



JOURNAL
OF THE
HOUSE OF ASSEMBLY

OF



Prince Edward Island.

ANNO SECUNDO REGIS GULIELMI IV.

SECOND SESSION OF THE THIRTEENTH GENERAL ASSEMBLY.



CHARLOTTE-TOWN:

Printed by **JAMES DOUGLAS HASZARD**, Printer to the King's Most Excellent Majesty.

1832.





BY HIS EXCELLENCY

COLONEL JOHN READY,

J. READY, Lieutenant Governor and Commander-in-Chief in and
Lt. Governor. over His Majesty's Island Prince Edward and its
Dependencies, Chancellor, Vice Admiral, and Ordinary
of the same, &c. &c. &c.

A PROCLAMATION.

WHEREAS the General Assembly of this Island stands prorogued
until Tuesday the Twenty-first day of June inst.

I have thought fit further to prorogue the said General Assembly, and the
same is hereby prorogued, until Thursday the First day of September next—
of which all persons concerned are required to take notice and govern them-
selves accordingly.

Given under my hand, and the Seal of the said Island, at Charlotte-
Town, this Eleventh day of June, One Thousand Eight Hundred
and Thirty-one, and in the First year of His Majesty's Reign.

BY HIS EXCELLENCY'S COMMAND,

J. P. COLLINS, *Colonial Secretary.*

GOD SAVE THE KING.

BY HIS EXCELLENCY

COLONEL JOHN READY,

J. READY, Lieutenant Governor and Commander-in-Chief in and over
Lt. Governor. His Majesty's Island Prince Edward and its Depen-
dencies, Chancellor, Vice Admiral, and Ordinary of
the same, &c. &c. &c.

A PROCLAMATION.

WHEREAS the General Assembly of this Island stands prorogued until
Thursday the First day of September next:

I have thought fit further to prorogue the said General Assembly, and the
same is hereby prorogued, until Monday the Thirty-first day of October next
—of which all persons concerned are required to take notice, and govern
themselves accordingly.

Given under my hand, and the Seal of the said Island, at Charlotte-
Town, this Twenty-ninth day of August, One Thousand Eight
Hundred and Thirty-one, and in the Second year of His Majesty's
Reign.

BY HIS EXCELLENCY'S COMMAND,

J. P. COLLINS, *Colonial Secretary.*

GOD SAVE THE KING.

BY HIS EXCELLENCY
LIEUTENANT COLONEL
ARETAS WILLIAM YOUNG,

A. W. YOUNG, Lieutenant Governor and Commander-in-Chief in and over
Lt. Governor. His Majesty's Island Prince Edward and its Depend-
encies, Chancellor, Vice Admiral, and Ordinary of the
same, &c. &c. &c.

A PROCLAMATION.

WHEREAS the General Assembly of this Island stands prorogued until
Monday the Thirty-first day of October inst.

I have thought fit further to prorogue the said General Assembly, and the
same is hereby prorogued, until Thursday the Twenty-second day of Decem-
ber next—of which all persons concerned are required to take notice, and
govern themselves accordingly.

Given under my hand, and the Great Seal of the Island, at Charlotte-
Town, in the said Island, this Twenty-fourth day of October,
One Thousand Eight Hundred and Thirty-One, and in the
Second year of His Majesty's Reign.

BY HIS EXCELLENCY'S COMMAND,

J. P. COLLINS, *Colonial Secretary.*

GOD SAVE THE KING.

BY HIS EXCELLENCY
LIEUTENANT COLONEL
ARETAS WILLIAM YOUNG,

A. W. YOUNG, Lieutenant Governor and Commander-in-Chief in and over
Lt. Governor. His Majesty's Island Prince Edward and its Depend-
encies, Chancellor, Vice-Admiral, and Ordinary of the
same, &c. &c. &c.

A PROCLAMATION.

WHEREAS the General Assembly of this Island stands prorogued until
Thursday the Twenty-second day of December inst.

I have thought fit further to prorogue the said General Assembly, and the
same is hereby prorogued, until Tuesday the Third day of January next---
then to meet **FOR THE DISPATCH OF BUSINESS**—of which all persons con-
cerned are required to take notice, and govern themselves accordingly.

Given under my hand, and the Great Seal of the Island, at Charlotte-
Town, in the said Island, this Eighth day of December, One Thou-
sand Eight Hundred and Thirty-one, and in the Second year of
His Majesty's Reign.

BY HIS EXCELLENCY'S COMMAND,

J. P. COLLINS, *Colonial Secretary.*

GOD SAVE THE KING.

JOURNAL

Of the House of Assembly

OF

PRINCE EDWARD ISLAND.

SECOND SESSION OF THE THIRTEENTH GENERAL ASSEMBLY.

TUESDAY, January 3d, 1832.

THE House having, by several Proclamations, been prorogued until this day, then to meet for the despatch of business:

And being met—

A Message from His Excellency the Lieut. Governor, by George Richard Goodman, Esq. Usher of the Black Rod.

“Mr. Speaker,

“His Excellency the Lieut. Governor commands the attendance of this Honorable House in the Council Chamber instanter.”

The House accordingly attended,

And being returned—

Mr. Speaker reported, that when the House attended the Lieutenant Governor in the Council Chamber, His Excellency was pleased to deliver a Speech to both Houses of the Legislature, of which he had procured a copy—which he handed in at the Clerk’s Table, where it was read, and is as follows:—

“Mr. President, and Gentlemen of His Majesty’s Council;

“Mr. Speaker, and Gentlemen of the House of Assembly;

“You have been convened in General Assembly at a period somewhat earlier than has been usual, in order that the administration of Justice in the Supreme Court of Judicature at the time fixed by Law may not interrupt your Session, to your own inconvenience, and the public detriment.

“As the Representative of a Sovereign whose every thought is directed to the welfare of his people, and whose beneficence is too shining to fail in being an example to all his Subjects, however remote, it becomes alike my duty and my inclination to proffer to you, at this the earliest opportunity, the sincere assurances of my unaffected desire to promote, in all its branches, the prosperity of this fertile Island, and, if possible, the individual happiness of every Member of the community.

“Mr. Speaker, and Gentlemen of the House of Assembly;

“The Accounts of the past year shall be laid before you, without delay.

“In the execution of the portion of public duty, that, according to the Constitution under which it is our high privilege to live, devolves exclusively on you, due provision has hitherto been made for the good order and respectability of Government. The wisdom which has dictated this course,

will, I doubt not, still continue to influence your deliberations; thus, gradually, but surely, attracting an influx of capital to your shores, by affording, under Providence, security to the progress of industry, and to the accumulation of its fruits.

“Mr. President, and Gentlemen of His Majesty’s Council;

“Mr. Speaker, and Gentlemen of the House of Assembly;

“Conscious that without your co-operation, any exertions of mine cannot but be imperfect, I frankly claim from you an unreserved communication on such subjects as to your local experience may seem useful to the Public Service—and believe me, Gentlemen, this confidence shall on my part be reciprocal:

“Enter then on your Legislative functions—With concord and disinterested unity of purpose, provide for the public good, and draw down on yourselves and on your fellow Colonists, the blessings that have ever attended labours so directed.”

Robert Hyndman, Esq. one of the Members for Princetown, appeared at the Bar, and having been led into the body of the House, and introduced to the Speaker, by *Mr. Pope* and *Mr. Green*, two of the Members, took the Oaths and his seat.

Samuel Nelson, Esq. elected a Member for Queen’s County, in the room of *Ewen Cameron*, Esq. deceased, appeared at the Bar, and having been led into the body of the House, and introduced to the Speaker, by *Mr. Dalrymple* and *Mr. J. S. Macdonald*, two of the Members, took the Oaths and his seat.

On motion of *Mr. Owen*—Ordered, that *John P. Collins*, Esq. the Colonial Secretary, have notice to attend this House tomorrow, with the Poll Books and Writ of Election for the late Election of a Member to represent King’s County in the General Assembly, in the room of *John Macdonald*, Esq. deceased.

On motion of *Mr. Dalrymple*—Resolved, that an humble Address be presented to His Excellency the Lieutenant Governor, in answer to his Speech.

Ordered, that *Mr. Dalrymple, Mr. Owen, Mr. Binns, Mr. Brecken, and Mr. Pope* be a Committee to prepare the said Address.

Ordered, that a copy of the Journal be sent to His Excellency the Lieutenant Governor, each day, as soon as possible after the adjournment.

Ordered, that a copy of the Journal of this House be daily furnished to the Printer, and that he be directed to print One hundred and ten copies thereof, to be disposed of as directed last Session.

On motion of *Mr. Brennan*—Ordered, that a Committee be appointed to examine what Laws have lately expired, or are near expiring, and to report thereon to the House.

Ordered, that *Mr. Brennan, Mr. Owen* and *Mr. A. Macdonald* be a Committee for that purpose.

On motion of *Mr. Cody*—Ordered, that a Committee be appointed to revise the Journal of each day, after the adjournment.

Ordered, that *Mr. Cody, Mr. Dalrymple* and *Mr. Hyndman* be a Committee for that purpose.

Ordered, that the Chaplain have notice to attend the House, each morning during the Session, to read Prayers, before the House proceeds to business.

Mr. Owen rose in his place, and moved the Standing Order of the House, that strangers do withdraw; and thereafter called the attention of the House to the conduct of *Mr. Willock*, one of the Members for Queen's County, in having, in the most indecorous and violent manner, and without provocation, grossly insulted him the said *Mr. Owen*,

on the last day of the preceding Session, immediately after the prorogation, at the door and in front of the Court House, before the assembled multitude, and also for previously the same day, having used intimidating and insulting language towards him.

Mr. Willock was fully heard, and was then, together with *Mr. Owen*, ordered to retire.

The House having taken the matter into consideration—it was thereupon ordered, that *Mr. Willock* be required to apologise to the House for his disorderly conduct, and for his indecorous language to *Mr. Owen*, in the following words:—

“ Mr. Speaker,

“ I humbly apologise to this Honorable House, and in particular to *Mr. Owen*, as one of its Members, for the breach of the privileges of this House, which I committed on the last day of last Session, immediately on the prorogation of the House, at the door of the Court House, before the public—and also previously on the same day, by my insulting conduct and language to *Mr. Owen*.”

Mr. Willock having returned, and *Mr. Speaker* having communicated to him the sense of the House, he made his apology in the words required.

On motion of *Mr. Brecken*—Resolved, that the following be added to the Standing Orders of the House:

That at the end of each Session the Clerk do see that the Journal of the Session is properly made out, and fairly transcribed from the Minute Book, the printed Votes, and the original papers that may be laid before the House.

Ordered, that *Mr. Willock* have leave of absence on Thursday next.

Adjourned to 11 o'clock to-morrow.

WEDNESDAY, January 4th, 1832.

PRAYERS.

M*Mr. Owen*, from the Committee appointed to prepare an Address to His Excellency the Lieut. Governor, in reply to his Speech at the opening of the Session, reported a draught thereof, which he read in his place, and delivered in at the Clerk's Table, where being again read—

Ordered, that the said Address be committed to a Committee of the whole House, to-morrow.

The Colonial Secretary attending, according to Order, with the Poll Books, and the Writ of Election for a Member to serve in General Assembly, for the County of King's County, in the room of *John Macdonald, Esq.* deceased—

The return on the said Writ was read, and is as follows:—

“ I do hereby certify, that, in obedience to the command of the within Writ, I caused Public Notice and Proclamation to be made at Georgetown, and at the

most inhabited parts of this Island, requiring the Freeholders, Landholders and Resident Housekeepers of King's County, to appear before me at Georgetown aforesaid, on Wednesday the Thirteenth day of July instant, at the hour of Ten o'clock of the forenoon, for the purpose of electing and choosing one Member to represent the said County in the Lower House of Assembly, in the room of John Macdonald, Esquire, whose seat was declared vacant; at which day, hour and place, after taking the Oath required by Law, and administering the Oaths also required by Law to the Poll Clerks, and Proclamation made, a Poll was opened, and William Cooper, Angus Macdonald, and John Jardine, Esquires, were severally named and proposed as qualified and fit and proper persons to be elected to fill such vacancy; and I proceeded to take all such legal votes as were from time to time offered and tendered to me on the behalf of each candidate; and I kept the Poll open for two days, when the same was closed by consent of the candidates, and adjourned to St. Peter's, in the said County, to be there held on the Twentieth day of July instant, at Ten o'clock in the forenoon, giving seven days' notice thereof as prescribed by Law.—And I further certify, that at the last mentioned day, place and hour, I caused the said Poll to be again opened, and proceeded, after the usual and proper Proclamations being made, to take all such legal votes as were tendered and offered to me on behalf of either of the said Candidates, and continued so to do until six o'clock in the evening of the said Twentieth day of July instant, when the said Poll was adjourned until Ten o'clock of the forenoon of the Twenty-first day of July instant, being the day fixed by Law for finally closing the said Poll; and I further certify, that I opened the said Poll on the said last day at the hour to which the same was adjourned, when Thomas Irwin, Esquire, was proposed and nominated as a fit and proper person to fill the said vacancy; and, after making the usual and proper Proclamations, proceeded to take all such legal votes as were tendered and offered on behalf of either of the said Candidates, until about the hour of seven o'clock in the evening of the same day, when I was prevented from further obeying the commands of the said Writ, by actual violence, noise and riotous conduct of an assemblage of upwards of one hundred and fifty persons, who appeared to be gathered together for the express purpose of preventing a due and legal return of the said Writ, and who, by the casting and throwing of stones, sticks and rubbish, endangered my life, and the lives of the Poll Clerks and Constables employed in taking the said Poll, and who forcibly pulled down and demolished the Hustings there erected, throwing myself, the Candidates, and others thereon, to the ground; and after repeated attempts to preserve order and restore quiet, and after several notifications that I should be obliged to desist from further proceeding in the execution of the said

Writ, unless such violence, noise and riot ceased, finding it impossible to restore order, although I had for that purpose adjourned the Poll for half an hour, and had sworn in a number of special constables, and being several times driven from the building in which I had gone to hold the Poll after the destruction of the Hustings as aforesaid, by the throwing of sticks, stones and rubbish in at the doors of the same, and which repeatedly overturned the lights, and against which I had no means of protection, I was compelled, at about half-past nine o'clock of the evening last mentioned, to direct the Poll Books to be closed, without having declared any or either of the Candidates elected, or making or executing any Indenture to either, as required by Law. And I further certify, that at the time of closing the Poll Books, 317 votes were given for William Cooper, 243 votes for Angus Macdonald, 9 votes for Thomas Irwin, and 41 votes for John Jardine, making a majority of 74 votes in favour of William Cooper over Angus Macdonald, a majority of 308 votes over Thomas Irwin, and a majority of 276 votes over John Jardine. And I further certify, that a protest was made by Angus Macdonald, one of the Candidates, and one also by Thomas Irwin, another of the Candidates, which are duly entered on the Poll Books. And I further certify, that I could not execute the within Writ for the reasons and causes aforesaid.

“Given under my hand and seal, this Twentieth day of July, One Thousand Eight Hundred and Thirty-one.

FADE GOFF,
Sheriff.”

Ordered, that the House do, on Monday next, resolve itself into a Committee of Privileges and Elections, for the purpose of taking the aforesaid Return into consideration.

Ordered, that Mr. John C. Sims, the Deputy Sheriff, have notice to attend the said Committee, on Monday next.

On motion of Mr. Brecken—Resolved, that the following be added to the Standing Orders of the House:

That an Order Book be kept by the Clerk, in which Members desirous of introducing any subject to the consideration of the House, unconnected with any measure actually in progress, shall be required to enter notice thereof, specifying the day in which the same shall be brought forward; giving at least 24 hours notice.—This Rule not to extend to questions of privilege.

Adjourned to 11 o'clock to-morrow.

THURSDAY, January 5th, 1832.

PRAYERS.

A Petition of William Cooper, of Township Number Fifty-six, Esquire, whose name is thereunto subscribed, was presented to the House by Mr. Dalrymple—and Mr. Speaker having signified that Recognizance had been taken, as required by the Standing Order of the House—the said Petition was received and read; setting forth—that in consequence of the death of *John Macdonald*, late of Prospect Hill, Esq. a seat in this House for the representation of King's County became vacant, and a Proclamation having been issued for the purpose of electing a Member to fill such vacancy, your Petitioner was induced to offer himself as a Candidate, and was proposed as such by Duncan Campbell, and seconded by George Aitken, at Georgetown, where a Poll was opened on the Thirteenth day of July last, and afterwards adjourned to St. Peter's, where the polling re-commenced on the Twentieth day of the same month, and continued that day, and until a late hour on the next. That during the last night, and while the polling was going on, certain evil disposed persons who had voted against the Petitioner, in conjunction with a great number of others, who were not voters, commenced a violent and outrageous riot, for the sole purpose, evidently, of preventing the Petitioner being returned duly elected—for it was clearly seen that the great majority of votes that the Petitioner had polled, was sufficient to have secured his Election, as, at the commencement of the riot, the Petitioner was seventy-four in advance of any other Candidate. That between the hours of eight and ten o'clock at night, the Returning Officer, with the Poll Clerks and the Petitioner, together with the Special Constables, were by violence forced from the Hustings, and the Returning Officer forced to close the Election without making a due Return—and praying the House to cause the facts to be inquired into, and that the Petitioner may be heard by himself, or his Counsel, at the Bar of the House, when he trusts to be enabled to shew that he is entitled to a seat in this Honorable House as a Representative of King's County.

Ordered, that the said Petition be referred to the Committee of Privileges and Elections on the Return for King's County.

Ordered, that the Petitioner, William

Cooper, be heard by himself or his Counsel, before the said Committee.

The House, according to Order, resolved itself into a Committee of the whole House, on the consideration of the Address to the Lieutenant Governor in answer to his Excellency's Speech, as prepared by the Select Committee.

Mr. Speaker left the chair:

Mr. Dalrymple took the chair of the Committee:

Mr. Speaker resumed the chair.

Mr. Dalrymple, Chairman of the Committee, reported, that they had gone through the Address and agreed to the same, without any amendment—and he read the Address in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as follows:

To His Excellency Lieut. Colonel **ARETAS WILLIAM YOUNG**, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and the Territories thereunto adjacent, Chancellor and Vice-Admiral of the same, &c. &c. &c.

The humble Address of the House of Assembly.

May it please your Excellency,

We the Representatives of His Majesty's loyal people of Prince Edward Island, in Colonial Parliament convened, respectfully thank your Excellency for your Speech at the opening of this Session.

We fully appreciate the motives which have induced your Excellency to convoke the Legislature at an earlier period than usual—a time not only suited to our convenience, but adapted to facilitate public business.

Our gratitude is justly due to His Majesty for the paternal solicitude he has ever evinced for the happiness of his subjects, wherever situated; and particularly for the last instance of his regard in the appointment of your Excellency to the administration of this Government. And we feel grateful to your Excellency for the assurance of your desire to promote, in all its branches, the prosperity of this fertile Colony, and the individual happiness of its inhabitants.

We shall direct our attention to the Public Accounts of the past year, when it may please your Excellency to lay them before us. In the execution of the portion of public duty, which, according to the Constitution, devolves exclusively on the Representatives of the people, we shall at all times feel it incumbent on us, so far as the means at our command will permit, to make such provision as will maintain the good order and respectability of Government; and your Excellency may rely that our best endeavours shall be di-

rected to such measures as may, under the blessing of Divine Providence, secure the progress of industry, with all its attendant advantages.

We cordially thank your Excellency for your kind offer of co-operation and unreserved communication with the other branches of the Legislature, in all matters which may seem conducive to the public service; and we beg to assure your Excellency, that this House will as frankly grant, as your Excellency claims, all the information which their local experience can suggest; and we shall enter on our legislative duties with that spirit of unanimity and disinterestedness so wisely recommended by your Excellency, in the hope that we and our fellow Colonists may thereby reap the benefits which ever attend labours zealously directed for the public good.

Ordered, that the said Address be engrossed, and presented to His Excellency by the whole House.

Thereupon, ordered, that Mr. *Brecken* and Mr. *Brenan* be a Committee to wait upon his Excellency to know his pleasure when he will be attended by the House with the Address.

Mr. *Brenan* reported from the Committee appointed to examine what Laws have lately expired, or are near expiring—and he read the Report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as follows:—

That an Act made and passed in the Fifth year of his late Majesty, intituled "An Act for the preservation of Oysters,"—will expire on the 24th of March next.

That an Act made and passed in the Tenth year of his late Majesty, intituled "An Act for keeping clean the Streets of Charlotte-Town, and for removing obstructions therefrom,"—will expire at the end of this present Session.

That an Act made and passed in the First year of his present Majesty, intituled "An Act to continue an Act made and passed in the Eleventh year of the late King, intituled an Act to continue and amend an Act made and passed in the Tenth year of the present King, imposing a duty on Wines, Gin, Brandy,

Rum, and other Distilled Spirituous Liquors,"—will expire on the Seventh day of May next.

That an Act made and passed in the first year of the present King, intituled "An Act to continue an Act made and passed in the Eleventh year of the late King, intituled An Act to continue an Act imposing a Duty of Impost on Tobacco and Tea,"—will expire on the Seventh day of May next.

Ordered, that the said Report do lie on the Table.

The Clerk laid before the House a copy of the Correspondence which had taken place between the Joint Committee of the Council and Assembly and the Colony Agent since last meeting of the Legislature, which was read.

On motion of Mr. *Pope*—Ordered, that the Committee appointed last Session for the purpose of ascertaining the lowest rate at which Lennox Island, or any other suitable Island or Islands, could be procured, with a view to forming a permanent location for the Indians of this Colony, do lay an account of their proceedings before the House.

On motion of Mr. *Dalrymple*—Ordered, that the following persons have notice to attend the Committee of this House on Privileges and Elections on the 9th inst. to be examined on behalf of William Cooper, touching the late Election for King's County, viz.

John Jardine of Morell, Esq. James Anderson, Esq. Jas. M'Ewen, John M'Ewen, Hugh M'Varish, Thomas Webster, sen. Thomas Webster, jun. all of St. Peter's; John M'Kay, St. Peter's Bay, James M'Donald, Hay River, Murdoch Murray, Head of St. Peter's Bay, John M'Intosh, Lot 43, and Edward Withers, James M'Laren, and William Dingwell, of Bay of Fortune.

Ordered, that Thomas Jaques and George Procter, the Poll Clerks, have notice to attend the said Committee on Monday next.

Adjourned to 11 o'clock to-morrow.

FRIDAY, January 6, 1832.

PRAYERS.

MR. *Brecken*, from the Committee appointed to wait on the Lieutenant Governor, to know when he would be pleased to receive the House with their Address in answer to his Speech—reported, that his Ex-

cellency had been pleased to appoint this day, at half-past One o'clock, to receive the House.

The Report of the Select Committee on the expiring Laws having been taken up and again read:

Ordered, that the said Report be committed to a Committee of the whole House to-morrow.

Mr. *Brecken* reported from the Joint Committee of the Council and Assembly, appointed last Session, to carry into effect the intention of the Legislature, with reference to the plate voted to the late Lieutenant Governor—and he read the Report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as follows:—

That the Joint Committee of the Council and Assembly had prepared the following Inscription for the Plate to be presented to the late Lieut. Governor.

Presented to Colonel JOHN READY, late Lieutenant Governor of Prince Edward Island, in North America, by the Inhabitants of the Colony, as a mark of the high sense which they entertain of his eminent public services, whilst in the administration of the Government, the important duties of which he ably, impartially, and zealously fulfilled, from the 21st day of October, 1824, to the 27th day of September, 1831, a period of nearly seven years, with no less honour to himself, than advantage to the people.

And that the Committee had forwarded the said Inscription to John Bainbridge, Esq. the Colony Agent, accompanied with the following Letter.

[copy.]

Charlotte-Town, Prince Edward Island,
Oct. 10th 1831.

Sir,

At the last Meeting of the General Assembly, the sum of Four Hundred Pounds currency, equal in amount to Three Hundred Pounds sterling, was voted for the purchase of Plate, to be presented to our late Lieutenant Governor, Colonel Ready, with an Inscription thereon, expressive of the high sense the Colony entertains of the services he rendered to it, whilst in the administration of the Government;—and it was further ordered, that the Colony Agent be requested to procure the said Plate, and present the same to Colonel Ready, in the name of the Inhabitants of the Island.

We now avail ourselves of the opportunity which Colonel Ready's departure for England affords, to request that you will use your best endeavours to meet the wishes of the Colony in this particular, and we will, with all possible despatch, transmit you Bills for the amount specified in the Grant which was made upon the occasion.—The nature and description of the Plate to be presented, are left to Colonel Ready's own taste; by whose opinion and wishes you will have the goodness to be entirely governed in making the purchase.—A copy of the Inscription to be engraved thereon we herewith enclose—and have the honor to be &c.

(Signed)

T. H. HAVILAND,
ROBT. HODGSON,
GEO. DALRYMPLE,
CHAS. BINNS,
JOHN BRECKEN.

John Bainbridge, Esq.

On motion of Mr. *Brenan*—Ordered, that the following Message be sent to his Excellency the Lieut. Governor.

May it please your Excellency,

We are ordered by the House of Assembly to wait on your Excellency, and to request that you will be

pleased to cause the Report of the Commissioners appointed to “examine as to the practicability and expediency of erecting a Wharf at East Point, on Township Number Forty-seven,” to be laid before the House—with any order or orders that may have been made thereon by the Government.

Ordered, that Mr. *Brenan* and Mr. *H. Macdonald* be a Committee to wait on his Excellency with the above Message.

The hour appointed by his Excellency to receive the Address having arrived, Mr. Speaker and the House went up—and being returned—Mr. Speaker reported, that the House had attended upon his Excellency the Lieut. Governor, and presented their Address, to which His Excellency was pleased to make the following answer :

Mr. Speaker, and Gentlemen of the House of Assembly:

To refrain from expressing to you my great gratification at the sentiments with which your Address is replete, would bear the semblance of underrating their importance. The indications contained in it of a spirit of harmony so likely to generate a successful issue to your official labours, I trust, are the happy omens of so desirable an event.

For your flattering expressions towards myself personally, I pray you to accept my cordial thanks.

A Petition of Angus Macdonald, of St. Peter's, Esq. whose name is thereunto subscribed, was presented to the House by Mr. *Brenan*—and Mr. Speaker having acquainted the House that the Recognizance required by the Standing Order of the House relative to costs, had been taken—the same was received and read; setting forth—that in pursuance of His Majesty's Writ of Election to his High Sheriff of this Island, for the Election of a Member to represent King's County in the General Assembly, in the room of John M'Donald Esq. deceased, a Poll was opened at Georgetown, on the 13th day of July last; that the Petitioner was one of the candidates; that at the close of the second day, the Returning Officer, with consent of the Candidates, adjourned the Poll to St. Peter's, where, on the 20th day of the same month, it was again opened. That in consequence of certain riotous conduct on the part of several of the Electors, and others, the Returning Officer was obliged to discontinue the said Election; and made a Return, as Petitioner has since been informed, of a riot. That at Georgetown, during the said Election, the supporters of Mr. *Cooper*, one of the Candidates, conducted themselves in a manner contrary to the true intent of the Election

law, and having a direct tendency to subvert the rights and liberties of His Majesty's subjects. That the said persons, by boisterous means, and with a high hand, intimidated and prevented several persons (who were actually present, and willing to vote for Petitioner) from tendering their votes.—That after the adjournment to St. Peter's, a great number of Electors were in attendance for the purpose of giving their votes to Petitioner, which votes, if given, would have far outnumbered those of the other Candidates; but by the tergiversation of Mr. Cooper and his partizans, a riot was created, by which the support intended for the Petitioner was defeated and rendered ineffectual. That the Petitioner being assured that he can produce ample proof of the foregoing facts, humbly prays that he may be permitted to submit his proofs to the House, and that he may be heard by himself or his Counsel at the Bar.

Ordered, that the said Petition be referred to the Committee of Privileges and Elections on the late Election and Return for King's County.

Ordered, that the Petitioner, Angus Macdonald, be heard by himself or Counsel, at the Bar of the House, before the said Committee.

On motion of Mr. *Brenan*—Ordered, that the following persons have notice to attend this House on Monday next, to be examined by the said Committee in support of the above Petition, viz:—Donald M'Phee, of Georgetown Royalty, Tailor; Angus M'Donald (Donald's son), St. Peter's Lake; Ronald M'Donald, jun. Bear River; Angus M'Don-

ald, of Lot 47, Shoemaker; and John Beaton, South Lake, East Point.

On motion of Mr. *Brecken*—Ordered, that the Committee of Privileges and Elections on the late Election and Return for King's County, have power to send for persons, papers and records; and shall examine all the Witnesses that come before them on Oath.

On motion of Mr. *Owen*—Ordered, that a Committee be appointed to prepare an Address to his Excellency the Lieut. Governor, to inquire if any, and what answer has been received to the Address of this House to his Majesty, of 10th May last, transmitted by the late Lieut. Governor, praying that His Majesty would be pleased to signify his Royal pleasure, that two certain Acts therein mentioned may be repealed.

Ordered, that Mr. *Owen*, Mr. *Pope*, and Mr. *Dalrymple* be a Committee for that purpose.

On motion of Mr. *H. Macdonald*—Ordered, that the following Message be sent to his Excellency the Lieutenant Governor:

May it please your Excellency,

We are commanded by the House to wait on your Excellency, and to request that you will be pleased to direct the Commissioners appointed for building a Court House and Jail at Georgetown, to lay a statement of all their proceedings before the House.

Ordered, that Mr. *H. Macdonald* and Mr. *Brenan* be a Committee to wait on his Excellency with the above Message.

Adjourned to 11 o'clock to-morrow.

SATURDAY, January 7th, 1832.

PRAYERS.

ON motion of Mr. *Hyndman*—Ordered, that the following Message be sent to His Excellency the Lieutenant Governor:

May it please your Excellency,

We are commanded by the House of Assembly to wait on your Excellency, and to request that you will be pleased to direct the Commissioners for erecting a Court House and Jail at Princetown, to lay an account of their proceedings before the House.

Ordered, that Mr. *Hyndman* and Mr. *Owen* be a committee to wait on His Excellency with the above Message—who returning, reported the delivery thereof, and that

His Excellency was pleased to say, he would cause the necessary documents to be laid before the House.

A petition of Louis Francis Alguimou, and other Chiefs of the Indians, whose names are thereunto subscribed, was presented to the House by Mr. *Binns*, and the same was received and read, and is as followeth :

To the Great Councillors of Prince Edward Island.

The Speech of Oliver Thoma, Louis Francis Alguimou, Piel Jaques, and other Chiefs of this Island.

Fathers,—Before the white men crossed the great waters—our Woods offered us food and clothes in plenty—the waters gave us fish—and the woods game—our fathers were hardy.

brave and free—we knew no want—we were the only owners of the Land.

Fathers,—When the French came to us they asked us for land to set up their Wigwams—we gave it freely.—In return they taught us new arts—protected and cherished us—sent holy men our fathers amongst—who taught us Christianity—who made books for us—and taught us to read them—that was good—and we were grateful:—

Fathers,—When your fathers came and drove away our French fathers—we were left alone,—our people were sorry, but they were brave—they raised the war cry—and took up the tomahawk against your fathers.—Then your fathers spoke to us—and said, put up the axe—we will protect you—we will become your Fathers.—Our fathers and your fathers had long talks around the Council fire—the hatchets were buried—and we became friends.

Fathers,—They promised to leave us some of our land—but they did not—they drove us from place to place like wild beasts—that was not just.

Fathers,—Last year at your great council, you promised to give us land—and to give us books to shew our children good things—to know the good Spirit and to love him—that was kind—we thank you—but, Fathers, we hear, some bad Indians, who are lazy, and hate work, said, we did not want land or books.—This is not true—we cannot now live by the chase, and we wish our children to learn.

Fathers,—We heard you would not give us the books our fathers left us—but strange ones—we were sorry—but hope you will give us our own, and no other.

Fathers,—Our tribe in Nova-Scotia, Canada, New-Brunswick and Cape Breton, have land on which their Families are happy.—We ask of you, Fathers, to give us a part of that land once our fathers'—whereon we may raise our wigwams without disturbance—and plough and sow—that we may live, and our children also—else, Fathers, you may soon see not one drop of Indian blood in this Island, once our own—where is now our land?—we have none:—

Fathers, we are poor—do not forsake us—remember the promises your fathers made to ours. Fathers, we salute you.

(Signed)

*Louis Francois Alguinou,
Piel Jaques,
Oliver Thoma,
Peter Tony,
Michael Michell.*

Ordered, that the said Petition do lie on the Table.

Mr. Owen, from the Committee appointed to prepare an Address to his Excellency the Lieutenant Governor, relating to the Address of last Session to His Majesty, on the subject of the permanent Revenue Acts,—presented the draught of an Address as prepared by the Committee, and he read the same in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as follows:—

To His Excellency Lieut. Colonel **ARETAS WILLIAM YOUNG**, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and the Territories thereunto adjacent, Chancellor and Vice-Admiral of the same, &c. &c. &c.

May it please your Excellency:

We His Majesty's dutiful subjects the Representatives of Prince Edward Island, in General Assembly convened, beg to request that your Excellency will be pleased to inform this House, if any answer has been received to the Address of this House to His Majesty, of the 10th of May last, praying that His Majesty would be graciously pleased to signify his royal pleasure that two permanent acts, one of them made and passed in

the year One Thousand Seven Hundred and Eighty-five, intituled "An Act to amend, render more effectual, and to reduce into one Act the several Laws made by the General Assembly of this Island, relative to the duties of Impost on Wines, Rum, Brandy, and other distilled Spirituous Liquors, and for allowing a drawback upon all Wines, Rum, Brandy, and other distilled Spirituous Liquors exported from this Island," and the other made and passed in the year One Thousand Seven Hundred and Ninety-five, intituled "An Act for raising a duty on Wine, Rum, and other distilled Spirituous Liquors, and for imposing a duty on Porter, Ale, and Strong Beer,"—may be repealed; and if any answer has been received, that your Excellency will be pleased to communicate the same to the House.

Ordered, that the said Address be engrossed.

Ordered, that the Committee who prepared the said Address, be a Committee to wait on his Excellency with the same—who returning, reported the delivery thereof.

Mr. *Brenan*, from the Committee appointed to wait on the Lieutenant Governor with the Message of yesterday, relative to the Wharf at East Point, reported the delivery thereof—and that his Excellency was pleased to say, that he would cause the documents required to be laid before the House.

Mr. *H. Macdonald*, from the Committee appointed to wait on the Lieutenant Governor, with the Message of yesterday, relative to the Court House and Jail at Georgetown—reported the delivery thereof, and that his Excellency was pleased to say, that he would cause the documents required to be laid before the House.

On motion of Mr. *Owen*—Ordered, that the following Message be sent to his Excellency the Lieutenant Governor.

May it please your Excellency,

We are commanded by the House of Assembly to wait on your Excellency, and to request that you will be pleased to inform this House whether Commissioners have been appointed, as requested by the House of Assembly at their last Session, for the purpose of "examining the several Laws which are now in force, and to report upon such as they may consider require amendment, upon such as will admit of being consolidated, upon such as it would be advisable to repeal, and upon such the provisions of which have been executed;" and if such Commissioners have been appointed, that your Excellency may be pleased to direct them to lay their report before the House.

Ordered, that Mr. *Owen* and Mr. *Pope* be a Committee to wait on his Excellency

with the above Message—who returning, reported the delivery thereof, and that his Excellency was pleased to say, that Commissioners had been appointed, as recommended by the House of Assembly, and that he would give directions that so much of their Report as had been received should be laid before the House.

The Order of the Day, for the House in Committee on the Report of the Special Committee on the Expiring Laws, being read—

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Brennan took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Brennan, Chairman of the Committee, reported, that they had made some progress in the business to them referred, and had come to several Resolutions thereupon, which they had directed him to report to the

House—and he read the same in his place, and delivered them in at the Clerk's Table, where they were again read, and are as followeth:—

RESOLVED, That it is the opinion of this Committee, that an Act made and passed in the fifth year of His late Majesty, intituled “An Act for the preservation of Oysters,”—be allowed to expire.

RESOLVED, That it is the opinion of this Committee, that an Act made and passed in the Tenth year of His late Majesty's Reign, intituled “An Act for keeping clean the Streets of Charlotte-Town, and for removing obstructions therefrom,”—be continued and amended.

The Chairman also acquainted the House, that he was directed by the Committee to move for leave to sit again—which the House agreed to.

The said Resolutions were read throughout, a first and second time, and upon the question being severally put thereon, they were agreed to by the House.

Adjourned to 11 o'clock on Monday next.

MONDAY, January 9th, 1832.

PRAYERS.

MR. Brecken, pursuant to notice, moved for leave to bring in a Bill for regulating the mode of recovering Penalties. Leave being granted, the said Bill was received, and read a first time.

On motion of **Mr. Brecken**—Ordered, that a Committee be appointed to prepare an Address to the Lieutenant Governor, praying His Excellency to acquaint the House whether any information had been received relative to certain Acts transmitted for the Royal Allowance.

Ordered, that **Mr. Brecken**, **Mr. Owen**, and **Mr. Binns** be a Committee to prepare the said Address.

Four Messages from His Excellency the Lieutenant Governor, by **Mr. Secretary Collins**.

[FIRST MESSAGE.]

A. W. YOUNG, Lt. Governor.

The Lieutenant Governor lays before the House of Assembly, the copy of a Despatch from the Right Honorable Viscount Goderich, acknowledging the receipt of one from Lieutenant Governor Ready, enclosing an Address of Condolence from the Council and House of Assembly, on the demise of his late

Majesty, and of congratulation to His Majesty on his accession to the Throne.

January 9th, 1832.

[COPY.]

Downing Street, 2d July, 1831.

Sir,

I have the honor to acknowledge the receipt of your despatch of the 24th May last, enclosing an Address of Condolence from the Council and House of Assembly of Prince Edward Island, on the demise of His late Majesty, and of Congratulation to His Majesty on his accession to the Throne—and to acquaint you that, having laid the same before the King, he was pleased to receive the same very graciously.

I have &c.

[Signed]

GODERICH.

[SECOND MESSAGE.]

A. W. YOUNG, Lt. Governor.

The Lieutenant Governor lays before the House of Assembly, the copy of a Despatch from the Right Honorable Viscount Goderich, in answer to one from the late Lieutenant Governor Ready, enclosing an Address from the House of Assembly, praying that the Colonial Acts of 25th George 3d, cap. 4, and 35th George 3d, cap. 10, may be repealed.

January 7th, 1832.

[COPY.]

No. 6.

Downing Street, 30th Aug. 1831.

Sir,

I have the honour to acknowledge the receipt of your despatch of the 21st June last, enclosing an Address from the House of Assembly of Prince Edward

Island, praying, for the reasons therein stated, that the Colonial Acts of 25th Geo. 3d. cap. 4. and 35th Geo. 3d. cap. 10. may be repealed—and to acquaint you that the same will be duly laid before His Majesty.

I have &c.

[Signed]

GODERICH.

[THIRD MESSAGE.]

A. W. YOUNG, Lieut. Governor.

The Lieutenant Governor lays before the House of Assembly, for their information, the copy of a Letter received by his Predecessor, Colonel Ready, from the Honorable the Commissioners of His Majesty's Customs, in answer to an Address from the House, praying that certain Ports in Prince Edward Island might be constituted Ports of Entry.

January 7th, 1832.

[COPY.]

No. 134.

Custom House, 7th October, 1831.

Sir,

We have to acknowledge the receipt of your Excellency's letter of the 22d August last, transmitting copy of an Address from the House of Assembly of Prince Edward Island, requesting that the following Harbours might be constituted ports of entry, viz. Three Rivers and Colville Bay, in King's County; and Princetown, Bedeque, and Cascumpec, in Prince County—and that Justices of the Peace, resident at these places, might be appointed to act as Deputy Collectors: And we beg to acquaint your Excellency that, provided the Colony would make some moderate provision for individuals who might execute the duty of Sub-Collector, we should not object to issue Commissions to the Magistrates residing at certain places, upon their entering into the usual security to the Crown.

We have the honour to be, &c.

[Signed]

{ E. STEWART,
W. T. ROE,
H. RICHMOND.

To His Excellency Colonel John Ready, Lieutenant Governor of Prince Edward Island.

[FOURTH MESSAGE.]

A. W. YOUNG, Lt. Governor.

The Lieutenant Governor lays before the House of Assembly, an extract of a letter from Mr. Richard Smith, of the Albion Mines, stating the terms on which he would run a Steam Boat between Pictou and Charlotte Town, once a week, from the breaking up of the Ice to the middle of November—which the Lie-

tenant Governor recommends to the consideration of the House.

January 7th, 1832.

EXTRACT OF A LETTER FROM MR. RICHARD SMITH OF THE ALBION MINES.

"Albion Mines, Sept. 22d, 1831.

"I now hand you my terms for a Steam Boat to run, once a week, between Pictou and Charlotte Town, from the breaking up of the Ice in Spring to the middle of November, for Five Years—viz:—Premium £500, and £300 per annum, Nova Scotia Currency—the £300 a year includes the Post Office allowance. I shall also expect from the Province of Nova Scotia a premium of £600, and an allowance of £140 a year from the Province chest, exclusive of the Post Office—I have reason to believe it will be allowed, provided the Island, which will be most benefited, will give the proportion mentioned. You will much oblige me by ascertaining this point as early as possible.

[Signed]

"RICHARD SMITH."

Ordered, that the said Messages and Documents do lie on the Table, for the perusal of Members.

The Order of the Day, for the House in Committee of Privileges and Elections, on the late Election and Return for King's County, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Owen took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Owen, Chairman of the Committee, reported, that they had made some progress in the business to them referred, and that he was directed by the Committee to move for leave to sit again.

Ordered, that the said Committee have leave to sit again to-morrow.

On motion of Mr. *Brenan*—Ordered, that Mr. James Conroy, Surgeon, have notice to attend this House to-morrow, to be examined by the Committee of Privileges and Elections, touching the late Election and Return for King's County.

Adjourned to 11 o'clock to-morrow.

TUESDAY, January 10th, 1832.

PRAYERS.

ORDERED, that the Messages and Documents received yesterday from his Excellency the Lieutenant Governor, be referred to a Committee of the whole House on Monday next.

Mr. *Brecken*, from the Committee ap-

pointed to prepare an Address to His Excellency the Lieutenant Governor, on the subject of certain Acts transmitted for the Royal Allowance, presented the draught of an Address, as prepared by the Committee, and he read the same in his place, and afterwards delivered it in at the Clerk's Table,

where it was again read, and is as follows:—

To His Excellency Lieut. Colonel **ARETAS WILLIAM YOUNG**, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and the Territories thereunto adjacent, Chancellor and Vice-Admiral of the same, &c. &c. &c.

May it please your Excellency:

We the Representatives of His Majesty's dutiful subjects the Inhabitants of Prince Edward Island, in Colonial Parliament convened, beg leave respectfully to request, that your Excellency will be pleased to acquaint this House, whether any information has been received relative to the several Acts transmitted in the Years 1829 and 1830, for His Majesty's Royal Allowance, on which subject His Majesty's Council and this House, on the 9th of May last, presented a Joint Address to Lieutenant Governor Ready, praying that he would use his influence in the proper quarter to obtain early decisions thereon—which Acts are intitled as followeth:—

"An Act to enable Tenants in Tail to execute Leases, and grant terms of years of a long endurance."

"An Act for the security of Navigation, and for preserving all Ships, Vessels, and Goods, which may be found on Shore, wrecked or stranded, upon the Coasts of this Island, and for punishing Persons who shall steal Shipwrecked Goods, and for the Relief of Persons suffering loss thereby."

"An Act to confirm certain Marriages heretofore solemnized in this Island."

"An Act to require Clergymen, and others authorised to solemnize Marriages, to return Certificates thereof to the Surrogate of the Island, and to require Clergymen to keep a Record of Baptisms."

"An Act to alter, amend and suspend certain parts of an Act made and passed in the Forty-seventh year of his late Majesty's reign, intituled An Act to repeal an Act made and passed in the Forty-first year of his present Majesty's reign, intituled An Act for the better Regulation of Elections, and to regulate Elections for Members to serve in General Assembly in future."

"An Act to ascertain and establish the Boundary Lines of the several Counties and Townships of this Island—and to regulate the Duty of Surveyors."

"An Act for raising a Fund, by an Assessment on Land, for erecting a Government House, and other Public Buildings, within this Island."

Ordered, that the said Address be engrossed.

Ordered, that the Committee who prepared the said Address be a Committee to wait on his Excellency with the same.

The House, according to Order, resolved itself into a Committee of Privileges and Elections, to resume the consideration of the late Election and Return for King's County.

Mr. Speaker left the Chair:

Mr. Owen took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Owen, Chairman of the Committee, reported, that they had made a further progress in the business to them referred, and

that he was directed by the Committee to move for leave to sit again. Leave granted.

Two Messages from His Excellency the Lieutenant Governor, by Mr. Secretary Collins.

[FIRST MESSAGE.]

A. W. YOUNG, Lieutenant Governor.

The Lieutenant Governor lays before the House of Assembly, a part of the Report of the Commissioners appointed for the purpose of "examining the several Laws which are now in force; and to report upon such as they may consider require amendment; and upon such as will admit of being consolidated; upon such as it would be advisable to repeal; and upon such of which the provisions have been executed—together with the Copy of a letter from the Honorable the Attorney General, one of the said Commissioners, stating his reasons why his name is not subscribed to said Report.

January 10th, 1832.

The Documents referred to in the aforesaid Message were also received, and are as followeth:—

First Report of the Commissioners appointed by the late Lieutenant Governor for revising the Statutes of the Island.

Copy of a Letter from the Honorable the Attorney General, one of the Commissioners appointed to revise the Laws of the Island, dated 7th January inst. addressed to His Excellency the Lieutenant Governor, stating the reason why his name, as one of the said Commissioners, is not subscribed to their report.

[SECOND MESSAGE.]

A. W. YOUNG, Lieutenant Governor.

The Lieutenant Governor lays before the House of Assembly, the Report of the Commissioners appointed to examine as to the practicability and expediency of erecting a Wharf at East Point, on Township Number Forty Seven.

January 10th 1832.

Charlotte-Town, July 19th, 1831.

Sir,

Having received your letter of first of June last, stating that His Excellency the Lieut. Governor, with the advice of Council, was pleased to appoint us Commissioners to examine as to the practicability and expediency of constructing a Wharf at East Point, on Township Number Forty seven—We beg to state, for the information of His Excellency the Lieut. Governor, that we proceeded to the proposed site, called Campbell's Cove, on Township Number Forty-seven, and carefully examined it; sounded the depth of water, and surveyed the adjacent coast, a plan of which is herewith submitted. We are of opinion, that to construct a Wharf sufficient to afford protection for vessels during a North-east or East-gale of wind is inexpedient. But we deem it both practicable and expedient to construct a Wharf, to which Vessels, not exceeding sixty or seventy Tons Burthen, may approach in fine weather, and receive or discharge their Cargoes; which would afford

great facility and expedition in the exportation of the Agricultural produce of that portion or district of the Island, as well as the importation of Salt and other necessary supplies for the Fisheries, &c. &c.

We have the honor to be, Sir,

Your most Obt. Servants,
[Signed] GEO. WRIGHT,
DANIEL BREANAN,
HENRY LODGE.

To J. P. Collins, Esq. Colonial Secretary.

The Plan referred to in the above Report was also laid before the House.

Ordered, that the aforesaid Messages and Documents be referred to the Committee of the whole House, on the consideration of His Excellency's Messages of yesterday.

On motion, the House resolved itself into

a Committee of Privileges and Elections, to resume the consideration of the late Election and Return for King's County.

Mr. Speaker left the Chair:

Mr. Owen took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Owen, Chairman of the Committee, reported, that they had made a further progress in the business to them referred, and that he was directed by the Committee to move for leave to sit again.

Ordered, that the said Committee have leave to sit again to-morrow.

Adjourned to 11 o'clock to-morrow.

WEDNESDAY, January 11, 1832.

PRAYERS.

MR. Brecken, from the Committee appointed to wait on the Lieutenant Governor with the Address of yesterday, on the subject of certain Acts transmitted for the Royal Allowance, in the years 1829 and 1830, reported the delivery thereof—and that his Excellency had replied, that he had received no information relative to the Acts referred to.

The House, according to order, resolved itself into a Committee of Privileges and Elections, to resume the consideration of the late Election and Return for King's County.

Mr. Speaker left the chair:

Mr. Owen took the chair of the Committee:

Mr. Speaker resumed the chair.

Mr. Owen, Chairman of the Committee, reported, that they had made a further progress in the business to them referred, and that he was directed by the Committee to move for leave to sit again.—Leave granted.

A Message from His Excellency the Lieut. Governor, by Mr. Secretary Collins.

A. W. YOUNG, Lieutenant Governor.

The Lieutenant Governor lays before the House of Assembly, the Copy of a Despatch from the Right Honourable Viscount Goderich, transmitting an Order of His Majesty in Council, dated the 22d day of November, 1830, confirming a Bill passed by the Legislative Council and Assembly of this Island, intituled "An Act to regulate the laying out and altering of Highways, and to provide a mode of obtaining compensation

"for those who may thereby be injured, and to cause those who are benefited thereby to contribute towards their formation."

January 11th, 1832.

The Documents referred to in His Excellency's Message were read, and are as followeth:—

[COPY.]

No. 4.

Downing Street, 1st June, 1831.

Sir,

I have the honour to transmit to you an Order of His Majesty in Council, dated the 22d of November last, confirming a Bill passed by the Legislative Council and Assembly of Prince Edward Island, in the month of March, 1829, and reserved for the signification of His Majesty's pleasure, intituled "A Bill intituled "An Act to regulate the laying out and altering of Highways, and to provide a mode of obtaining compensation for those who may thereby be injured, and to cause those who are benefited thereby to contribute towards their formation."

I am, &c.

[Signed]

GODERICH.

"AT THE COURT OF ST. JAMES'S, THE 22d OF NOVEMBER, 1830.

PRESENT:

THE KING'S MOST EXCELLENT MAJESTY,	
Lord Chancellor,	Viscount Palmerston,
Lord President,	Lord Auckland,
Lord Privy Seal,	Viscount Althorp,
Duke of Richmond,	Lord Holland,
Marquis Wellesly,	Lord John Russell,
Marquis of Anglesey,	Mr. Grant,
Earl Grey,	Mr. Stanley,
Earl of Albemarle,	Mr. Ellis,
Viscount Melbourne,	Sir Jas. Graham, Bart.
Viscount Goderich,	Mr. Thompson.

"Whereas the Legislative Council and Assembly of Prince Edward Island did pass a Bill in the month of March, 1829, which has been reserved for the signification of His Majesty's pleasure, intituled

"A Bill intituled, "An Act to regulate the laying out and altering of Highways, and to provide a mode of obtaining compensation for those who may thereby be injured, and to cause

those who are benefited thereby to contribute towards their formation."

Which Bill having been referred to the Committee of the Lords of His Majesty's Most Honorable Privy Council, appointed for the consideration of all matters relating to Trade and Foreign Plantations, the said Lords of the Committee have reported as their opinion to His Majesty, that the said Bill should receive His Majesty's Special Confirmation.—His Majesty was thereupon this day pleased, by and with the advice of His Privy Council, to declare His Special approbation of the said Bill, and the same is hereby ratified, confirmed, and finally enacted accordingly. Whereof the Governor, Lieutenant Governor, or Commander in Chief of Prince Edward Island, for the time being, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

(Signed)

W. L. BATHURST.

(A True Copy.)

J. P. COLLINS, Colonial Secretary.

Ordered, that the foregoing Message and the accompanying Documents do lie on the Table, for the perusal of Members.

On motion, the House resolved itself in-

to a Committee of Privileges and Elections, to resume the consideration of the late Election and Return for King's County.

Mr. Speaker left the Chair:

Mr. Owen took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Owen, Chairman of the Committee, reported, that they had made a further progress in the business to them referred, and that he was directed by the Committee to move for leave to sit again.

Ordered, that the said Committee have leave to sit again to-morrow.

Adjourned to 11 o'clock to-morrow.

THURSDAY, January 12th, 1832.

PRAYERS.

On motion of Mr. Owen—Resolved, that a Supply be granted to His Majesty.

Mr. Hurdis, Collector of Light Duty, appeared at the Bar, and, by command of His Excellency the Lieut. Governor, laid before the House the Light Duty Accounts for the year ended the 31st December, 1831.

Ordered, that the said Accounts do lie on the Table.

The House, according to order, resolved itself into a Committee of Privileges and Elections, to resume the consideration of the late Election and Return for King's County.

Mr. Speaker left the chair:

Mr. Owen took the chair of the Committee:

Mr. Speaker resumed the chair.

Mr. Owen, Chairman of the Committee, reported, that they had made a further progress in the business to them referred, and that he was directed by the Committee to move for leave to sit again.—Leave granted.

John Spencer Smith, Esq. Collector of Impost, appeared at the Bar, and, by His Excellency the Lieut. Governor's command, laid before the House the Impost Accounts for the year ended 31st December, 1831.

The Hon. T. H. Haviland, Treasurer of the Island, was admitted within the Bar,

and, by His Excellency's command, laid before the House an Account of all monies received into, and payments made from the Provincial Treasury, between the 1st February, 1831 and 5th January, 1832.

Resolved, that the Public Accounts laid before the House by the Treasurer, the Collector of Impost, and the Collector of Light Duty, be referred to a Committee of five Members to examine and report thereon.

Ordered, that Mr. Owen, Mr. Brecken, Mr. Pope, Mr. Green, and Mr. Brennan be a Committee for that purpose.

Then the House adjourned for one hour.

And being met,

Ordered, that Mr. H. Macdonald have leave of absence until Monday next.

Mr. Secretary Collins, by His Excellency's command, laid before the House a copy of the Warrant Book from 2d February 1831, to 2d January, 1832.

Ordered, that it be referred to the Committee appointed to examine the Public Accounts.

On motion, the House resolved itself into a Committee of Privileges and Elections, to resume the consideration of the late Election and Return for King's County.

Mr. Speaker left the Chair:

Mr. Owen took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Owen, Chairman of the Committee, reported, that they had made a further progress in the business to them referred, and that he was directed by the Committee to move for leave to sit again.

Ordered, that the said Committee have leave to sit again to-morrow.

The Bill for regulating the mode of recovering Penalties, was read a second time.

Adjourned to 11 o'clock to-morrow.

FRIDAY, January 13th, 1832.

PRAYERS.

MR. Pope moved for leave to present a Petition of divers Inhabitants of Tryon, whose names are thereunto subscribed.

After which, Mr. Pope informed the House, that His Excellency the Lieutenant Governor, being acquainted with the purport of the said Petition, gives his consent that the House may proceed thereon as they shall think fit.

And then the said Petition was received and read; setting forth—That the Aboiteau at Tryon River, on the Road leading from Charlotte-Town to Cape Traverse and Seven-mile Bay, is in a very dilapidated state, and will, in all probability, be rendered totally impassable by the next Spring—and praying the aid of the House to repair the same.

Ordered, that the said Petition do lie on the Table.

Mr. Green moved that a Committee be appointed to prepare an Address to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to add to the numbers of the Legislative Council; and that in making such addition, he will be pleased to select gentlemen not holding any place or office of profit or emolument at the

pleasure of the British or Colonial Governments.

And the motion being seconded, and the question put thereon—the House divided:

Yeas.

Mr. Green,	Mr. Pope,
Mr. Compton,	Mr. Hyndman,
Mr. J. S. Macdonald,	Mr. McNeil.

Nays.

Mr. Nelson,	Mr. Owen,
M. Brecken,	Mr. Dalrymple,
Mr. A. Macdonald,	Mr. Cody,
Mr. Binns,	Mr. Brennan.
Mr. Willock,	

So it passed in the negative.

The House, according to Order, resolved itself into a Committee of Privileges and Elections, to resume the consideration of the late Election and Return for King's County.

Mr. Speaker left the Chair:

Mr. Owen took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Owen, Chairman of the Committee, reported, that they had made a further progress in the business to them referred, and that he was directed by the Committee to move for leave to sit again.

Ordered, that the Committee have leave to sit again to-morrow.

Adjourned to 11 o'clock to-morrow.

SATURDAY, January 14th, 1832.

PRAYERS.

MR. Owen, pursuant to leave granted, presented a Bill for limiting the time for holding the Poll for the Election of Members to serve in General Assembly—and the same was received and read a first time.

Ordered, that the said Bill be read a second time on Tuesday next.

The Order of the Day for the House in Committee of Privileges and Elections, to

resume the consideration on the late Election and Return for King's County, being read:

And a motion being made, that the said Order be discharged, and that the House do on Monday next resolve itself into said Committee—And the motion being seconded, and the question put thereon, the House divided:

Yeas 8,

Nays 7.

So it passed in the affirmative.

A motion being made, and the question being put, that the Bill for regulating the mode of enforcing Penalties, be now committed to a Committee of the whole House—the House divided:

Yeas 6,
Nays 9.

So it passed in the negative.

Adjourned to One o'clock on Monday next.

MONDAY, January 16, 1832.

PRAYERS.

THREE Messages from His Excellency the Lieutenant Governor, by Mr. Secretary Collins:—

[FIRST MESSAGE.]

A. W. YOUNG, Lieutenant Governor.

The Lieutenant Governor lays before the House of Assembly, a Memorial from Miss Mary Dundas Bishop Stewart, Daughter of a former Chief Justice of this Island, praying him to recommend the House to grant her a small sum by way of Annuity. The House unquestionably is better able to judge how far the Memorialist is deserving of their permanent assistance.

The aid sought is evidently within the bounds of mere support; and from the result of his own enquiries, the Lieutenant Governor would suggest that the House might, with much honor to itself, grant, under the very peculiar circumstances of the case, the relief prayed for,—and he therefore recommends the memorial to the favorable consideration of the House.

January 14th, 1832.

The Memorial of Mary Dundas Bishop Stewart, of Charlotte-Town, Spinster, referred to in the above Message, was read; setting forth—that Memorialist is a daughter of the late Honorable Peter Stewart, who, for a period of upwards of twenty-five years, held the important situation of Chief Justice of this Island, with ability and integrity—that during the time Memorialist's father held the office of Chief Justice, the Salary was only Three Hundred Pounds per annum—that at his death, which occurred in the year 1805, the Memorialist and her late mother (his second wife), then advanced in years, were left in very straitened circumstances, with only a small annuity or jointure to subsist on, secured to the latter for the term of her natural life.—That the Honorable the House of Assembly of this Colony, taking into consideration the long and useful services of Memorialist's father, and the friendless and destitute condition of his widow, and the Memorialist, his daughter,

was, in the year 1808, pleased to grant from the Colonial funds, an annuity of Twenty Pounds per annum, to his widow, Memorialist's mother, which she enjoyed until her decease in the year 1829.—That the said annuity so granted by the House of Assembly, with the small jointure of Memorialist's mother, enabled them, with the exercise of very rigid economy, to live, but that both sources having failed at the death of her mother, Memorialist is now again left without the means of support, and is precluded by her state of health, from making any exertion towards her maintenance. That her endeavours to obtain assistance from some distant relations in Scotland having proved unsuccessful, she is now reluctantly compelled to throw herself on the bounty of that House which so generously aided her widowed mother; and praying His Excellency to recommend her case to its favorable consideration, as the helpless and destitute daughter of an old and deserving Public Officer, and to recommend the House to grant her a small sum by way of annuity, or to afford her such other relief as to the House may seem meet.

[SECOND MESSAGE.]

A. W. YOUNG, Lieutenant Governor.

The Lieutenant Governor lays before the House of Assembly, for their information, the Plan and Specification, together with the probable expence of Building a Court House and Jail in Georgetown, together with two Letters from the Commissioners appointed for that purpose, accompanied with an order in Council made on the above.

January 16th, 1832.

“ Charlotte-Town, August 3d, 1831.

To His Excellency, Lieut. Gov. Ready,
In Council.

“ The undersigned having been appointed by the Commissioners authorised to superintend the Erection of a Jail and Court House in one Building in Georgetown, to submit to your Excellency in Council a plan thereof, beg to state, that the Plan now laid before your Excellency by Mr. Isaac Smith, is such as the undersigned, on the part of the Commissioners, conceive suitable for the purpose.

"The undersigned are directed by the Commissioners to state to your Excellency in Council, that the North site, appropriated for Public Buildings, in the Square of Georgetown, is a most desirable spot for the purpose; and the undersigned are desired to beg, that your Excellency, in Council, will be pleased to direct, that the Commissioners, in the first place, do cause such part of the Square as they may deem necessary for the security of the Building, to be cleared of all Trees, Stumps, and Roots.

"ANGUS MACDONALD,
"THOMAS OWEN."

Copy of a Minute of Council of August 4th, 1831.

"The Plan and Specification, together with an Estimate of the probable expence of building a Court House and Jail in Georgetown, were laid before the Board, together with a letter from Commissioners, stating that the site appropriated for Public Buildings in the Square of Georgetown is a most desirable spot for the purpose, and praying that they may be directed to cause such part of the Square as they may deem necessary for the security of the Building, to be cleared of all Trees, Stumps, and Roots—Which was accordingly ordered."

[A True Copy.]
J. P. COLLINS, C. C.

"Charlotte Town, January 2d, 1832.

"Sir,

"The Commissioners authorised to superintend the building of a Court House and Jail in Georgetown, desire me to beg that you will be pleased to ascertain from His Excellency and His Majesty's Council, if the Plan submitted to them in Council in August last, has been approved of, as the Commissioners are desirous, as soon as possible, to enter into contracts for the Erecting and completing of the Building; and they are of opinion, if Contracts are made during the winter season so as to admit of the Timber being hawled on the snow, it will enable the Commissioners to contract for the work much lower than if the time was deferred.

"I am, Sir,

your most obedient,
humble servant,

"THOMAS OWEN,
Chairman.

"To J. P. COLLINS, Esquire,
&c. &c. &c."

A Plan and Specification, together with an Estimate of the probable expence of building the said Court House and Jail, were also laid before the House.

[THIRD MESSAGE.]

A. W. YOUNG, Lieutenant Governor.

The Lieutenant Governor lays before the House of Assembly, for their information and guidance, the Plan and Specification, together with an estimate of the probable expence of erecting a Court House and Jail in Princetown, accompanied by two Petitions to Him in Council, on the subject of the site of the said Court House and Jail, and also copies of two Orders in Council made on the said Petitions.

January 16th, 1832.

The Documents which accompanied the third Message, were as followeth:—

Letter from the Commissioners for building a Court House and Jail at Princetown, to J. P. Collins, Esq. Colonial Secretary, transmitting a Plan of the proposed Building, together with a Specification and Estimate, for the approval of His Excellency the Lieutenant Governor, dated July 25th, 1831.

A Petition of divers Inhabitants of Prince County, to His Excellency Colonel John Ready, late Lieutenant Governor of this Island, and by him laid before the Council on the 4th August, 1831.

Copy of a Minute of Council of August 4th, 1831.

"The Plan and Specification, together with an Estimate of the probable expence of erecting a Court House and Jail at Princetown, being laid on the Table, His Excellency produced to the Board a Petition signed by 573 inhabitants of Prince County, stating the injury, instead of benefit, it would be to the County, if the Court House and Jail were not built in a more eligible and central station than Princetown, and praying His Excellency would be pleased to defer entering into any Contracts, until the next meeting of the House of Assembly—Which His Excellency was advised to accede to."

A Petition of divers Inhabitants of Princetown, and other parts of Prince County, addressed to the late Lieutenant Governor, and by him laid before the Council on the 12th October, 1831.

Copy of a Minute of Council of 12th October, 1831.

"Read a Petition, numerously signed, from the inhabitants of Princetown and Royalty and Prince County, praying His Excellency to give directions to the Commissioners for building the Court House and Jail in Princetown, to proceed with the building. When His Excellency was advised to refer this Petition, together with a counter one read at this Board on the 4th August last, to the House of Assembly at its next Session."

[TRUE COPY.]

J. P. COLLINS, C. C.

A Memorial to His Excellency the Lieutenant Governor, from the Commissioners appointed for erecting Public Buildings in Princetown—received by His Excellency on the 17th December, 1831.

A Plan and Specification, together with an Estimate of the probable expence of erecting a Court House and Jail at Princetown.

Ordered, that the aforesaid Messages and Documents be referred to the Committee of the whole House on the consideration of the Messages and Documents received from His Excellency the Lieutenant Governor on the 9th inst.

Mr. Brecken pursuant to leave given, presented a Bill to prevent the Importation and spreading of Infectious Diseases within

this Island—and the same was received and read a first time.

Ordered, that the said bill do lie on the Table.

The Order of the Day, for the House in Committee on the consideration of the Messages and Documents received from His Excellency the Lieutenant Governor, on the 9th inst. being read—

Resolved, that the said Order be discharged, and that the House do resolve itself into said Committee, on Thursday the 19th inst.

The House, according to Order, resolved itself into a Committee of Privileges and

Elections, to resume the consideration of the late Election and Return for King's County.

Mr. Speaker left the Chair:

Mr. Owen took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Owen, Chairman of the Committee, reported, that they had made a further progress in the business to them referred, and that he was directed by the Committee to move for leave to sit again.

Ordered, that the Committee have leave to sit again to-morrow.

Adjourned to 11 o'clock to-morrow.

TUESDAY, January 17, 1832.

PRAYERS.

THE Bill for limiting the time for holding the Poll for the Election of Members to serve in General Assembly, was, according to order, read a second time.

The House, according to order, resolved itself into a Committee of Privileges and Elections, to resume the consideration of the late Election and Return for King's County.

Mr. Speaker left the chair:

Mr. Owen took the chair of the Committee:

Mr. Speaker resumed the chair.

Mr. Owen, Chairman of the Committee, reported, that they had made a further progress in the business to them referred, and that he was directed by the Committee to move for leave to sit again.

Ordered, that the said Committee have leave to sit again to-morrow.

Adjourned to 11 o'clock to-morrow.

WEDNESDAY, January 18, 1832.

PRAYERS.

A Petition of divers Inhabitants of Prince County, whose names are thereunto subscribed, was presented to the House by Mr. Green; setting forth—That Petitioners having learnt that the House was pleased at its last Session to vote the sum of Six Hundred Pounds for the erection of a Jail end Court House at Princetown, and presuming that the motive of the House in so doing, was to obviate the difficulty under which the Inhabitants of Prince County at present labour in attending Courts of Law, beg leave to state that the local situation of Princetown is such (being placed at one extremity of the County), that Petitioners consider it would be extremely injurious, instead

of being a benefit, to the great majority of the Inhabitants, if the said Building be not placed in a more eligible and central situation. That in the event of Circuit Courts being established, the Court House and Jail ought of necessity to be erected where it would be most convenient to that part of the County which possesses, and which, from its situation, always must possess, the largest portion of Commercial and Agricultural business—that if said Buildings were erected any where between the two extensive Bays of Richmond and Bedeque, persons having business at Court, could come from either side by land or water, as boats could approach within two miles of the Court House. That Petitioners humbly hope that the House, on re-consider-

ation, will be pleased to direct, that the Jail and Court House be placed in that situation that would be most advantageous and beneficial to the Inhabitants of Prince County generally.

Which being read—

Mr. Hyndman moved that the said Petition be dismissed:

And the motion being seconded;

Mr. Pope moved, in amendment, that the said Petition be referred to the Committee of the whole House on the consideration of the several Messages and Documents received from His Excellency the Lieutenant Governor: And the motion being seconded, and the question put on the amendment—The House divided—

Yeas.

Mr. Green,	Mr. Compton,
Mr. Brecken,	Mr. Willock,
Mr. Owen,	Mr. Brennan,
Mr. A. Macdonald,	Mr. Pope,
Mr. M'Neil,	Mr. H. Macdonald,
Mr. Dalrymple,	Mr. Binns,
Mr. J. S. Macdonald,	Mr. Nelson.

Nays.

Mr. Hyndman,	Mr. Cody.
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So it passed in the affirmative.

On motion of Mr. Owen—Ordered, that the following Message be sent to His Excellency the Lieutenant Governor:

May it please your Excellency,

We are commanded by the House to wait on your Excellency, and to request that you will be pleased to direct the Collector of Impost for the District of Richmond Bay and New London, to lay his Accounts for the past year before the House.

Ordered, that Mr. Owen, Mr. Pope and Mr. Brecken be a Committee to wait on His Excellency with the above Message.

The House, according to order, resolved itself into a Committee of Privileges and Elections, to resume the consideration of the late Election and Return for King's County.

Mr. Speaker left the Chair:

Mr. Owen took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Owen, Chairman of the Committee, reported, that they had made a further progress in the business to them referred, and that he was directed by the Committee to move for leave to sit again.

Ordered, that the said Committee have leave to sit again to-morrow.

Adjourned to 11 o'clock to-morrow.

THURSDAY, January 19, 1832.

PRAYERS.

Mr. Owen, from the Committee appointed to wait on the Lieutenant Governor with the Message of yesterday, reported the delivery thereof, and that His Excellency was pleased to say, he would give directions accordingly.

Mr. Cody moved for leave to present a Petition of divers Inhabitants of Townships Numbers One, Two, Three, and Four, whose names are thereunto subscribed.

After which, Mr. Cody informed the House, that His Excellency the Lieutenant Governor, being acquainted with the purport of the said Petition, gives his consent that the House may proceed thereon as they shall think fit.

And then the said Petition was received and read; setting forth—That the Petitioners have long laboured under very great inconveniences and hardships for want of

Roads of communication in the District in which they reside. That they feel extremely grateful to the House for the sums appropriated last Session towards erecting a Bridge over Kildare River, and for the different Roads in its vicinity—that the said Bridge (which is not yet completed) will be of comparatively little benefit to Petitioners, without a Road to lead from Cascumpec to Tignish, a distance of about eleven miles, to avoid the circuitous route along the sea shore. That if a sum of money were granted for the purpose of opening a Road from the Kildare River Bridge towards the centre of the Portage, leading from Big Tignish to Neal's Pond; and to finish the Road leading from Cascumpec to the said Bridge; and also to complete the Road leading from the said Bridge towards Kildare settlement, comprising Townships No. 2 and 3, and that part of Township No. 4, on the North side of Kil-

dare River, it would be of incalculable benefit to the Petitioners, and praying the aid of the House.

Ordered, that the said Petition do lie on the Table.

The Order of the Day, for the House in Committee on the several Messages and Documents received from His Excellency the Lieut. Governor, being read:

Resolved, that the said Order of the Day be postponed until to-morrow.

The House, according to Order, resolved itself into a Committee of Privileges and Elections, to resume the consideration of the late Election and Return for King's County.

Mr. Speaker left the Chair:

Mr. Owen took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Owen, Chairman of the Committee, reported, that they had made a further progress in the business to them referred, and that he was directed by the Committee to move for leave to sit again.—Leave granted.

A Message from His Excellency the Lieutenant Governor, by Mr. Secretary Collins:—

A. W. YOUNG, Lieutenant Governor.

The Lieutenant Governor lays before the House of Assembly, a correspondence between Lieutenant Governor Ready and the Secretary of State, relative to the recommendation, by Governor Ready, of Lieutenants A. Lane and C. D. Rankin, to be Sub-Inspectors and District Adjutants of Militia in this Island.

These Officers having, in consequence, been Gazetted by His Majesty's Government, the Lieutenant Governor begs to call the attention of the House of Assembly to that part of the Correspondence which points out the source from whence the remuneration to these Officers is to be drawn, and also to the extent of that remuneration as recommended by Governor Ready. January 19th, 1832.

[COPY.]

No. 1.

Downing Street, 1st March, 1831.

SIR,

I have the honor to acknowledge the receipt of your despatch of the 12th November last, recommending the appointment of a Sub-Inspector and District Adjutant of the Militia of Prince Edward Island, and submitting the names of Lieut. Lane and Lieut. Rankin, two officers whom you represent to be well qualified to instruct the Militia, for those situations.

I perfectly concur in the opinion which you have expressed, that great advantage has resulted in the neighbouring Provinces of New Brunswick and Nova Scotia, by the appointment of Inspecting Field Offi-

cers of Militia; and that there is every reason to anticipate equal benefit from the services of Superintending Officers of Militia in Prince Edward Island.

You must be aware, however, that the salaries of the Inspecting Officers in New Brunswick and Nova Scotia are defrayed by the Legislatures of those Provinces,—the expences of the Militia Staff being a charge which belongs peculiarly to the Colony to provide for. If, therefore, the Legislature of Prince Edward Island shall deem it expedient to vote such Salaries as you may recommend as a fair remuneration for the services of Lieut. Lane and Lieut. Rankin, I have no objection to sanction their appointment; but you must be aware that there are no funds at His Majesty's disposal from which the proposed charge could be defrayed.

I have, &c.

(Signed)

GODERICH.

Lt. Governor READY, &c. &c. &c.

[COPY.]

No. 9.

Charlotte-Town, 26th April, 1831.

MY LORD,

I have the honor to acknowledge the receipt of your Lordship's despatch, No. I. of the 1st March last, conveying your Lordship's sanction to the appointment of Lieutenant Lane and Lieutenant Rankin, as Sub-Inspectors and District Adjutants to the Militia of this Island. With regard to salary, I presume that five shillings a-day to each, in addition to their half-pay, together with the allowance of Rations and Forage, agreeable to the schedule in this command, for officers of their rank, would be a fair remuneration for their services.

Rations and Forage are issued by the Deputy Commissary General to Militia Staff in the neighbouring Colonies—I therefore conclude that it is your Lordship's intention that these officers should be placed on the same footing; but I apprehend, before this allowance can be drawn, that instructions must be given from the Treasury to the Deputy Commissary General at Halifax, which I trust your Lordship will cause to be done, to commence from the 24th June next, when these officers will be placed on duty.

The Island Legislature is on the point of being prorogued, having got through their business, so that I am prevented from recommending a vote for the salaries of these officers for the ensuing year. Under these circumstances, I have to express a hope that your Lordship will see fit to cause the pay before proposed, namely, five shillings per diem, to each, in addition to their half-pay, amounting to £182 10s. to be defrayed out of the vote for the Extraordinaries of the army.

I have just received a letter from Lieutenant Lane, which I beg leave to transmit to your Lordship. It appears from Mr. Lane's statement, that he is precluded from drawing any additional Ration, or Forage on his being placed on the Militia Staff.

Mr. Lane is a very meritorious officer, of upwards of twenty years standing; the rank of captain, which he solicits would be a great object to him; I therefore humbly recommend that his appointment to the Militia Staff may be accompanied with the rank of Captain, if not inconsistent with the rules of the service. The Sub-Inspectors of Militia in the Ionian Islands hold the rank of Captain.

I have, &c.

(Signed)

J. READY, Lt. Governor.

To the Right Honorable
Viscount Goderich, &c. &c. &c.

[C O P Y.]

No. 4.

Downing Street, 26th June, 1831.

SIR,

I have the honor to acknowledge the receipt of your Despatch of the 26th April last, stating that you had been prevented from recommending to the Legislature of Prince Edward Island, to make provision for the salaries of the Inspecting Officers of Militia, in consequence of the business of the Session having been brought to a close at the time my Despatch arrived, approving of the appointment of Lieut. Lane and Lieut. Rankin, and you therefore express a hope that the pay of five shillings per diem to each of these officers, in addition to their half-pay, may be defrayed out of the Extraordinaries of the Army. I have to acquaint you in reply, that the charge of paying the Inspecting Officers of Militia, is one which belongs so exclusively to the Colony, that it is not in my power to accede to your request. With regard to the allowance of Forage, if it is issued in the neighbouring Colonies of New Brunswick and Nova Scotia to officers employed on the same duty, I shall be very ready to recommend this request to the favorable consideration of the Lords Commissioners of the Treasury.

I shall be also ready to recommend the Officers to the General Commanding in Chief; for the rank of Captain, if it can be conferred consistently with the rules of the Service, as soon as the Legislature shall have made provision for their salaries.

I have, &c.

(Signed.)

GODERICH.

Lt. Governor READY.
&c. &c. &c.

Ordered, that the aforesaid Messages and Documents be referred to the Committee of the whole House, on the consideration of the several Messages and Documents received from His Excellency the Lieutenant Governor.

On motion, the House resolved itself into a Committee of Privileges and Elections, to resume the consideration of the late Election and Return for King's County.

Mr. Speaker left the Chair:

Mr. Owen took the Chair of the Committee:

Mr. Speaker resumed the Chair:

Mr. Owen, Chairman of the Committee, reported, that they had made some progress in the business to them referred, and that the Committee had come to several Resolutions thereupon, which they had directed him to report to the House—and he read the same in his place, and afterwards delivered them in at the Clerk's Table, where they were again read, and are as followeth:

1. RESOLVED, That it appears to this Committee, that there were notorious and outrageous riots at St. Peter's, during the late Election, in defiance of the Laws, and in violation of the freedom of Elections.

2. RESOLVED, That from the facts produced in evidence before this Committee, the Returning Officer, Mr. John C. Sims, was warranted in closing the Poll at the said Election, without declaring any of the Candidates duly elected.

3. RESOLVED, That it clearly appearing to this Committee, that at the time the Election was interrupted, William Cooper, Esq. one of the Candidates, had polled such a number of votes, as to give him a decided majority over the other Candidates; and it also appearing, that if no riot or disturbance had taken place, the said William Cooper would have been returned, and that the said riots and tumults were created for the express purpose of preventing the return from being made, the Returning Officer, in consequence thereof, having been compelled by actual violence to close the Poll, without fulfilling the commands of the Writ—that the House be therefore recommended to direct the Returning Officer to amend his return to the Writ of Election, and to insert the name of William Cooper as duly elected.

4. RESOLVED, That it is the opinion of this Committee, that the Petition of Angus M. Donald, one of the Candidates, at the King's County Election, asserting that the supporters of Mr. Cooper, also one of the Candidates, conducted themselves at Georgetown, in a manner contrary to the true intent and meaning of the Election Law, and subversive of the rights and liberties of His Majesty's subjects, and that the said persons, by boisterous means, and a high hand, intimidated and prevented voters, who were actually present, and willing to vote for the said Angus M. Donald, from giving their votes—and that subsequently, at St. Peter's, a great number of Electors were in attendance for the purpose of giving their votes to the said Angus M. Donald, and which votes, if polled, would have far outnumbered those of the other Candidates, but by the improper conduct of Mr. Cooper and his partizans, a Riot was created, and the support intended for the said Angus M. Donald rendered ineffectual—has not been substantiated or borne out by any evidence whatever: It being clearly proved to this Committee, that there was no Riot or improper conduct at Georgetown on the part of Mr. Cooper or his supporters; and that neither threats nor intimidation were there used, to prevent voters from polling at the Election; nor is there any evidence, that any such voters were present at Georgetown and did not give their votes; nor does it appear to this Committee, that a riot, subversive of the freedom of Elections, was created at St. Peter's by Mr. Cooper or his supporters; but on the contrary, that the whole of the outrageous and lawless proceedings which caused the riot, and prevented a due and regular return of the Writ of Election, were committed by the partizans and friends of Mr. Angus Macdonald; nor does it appear, from the evidence produced, that there were any such numbers of votes unpolled, (when the Returning Officer was driven from the Hustings, and compelled to desist from taking the poll,) as would, if polled, have outnumbered those of Mr. Cooper—That this Committee, therefore, finding the allegations contained in the Petition unfounded, do declare the said Petition frivolous.

The Chairman also acquainted the House, that he was directed by the Committee to move for leave to sit again—which the House agreed to.

Ordered, that the question of concurrence be now separately put upon the said Resolutions.

The First of the said Resolutions being again read, and the question of concurrence being put thereon, it was agreed to by the House.

The Second of the said Resolutions being again read, and the question of concurrence put thereon—the House divided—

Yeas.

<i>Mr. Brecken,</i>	<i>Mr. J. S. Macdonald,</i>
<i>Mr. Brennan,</i>	<i>Mr. A. Macdonald,</i>
<i>Mr. Owen,</i>	<i>Mr. Nelson,</i>
<i>Mr. Dalrymple,</i>	<i>Mr. Macneil,</i>
<i>Mr. Hyndman,</i>	<i>M. Binns.</i>
<i>Mr. Pope,</i>	<i>Mr. H. Macdonald,</i>
<i>Mr. Cody,</i>	<i>Mr. Green.</i>
<i>Mr. Willock,</i>	

Nay,

Mr. Compton.

So it was carried in the affirmative.

The Third of the said Resolutions being again read, and the question of concurrence put thereon—the House divided—

Yeas.

<i>Mr. Dalrymple,</i>	<i>Mr. Cody,</i>
<i>Mr. Owen,</i>	<i>Mr. Pope,</i>
<i>Mr. Brecken,</i>	<i>Mr. Willock,</i>
<i>Mr. Hyndman,</i>	<i>Mr. Green.</i>

Nays.

<i>Mr. Compton,</i>	<i>Mr. Nelson,</i>
<i>Mr. Macneil,</i>	<i>Mr. Binns,</i>
<i>Mr. H. Macdonald,</i>	<i>Mr. J. S. Macdonald,</i>
<i>Mr. Brennan,</i>	<i>Mr. A. Macdonald.</i>

The House being equally divided, Mr. Speaker voted in favor of the Resolution.

So it was carried in the affirmative.

The Fourth of the said Resolutions being again read:

Mr. Brecken moved, in amendment, that after the word 'frivolous,' the words "and vexatious" be added—And the motion being seconded, and the question put on the amendment—the House divided—

Yeas.

<i>Mr. Brecken,</i>	<i>Mr. Cody,</i>
<i>Mr. Willock,</i>	<i>Mr. Dalrymple,</i>
<i>Mr. Owen,</i>	<i>Mr. Pope.</i>
<i>Mr. Hyndman,</i>	

Nays.

<i>Mr. Macneil,</i>	<i>Mr. Brennan,</i>
<i>Mr. Compton,</i>	<i>Mr. Nelson,</i>
<i>Mr. Green,</i>	<i>Mr. Binns,</i>
<i>Mr. H. Macdonald,</i>	<i>Mr. A. Macdonald.</i>
<i>Mr. J. S. Macdonald,</i>	

So it passed in the negative.

The question of concurrence being then put on the Fourth Resolution, it was agreed to by the House.

Resolved, that this House doth concur with the Committee in the said Resolutions.

On motion of Mr. Owen—Ordered, that the Returning Officer at the late Election of a Member to represent King's County in the General Assembly, in the room of John Macdonald, Esq. deceased, be called to the Bar of this House, to-morrow forenoon, at Eleven of the Clock, to amend the Return made by him to the Writ of Election, in conformity with the above reported Resolutions of the Committee of Privileges and Elections.

Adjourned to 11 o'clock to-morrow.

FRIDAY, January 20, 1832.

PRAYERS.

ORDERED, that the Bill to regulate the time for closing the Poll at the Election of Members to serve in General Assembly—be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the chair:

Mr. Owen took the chair of the Committee:

Mr. Speaker resumed the chair.

Mr. Owen, Chairman of the Committee, reported, that they had gone through the Bill and agreed to the same, with amendments.

Ordered, that the Report of the Committee be agreed to.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be "*An Act for limiting the time for holding the Poll for the Election of Members to serve in General Assembly.*"

On motion of Mr. Brecken,—Ordered, that the Bill for regulating the mode of en-

forcing Penalties,—be referred to a Committee of seven Members, to report thereon with all convenient speed.

Ordered, that *Mr. Binns, Mr. Brecken, Mr. Owen, Mr. J. S. Macdonald, Mr. Pope, Mr. Dalrymple, and Mr. Green* do compose the said Committee.

Mr. Owen, in his place, presented to the House, from *Mr. Stewart*, Collector of Impost and Excise for the District of Richmond Bay and New London, his Accounts for the Quarters ending the 30th June and the 30th September, 1831.

Ordered, that the said Accounts be referred to the Committee appointed to examine the Public Accounts.

The Returning Officer at the late Election of a Member to represent King's County in the General Assembly, in the room of *John Macdonald, Esq.* deceased, having attended, and complied with the Order of yesterday, by inserting the name of *William Cooper* in his return to the Writ of Election, as duly elected—Thereupon the said *William Cooper* was led into the House, and introduced to the Speaker by *Mr. Owen* and *Mr. Dalrymple*, two of the Members, and took the Oaths prescribed by Law, and his seat.

A Petition of divers Inhabitants of Townships Numbers Fifteen, Sixteen, and Seventeen, whose names are thereunto subscribed, was presented to the House by *Mr. Green*.

After which, *Mr. Green* informed the House, that His Excellency the Lieutenant Governor, being acquainted with the purport of the said Petition, gives his consent that the House may proceed thereon as they shall think fit.

And then the said Petition was received and read; setting forth—That the swamp on the great Western Road between *Miscouche* and *Ellis River Bridge*, forms at present an obstacle in the way of travelling to and from the west end of the Island—and also representing the state of the swamp between *Abram's Village* and *St. Joseph's Village*—and praying the House to take the subject into consideration, and grant such relief as in their wisdom they may deem meet.

Ordered, that the said Petition do lie on the Table.

Mr. Green, in his place, offered to the House a Petition of divers Inhabitants of Townships Numbers One, Two, Five and Six; setting forth—That there has been money

granted for the erection of three Bridges in that neighbourhood, which they consider to be of no service except to a few individuals—that the Bridge at *Kildare* is five miles out of the line of the Public Road, and at one side of said Bridge a steep hill must be cut down.—That one of the other Bridges has been carried away, and another has no road to it.—That if the money already granted had been properly applied, and the road run in a direct line from *Hill's Mill* to the Portage at *Tignish*, it would have been sufficient to complete the whole line of road—and Petitioners request that the House will make no further grant of money for the above road until a full investigation into the matter has been made.

Which being read—

Resolved, That the said Petition be dismissed.

On motion of *Mr. Brecken*—Ordered, that a Committee be appointed to prepare an Address to the Lieutenant Governor, praying that his Excellency will be pleased to direct the Collector of Impost and Excise for the District of Richmond Bay and New London to lay the whole of his Accounts before this House.

Ordered, that the Committee to examine the Public Accounts be a Committee to prepare the said Address.

The Order of the Day, for the House in Committee on the several Messages and Documents received from His Excellency the Lieutenant Governor, being read :

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Brecken took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Brecken, Chairman of the Committee, reported, that they had made some progress in the business to them referred, and that he was directed by the Committee to move for leave to sit again.

Ordered, that the said Committee have leave to sit again to-morrow.

Adjourned to 11 o'clock to-morrow.

SATURDAY, January 21, 1832.

PRAYERS.

MR. *Brecken*, from the Committee appointed to prepare an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to direct the Collector of Impost and Excise for the District of Richmond Bay and New London, to lay the whole of his Accounts before the House—presented the draught of an Address as prepared by the Committee, and he read the same in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as follows:

To His Excellency Lieut. Colonel ARETAS WILLIAM YOUNG, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and the Territories thereunto adjacent, Chancellor and Vice-Admiral of the same, &c. &c. &c. May it please your Excellency,

We His Majesty's loyal subjects, the Representatives of Prince Edward Island, in General Assembly convened, beg leave to acquaint your Excellency, that yesterday there were laid on the table of this House, the Accounts of the Collector of Impost and Excise for the District of Richmond Bay and New London, for the Quarter commencing the 1st of April, and ending the 30th of June, and for the Quarter commencing the 1st of July, and ending the 30th of September, but we beg to state to your Excellency, that we are by no means satisfied with the Accounts thus partially delivered,—and further, that for many years past, the Accounts of that Officer have invariably been delayed to such a late period of the Session, as materially to retard the financial business of the House. And it must be obvious to your Excellency, that unless Public Officers are compelled to render correct and accurate accounts of the sums received and secured by them respectively, in time for the consideration of the Legislature, it will be impossible for this House to come to a just conclusion relative to the state of the Revenue.

We therefore beg that your Excellency will be pleased to direct that Charles Stewart, Esq. the Collector of Impost and Excise for the district of Richmond Bay and New London, do forthwith render a full and clear account to this House of all Monies received or secured by him for the two Quarters of which he has failed to render an account.

Ordered, that the said Address be engrossed.

Ordered, that Mr. *Brecken*, Mr. *Green*, and Mr. *Pope* be a Committee to wait on His Excellency with the said Address—who returning, reported the delivery thereof, and that His Excellency was pleased to say, that he would give the necessary directions without delay.

The House, according to order, resolved itself into a Committee of the whole House, to resume the consideration of the several Messages and Documents received from His Excellency the Lieutenant Governor.

Mr. Speaker left the Chair:

Mr. *Brecken* took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. *Brecken*, Chairman of the Committee, reported, that they had made a further progress in the business to them referred, and that he was directed by the Committee to move for leave to sit again.

Ordered, that the Committee have leave to sit again on Monday next.

Read a third time, as engrossed, the Bill intituled "*An Act for limiting the time for holding the Poll for the Election of Members to serve in General Assembly.*"

Ordered, that the said bill do pass.

Ordered, that Mr. *Pope* do carry the said Bill to the Council, and desire their concurrence.

Adjourned to Monday next, at 1 o'clock.

MONDAY, January 23, 1832.

A Petition of divers Inhabitants residing on Lot or Township Number Sixty-seven, whose names are thereunto subscribed, was presented to the House by Mr. *Nelson*.

After which, Mr. *Nelson* informed the House, that His Excellency the Lieutenant Governor, being acquainted with the purport of the said Petition, gives his consent that the House may proceed thereon as they shall think fit.

And then the said Petition was received and

read; setting forth—That the Petitioners have lately settled on wilderness land, on Township Number Sixty-seven, at the distance of about seventeen miles from Charlotte-Town—that they are labouring under great difficulties owing to the present state of the new Road leading from Bedeque to York River, known by the name of Anderson's Road—the present Road, which is merely a bridle path, not permitting the conveyance of provisions for themselves, or pro-

render for their cattle—and praying the House to grant a sum of money to aid in completing the said new Road.

Ordered, that the said Petition do lie on the Table.

Read a second time, the Bill to prevent the Importation and Spreading of Infectious Diseases within this Island.

Ordered, that the said Bill be committed to a Committee of the whole House on Wednesday next.

Message from the Council, by Mr. Nantes :

Mr. Speaker,

His Majesty's Council have passed the Bill, intituled "*An Act for limiting the time for holding the Poll for the Election of Members to serve in General Assembly.*"

And then the Messenger withdrew.

The House, according to Order, resolved itself into a Committee of the whole House, to resume the consideration of the several Messages and Documents received from His Excellency the Lieutenant Governor.

Mr. Speaker left the Chair:

Mr. Brecken took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Brecken, Chairman of the Committee, reported, that they had made some progress in the business to them referred, and that the Committee had come to several Resolutions thereupon, which they had directed him to report to the House—and he read the same in his place, and afterwards delivered them in at the Clerk's Table, where they were again read, and are as followeth :

1. RESOLVED, That it is the opinion of this Committee, that His Excellency the Lieutenant Governor's Message of January 7th, transmitting the copy of a Despatch from the Right Hon. Viscount Goderich, in answer to one from the late Lieutenant Governor Ready, enclosing an Address from the House of Assembly, praying that the Colonial Acts of 25th Geo. 3, cap. 4, and 35th Geo. 3, cap. 10, may be repealed—be referred, together with the Despatch accompanying the same, to a Committee of the whole House to inquire into and take into consideration the State of the Colony.

2. RESOLVED, That this Committee do recommend to the House to order a Bill to be brought in, authorising the appointment of Sub-Collectors of Customs at certain Out-Harbours of this Island, and regulating the salaries and duties of such Officers.

3. The Committee having taken into consideration His Excellency the Lieutenant Governor's Message of 7th January, submitting to the House an Extract of a Letter from Mr.

Richard Smith, of the Albion Mines, dated September 22d, 1831, stating the terms on which he would run a Steam Boat between Charlotte-Town and Pictou, from the breaking up of the Ice to the middle of November— RESOLVED, That in the present state of the finances of this Colony, the Committee cannot recommend the application of so large a Sum as is therein required, as a Bounty, and also as an yearly allowance for the carriage of the Mails—but the Committee are not prepared to say, that the appropriation of a sum out of the Public Treasury, by way of Bounty, if granted to individuals residing in this Island, for the encouragement of a similar undertaking, would not be productive of beneficial consequences.

4. RESOLVED, That His Excellency the Lieutenant Governor's Message of the 10th inst. relating to the First Report of the Commissioners appointed to revise the Laws of this Island, together with the said Report, be referred to a Committee of the whole House, to inquire into and take into consideration the State of the Colony.

5. The Committee having taken into consideration the Message of His Excellency the Lieutenant Governor of the 10th inst. with the Report of the Commissioners appointed to examine as to the practicability and expediency of erecting a Wharf at Campbell's Cove, on Township Number Forty Seven, are of opinion that a Wharf at the aforesaid site would be highly advantageous to the Inhabitants of that District—inasmuch as it would afford great facility in the exportation of Agricultural Produce and the importation of supplies necessary for carrying on the Fishery &c. And the Committee being further of opinion, that if Commissioners were immediately appointed to carry the same into effect, it would be attended with a great saving of expence, as the Contracts for supplying the Timber and other Materials necessary for the construction thereof, could be entered into during the winter season much lower than at any other period of the year—Whereupon, RESOLVED, That the House be recommended to present an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to appoint Commissioners to superintend the Erection of a Wharf at Campbell's Cove, on Township Number Forty Seven, agreeable to an Act passed in the First year of His present Majesty's Reign, intituled "*An Act to authorize the appointment of Commissioners for erecting certain Public Works therein mentioned.*"

6. RESOLVED, That it is the opinion of this Committee, that the Memorial of Miss Mary Dundas Bishop Stewart, together with His Excellency the Lieutenant Governor's Message relative thereto, be referred to the favorable consideration of the Committee of Supply.

7. The Committee having taken into consideration His Excellency the Lieutenant Governor's Message of 16th January, with the plan and specification, together with an Estimate of the probable expence of Building a Jail and Court House at Georgetown—RESOLVED, That the Committee do recommend to the House, that an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to direct the Commission-

ers appointed to superintend the building of the said Jail and Court House, to carry into effect so much of the provisions of an Act passed in the First year of His present Majesty's reign, intituled "An Act to authorise the appointment of Commissioners for erecting certain Public Works therein mentioned," as relates to Building a Court House and Jail at Georgetown.

8. The Committee having taken into consideration His Excellency the Lieutenant Governor's Third Message of the 16th inst. and having examined the several documents transmitted therewith; also, a Petition signed by 1,300 Inhabitants of Prince County, praying that the Court House and Jail may be placed in a situation more central than Princetown—RESOLVED, That whereas the sum of Six Hundred Pounds, granted in the year 1331, for building a Court House and Jail at Princetown, remains unexpended, it is the opinion of this Committee, that the said Six Hundred Pounds should be applied in Building a Court House and Jail on Lot or Township Number Seventeen, in Prince County, instead of Princetown, and the Committee recommend that the House do order a Bill to be brought in authorising the same.

The Chairman also acquainted the House, that he was directed by the Committee to move for leave to sit again—which the House agreed to.

Ordered, that the question of concurrence be now separately put upon the said Resolutions.

The First to the Seventh of the said Resolutions inclusively, being again severally read, and the question of concurrence being separately put thereon, they were agreed to by the House.

The Eighth of the said Resolutions being again read, and the question of concurrence being put thereon—the House divided—

Yeas.

Mr. Owen,	Mr. Compton,
Mr. Pope,	Mr. Nelson,
Mr. Brecken,	Mr. J. S. Macdonald,
Mr. Green,	Mr. Brennan,
Mr. Willock,	Mr. H. Macdonald.
Mr. Birns,	

Nays.

Mr. Hyndman,	Mr. Macneil,
Mr. Cody,	Mr. Dalrymple.
Mr. Cooper,	

So it was carried in the affirmative.

Resolved, that this House doth concur with the Committee in the said Resolutions.

Adjourned to 11 o'clock to-morrow.

TUESDAY, January 24, 1832.

ON motion of Mr. Owen—Resolved, that this House will, on Thursday next, resolve itself into a Committee of the whole House, to inquire into and take into consideration the State of the Colony.

A Petition of divers Inhabitants of Prince County, whose names are thereunto subscribed, was presented to the House by Mr. Green; and the same was received and read, setting forth—That many of the Petitioners are Leaseholders and Tenants of absent Proprietors, and have frequently been called upon for Rent, by persons producing no Title to the Land, or authority for demanding Rent; so that they have been reduced to the alternative of paying demands the validity of which they have had cause to suspect, or of hazarding a trial in a Court of Law; that Petitioners therefore humbly suggest the necessity of a Law, by which all persons claiming Lands as heirs, devisees, or under whatever other Title, on demanding Rent, either in their own right, or as Agents for others, should be

compelled to record their Titles to Land or their authority for demanding Rent, within a reasonable period after their succeeding to such Titles, or becoming invested with such powers. That Petitioners further beg to suggest the necessity of fixing some certain term of years beyond which no arrears of Rent could be recoverable, if not legally demanded before the expiry thereof—and praying the House to grant such relief as may seem meet.

Ordered, that the said Petition be referred to the Committee of the whole House, to inquire into and take into consideration the State of the Colony.

Ordered, That the Committee to examine and report on the Public Accounts have power to send for persons, papers and records, and to examine all persons that come before them.

On motion of Mr. Pope—Ordered, that a Committee be appointed to prepare and bring in a Bill to authorise the appointment of Sub-Collectors of Customs, at cer-

tain Out Ports, in accordance with one of the Resolutions of yesterday.

Ordered, that Mr. *Pope*, Mr. *Binns*, and Mr. *Owen* be a Committee for that purpose.

On motion of Mr. *Brenan*—Ordered, that a Committee be appointed to prepare an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to appoint Commissioners to erect a Wharf at Campbell's Cove, on Township Number Forty-Seven, in accordance with one of the Resolutions of yesterday.

Ordered, that Mr. *Brenan*, Mr. *Owen*, and Mr. *Hyndman* be a Committee for that purpose.

On motion of Mr. *Owen*—Ordered, that a Committee be appointed to prepare an Address to His Excellency the Lieutenant Governor, agreeable to the Resolution of yesterday, praying that he will be pleased to give the necessary directions to the Commissioners appointed under the Act of last Session, intituled "An Act to authorise the appointment of Commissioners for erecting certain Public Works therein mentioned"—to carry into effect so much of the said Act as relates to building a Court-House and Gaol at Georgetown.

Ordered, that Mr. *Owen*, Mr. *H. Macdonald* and Mr. *Brenan* be a Committee for that purpose.

On motion of Mr. *Pope*—Ordered, that a Committee be appointed to prepare and bring in a Bill, agreeable to the Eighth reported Resolution of yesterday, to authorise the Building of a Court-House and Gaol at St. Eleanor's, in place of Princetown, as formerly ordered.

Ordered, that Mr. *Pope*, Mr. *Brecken* and Mr. *Binns* be a Committee for that purpose.

Then the House adjourned for half an hour.

And being met—

Mr. *Binns*, from the Special Committee to whom was referred the Bill for regulating the mode of recovering Penalties, reported, that the Committee had gone through the Bill and had made several amendments thereto; and he read the Report in his place, and afterwards delivered it in, with the Bill, at the Clerk's Table, where the amendments were again read.

Ordered, that the said Bill and Report be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the chair:

Mr. *Brecken* took the chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. *Brecken*, Chairman of the Committee, reported, that they had made some progress with the Bill, and that he was directed by the Committee to move for leave to sit again.—Leave granted.

Resolved, that a Conference be desired with His Majesty's Council on the subject of the Public Accounts.

Ordered, that Mr. *Brecken* do go to the Council and desire the said Conference.

Ordered, that the Committee to examine and report on the Public Accounts be a Committee to manage the said Conference.

Mr. *Owen*, from the Committee appointed to prepare an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to direct the Commissioners for building a Court-House and Gaol at Georgetown, to proceed therewith,—presented the draught of an Address as prepared by the Committee; and he read the same in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as follows:

To His Excellency Lieut. Colonel *ARETAS WILLIAM YOUNG*, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and the Territories therunto adjacent, Chancellor and Vice-Admiral of the same, &c. &c. &c.

May it please your Excellency,

The House of Assembly having had under consideration your Excellency's Message of the 16th inst., with a Plan and Specification, together with an Estimate of the probable expence of building a Court-House and Gaol, in one Building, at Georgetown, humbly pray that your Excellency will be pleased to direct the Commissioners appointed to superintend the erection thereof, to carry into effect so much of the provisions of an Act made and passed in the First year of His present Majesty's reign, intituled "An Act to authorise the appointment of Commissioners for erecting certain Public Works therein mentioned,"—as relates to building a Court-House and Gaol at Georgetown—and they beg to state, that the Plan laid before the House by your Excellency, is such as meets their entire approbation.

Ordered, that the said Address be engrossed.

Ordered, that Mr. *Owen* and Mr. *H. Mac-*

donald be a Committee to wait on His Excellency with the said Address.

On motion of Mr. *Brecken*—Ordered, that a Committee be appointed to prepare and bring in a Bill to continue and amend an Act made and passed in the Tenth year of His late Majesty's Reign, intituled "An Act for keeping clean the Streets of Charlotte-Town, and for removing obstructions therefrom,"—agreeable to the Resolution of the Committee of the whole House on the Report of the Special Committee on the Expiring Laws.

Ordered, that Mr. *Brecken*, Mr. *Dalrymple* and Mr. *Binns* be a Committee for that purpose.

Mr *Brenan*, from the Committee appointed to prepare an Address to His Excellency the Lieutenant Governor on the subject of a Wharf at Campbell's Cove, on Township Number Forty-Seven—presented the draught of an Address as prepared by the Committee; and he read the same in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as followeth :

To His Excellency Lieut. Colonel *ARETAS WILLIAM YOUNG*, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and the Territories thereunto adjacent, Chancellor and Vice-Admiral of the same, &c. &c. &c.

May it please your Excellency,

The House of Assembly having had under consideration the Report of the Commissioners appointed to examine as to the practicability and expediency of erecting a Wharf at Campbell's Cove, on Township No. Forty-Seven,—humbly pray that your Excellency will be pleased to appoint Commissioners, with the least possible delay, to carry into effect so much of the provisions of an act made and passed in the First year of His present Majesty's reign, intituled "An Act "to authorise the appointment of Commissioners for erecting "certain Public Works therein mentioned,"—as relates to the erection of a Wharf at Campbell's Cove, on Township No. Forty-Seven—the House being of opinion that Contracts for Timber, and other materials necessary for the construc-

tion thereof, could be entered into at the present season much lower than at any other period of the year.

Ordered, that the said Address be engrossed.

Ordered, that Mr. *Brenan* and Mr. *Hyndman* be a Committee to wait on His Excellency with the said Address.

On motion of Mr. *Brenan*—Ordered, that a Committee be appointed to prepare and bring in a Bill for the preservation of Oysters.

Ordered, that Mr. *Brenan*, Mr. *Binns*, Mr. *J. S. Macdonald*, Mr. *Pope* and Mr. *Hyndman* be a Committee for that purpose.

Message from the Council, by Mr. Nantes:

"Mr. Speaker,

"His Majesty's Council do agree to the Conference, as requested by the House of Assembly, on the Public Accounts;—and have appointed the Honorables *George Wright* and *Ambrose Lane* a Committee to manage the said Conference---to meet the Committee appointed by the House of Assembly in the Committee Room to-morrow at One o'clock."

And then the Messenger withdrew.

On motion of Mr. *Binns*—Ordered, that a Committee be appointed to prepare an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to lay before the House Copies of any Correspondence that may have taken place between the late Lieutenant Governor and His Majesty's Government relative to providing Arms and Accoutrements for the Militia of this Colony, subsequent to the last communication made to the House on the subject.

Ordered, that Mr. *Binns*, Mr. *Owen* and Mr. *Brecken* be a Committee for that purpose.

Adjourned to 11 o'clock to-morrow.

WEDNESDAY, January 25, 1832.

PRAYERS.

A Petition of divers Inhabitants of New-London, and places adjacent, whose names are thereunto subscribed, was presented to the House by Mr. *Dalrymple*.

After which, Mr. *Dalrymple* informed the House, that His Excellency the Lieutenant Governor, being acquainted with the purport

of the said Petition, gives his consent that the House may proceed thereon as they shall think fit.

And then the said Petition was received and read; setting forth—That a Petition was presented to the House at its last Session, representing the extreme necessity of a Bridge over Campbell's Pond, on Township Number Twenty-One, on the new line of

Road, laid out by direction of the Governor in Council, on account of the inadequate and dangerous state of the Old Road, between New London and Princetown, the consideration of which Petition was postponed until the present Session. That the said new Road is now completely made, with the exception of three Bridges, two of which the Inhabitants propose to build next summer by means of Statute Labour. That part of the old Road has been undermined and carried away by the sea, during the late violent storms, while other parts of it have been inundated by the excessive high tides, so that it has become almost impassable for beasts of burthen—and praying the aid of the House.

Ordered, that the said Petition do lie on the Table.

A Petition of divers Inhabitants residing on Lot or Township Number Forty-Eight, whose names are thereunto subscribed, was presented to the House by Mr. *Dalrymple*.

After which, Mr. *Dalrymple* informed the House, that His Excellency the Lieutenant Governor, being acquainted with the purport of the said Petition, gives his consent that the House may proceed thereon as they shall think fit.

And then the said Petition was received and read, setting forth—That the Road leading from the Cross Roads on Lot or Township Number Forty-Eight to the Five Mile Creek, commonly called Old Georgetown Road, is almost in an impassable state, and that the Bridges thereon are very insecure and much in want of repair. That for the last Six Years no Statute Labour has been performed on the said Road, although it is generally acknowledged to be the most convenient and by far the shortest way to Georgetown—and praying for a grant of money to repair the said Road and Bridges, to commence at the Cross Roads.

Ordered, that the said Petition do lie on the Table.

A Petition of divers Inhabitants of Irish-town, on Lot or Township Number Twenty, whose names are thereunto subscribed, was presented to the House by Mr. *Dalrymple*.

After which, Mr. *Dalrymple* informed the House, that His Excellency the Lieutenant Governor, being acquainted with the purport of the said Petition, gives his consent that the House may proceed thereon as they shall think fit.

And then the said Petition was received and read; setting forth—That the road called Irish-town road, being eight miles in length, is the only means of communication between the North and West sides of Grenville Bay and the great Western Road, which it strikes at Glover's. That part of the said road (about four miles) is in Queen's County, and the remainder in Prince County.—That along the former part there are about thirty families settled, who perform Statute Labour—but on that part of it which extends into Prince County, there are only three individuals settled who are liable to perform Statute Labour, in consequence of which that part of the Road is in a very neglected state—That there is a Bridge on said Road, of about thirty yards in length, in a very dilapidated state, and a Swamp about one hundred yards in length, which at Spring and Fall is overflowed—and praying for a grant of money to repair the last mentioned four miles of Road, and the Bridge thereon, and to drain the said Swamp.

Ordered, that the said Petition do lie on the Table.

On motion of Mr. *Willock*—Ordered, that the proceedings of the Committee of Privileges and Elections on the late Election and Return for King's County, with the Minutes of Evidence, be printed as an Appendix to the Journal of this Session.

On motion of Mr. *Owen*—Ordered, that a Committee be appointed to prepare and bring in a Bill for the better regulation of the Ferry on the Hillsborough at Charlotte Town.

Ordered, that Mr. *Owen*, Mr. *Cooper*, and Mr. *Binns* be a Committee for that purpose.

On motion of Mr. *Owen*—

Resolved, That the following Address be presented to His Excellency the Lieutenant Governor.

To His Excellency Lieut. Colonel ARETAS WILLIAM YOUNG, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and the Territories thereunto adjacent, Chancellor and Vice-Admiral of the same, &c. &c. &c.

May it please your Excellency,

The House of Assembly having observed a Public Notice in the Royal Gazette, for Tenders to be given in on or before Tuesday the 31st instant, for the Hillsborough Ferry and Ferry House, on certain conditions—beg that your Excellency will be pleased to defer letting that Ferry for the present, the House having ordered a Bill to be brought in for the better regulation thereof.

Ordered, that the said Address be engrossed.

Ordered, that Mr. Owen and Mr. Brennan be a Committee to wait on His Excellency with the said Address—who returning, reported the delivery thereof, and that His Excellency was pleased to say, he would comply with the wish of the House.

Mr. Pope, from the Committee appointed to prepare and bring in a Bill to authorize the building of a Court House and Jail on Township Number Seventeen, in Prince County—presented the draught of a Bill, and the same was received and read for the first time.

Ordered, that the said Bill be read a second time to-morrow.

Mr. Binns, from the Committee appointed to prepare an Address to His Excellency the Lieutenant Governor, praying for information relative to a supply of Arms and Accoutrements for the Militia of this Colony—presented the draught of an Address as prepared by the Committee; and he read the same in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as follows:

To His Excellency Licut. Colonel ARETAS WILLIAM YOUNG, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and the Territories thereunto adjacent, Chancellor and Vice-Admiral of the same, &c. &c. &c.

May it please your Excellency,

We His Majesty's loyal subjects the Representatives of Prince Edward Island, in Colonial Parliament assembled, humbly request, that your Excellency will be pleased to lay before this House Copies of any Correspondence which may have taken place between the late Lieutenant Governor and His Majesty's Government in England, relative to the Address of the late House of Assembly, of March 11th, 1829, praying for a proportion of Arms and Accoutrements for the Militia of this Colony, as granted to other Colonies, since Governor Ready received from His Majesty's Secretary of State for the Colonial Department a Despatch on the subject, dated 29th August, 1829, and which he was pleased to communicate to the House of Assembly—and also that your Excellency will be pleased to communicate to the House any other or further information which your Excellency may possess on the subject.

Ordered, that the said Address be engrossed.

Ordered, that Mr. Binns and Mr. Cooper be a Committee to wait on His Excellency with the said Address.

A Petition from Solomon Desbrisay, a Prisoner on the Limits of the Jail of Charlotte Town, whose name is thereunto sub-

scribed, was presented to the House by Mr. Binns, and the same was received and read; setting forth—That the Petitioner in the month of August 1829, was arrested upon an Execution issued out of the Supreme Court, at the suit of William Pleace, Esq. for the sum of Five Hundred and Forty-Three Pounds, which was due to the said William Pleace, for Principal and Interest, upon a Warrant of Attorney to confess Judgment, given by Petitioner to the said William Pleace. That the Law for the relief of Insolvent Debtors not reaching the Petitioner's case—and utterly despairing of being able to effect any compromise with his relentless creditor, although he has made every effort in his power to effect an arrangement, he is compelled to have recourse to the justice and clemency of this House.—That if kept confined within the bounds of Charlotte Town, he never will, in all probability, be enabled to liquidate the debt, and consequently must remain a Prisoner for life,—whereas if he had the liberty of moving about the Island, or of residing in whatever part of it his interest prompted, it would materially increase his prospects of earning wherewithal to pay any just and lawful debt—and praying the House to take his case into consideration, and suffer him to be heard by himself or Counsel at the Bar, in support of the facts above set forth.

Resolved, That the House do take the said Petition into consideration on Friday next.

Ordered, that the said Solomon Desbrisay be heard by himself or Counsel, at the Bar of this House, on Friday next, in support of his Petition.

Ordered, that the detaining Creditor, or his accredited Agent, have notice thereof.

Mr. Brennan, from the Committee appointed to wait on His Excellency the Lieutenant Governor with the Address relative to the appointment of Commissioners for building a Wharf at Campbell's Cove, on Township Number Forty Seven—reported the delivery thereof, and that His Excellency was pleased to say that he would attend to the request of the House.

On motion of Mr. Brennan—Ordered, that the Clerk be authorised to deliver the list of Subscriptions entered into to aid in building the said Wharf, laid before the House last Session, to the Commissioners who shall be hereafter appointed for carrying that object into effect.

A Message from His Excellency the Lieutenant Governor, by Mr. Secretary Collins:
A. W. YOUNG, Lt. Governor.

The Lieutenant Governor lays before the House of Assembly, the Memorial of the President, Vice-President, Secretary and Committee of the Central Agricultural Society, humbly praying him to recommend to the House to grant such Sum to the Society in furtherance of its general views, as they in their wisdom may deem meet; which His Excellency recommends to the favourable consideration of the House.

January 25th, 1832.

The Memorial of the President, Vice President, Secretary and Committee of the Central Agricultural Society, referred to in the above Message, was then read; setting forth—That the Central Agricultural Society was established in the year 1827—that its objects are to diffuse and extend the knowledge and promote the practice of the most approved modes of Agriculture—to improve the breed of Horses, Cattle, Sheep and Swine, by the importation of new stock, and by a judicious crossing of the old—to introduce the most improved implements of husbandry into general use—to further the growth and importation of seed grain, of the seeds of roots, and of all sorts of grass seeds—to encourage the clearing of forest land, and to promote a better mode of cultivating the same than has hitherto prevailed—to increase the growth and introduce an economical mode of carding and spinning wool, and of fulling, dyeing, and dressing cloth.—That although the Society has continued to receive the liberal support of the Legislature, the means at its disposal have been too limited to enable it to embrace all the objects which at its formation were contemplated. That its views have hitherto been chiefly confined to the importation of grain and seeds, and, to a limited extent, of Agricultural machinery. That the advantages which the Colony in general has already derived from these sources of improvement, have fully equalled if not surpassed the anticipations of the Society; and the Memorialists with confidence assume, that the Society only requires to be provided with the means of carrying into effect the various important objects referred to, in order to render its exertions productive of substantial and lasting benefit to the Agricultural interests of the Island. The Memorialists therefore humbly pray that His Excellency will be pleased to recommend to the House of Assembly, during the present Session, to grant such Sum to the Society, in

furtherance of its general views, as they in their wisdom may deem meet.

Ordered, that the above Message, together with the Memorial of the Committee and Officers of the Central Agricultural Society, be referred to the Committee of Supply.

On motion, the House resolved itself into a Committee of the whole House, to resume the consideration of the Bill for regulating the mode of enforcing Penalties.

Mr. Speaker left the Chair:

Mr. Brecken took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Brecken, Chairman of the Committee, reported, that they had gone through the Bill and agreed to the same, with amendments.

Ordered, that the Report of the Committee be agreed to.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be "*An Act establishing the mode of recovering certain Penalties and Costs before Justices of the Peace, and to regulate the Imprisonment of Delinquents in cases of non-payment.*"

Mr. Owen, from the Committee appointed to wait on His Excellency the Lieutenant Governor with the Address relative to the building of a Jail and Court House at Georgetown, reported, that the Committee had, pursuant to order, delivered the same to His Excellency.

The Order of the Day, for the House in Committee on the Bill to prevent the Importation and spreading of Infectious Diseases within this Island—being read;

Ordered, that the said Order of the Day be discharged.

Resolved, that this House will, on Saturday next, resolve itself into a Committee upon the said Bill.

A Member in his place acquainted the House, that yesterday a Conference was desired by this House with His Majesty's Council on the subject of the Public Accounts, and a Committee was appointed to manage the same—and that a Message was subsequently received from His Majesty's Council agreeing to the Conference as requested by this House, and informing the House, that the Honourables *George Wright*

and *Ambrose Lane* were appointed Managers thereof on behalf of the Council, to meet the Committee of the House of Assembly in the Committee Room this day at One of the clock. That the Managers on the part of this House accordingly attended at the time and place appointed for holding the said Conference, but the Managers on behalf of His Majesty's Council did not attend, and that consequently the said Conference did not take place.

And the House having taken the matter into consideration:

Resolved, that a Committee be appointed to search for precedents applicable to the occasion, and report thereon to the House with all convenient speed:

Ordered, that Mr. *Owen*, Mr. *Brenan*, and Mr. *Binns* be a Committee for that purpose.

Adjourned to 11 o'clock to-morrow.

THURSDAY, January 26, 1832.

PRAYERS.

ON motion of Mr. *Cooper*—Ordered, that a Committee be appointed to prepare and bring in a Bill to amend an Act made and passed in the Forty-eighth year of the reign of King George the Third, intituled “An Act for repealing an Act, intituled an “an Act to prevent the throwing of Ballast “into Rivers and Creeks on this Island, and “for the empowering the Governor, Lieuten- “ant Governor, or Commander-in-Chief for “the time being, to appoint Ballast Masters, “and to regulate their duty.”

Ordered, that Mr. *Cooper*, Mr. *Pope* and Mr. *Owen* be a Committee for that purpose.

The Bill for Building a Court-House and Gaol in Prince County was, according to order, read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the chair:

Mr. *Pope* took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. *Pope*, Chairman of the Committee, reported, that they had gone through the Bill and agreed to the same, with amendments.

A motion being made that the Report of the Committee be now received;

And the motion being seconded—

Mr. *Hyndman* moved, in amendment, that the Report of the Committee be received this day six months:—and the motion being seconded; and the question put thereon, it passed in the negative.

The question being then put on the main motion, it passed in the affirmative.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be “*An Act for Building a Court-House and Jail in Prince County, and for appointing Commissioners to superintend the same.*”

Mr. *Brenan*, from the Committee appointed to prepare and bring in a Bill for the preservation of Oysters, presented the draught of a Bill, and the same was received and read for the first time.

On motion, the said Bill was read a second time.

The Order of the Day, for the House in Committee to inquire into and take into consideration the State of the Colony, being read—

The House accordingly resolved itself into said Committee.

Mr. Speaker left the chair:

Mr. *Cody* took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. *Cody*, Chairman of the Committee, reported, that they had made some progress in the business to them referred, and had come to Seven Resolutions thereupon, which they had directed him to report to the House; and he read the same in his place, and afterwards delivered them in at the Clerk's Table, where being again severally read, they were agreed to by the House, and are as followeth:

1. RESOLVED, That it is the opinion of this Committee, that the operation of the Revenue Acts of 25th Geo. 3d, cap 10. and the 35th Geo. 3, cap. 4, if allowed to remain in force, cannot fail to render the popular Branch of the Legislature a blank in the Constitution, depriving the Country of the advantages to be derived from the local experience of its Members—That

the Committee consider their continuance a fertile source of irritation and disquietude, and highly injurious to Trade and Commerce, by rendering it necessary to impose onerous duties on Imports, in order to raise a Revenue which shall be under the controul of the House, and available for such objects as the wants of the Colony render indispensably necessary.

2. **RESOLVED**, That it be recommended to the House to present an humble Address to His Majesty, expressive of its continued reliance on His paternal regard for His Colonial subjects, and again praying that he will be graciously pleased to direct the repeal of the Laws in question.

3. **RESOLVED**, That it is the opinion of this Committee, that the system hitherto pursued of requiring Importers of goods liable to duty, to travel frequently a considerable distance in order to enter the same, and secure the duties payable thereon, has been productive of great disadvantage to the Colony, and of serious loss and inconvenience to individuals; and has also tended to facilitate and increase smuggling, to the manifest injury of the fair trader, and of the Public Revenue.

4. **RESOLVED**, That it is the opinion of this Committee, that if Collectors of Impost and Excise were appointed for the undermentioned Districts, the Revenue would be materially benefited, and illicit importations to a great extent prevented—that is to say, Murray Harbour, Three Rivers, Colville Bay, and St. Margaret's, Lot 41, in King's County—Wood Islands, New London, Rustico and Orwell Bay, in Queen's County—and Bedeque, Port Hill, Cascumpec, and Tryon, in Prince County—such Collectors to receive the Commission allowed by Law, and to give ample security for the due and faithful discharge of their duty; and be sworn not only to protect the Revenue, but to use their utmost endeavours to suppress the practice of retailing Rum, or other Spirituous Liquors, by persons not duly licensed.

5. **RESOLVED**, That it be recommended to the House to bring in a Bill to authorise the appointment of Collectors of Impost and Excise for the places above mentioned, and to define their duties.

6. And the Committee having had under consideration His Excellency's reply to the Address of the House, inquiring if any information had been received relative to the several Acts transmitted in the years 1829 and 1830, for His Majesty's Royal Allowance; on which subject His Majesty's Council and the House of Assembly, on the 9th May last, presented a Joint Address to His Excellency Lieutenant Governor Ready, praying that he would use his influence in the proper quarter to obtain early decisions thereon—which Acts are as follow:

"An Act to enable Tenants in Tail to execute Leases, and grant terms of years of a long endurance:"

"An Act for the security of Navigation, and for preserving all Ships, Vessels, and Goods, which may be found on Shore, wrecked or stranded, upon the Coasts of this Island, and for punishing Persons who shall steal Shipwrecked Goods, and for the Relief of Persons suffering loss thereby:"

"An Act to confirm certain Marriages heretofore solemnized in this Island:"

"An Act to require Clergymen, and others authorised to solemnize Marriages, to return Certificates thereof to the Surrogate of the Island, and to require Clergymen to keep a Record of Baptisms:"

"An Act to alter, amend and suspend certain parts of an Act made and passed in the Forty-seventh year of his late Majesty's reign, intituled An Act to repeal an Act made and passed in the Forty first year of his present Majesty's reign, intituled An Act for the better Regulation of Elections, and to regulate Elections for Members to serve in General Assembly in future:"

"An Act to ascertain and establish the Boundary Lines of the several Counties and Townships of this Island—and to regulate the Duty of Surveyors:"

"An Act for raising a Fund, by an Assessment on Land, for erecting a Government House, and other Public Buildings, within this Island:"

RESOLVED, That it is the opinion of this Committee, that the said Acts being of such vital interest to the Colony, and so essential to the well-being of its Inhabitants, the want of information respecting them is felt as a serious evil, and tends also greatly to embarrass the proceedings of the Legislature, by compelling it to postpone the enactment of various other measures of public utility, thereby retarding in a very material degree the improvement of the Colony.

7. **RESOLVED**, That it be recommended to the House to desire His Majesty's Council to join in an humble Address to His Majesty, setting forth the injuries arising to the Colony consequent upon the uncertainty that prevails with reference to the said Acts, and praying that His Majesty will be graciously pleased to ratify and confirm the same.

The Chairman then acquainted the House that the Committee had directed him to move the House for leave to sit again.

Resolved, that this House will, on Monday next, again resolve itself into a Committee of the whole House, to inquire into and take into consideration the State of the Colony.

A Petition of divers Inhabitants of Belfast, Portree, and Orwell, whose names are thereunto subscribed, was presented to the House by Mr. *Willock*.

After which, Mr. *Willock* informed the House, that His Excellency the Lieutenant Governor, being acquainted with the purport of the said Petition, gives his consent that the

House may proceed thereon as they shall think fit.

And then the said Petition was received and read; setting forth—That the Petitioners are much in want of a Bridge over the Little Creek, between Little Belfast and Portree, and that the said Bridge will require to be thirty-five feet long, and about eight feet high—and praying the aid of the House.

Ordered, that the said Petition do lie on the Table.

Ordered, that a Committee be appointed to prepare and bring in a Bill to authorize the appointment of Collectors of Impost and Excise at certain of the Out Ports, and to regulate the duties of said Officers.

Ordered, that Mr. Owen, Mr. Brecken, and Mr. Hyndman be a Committee for that purpose.

Resolved, that this House do now resolve itself into a Committee of the whole House,

upon the consideration of the Bill for the Preservation of Oysters.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Brenan took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Brenan, Chairman of the Committee, reported, that they had made some progress, and that he was directed by the Committee to move for leave to sit again.—Leave granted.

Mr. Erecken, in his place, presented to the House, from Mr. Stewart, Collector of Impost and Excise for the District of Richmond Bay and New London, his Accounts for the Quarter ending 31st March, and for the Quarter ending 31st December, 1831.

Ordered, That the said Accounts be referred to the Committee appointed to examine the Public Accounts.

Then the House adjourned until to-morrow at 11 o'clock.

FRIDAY, January 27, 1832.

PRAYERS.

ON motion of Mr. H. Macdonald—Ordered, that the following Message be sent to His Excellency the Lieutenant Governor—

May it please your Excellency,

We are commanded by the House to wait on your Excellency, and to request, that you will be pleased to direct the Board of Education at Charlotte-Town, to lay before the House a statement of their proceedings in providing Books of primary instruction for the Indians of this Colony, in their own language.

Ordered, that Mr. H. Macdonald and Mr. Compton be a Committee to wait on His Excellency with the above Message; who returning, reported the delivery thereof, and that His Excellency was pleased to say he would give directions accordingly.

On motion of Mr. Brenan—Ordered, that the following Message be sent to His Excellency the Lieutenant Governor.

May it please your Excellency,

We are commanded by the House of Assembly to wait on your Excellency, and to request, that you will be pleased to order the Commissioners appointed to erect a Bridge over York River at Poplar Island, to lay a statement of their proceedings before the House.

Ordered, that Mr. Brenan and Mr. J. S. Macdonald be a Committee to wait on His Excellency with the said Message; who returning, reported the delivery thereof, and that His Excellency was pleased to say that he would give directions accordingly.

A Petition of divers Inhabitants of Launching Place, and of that part of Township Number Fifty-five on the South bank of Grand River, was presented to the House by Mr. H. Macdonald.

After which, Mr. H. Macdonald informed the House, that His Excellency the Lieut. Governor, being acquainted with the purport of the said Petition, gives his consent that the House may proceed thereon as they shall think fit.

And then the said Petition was received and read; setting forth—That the Petitioners labour under very great inconveniences from the want of a road from Grand River Harbour to join the main road to the Westward of Launching Place Chapel—and praying the aid of the House.

Ordered, that the said Petition do lie on the Table.

A Petition of divers Inhabitants of Three Rivers and Georgetown, whose names are thereunto subscribed, was presented to the House by Mr. *H. Macdonald*.

After which, Mr. *Macdonald* informed the House, that His Excellency the Lieutenant Governor, being acquainted with the purport of the said Petition, gives his consent that the House may proceed thereon as they shall think fit.

And then the said Petition was received and read; setting forth—That a road, or bridle-path, formerly led from the head of Cardigan River to Mount Stewart Ferry, at the head of the Hillsborough, but ceased to be used about twenty years ago. That the distance from the head of Cardigan River to Charlotte-Town by Mount Stewart is not greater than by the Road now travelled by way of Vernon River, and that a road in the former direction would avoid a Ferry, which at certain periods of the year it is impracticable to cross---and praying the House to grant a sum to explore the ground for opening a road from Cardigan River to Mount Stewart, as near as possible to the line of the former road.

Ordered, that the said Petition do lie on the Table.

The Order of the Day, for taking into consideration the Petition of Solomon Desbrisay, a Prisoner on the Limits of the Jail of Charlotte-Town, being read—

The Solicitor General appeared as Counsel for the said Petitioner—and the House having heard the Solicitor General at the Bar, and examined the said Solomon Desbrisay, and other Evidences, touching the allegations contained in the said Petition;

Resolved, that under the peculiar circumstances of the case, a Bill be brought in for the relief of the said Solomon Desbrisay, extending the limits of his confinement so as to embrace the whole Island.

Ordered, that Mr. *Finns*, Mr. *Owen* and Mr. *Green* be a Committee to prepare the said Bill.

On motion of Mr. *Brecken*—Ordered, that the following Message be sent to His Excellency the Lieutenant Governor—

May it please your Excellency:

We are ordered by the House to wait on your Excellency, and to request that you will be pleased to direct the following Returns to be laid before the House:—

A Return of Exports and Imports, with the Estimated value thereof, for the past year.

A Return of Vessels which have been built and registered during the same period.

A Return of Vessels which have been built in this Island; and sent to Great Britain under Certificates from His Majesty's Customs, during the same period.

The Number of Vessels and amount of Tonnage sold or transferred from the Island during the last year.

A Return of Vessels engaged in Foreign Trade, and in Coasting and Fishing, specifying the Tonnage thereof, and the number of men employed in navigating the same.

Ordered, that Mr. *Brecken* and Mr. *Dalrymple* be a Committee to wait on His Excellency, with the above Message.

Then the House adjourned for half an hour.

And being met—

Mr. *Owen*, from the Committee appointed to search Precedents relating to what hath been done upon a Conference being desired by one branch of the Legislature and agreed to by the other, where the Conference was not holden in consequence of the Managers of one of the Houses not attending at the time they had appointed—reported, that they had made search for Precedents, and that what they conceive to be most material and applicable to the present occasion are contained in *Hatsell's Precedents*, vol. 4, pages 32 and 33, to which the Committee humbly refer, and desire these passages may be read:—which were read accordingly, and are as follow:

On the 1st March, 1692, the Commons went to a Conference at the time appointed by the Lords; but the Managers returned, and acquainted the House, That having been at the place appointed for the Conference, they understood the House of Lords was not yet met. Upon this a Conference is desired with the Lords upon the method of proceeding between the two Houses. But the Lords immediately send down a message, "That the Speaker of the House of Lords *living two miles out of town, and the badness of the road at this present, was the only occasion of their Lordships not coming to the Conference at the time appointed."—*Hatsell's Precedents*, Vol. 4. p. 32.

* This Speaker of the House of Lords was Sir Robert Atkyns, the Lord Chief Baron; he not coming, the Lords chose the Duke of Somerset Speaker, *pro tempore*.

See the proceeding on the Conferences, holden at the desire of the Commons, touching the amendments made by the Lords to the Bill for prohibiting commerce with Spain. on the 25th and 28th of March; and on the 14th and 17th of April, 1740. On the 22d of April, the Managers from the Commons going to the Conference at the time appointed, and being returned, Mr. *Walpole* reported, "That they had waited a considerable time, but that, the Lords not coming, the Managers had thought it their duty to wait no longer." On the 23d, the Lords, by Message, make an excuse for this, and appoint another time for the Conference. *ib.* Vol. 4. p. 33.

Ordered, that the said Report do lie on the Table.

On motion, the House resolved itself into a Committee of the whole House, to resume the consideration of the Bill for the preservation of Oysters.

Mr. Speaker left the Chair:

Mr. Brennan took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Brennan, Chairman of the Committee, reported, that they had gone through the Bill, and agreed to the same, with amendments.

Ordered, that the Report of the Committee be agreed to.

Ordered, that the said Bill, with the amendments, be engrossed, and that the Title be

“An Act to prevent the wanton destruction of Oysters.”

Mr. Binns, from the Committee appointed to wait on His Excellency the Lieutenant Governor, with the Address praying for Copies of any Correspondence that may have taken place with His Majesty's Government, relative to a supply of Arms and Accoutrements for the Militia of this Island—reported the delivery thereof, and that His Excellency had replied, that no correspondence had taken place subsequent to the last communication, to the House on the subject.

Then the House Adjourned until to-morrow, at 11 o'clock.

SATURDAY, January 28, 1832.

PRAYERS.

MR. Pope, from the Committee appointed to prepare and bring in a Bill to provide Salaries for Sub-Collectors of Customs at certain of the Out-Ports—presented the draught of a Bill, and the same was received, and read for the first time.

Ordered, that the said Bill be read a second time on Monday next.

A Petition of divers Settlers residing on the Montague and Brudenell Rivers, whose names are thereunto subscribed, was presented to the House by Mr. Owen.

After which, Mr. Owen informed the House, that His Excellency the Lieutenant Governor, being acquainted with the purport of the said Petition, gives his consent that the House may proceed thereon as they shall think fit.

And then the said Petition was received and read; setting forth—That the Settlers residing on the Montague and Brudenell in general, but, more particularly, three families, are so inconveniently situated, that they have no means of communication with any other settlement but by water or along the shore at ebb-tide.—That by the present route along the seashore, they have four miles to travel to the nearest settlement; whereas if a road were made from Neil Shaw's Lane on Montague River to Duncan Stewart's Farm on Brudenell River, the distance would be reduced to one mile and a half—and praying a grant of money to make a road to connect the above mentioned places.

Ordered, that the said Petition do lie on the Table.

A Petition of divers Inhabitants of Cape Traverse and Seven-Mile Bay, whose names are thereunto subscribed, was presented to the House by Mr. Pope.

After which, Mr. Pope informed the House, that His Excellency the Lieutenant Governor, being acquainted with the purport of the said Petition, gives his consent that the House may proceed thereon as they shall think fit.

And then the said Petition was received and read; setting forth—That the Petitioners experience much inconvenience and difficulty from the want of a good and sufficient road—that many of them, from their local situation, have to cart the produce of their farms the distance of four or five miles to a place of shipment, on a road that is scarcely passable at any season of the year, but more especially in the Spring and Fall—and praying the aid of the House.

Ordered, that the said Petition do lie on the Table.

Mr. Brecken, from the Committee appointed to wait on the Lieutenant Governor with the Message of yesterday, praying that His Excellency would direct certain Returns to be laid before the House—reported the delivery thereof, and that His Excellency was pleased to say he would give directions accordingly.

The Order of the Day, for the House in Committee on the Bill to prevent the Im-

portation and spreading Infectious Disorders within this Island—being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Brecken took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Brecken, Chairman of the Committee, reported, that they had made some progress with the Bill, and that he was directed by the Committee to move for leave to sit again. Leave granted.

Mr. Nuntas delivered the following written Message from His Majesty's Council:

“Mr. Speaker,

“In consequence of the absence of the Honorable *George Wright* on Wednesday last, one of the Committee appointed by His Majesty's Council to meet the Committee of the House of Assembly upon the Public Accounts, the Committee could not attend.

“On motion, Ordered, that a Message be sent to the House of Assembly, acquainting them therewith; and that the said Committee will meet the Committee of the House of Assembly for the above purpose, in the Committee Room, to-morrow, at 2 o'clock.

“Council Chamber, 27th Jan. 1832.”

And then the Messenger withdrew.

Resolved, that the House do resolve itself into a Committee of Privileges upon the said Message.

On motion, the Report of the Committee appointed to search for Precedents applicable to the occasion, was read, and ordered to be referred to the said Committee.

And then the House resolved itself into said Committee.

Mr. Speaker left the chair:

Mr. Binns took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Binns, Chairman of the Committee, reported, that they had gone into the consideration of the business to them referred; and he read the Report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as follows:

“The Committee of Privileges having had before them the Report of the Committee which was ordered to search Precedents with reference to the non-attendance of the Managers on the part of His Majes-

ty's Council at the Conference, which was to have taken place between this House and the Council, on Wednesday the 25th inst. together with a Message from His Majesty's Council, explaining the cause of their Managers not coming to the Conference at the time appointed, and appointing another time for the Conference—do recommend to the House to agree to the time appointed for holding said Conference.”

Resolved, that this House do agree to the time appointed by the Council, in the Message received from them this day, for holding the said Conference.

On motion of Mr. Owen—Resolved, that a Conference be desired with the Council on the General State of the Colony; and that upon such Conference, the Committee of this House be instructed to request, in behalf of the House, that His Majesty's Council will appoint a Committee to join a Committee of this House, in preparing and reporting an Address to His Majesty, setting forth the injuries arising to the Colony, consequent upon the uncertainty that exists with reference to various Acts passed by the Legislature of this Island in the years 1829 and 1830, and reserved for the signification of His Majesty's pleasure; and praying that His Majesty will be graciously pleased to ratify and confirm the same.

Ordered, that Mr. Owen do go to the Council and desire the said Conference.

Ordered, that Mr. Owen, Mr. Binns, Mr. Nelson, Mr. Brecken and Mr. Dalrymple be a Committee to manage the said Conference.

The names of the Managers appointed to confer with the Council on the subject of the Public Accounts being called over, they went to the Conference.

And being returned—

Mr. Owen reported the substance of the Conference to the House.

Read a third time, as engrossed, the Bill intituled “*An Act establishing the mode of recovering certain Penalties and Costs before Justices of the Peace, and to regulate the Imprisonment of Delinquents in cases of non-payment.*”

Ordered, that the said Bill do pass.

Ordered, that Mr. Brecken do carry the said Bill to the Council, and desire their concurrence.

Then the House adjourned until Monday next at One of the Clock.

MONDAY, January 30, 1832.

A Petition of divers Inhabitants of Lot or Township Number Thirty-three, whose names are thereunto subscribed, was presented to the House by Mr. *Brecken*.

After which, Mr. *Brecken* informed the House, that His Excellency the Lieutenant Governor, being acquainted with the purport of the said Petition, gives his consent that the House may proceed thereon as they shall think fit.

And then the said Petition was received and read; setting forth—that, about eighteen months ago, the Petitioners formed a Settlement on part of the said Township, distant about three miles from Bird Island Creek Bridge, and about a mile and a half from the Royalty Road. That a Road has been partially opened between the Royalty Road and the said Settlement, upon which Petitioners performed Statute Labour last season, but that two Bridges are required, which the Petitioners without Legislative aid are unable to build—and praying the aid of the House.

Ordered, that the said Petition do lie on the Table.

A Petition of divers Inhabitants of Three Rivers and Murray Harbour, whose names are thereunto subscribed, was presented to the House by Mr. *Owen*.

After which, Mr. *Owen* informed the House, that His Excellency the Lieutenant Governor, being acquainted with the purport of the said Petition, gives his consent that the House may proceed thereon as they shall think fit.

And then the said Petition was received and read; setting forth—That there is no regular road between Sturgeon River Bridge and Murray Harbour; for want of which, the Inhabitants are under the necessity of going round by the sea-shore, a distance of twelve miles. That by a new line of Road which has been laid out through Townships Numbers Sixty-one and Sixty-three, the distance is reduced to four miles and a half.—That Petitioners are of opinion, that if said road was made through the above Townships, it could not fail to be attended with the most beneficial consequences to the public in general, and particularly to the Inhabitants of Three Rivers and Murray Harbour—and praying for a grant of money for that purpose.

Ordered, that the said Petition do lie on the Table.

A Petition of divers Inhabitants of Three Rivers, whose names are thereunto subscribed, was presented to the House by Mr. *Owen*.

After which, Mr. *Owen* informed the House, that His Excellency the Lieutenant Governor, being acquainted with the purport of the said Petition, gives his consent that the House may proceed thereon as they shall think fit.

And then the said Petition was received and read; setting forth—That there is no Cart Road to St. Andrew's Point (where there is a Ferry to Georgetown), except along the sea shore; but if a Road were opened from Cody's to the said Point (a distance of one mile and a half), the evil would be remedied. That if a small sum were granted by the Legislature for that purpose, the Inhabitants would contribute labour in aid thereof—and praying the aid of the House.

Ordered, that the said Petition do lie on the Table.

The Bill to provide Salaries for Sub-Collectors of Customs at certain Out Ports, was, according to order, read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the chair:

Mr. *Pope*, took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. *Pope*, Chairman of the Committee, reported, that they had made some progress with the Bill, and that he was directed by the Committee to move for leave to sit again.—Leave granted.

A Petition of William Purcell, of Charlotte-Town, Labourer, was presented to the House by Mr. *Binns*.

After which, Mr. *Binns* informed the House, that His Excellency the Lieutenant Governor, being acquainted with the purport of the said Petition, gives his consent that the House may proceed thereon as they shall think fit.

And then the said Petition was received and read; setting forth—That Petitioner has

resided in this Island for the last sixteen years. That about five years ago he had the misfortune to lose his sight, and has ever since been totally blind. That for some time after the melancholy event, he received parochial aid, but since the abolition of Poor Rates, he has been solely indebted for support to the humanity of one individual, who is also a labourer, and in no wise related to the Petitioner. That Petitioner cannot expect any further support from the same source, and being totally friendless, is compelled, in his affliction, to lay his melancholy situation before the House, in the humble hope that they will be induced to provide him with food and

raiment, and a place of shelter, for the remainder of his gloomy existence.

Ordered, that the said Petition be referred to the Committee of Supply.

The Order of the Day, for the House in Committee to inquire into and take into consideration the state of the Colony, being read;

Ordered, that the said Order of the Day be postponed till to-morrow.

Then the House adjourned until to-morrow at Eleven o'clock.

TUESDAY, January 31, 1832.

PRAYERS.

READ a third time, as engrossed, the Bill intituled "*An Act to prevent the wanton destruction of Oysters.*"

Whereupon Mr. Pope moved an alteration in the Title, which the House agreed to.

Ordered, that the said Bill do pass, and that the Title be "*An Act to prohibit the destruction of Oysters by burning the same into Lime.*"

Ordered, that Mr. Brenan do carry the the said Bill to the Council, and desire their concurrence.

On motion of Mr. Green—Ordered, that a Committee be appointed to prepare and bring in a Bill to alter and amend an Act made and passed in the Ninth year of His late Majesty, intituled "*An Act to continue and amend an Act of the Sixth year of His present Majesty's reign, intituled an Act to prevent the running at large of Boar Pigs, and to restrain Swine from going at large without Rings,*" or, if the Committee shall think fit, to repeal the said Act, and introduce another relative thereto.

Ordered, that Mr. Green, Mr. J. S. Macdonald, and Mr. Pope be a Committee for that purpose.

Mr. Owen, from the Committee appointed to prepare and bring in a Bill for the better regulation of the Ferry on the Hillsborough, at Charlotte-Town—presented the draught of a Bill, and the same was received and read for the first time.

Ordered, that the said Bill be read a second time to-morrow.

On motion, the House resolved itself into a Committee of the whole House, to resume the consideration of the Bill to provide Salaries for Sub-Collectors of Customs at certain Out-Ports.

Mr. Speaker left the Chair:

Mr. Pope took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Pope, Chairman of the Committee, reported, that they had gone through the Bill, and agreed to the same, with amendments.

Ordered, that the Report of the Committee be agreed to.

Ordered, that the said Bill, with the amendments, be engrossed, and that the Title be "*An Act to provide Salaries for Sub-Collectors of Customs.*"

Mr. Cooper, from the Committee appointed to prepare and bring in a Bill to amend an Act made and passed in the Forty-eighth year of the reign of King George the Third, intituled "*An Act for repealing an Act, intituled an Act to prevent the throwing of Ballast into Rivers and Creeks on this Island, and for the empowering the Governor, Lieutenant Governor, or Commander-in-Chief for the time being, to appoint Ballast Masters, and to regulate their duty,*"—presented the draught of a Bill, and the same was received and read for the first time.

Ordered, that the said Bill be read a second time to-morrow.

Mr. Owen reported from the Committee appointed to examine and report on the public Accounts, and he read the Report in his place.

Ordered, that the said Report do lie on the Table.

The House, according to Order, again resolved itself into a Committee of the whole House, to inquire into and take into consideration the State of the Colony.

Mr. Speaker left the chair:

Mr. Cody took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Cody, Chairman of the Committee, reported three Resolutions, which he read in his place, and delivered in at the Clerk's Table, where the same being again severally read, were agreed to by the House, and are as followeth:

1. RESOLVED, That with reference to so much of the First Report of the Commissioners for Revising the Laws of this Island, as relates to the Recovery of Small Debts, it be recommended to the House to appoint a Special Committee to prepare and bring in a Bill to consolidate and amend the several Acts now in force, relating to the Recovery of Small Debts.

2. RESOLVED, That with reference to the said Report on the Laws, it be recommended to the House to appoint a Special Committee to prepare and bring in a Bill or Bills, or to consolidate, amend, repeal the Laws relating to the Civil and Criminal Jurisdiction of the Superior Courts of this Island, and the Practice and Fees of such Courts and their Officers.

3. RESOLVED, That it is the opinion of this Committee, that the Public Buildings to be erected at Georgetown will be in great danger from fire during the summer season, unless the Town and Water Lots are previously cleared of Wood and Brushwood—and that it is highly expedient for the preservation of Public and Private property, that the owners of Town and Water Lots therein situated be empowered to assess themselves for the purpose of clearing the said Town and Water Lots of Wood and Brushwood, and for sinking Public Wells where deemed necessary; and that the House be recommended to bring in a Bill for that purpose.

The Chairman then acquainted the House that the Committee had directed him to move the House for leave to sit again.

Resolved, that this House will on Friday next, again resolve itself into a Committee of the whole House, to inquire into and take into consideration the State of the Colony.

Ordered, that Mr. Pope, Mr. Brecken, Mr. Owen, Mr. H. Macdonald and Mr.

Binns be a Committee to prepare and bring in a Bill, agreeably to the first of the above reported Resolutions, to consolidate and amend the several Acts now in force relating to the Recovery of Small Debts—with power to send for persons, papers and records, and to examine all persons that come before them.

Ordered, that Mr. Binns, Mr. Dalrymple and Mr. Brennan be a Committee to prepare and bring in a Bill or Bills, agreeably to the second of the above reported Resolutions, to consolidate, amend, or repeal the Laws relating to the Civil and Criminal Jurisdiction of the Superior Courts of this Island, and the Practice and Fees of such Courts and their Officers—with power to send for persons, papers and records, and to examine all persons that come before them.

Ordered, that Mr. H. Macdonald, Mr. Owen and Mr. J. S. Macdonald be a Committee to prepare and bring in a Bill, pursuant to the Third of the above reported Resolutions, to enable the Owners of Town and Water Lots in Georgetown to assess themselves, for the purpose of clearing said Town and Water Lots of Wood, and for sinking Wells.

A Message from His Excellency the Lieutenant Governor, by Mr. Secretary Collins.

A. W. YOUNG, Lt. Governor.

The Lieutenant Governor submits to the House of Assembly an Extract of a letter from the Honorable S. Cunard of Halifax, offering the conveyance by a Steam Vessel of the Mail from Charlotte-Town to Pictou.

As Mr. Cunard's proposal exhibits a plan, which further inquiry and the consideration of the House of Assembly may mature to the benefit of the Colony, the Lieutenant Governor strongly recommends it to their attention.

January 31, 1832.

Extract of a Letter from the Honorable Samuel Cunard, dated "Halifax, 23d January, 1832.

"There is a Steam Boat now here that was built to run along the coast to the westward, as far as Cape Sable or to Boston, and it is probable that I shall purchase her; and feeling a lively interest in the prosperity of your Island, I would prefer employing her between Pictou and Charlotte-Town, and from thence occasionally to Miramichi. She is an excellent Boat, 80 feet long, coppered and copper fastened, and has elegant accommodations.

"It would be a great benefit to you to have such a conveyance; and if your Legislature will give some encouragement, I will employ the Boat in that way.

"I would propose that I should be allowed £300, this

currency, per annum, for five or six years, exclusive of the sum allowed by the Post Office in this Province: I think our Legislature would also encourage the undertaking, by an annual grant.

"This Boat is quite ready to proceed to sea, and would be with you the moment the ice will admit.

"The route I should propose for the Boat would be, that she should be at Pictou to receive the Halifax Mail, with which proceed to Charlotte-Town, thence to Miramichi—calling at Bedeque, or any other part of the Island that may be deemed advisable—thence back to Charlotte-Town, and with the Mail to Pictou, which I think would nearly occupy the week.

"The Proprietors of the Boat tell me that she has cost them £3000.

(Signed)

"S. CUNARD."

Ordered, that the said Message and the accompanying Document be referred to a Committee of the whole House on Thursday next.

On motion of Mr. Dalrymple—Ordered, that the following Message be sent to His Excellency the Lieutenant Governor—

May it please your Excellency,

We are ordered by the House to wait on your Excellency, and to request that your Excellency will be pleased to inform the House whether any, and if any, what answer has been received to an Address of the last House of Assembly to His late Majesty, relative to the Glebe Lands, or Clergy Reserves, in this Island.

Ordered, that Mr. Dalrymple and Mr. Pope be a Committee to wait on His Excellency with the above Message.

On motion of Mr. Dalrymple—Ordered, that a Committee be appointed to inquire whether any and what Lots or Townships of Land on this Island are liable to Escheat,

and what measures ought to be adopted consequent thereon.

Ordered, that Mr. Dalrymple, Mr. Brecken, Mr. Cooper, Mr. Owen, and Mr. Binns be a Committee for that purpose—with power to send for Persons, Papers and Records, and to examine all persons that came before them.

Mr. Speaker laid before the House the following Report from the Board of Education, relative to a grant of money placed at their disposal by a vote of the Legislature, for the purpose of providing the Indians of this Island with Primary Books of Instruction in their own language.

By command of His Excellency the Lieutenant Governor, the Board of Education report, for the information of the House of Assembly, that their endeavours to meet the benevolent intentions of the Legislature, "in providing the Indians of this Island with "primary Books of Instruction in their own language," have hitherto proved unsuccessful; and that, in consequence, the Board have not felt themselves authorized to make application for the grant of Fifty Pounds which the Legislature placed at their disposal.

E. J. JARVIS,
T. H. HAVILAND,
L. C. JENKINS,
B. DE ST. CROIX.

Members of the
Board of Education.

Charlotte-Town, Jan. 31, 1832.

Ordered, that the said Report do lie on the Table.

Then the House adjourned until to-morrow at Eleven o'Clock.

WEDNESDAY, February 1, 1832.

PRAYERS.

READ a third time, as engrossed, the Bill intituled "*An Act to provide Salaries for Sub-Collectors of Customs.*"

A motion being made, and the question being put, that the clause limiting the continuance of the said Act to Five Years, be struck out of the said Bill, and also the words "during the continuance of this Act," and the words "so long," in the first clause—the House divided—

Yeas.

Mr. Pope,
Mr. H. Macdonald,
Mr. Brenan,
Mr. Hyndman,

Mr. Compton,
Mr. Cody,
Mr. A. Macdonald,
Mr. Owen.

Nays.

Mr. Binns,
Mr. Brecken,
Mr. Green,
Mr. Macneil,
Mr. J. S. Macdonald,
Mr. Cooper,
Mr. Willock,
Mr. Nelson,
Mr. Dalrymple.

So it passed in the negative.

Ordered, that the said Bill do pass.

Ordered, that Mr. Pope do carry the said Bill to the Council, and desire their concurrence.

A motion being made, that the Bill for the better regulation of the Ferry on the Hillsborough at Charlotte-Town, be now, according to order, read a second time;

Mr. Pope moved, in amendment, that the

said Bill be read a second time this day three months: and the motion being seconded, and the question put on the amendment, it passed in the negative.

The question being then put on the original motion, it passed in the affirmative.

The said Bill was read a second time accordingly; and thereupon,

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Owen took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Owen, Chairman of the Committee, reported, that they had gone through the Bill, and agreed to the same, with amendments.

Ordered, that the Report of the Committee be agreed to.

Ordered, that the said Bill, with the amendments, be engrossed, and that the Title be "*An Act for the better regulation of the Ferry over the Hillsborough, at Charlotte-Town.*"

The Bill to amend the Act of the Forty-eighth George Third, entitled "An Act for repealing an Act entitled an Act to prevent the throwing of Ballast into Rivers and Creeks on this Island, and for the empowering the Governor, Lieutenant Governor, or Commander-in-Chief for the time being, to appoint Ballast Masters, and to regulate their duty,"—was, according to order, read a second time.

Ordered, that the said Bill be committed to a Committee of the whole House to-morrow.

On motion, the House resolved itself into a Committee of the whole House, to resume the consideration of the Bill to prevent the Importation and Spreading of Infectious Diseases within this Island.

Mr. Speaker left the Chair:

Mr. Brecken took the Chair of the Committee:

Mr. Speaker resumed the Chair:

Mr. Brecken, Chairman of the Committee, reported, that they had made a progress, and that he was directed by the Committee to move for leave to sit again.—Leave granted.

Mr. Nantes delivered the following written Message from His Majesty's Council:

"Mr. Speaker,

"His Majesty's Council do agree to the

Conference, as requested by the House of Assembly, on the General State of the Colony—and have appointed the Honorables *T. H. Haviland* and the *Attorney General* a Committee to meet the Committee of the House of Assembly, for that purpose, in the Committee Room, on Wednesday, at Three o'clock.

"Council Chamber, January 30th, 1832."

And then the Messenger withdrew.

The time appointed for holding the said Conference having arrived,

The Managers went to the Conference:

And being returned—

Mr. Owen reported, that they had been at the Conference, and had complied with the instructions given them by the House.

On motion, the House resolved itself into a Committee of the whole House, to resume the consideration of the Bill to prevent the Importation and Spreading of Infectious Diseases within this Island.

Mr. Speaker left the Chair:

Mr. Brecken took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Brecken, Chairman of the Committee, reported, that they had gone into the consideration of the said Bill, and had come to a Resolution thereon, which they had directed him to report to the House; and he read the same in his place, and afterwards, delivered it in at the Clerk's Table, where it was again read, and is as follows:

Resolved, That it be recommended to the House, to appoint a Special Committee to report on the said Bill, with all convenient speed.

On motion, Resolved, that this House doth concur with the Committee in the said Resolution.

Ordered, that *Mr. Brecken*, *Mr. Binns*, *Mr. A. Macdonald*, *Mr. Brennan*, *Mr. Owen*, *Mr. Cooper* and *Mr. Pope* be a Committee to report on the said Bill, with all convenient speed—with power to send for persons, papers and records, and to examine all persons that come before them.

A Petition of divers Settlers on Montague and Brudenell Rivers, whose names are thereunto subscribed, was presented to the House by *Mr. A. Macdonald*.

After which, Mr. *A. Macdonald* informed the House, that His Excellency the Lieutenant Governor, being acquainted with the purport of the said Petition, gives his consent that the House may proceed thereon as they shall think fit.

And then the said Petition was received and read; setting forth—That for nearly thirty years there has been a Road, commonly called a Portage, about a mile long, between James Robertson's on the Montague River, and William M'Laren's on the Brudenell River, which also leads to a Grist Mill, and to the neighbouring Stores and Settlements. That for want of the necessary repairs, the said Road has become almost impassable for horses and carts—and praying for a grant of money to straighten and repair the said Road, and to build a small Bridge thereon.

Ordered, that the said Petition do lie on the Table.

A Petition of divers Inhabitants of Wood Islands, Belle Creek, Flat River and Pinnette, whose names are thereunto subscribed, was presented to the House by Mr. *Dalrymple*.

After which, Mr. *Dalrymple* informed the House, that His Excellency the Lieutenant Governor, being acquainted with the purport of the said Petition, gives his consent that the House may proceed thereon as they shall think fit.

And then the said Petition was received and read; setting forth—That Petitioners have laboured for many years back under much loss and inconvenience from the bad state of the main Road leading directly from the head of Orwell River to the Wood Islands, and particularly to that part of it which lies between Pinnette Mills and a little beyond the turn of the Road to Flat River, being a distance of about three miles and a half. That at the place last mentioned there is a deep hollow or ravine that would require a Bridge one hundred and twenty feet long and twenty feet high. That the money granted last Session to improve this hollow, and for other purposes, was found insufficient to finish the Pinnette Mill Bridge. And further, that Belle Creek Bridge has been so much injured by some extraordinary high tides that took place, that unless something is done to it early in the Spring, it must inevitably be swept away—and praying the House to grant such aid towards the accom-

plishment of the objects above set forth as to the House may seem fit.

Ordered, that the said Petition do lie on the Table.

Message from the Council, by Mr. Nantes.

“Mr. Speaker,

“His Majesty's Council desire a further Conference with the House of Assembly, on the subject matter of the last Conference, and have appointed the same Committee who managed the said Conference, to manage this—to meet in the Committee Room instanter.”

And then the Messenger withdrew.

Resolved, That this House do agree to a further Conference, as is desired by His Majesty's Council.

Ordered, That Mr. *Owen* do go to the Council, and acquaint them therewith.

Ordered, that the Managers who managed the last Conference do manage this Conference.

So they went to the Conference.

And being returned—

Mr. *Owen* reported, that the Managers had been at the Conference, and that the Managers on behalf of the Council had expressed to the Committee of this House the readiness of the Council to join in an Address to His Majesty, as requested by this House.

A motion being made, that the engrossed Bill intituled “*An Act for Building a Court-House and Jail in Prince County, and for appointing Commissioners to superintend the same,*”—be now read for the third time:

And the motion being seconded—

Mr. *Hyndman* moved, in amendment, that the said Bill be read a third time this day six months;—And the motion being seconded, and the question put on the amendment—the House divided—

Yeas.

Mr. *Hyndman*,
Mr. *Cody*,

Mr. *Cooper*,
Mr. *M'Neil*.

Nays.

Mr. *Binns*,
Mr. *Nelson*,
Mr. *Brenan*,
Mr. *A. Macdonald*,
Mr. *Pope*,
Mr. *Green*,
Mr. *Brecken*,

Mr. *Owen*,
Mr. *H. Macdonald*,
Mr. *Dalrymple*,
Mr. *Willock*,
Mr. *Compton*,
Mr. *J. S. Macdonald*.

So it passed in the negative.

The question being then put on the original motion, it passed in the affirmative;

And the said Bill was accordingly read for the third time.

Ordered, that the said Bill do pass.

A Petition of divers Inhabitants of Newtown, Irish Settlement, and Murray Harbour Road, whose names are thereunto subscribed, was presented to the House by Mr. *Dalrymple*.

After which, Mr. *Dalrymple* informed the House, that His Excellency the Lieutenant Governor, being acquainted with the purport of the said Petition, gives his consent that the House may proceed thereon as they shall think fit.

And then the said Petition was received and read; setting forth—That the Petitioners, who are chiefly new Settlers, have, by their own exertions, made a fair Cart Road between the Settlement of Newtown and the Murray Harbour Road, being a distance of upwards of three miles—which road serves to connect the back Settlement with the rest of the District. That, however, to render the road still more beneficial, a bridge is absolutely necessary to be built over a brook which crosses the said road; which bridge will require to be seventy feet long, and from ten to twelve feet high—and praying the aid of the House.

Ordered, that the said Petition do lie on the Table.

Mr. *Dalrymple*, from the Committee appointed to wait on His Excellency the Lieutenant Governor with the Message of yesterday, reported the delivery thereof, and that His Excellency had replied, that he did not think any answer had been received to the Address of the last House of Assembly to His late Majesty, relative to the Glebe Lands in this Island.

Mr. *Pope* laid before the House a Deed of Conveyance, by Lease and Release, of One Acre of Land on Lot or Township Number Seventeen, in Prince County, to Our Sovereign Lord the King, from Harry Compton, now residing at Bretagne, in France, for the site of a Court House and Jail.

Ordered, that the Clerk do see that the said Deed of Conveyance be duly registered, and thereafter deposited in the office of the Colonial Secretary.

Then the House adjourned until to-morrow at Eleven o'Clock.

THURSDAY, February 2, 1832.

PRAYERS.

MR. *Brecken*, pursuant to leave given, presented the draught of a Bill to enable certain persons to put their Marriages upon Record—and the same was received and read a first time.

On motion, the said Bill was read a second time: and thereupon—

Ordered, that the said Bill be committed to a Committee of the whole House to-morrow.

The Report of the Special Committee on the Public Accounts being taken up and again read:

Ordered, that the said Report be referred to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Owen took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Owen, Chairman of the Committee, reported, that they had gone into the consideration of the Report of the Select Committee on the Public Accounts, and had adopted the same, without any amendment—and he read the Report in his place, and afterwards handed it in at the Clerk's Table, where it was again read, and is as follows:

REPORT OF THE COMMITTEE ON THE PUBLIC ACCOUNTS.

Your Committee having carefully examined the different Papers and Documents laid before them, beg to submit the following statement.

1832.	Dr. GOVERNMENT	1831.	Contra.	Cr.
1832.	£. s. d.	1831.	£. s. d.	
Jan. 4.—To Expenditure on Roads and Bridges, for the past year . . .	2134 13 9	Jan. 31.—By Balance in the Treasurer's hands at this date	7698 10 2	
Schools under the Old Act	162 7 10	1832.		
Ditto under the New ditto	220 0 0	Jan. 4.—By Impost Duty for the past year	£4274 4 2	
	382 7 10	Fines	14 11 0	
Agricultural Societies	200 0 0	Gross Receipts at the Post Office	259 8 4	
Crown Prosecutions, including Fees of Crown Officers, Clerk of the Crown, Witnesses, and Constables	234 13 0½	Light Duty	117 9 6½	
Crown Officer's Fees, for other purposes	40 2 7	Spirituous Retail Licences	208 2 6	
Inland Mails	127 16 2	Rent of Warren Farm	27 15 6	
Foreign ditto	274 16 2	Rent of Charlotte Town Ferry	69 19 0	
Militia	150 4 5	Assessment on Township 51, and expenses of Printing paid by Government, returned	8 18 6	
Grant to J. Gibson	20 0 0	Interest on Bonds	276 4 9½	
Bears and Loupcerviers	25 10 0			
Rent of Government House	150 0 0			
Coroner's Fees, including Jurors' Fees, &c.	17 16 8			
Assembly	692 3 2½			
Legislative Council	113 11 3			
Executive Council, including Salary of Messenger of Council and Crier of Court of Chancery	138 4 7	Treasury Notes handed to Treasurer by Commissioners	£5256 13 3½	
Printing and Stationary	237 9 0	Amount received from Sureties of late Treasurer	3000 0 0	
Market House	33 2 6	Fees paid on Writs of Extent returned to the Treasury	467 17 11	
Sheriff's Allowance and Expence of Elections—also Jail Expences	240 6 3½			
Fish Bounties	30 17 2			
Old Wharf at Charlotte Town	13 15 0			
Grant of last Session to Commissioners of Treasury Notes	60 0 0			
Plate for Five Shilling Notes, Re-engraving the Plates for the Ten and Twenty Shilling Notes, and cost of Printing Notes, including Paper, and Commissioners' allowance	74 4 6			
Drawbacks	64 18 5			
Public Surveys	53 9 6			
Paid Mr. Bainbridge, Colony Agent	133 6 8			
Paid Mr. Atchison, late Colony Agent	133 6 8			
Grant for Plate to Governor Ready	400 0 0			
John Townshend, Preventive Officer	5 0 0			
New Jail at Charlotte Town	498 17 6			
Assayer of Weights and Measures	10 0 0			
New Wharf	418 7 6			
Wharf at the Head of Hillsborough River	50 0 0			
Princetown Wharf	14 0 0			
Montague River School House	20 0 0			
Lunatics	48 13 0			
Contingences	207 11 2½			
Treasurer's Commission	323 3 8½			
	£7772 8 3½			
Balance	8707 0 10½			
	£16,479 9 14			
				£16,479 9 14

1831, Jan. 31.—To amount of Treasury Notes issued to this date 8500 0 0	1832, Jan. 5.—By Balance in the hands of the Treasurer as above 8707 0 10½
1832, Jan. 5.—Additional Issue, under the Act of last Session 3000 0 0	By Balance due by the Sureties of the late Treasurer 678 12 8
	£9385 13 6½
	Balance 2114 6 5½
£11,500 0 0	£11,500 0 0

The Expenditure of the past year thus appears to have been, including the Treasurer's Commission, £7772 : 8 : 3¼, and the Receipts £5780 : 18 : 11¼, including £524 : 5 : 8 paid into and returned to the Treasury, by the Sureties of the late Treasurer, and for money formerly paid on Writs of Extent—making an excess of Expenditure for the year beyond the Revenue of £2515 : 15 : 0. But the Committee have to remark, that the amount of the last Quarter's Revenue received by the Collector of Impost for the District of Richmond Bay and New London, has not been paid into the Treasury.

Your Committee observe that the sum of £150 : 4 : 5 has been paid during the past year on account of the Militia, and that a further sum of £30 15s 4d is still due on warrants issued, making the gross amount £180 : 19 : 9. Your Committee, on examining the different accounts of expenditure under this head, feel it their duty to remark, that they consider the charges made by the Adjutant General for travelling to inspect the Militia, a gross fraud on the Public; it being well known to your Committee that the miles charged far exceed the distance to the places of inspection. Your Committee, without entering into particulars, beg leave to notice the charge of £3 : 12 for travelling seventy-two miles to Tryon River and Bedeque; whereas there was no inspection of Militia at the latter place—and the distance to the former is only twenty-two miles. And from the large sums which have been yearly expended as allowances for Militia services, which instead of being a benefit are an annoyance to the Colony, and which they consider a waste of Public Money, your Committee therefore recommend to the House, that an Address be presented to His Excellency the Lieutenant Governor, praying him to discontinue the allowances hitherto made to the Adjutant General, and to the Adjutants and Clerks of Battalions, until some judicious alteration in the present system pursued under the Militia Law shall be adopted.

Your Committee consider the sum paid as a Salary to the Assayer of Weights and Measures a misapplication of the Public Money, as no such Salary is contemplated by the Act that creates the office, and they are of opinion, that the fees allowed by the Act are amply sufficient to remunerate the said officer for his services: they therefore recommend that an humble Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to discontinue the said allowance.

Your Committee, after having had to wait several days for the accounts of the Collector of Impost for the District of Richmond Bay and New London, have to report, that on investigating the accounts of that Officer, just laid before them, they find that credit is given to Government, in his account for the Quarter ending 31st December, 1831, for the sum of £216 : 16 : 10, but that the sum paid into the Treasury, as appears by the Treasurer's receipt, amounts only to £81 : 11, leaving the said Collector indebted to the Government in the sum of £135 : 5 : 10, and the further sum of £6 : 15 : 3¼ for Commission charged by him on the same—and the Committee beg to recommend to the House, that an Address be presented to His Excellency the Lieutenant Governor, praying him to direct the proper Officer to cause the said Collector to pay such deficiency immediately into the Treasury.

Your Committee are of opinion, that the sum of £237 : 9s, paid for Printing and Stationary, is a large amount for such services; and the sum of £17 paid for Printing the Laws of last Session in the Royal Gazette unreasonable.

Your Committee are of opinion, that the Public have no right to pay for Blanks for any public officer to whom fees are allowed for such documents when complete; and they are also of opinion, that in future, if the Public Printing were advertised and let to the person tendering lowest for the same, a large amount would be saved to the public.

Your Committee therefore recommend to the House, to present an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to cause the Public Printing, in future, to be done by Contract, by the person who will perform the service at the lowest rate.

Mr. Dalrymple moved, that so much of the above Report as relates to publishing the Laws in the Royal Gazette, be disagreed to:

And the motion being seconded, and the question put thereon, the House divided:

Yeas.

Mr. Dalrymple,	Mr. J. S. Macdonald,
Mr. Brecken,	Mr. Cooper,
Mr. Owen,	Mr. Willock,
Mr. Hyndman,	Mr. Compton.

Nays.

Mr. Pope,	Mr. Green,
Mr. Nelson,	Mr. Cody,
Mr. Brennan,	Mr. Macneil,
Mr. H. Macdonald,	Mr. A. Macdonald.

The House being equally divided, Mr. Speaker voted in favour of the motion.

So it passed in the affirmative.

A motion being made, and the question being put, that the remainder of the Report be agreed to, it passed in the affirmative.

A Message from His Excellency the Lieutenant Governor, by Mr. Secretary Collins.

A. W. YOUNG, Lieutenant Governor.

The Lieutenant Governor lays before the House of Assembly, for their consideration, a Petition from John

M'Leod, of Point Prim, praying him to recommend to the House to make some provision for his son, a lunatic—as Petitioner is unable to take charge of him any longer.

February 2d, 1832.

The Petition of John M'Leod, of Point Prim, referred to in His Excellency's Message, was then read; setting forth—That the Petitioner, by the all wise dispensation of Providence, has been visited with the painful calamity of having a son, now twenty-three years of age, labouring under total insanity—the first symptoms of which appeared in him at the early age of eight years. That he has been gradually getting worse, until he has now become outrageous and unmanageable. That this calamity is now much aggravated by the consideration, that as the Petitioner's strength has declined by age and infirmity, that of the poor maniac has proportionably increased, so that the Petitioner is altogether unable to keep him under subjection; and he has, moreover, repeatedly, in his fury, made desperate attempts on the life of the Petitioner, and on that of others of his family—and praying His Excellency to recommend to the Legislature to make some provision for his poor son, in any way they may think fit, as has been done for others in like circumstances, since Petitioner himself is totally unable to take charge of him any longer.

Ordered, that the above Message and Petition be referred to the Committee of the whole House, to inquire into and take into consideration the State of the Colony.

A Petition of James Gibson, of Charlotte Town, late Wharfinger, whose name is thereunto subscribed, was presented to the House by Mr. Binns.

After which, Mr. Binns informed the House, that His Excellency the Lieutenant Governor, being acquainted with the purport of the said Petition, gives his consent that the House may proceed thereon as they shall think fit.

And then the said Petition was received read; setting forth—That since the Petitioner gave up the situation of Wharfinger, the House of Assembly hath been pleased to grant him a small sum annually, on account of his great age and past services, and praying a continuance of the grant.

Ordered, that the said Petition be referred to the Committee of Supply.

The Order of the Day, for the House in Committee upon the consideration of His

Excellency the Lieutenant Governor's Message of the 31st ult. relative to Mr. Cunard's proposal to run a Steam Boat between Pictou and Charlotte-Town, being read—

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Hyndman took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Hyndman, Chairman of the Committee, reported, that they had gone into the consideration of the business to them referred, and had come to a Resolution thereupon, which he was directed to report to the House; and he read the same in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as followeth:

RESOLVED, That it be recommended to the House, to bring in a Bill to authorize the appropriation of the sum of Three Hundred Pounds yearly, for Five Years, for the conveyance of the Mails by means of a Steam Vessel, once a week, between Pictou and Charlotte-Town, during the Summer months.

On motion, Resolved, that this House doth concur with the Committee in the said Resolution.

Ordered, that Mr. Pope, Mr. Binns, and Mr. Owen be a Committee to prepare and bring in a Bill in accordance with the said Resolution.

Ordered, that Mr. Pope do carry the Bill entitled "*An Act for Building a Court-House and Jail in Prince County, and for appointing Commissioners to superintend the same,*"—to the Council, and desire their concurrence.

The Order of the Day being read, for the House in Committee on the Bill to amend an Act of the Forty-eighth George Third, entitled "*An Act for repealing an Act entitled 'an Act to prevent the throwing of Ballast last into Rivers and Creeks on this Island, and for the empowering the Governor, Lieutenant Governor, or Commander-in-Chief for the time being, to appoint Ballast Masters, and to regulate their duty,'*"

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Cooper took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Cooper, Chairman of the Committee,

reported, that they had gone through the Bill, and agreed to the same, with amendments.

Ordered, that the Report of the Committee be agreed to.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be "*An Act to alter and amend an Act made in the Forty-eighth year of the Reign of His late Majesty King George the Third, entitled "An Act for repealing an Act*

entituled an Act to prevent the throwing of Ballast into Rivers and Creeks on this Island, and for the empowering the Governor, Lieutenant Governor, or Commander-in-Chief for the time being, to appoint Ballast Masters, and to regulate their duty."

Then the House adjourned until to-morrow at Eleven o'clock.

FRIDAY, February 3, 1832.

PRAYERS.

MR. *Binns* moved that the House do come to the Resolution following, viz:—

Resolved, that so much of the Report of the Committee on the Public Accounts as relates to the Public Printing, be expunged from the Journals—and that the following entry be inserted instead thereof:—

Your Committee are of opinion that the Public have no right to pay for Blanks for any Public Officer to whom Fees are allowed for such Documents when completed; and they are also of opinion, that in future if so much of the Public Printing as relates to the Printing ordered by the Legislature when in Session, were advertised, and let to the person making the lowest Tender to perform the same, it would be a public benefit.

And the motion being seconded, and the question put thereon—the House divided—

Yeas.

*Mr. Binns,
Mr. Compton,
Mr. Brecken,*

*Mr. Owen,
Mr. Hyndman.*

Nays.

*Mr. Cooper,
Mr. Dalrymple,
Mr. Macneil,
Mr. H. Macdonald,
Mr. Brennan,*

*Mr. A. Macdonald,
Mr. Pope,
Mr. Green,
Mr. Nelson,
Mr. J. S. Macdonald.*

So it passed in the negative.

On motion of *Mr. Owen*—Resolved, that the following Address be presented to His Excellency the Lieutenant Governor:

To His Excellency Lieut. Colonel *ARETAS WILLIAM YOUNG*, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and the Territories thereunto adjacent, Chancellor and Vice-Admiral of the same, &c. &c. &c.

May it please your Excellency,

We His Majesty's dutiful and loyal subjects the Representatives of Prince Edward Island, in General Assembly convened, having had under consideration the Report of the

Committee appointed to investigate the Public Accounts, beg to call your Excellency's attention to that part of the Report which relates to the expenditure for Militia Services, a copy of which they beg to submit to your Excellency, and to suggest the propriety of discontinuing the allowances heretofore made to the Adjutant General, and to Adjutants and Clerks of Battalions, until some judicious alteration in the present system is adopted.

Ordered, that *Mr. Owen* and *Mr. Pope* be a Committee to wait on His Excellency with the said Address.

The Order of the Day, for the House in Committee to inquire into and take into consideration the State of the Colony, being read;

Ordered, that the said Order of the Day be discharged.

Resolved, that this House will on Tuesday next again resolve itself into a Committee of the whole House, to inquire into and take into consideration the State of the Colony.

The Order of the Day, for the House in Committee upon the Bill to enable certain Persons to put their Marriages on Record—being read:

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair.

Mr. Brecken took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Brecken, Chairman of the Committee, reported, that they had gone through the Bill, and agreed to the same, without any amendment.

Ordered, that the Report of the Committee be agreed to.

Ordered, that the said Bill be engrossed, and that the Title be "*An Act to enable*

certain persons to put their Marriages upon Record."

On motion of Mr. Green—

Resolved, that the following Address be presented to His Excellency the Lieutenant Governor :

To His Excellency Lieut. Colonel **ARETAS WILLIAM YOUNG**, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and the Territories thereunto adjacent, Chancellor and Vice-Admiral of the same, &c. &c. &c.

May it please your Excellency,

The House of Assembly having had under consideration the Report of the Committee upon the Public Accounts and Expenditures for the past year, beg to submit to your Excellency so much of said Report as refers to the yearly Salary paid to the Assayer of Weights and Measures; an expenditure never contemplated by the Act that authorizes the appointment of that Officer—and they would therefore beg to suggest to your Excellency the propriety of such salary being discontinued.

Ordered, that the said Address be engrossed.

Ordered, that Mr. Green and Mr. Brennan be a Committee to wait on His Excellency with the above Address.

A Message from His Excellency the Lieutenant Governor, by Mr. Secretary Collins.

A. W. YOUNG, Lieutenant Governor.

The Lieutenant Governor lays before the House of Assembly, the Returns of Statute Labour performed in the year 1831, with the Reports of the Commissioners of the state of the Roads in their respective Districts; together with an Account of the expenditure on Roads and Bridges for the last year.

The Lieutenant Governor recommends, that the sum of £1,500, out of the unappropriated Revenue, be applied to this branch of the Public Service for the current year, exclusive of the sum of £513 8 3, remaining unexpended from the appropriation of the past year.

In submitting this sum, the Lieutenant Governor has been guided solely by the advice of His Majesty's Council, his present limited knowledge not enabling him to form any correct idea of the wants of the Colony in this particular.

The Lieutenant Governor lays before the House a Report of the Surveyor employed to explore a line of Road from the new settlement on "Anderson's Road" to Poplar Island Bridge, with a view to bring the said Road out there, instead of at Johnson's, as formerly intended. By this Report, it appears that a very good road may be made in that direction, free from Swamps and Hills, and which will shorten the distance from Princetown and Bedeque to Charlotte Town by six or seven miles. The Lieutenant Governor therefore recom-

mends to the House to appropriate a further sum for the completion of this Road.

February 3d, 1832.

The Papers delivered along with the above Message were as followeth:

An Account of Monies expended on the Roads and Bridges during the past year.

Returns of Statute Labour performed in the year 1831.

Reports of the Commissioners of the state of the Roads in their respective Districts.

Report of the Surveyor employed to explore a line of Road from Anderson's Road to Poplar Island Bridge.

Resolved, that this House will, on Monday next, resolve itself into a Committee of the whole House, for the consideration of all matters relating to Roads and Bridges.

Ordered, that the above Message and Papers be referred to the said Committee.

Mr. Brecken, from the Special Committee to whom was referred the Bill to prevent the Importation and Spreading of Infectious Diseases within this Island, reported, that the Committee had gone through the Bill and had made several amendments thereto; and he read the Report in his place, and delivered it in, with the Bill, at the Clerk's Table, where the amendments were again read.

Ordered, that the said Bill and Report be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Brecken took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Brecken, Chairman of the Committee, reported, that they had gone through the Bill, and had made an amendment thereto—which amendment was again read at the Clerk's Table, and agreed to by the House.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be "*An Act to prevent the Importation and Spreading of Infectious Diseases within this Island.*"

Mr. J. S. Macdonald, in his place, presented to the House the Report of the Commissioners for erecting a Bridge over York River at Poplar Island, the said Commissioners having been directed by His Excellency the Lieutenant Governor to lay a

statement of their proceedings before the House,—and the said Report was read, and is as follows :

To the Honourable the House of Assembly,

Having been directed by His Excellency the Lieutenant Governor to lay before your Honourable House a statement of our proceedings as Commissioners for Erecting a Bridge over York River at Poplar Island, we beg leave to state, that we entered into a contract with Mr. William Crosby, on the 27th of July last, to build the said Bridge, for the sum of Eight Hundred and Seven Pounds, agreeably to a Plan and Specification, which, together with the articles of agreement, are herewith handed.

The Abutment on the Western side of the River, one hundred and ninety four feet in length, has been erected, and we have no doubt the whole will be completed by the first of August, pursuant to the contract.

We beg leave also to suggest, that a small sum will be required to erect a Bridge across the Creek between Poplar Island and the end of the Royalty Road, (a sketch of which is hereunto annexed) in order to render the large Bridge of any benefit to the public.

PAUL MABEY,
J. S. MACDONALD, } Commissioners.
ISAAC SMITH, }

Charlotte-Town, 2d February, 1832

Mr. J. S. Macdonald, from the said Commissioners, also laid the following Papers and Documents before the House.

Plan and Section of Poplar Island Bridge.

Sketch of the Channel between Poplar Island and the end of the Royalty Road, which will require to be bridged.

Articles of Agreement entered into between the said Commissioners and Mr. William Crosby.

Ordered, that the above Report, with the accompanying Papers and Documents, be referred to the Committee of the whole House for the consideration of all matters relating to Roads and Bridges.

Message from the Council, by Mr. Nantes.

“ Mr. Speaker.

“ His Majesty’s Council have appointed the Honourables T. H. Haviland and the Attorney General a Committee to join a Committee of the House of Assembly, to prepare an Address to His Majesty on the subject of the various Acts passed by the Legislature of this Island in the Sessions of 1829 and 1830, and reserved for the signification of His Majesty’s pleasure; to meet and adjourn as they shall see fit.”

And then the Messenger withdrew.

Resolved, that a Committee be appointed to join a Committee of the Council to prepare the said Address, with leave to meet and adjourn as they shall see fit.

Ordered, that Mr. Brecken do go to the Council and acquaint them therewith.

Ordered, that Mr. Owen, Mr. Binns, Mr. Nelson, Mr. Brecken, and Mr. Dalrymple do compose the said Committee.

Then the House adjourned till to-morrow at Eleven o’clock.

SATURDAY, February 4, 1832.

PRAYERS.

MR. Green, from the Committee appointed to alter, amend, or repeal an Act made and passed in the Ninth year of His late Majesty’s reign, entitled “An Act to continue and amend an Act of the sixth year of his present Majesty’s reign, entitled an Act to prevent the running at large of Boar Pigs, and to restrain Swine from going at large without Rings,”—presented the draught of a Bill, and the same was received and read for the first time.

On motion, the said Bill was read a second time.

Ordered, that the said Bill be committed to a Committee of the whole House on Monday next.

The Message of His Excellency the

Lieutenant Governor of January 19th, with the accompanying Documents, being taken up and again read;

Resolved, that this House do now resolve itself into a Committee of the whole House upon the consideration of the said Message and Documents.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair :

Mr. Brecken took the Chair of the Committee :

Mr. Speaker resumed the Chair.

Mr. Brecken, Chairman of the Committee, reported one Resolution, which he read in his place, and delivered in at the Clerk’s Table, where being again read, it was agreed to by the House, and is as follows :

RESOLVED, That from the very limited resources of this Colony, the Committee cannot recommend any provision to be made for the Salaries of Sub-Inspectors and District Adjutants of Militia; and moreover, that they consider that the appointment of such Officers would materially add to the expence of the Militia Establishment of the Colony, which already far exceeds any benefit which can possibly be derived therefrom.

Mr. Owen, from the Committee appointed to prepare and bring in a Bill to authorize the appointment of an additional number of Collectors of Impost and Excise—presented the draught of a Bill, and the same was received and read for the first time.

On motion, the said Bill was read a second time.

Ordered, that the said Bill be committed to a Committee of the whole House on Monday next.

Mr. Owen, from the Committee appointed to wait on His Excellency the Lieutenant

Governor with the Address of yesterday, relative to discontinuing certain Allowances heretofore made to the Adjutant General, and other Officers of Militia, reported, that the Committee had, pursuant to order, delivered the same to His Excellency.

Mr. Green, from the Committee appointed to wait on His Excellency the Lieutenant Governor with the Address of yesterday, suggesting the propriety of discontinuing the payment of the sum heretofore paid as a Salary to the Assayer of Weights and Measures—reported the delivery thereof, and that His Excellency was pleased to say, the subject should receive his best attention.

Ordered, that the several Petitions now on the Table be referred to a Committee of the whole House on Monday next.

Then the House adjourned until Monday next at One of the Clock.

MONDAY, February 6, 1832.

PRAYERS.

THE Order of the Day, for the House in Committee for the consideration of all matters relating to Road and Bridges—being read.

Ordered, that the said Order of the Day be postponed until Thursday next.

Mr. Speaker laid before the House the following Returns, which had been sent to him by direction of His Excellency the Lieutenant Governor:—

An Account of Goods exported from Prince Edward Island in the year ended 5th January, 1832.

An Account of Goods Imported at this Port during the year ended 5th January, 1832.

An Account of Vessels Launched and Registered in this Island in the year ended 31st December, 1831.

An Account of Vessels for which Certificates have been granted at this Port, previous to their being registered, in the year ended 5th January, 1832.

An Account showing the number of Vessels and amount of Tonnage transferred from this Island to other Ports, during the year ended 5th January 1832.

An Account shewing the number of Ves-

sels and their Tonnage, engaged in the Foreign and Coasting Trade, in the year ended 5th January 1832.

For the said Returns, see Appendix (B) at the end of the Journal of this Session.

The House, according to Order, resolved itself into a Committee of the whole House, upon the Bill to authorize the appointment of an additional number of Collectors of Impost and Excise.

Mr. Speaker left the Chair:

Mr. Owen took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Owen, Chairman of the Committee, reported, that they had gone through the Bill, and had made an amendment thereto.

Ordered, that the Report of the Committee be agreed to.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be "*An Act to authorize the appointment of an additional number of Collectors of Impost and Excise, and to define their duty.*"

On motion of Mr. Dalrymple—

Resolved, that a Message be sent to His Majesty's Council, praying their Honors will permit the Honorable George Wright, one

of their Members, to attend the Special Committee of the House of Assembly appointed to inquire whether any and what Lots or Townships of Land in this Island are liable to Escheat, and what measures ought to be adopted consequent thereon—to-morrow, Tuesday, the seventh instant, at Ten o'clock in the forenoon, to be examined touching the matter to them referred.

Ordered, that Mr. *Dalrymple* do carry the said Message to the Council.

The House, according to Order, resolved itself into a Committee of the whole House, on the Bill to amend or repeal an Act made and passed in the Ninth year of His late Majesty, entitled "An Act to continue and amend an Act of the Sixth year of His present Majesty's reign, entitled an Act to prevent the running at large of Boar Pigs, and to restrain Swine from going at large without Rings."

Mr. Speaker left the Chair:

Mr. Green took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Green, Chairman of the Committee, reported, that they had made some progress, and that he was directed by the Committee to move for leave to sit again.—Leave granted.

Message from the Council, by Mr. Nantes:

"Mr. Speaker,

"His Majesty's Council have passed the Bill entitled "*An Act to provide Salaries for Sub-Collectors of Customs,*"—without any amendment.

And also,

"His Majesty's Council have passed the following Bills, with several amendments, to which they desire the concurrence of the Assembly.

"*An Act to prohibit the destruction of Oysters, by burning the same into Lime.*"

"*An Act establishing the mode of recovering certain Penalties and Costs before Justices of the Peace, and to regulate the Imprisonment of Delinquents in cases of non-payment.*"

And then the Messenger withdrew.

Ordered, that the amendments made by the Council to the Bill entitled "*An Act to prevent the wanton destruction of Oysters, by burning the same into Lime,*" and to the Bill entitled "*An Act establishing the mode of recovering certain Penalties*

and Costs before Justices of the Peace, and to regulate the Imprisonment of Delinquents in cases of non-payment,"—be referred to a Committee of the whole House to-morrow.

Mr. *Specker* communicated to the House a Letter he had received from the Rev. B. D. Macdonald, a Member of the Board of Education.

And the said Letter was read, and is as followeth:—

To the Honorable House of Assembly.

The very benevolent motives which influenced your Honorable House, in its Session of last year, to tender means of instruction to the long abandoned Indians, preclude me, as a Member of the Board of Education, from concurring in its Report to your Honorable House, "that primary Books of Instruction in the Micmac language could not be procured:" as Books of that nature, superior to any that can be translated into the Indian language by any individual at present in these Colonies, are extant and can be procured.

B. D. M'DONALD, M. B. E.

Charlotte-Town, Feb. 3, 1832.

Ordered, that the said Letter do lie on the Table.

Message from the Council, by Mr. Nantes:

"Mr. Speaker,

"His Majesty's Council do grant leave to the Honourable *George Wright*, one of their Members, to attend the Special Committee of the House of Assembly appointed to inquire whether any and what Lots or Townships of Land in this Island are liable to Escheat, and what measures ought to be adopted consequent thereon—to-morrow, Tuesday, the Seventh instant, at Ten o'clock in the forenoon, to be examined touching the matter to them referred."

And then the Messenger withdrew.

Read a third time, as engrossed, the Bill entitled "*An Act for the better regulation of the Ferry over the Hillsborough, at Charlotte-Town.*"

Whereupon a motion was made that the said Bill do pass—and the motion being seconded;

Mr. *Pope* moved, in amendment, that the question be not now put.

And the motion being seconded, and the question put on the amendment, it passed in the negative.

The question being then put on the main motion, it passed in the affirmative.

Read a third time, as engrossed, the Bill entitled "*An Act to alter and amend an Act made in the Forty-eighth year*

“ of the Reign of His late Majesty King George the Third, entitled “ *An Act for repealing an Act entitled an Act to prevent the throwing of Ballast into Rivers and Creeks on this Island, and for the empowering the Governor, Lieutenant Governor, or Commander-in-Chief for the time being, to appoint Ballast Masters, and to regulate their duty.*”

And thereupon Mr. *H. Macdonald* moved, that the clause conferring the appointment of Harbour Masters upon the Commissioners of Highways be struck out of the said Bill;

And the motion being seconded;

Mr. *Owen* moved, in amendment, that the said Bill do now pass; and the motion being seconded, and the question put on the amendment, it passed in the affirmative.

Ordered, that Mr. *Owen* do carry the above mentioned Bills to the Council, and desire their concurrence.

On motion of Mr. *Willock*—Ordered, that a Committee be appointed to prepare an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to direct that the South East Inland Mail be in future sent to Pinnette.

Ordered, that Mr. *Willock* and Mr. *Binns* be a Committee to prepare the said Address.

Read a third time, as engrossed, the Bill entitled “ *An Act to enable certain persons to put their Marriages upon Record.*”

Ordered that the said Bill do pass.

On motion of Mr. *Dalrymple*—Resolved, That an humble Address be presented to His Majesty, praying that he will be graciously pleased to direct that the Glebe Lands, or Clergy Reserves, in this Island, be appropriated to the purposes of Education.

Ordered, that Mr. *Dalrymple*, Mr. *Pope*, Mr. *H. Macdonald*, Mr. *Owen*, and Mr. *Cody* be a Committee to prepare the said Address.

A motion being made, and the question being put, that the Order of the Day be now read—the House divided :

Yeas.

Mr. <i>Owen</i> ,	Mr. <i>Nelson</i> ,
Mr. <i>Brenan</i> ,	Mr. <i>Dalrymple</i> ,
Mr. <i>Cooper</i> ,	Mr. <i>Hyndman</i> ,
Mr. <i>Green</i> ,	Mr. <i>Brecken</i> ,
Mr. <i>H. Macdonald</i> ,	Mr. <i>Cody</i> ,
Mr. <i>A. Macdonald</i> ,	Mr. <i>Binns</i> ,

Nays.

Mr. <i>Willock</i> ,	Mr. <i>Macneil</i> ,
Mr. <i>J. S. Macdonald</i> ,	Mr. <i>Compton</i> .

So it passed in the affirmative; and thereupon,

The Order of the Day, for the House in Committee to take into consideration the several Petitions upon the Table, being read;

Ordered, that the said Order of the Day be postponed until to-morrow.

Then the House adjourned until to-morrow at Eleven o'clock.

TUESDAY, February 7, 1832.

PRAYERS.

A Petition of John Frederick Holland, of Charlotte-Town, Esq. whose name is thereunto subscribed, was presented to the House by Mr. *Brecken*, and the same was received and read; setting forth—that a Resolution having passed the House of Assembly on the subject of certain Militia travelling charges, wherein Petitioner is taxed in very strong terms with having made an overcharge of mileage—and praying that the House will please to afford him an opportunity of entering into such explanation as he trusts will prove satisfactory.

Resolved, that Colonel *Holland* be now heard at the Bar.

The House having heard Colonel *Holland* in explanation, and having referred to the words complained of, which are contained in the Report of the Committee on the Public Accounts, reported to the House and adopted on the 2d inst. and having taken the subject into consideration, the House was moved that the words following, which form a part of the said Report, be expunged from the Journals :

Your Committee, on examining the different accounts of expenditure under this head, feel it their duty to remark, that they consider the charges made by the Adjutant General for travelling to inspect the Militia, a gross fraud on the Public; it being well known to your Committee that the miles charged far exceed the distance to the places of inspection Your Committee,

without entering into particulars, beg leave to notice the charge of £3 : 12, for travelling seventy-two miles to Tryon River and Bedeque; whereas there was no inspection of Militia at the latter place—and the distance to the former is only twenty-two miles.

And the words following inserted in their stead:

"Your Committee, on examining the different items of expenditure under this head, feel it their duty to remark, that they consider the sum allowed to the Adjutant General, of Two Shillings per Mile, for the direct distance in travelling to inspect the Militia, a very exorbitant charge."

And the motion being seconded, and the question put thereon, the House divided:

Yeas.

Mr. Brecken,	Mr. A. Macdonald,
Mr. Cody,	Mr. Dalrymple,
Mr. Macneil,	Mr. Hyndman,
Mr. J. S. Macdonald,	Mr. H. Macdonald,
Mr. Binns,	Mr. Nelson.

Nays.

Mr. Compton,	Mr. Brennan,
Mr. Cooper,	Mr. Owen,
Mr. Green,	Mr. Pope.

So it passed in the affirmative.

The Order of the Day, for the House in Committee to inquire into and take into consideration the State of the Colony, being read;

Ordered, that the said Order of the Day be postponed until Friday next.

The Order of the Day being read, for the House in Committee on the amendments made by the Council to the Bills sent down yesterday :

The said Amendments were read, and are as followeth :

Amendments proposed by His Majesty's Council to the Bill entitled "*An Act to prohibit the Destruction of Oysters, by burning the same into Lime.*"

Folio 1, line 2—Strike out the word "prohibit" and insert the word "prevent."

line 3—After the word "same" insert the words "for the purpose of converting the shells thereof."

line 16—Strike out the words "shall take Oysters," and insert the words "or persons shall use or destroy any Oysters taken."

line 18—Strike out from the word "except" to the word "exportation," both inclusive, and insert "by burning the same for the purpose of converting the Shells thereof into lime."

Folio 2, line 5—Strike out from the word "provided" to the word "purposes," both words inclusive.

Folio 5, line 7—Strike out from the word "and" to the word "longer," both words inclusive.

Amendments proposed by His Majesty's Council to the Bill entitled "*An Act establishing the mode of recovering certain Penalties and Costs before Justices of the Peace, and to regulate the Imprisonment of Delinquents in cases of Non-Payment.*"

Folio 1, line 3—Strike out the word "certain."

line 5—After the word "peace" strike out the remainder of the title, and insert the words "where the same are imposed by certain Acts of the General Assembly of this Island, and no provision is made for the enforcing thereof."

Strike out from folio 4 to fol. 10 inclusive.

Folio 11, line 4—Strike out the words "to pay" and insert the words "whereon to levy."

Same folio, strike out line 13.

Same folio, line 15—After the word "the" insert the word "Constables."

Folio 12, line 6—Strike out from the word "Justice" to the word "parties," both words inclusive, and insert the words "Constable or Constables."

Same folio, line 11—Strike out from the word "and" to the word "notwithstanding," folio 13, line 8.

After which the House resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Brecken took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Brecken, Chairman of the Committee, reported two Resolutions, which he read in his place, and delivered in at the Clerk's Table, where the same being again severally read, were agreed to by the House, and are as followeth :

Resolved, That it is the opinion of this Committee, that this House doth concur with the Council in their amendments to the Bill to prevent the destruction of Oysters.

Resolved, That it is the opinion of this Committee, that this House doth concur with the Council in the First, Second, Fourth, Fifth, Sixth, and Seventh of their amendments to the Bill establishing the mode of recovering certain Penalties and Costs before Justices of the Peace, and to regulate the Imprisonment of Delinquents, in cases of non-payment—and that the House be recommended to desire a Conference with the Council, on the subject matter of the Third and Eighth of their amendments to the said Bill.

Ordered, that the Bill to prevent the Destruction of Oysters be re-engrossed, as amended, and that the Title be "*An Act to prevent the destruction of Oysters, by burning the same for the purpose of converting the Shells thereof into Lime.*"

Resolved, That a Conference be desired with His Majesty's Council on the subject matter of the Third and Eighth of their amendments to the Bill establishing the mode

of recovering certain Penalties and Costs before Justices of the Peace, and to regulate the Imprisonment of Delinquents in cases of non-payment.

Ordered, that Mr. *Binns*, Mr. *Owen*, Mr. *Brecken*, Mr. *Brenan*, and Mr. *Pope* be a Committee to manage the said Conference.

Ordered, that a Committee of three Members be appointed to draw up Instructions to be given to the Committee of this House appointed to manage the said Conference.

Ordered, that Mr. *Brecken*, Mr. *Binns*, and Mr. *H. Macdonald* be a Committee for that purpose.

A Message from His Excellency the Lieutenant Governor, by Mr. Secretary Collins.

A. W. YOUNG, Lieutenant Governor.

The Lieutenant Governor lays before the House of Assembly, the concluding part of the Report of the Commissioners appointed for the purpose of examining the several Laws which are now in force, and to report upon such as they may consider will require amendment; upon such as will admit of being consolidated; upon such as it would be advisable to repeal, and upon such of which the provisions have been executed.

Feb. 7th, 1832.

Mr. Collins also delivered the Document referred to in the above Message, being the Final Report of the Commissioners appointed by the late Lieutenant Governor for revising the Statutes of this Island.

Ordered, that the said Message and Report do lie on the Table.

The Order of the Day, for the House in Committee to take into consideration the several Petitions before the House, being read—

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Cody took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Cody, Chairman of the Committee, reported, that they had made a progress, and that he was directed by the Committee to move for leave to sit again. Leave granted.

A Petition of divers Inhabitants of the Parish of St. John, in Queen's County, whose names are thereunto subscribed, was presented to the House by Mr. *Willock*, and the same was received and read; setting forth—That the Petitioners, in common with other Farmers of the Parish of St. John, have suffered great losses and inconveniences for many years past, in consequence of not having any Public Road from Orwell Point to Cherry Valley. That a Petition for a Public Road was forwarded to His Excellency the Lieutenant Governor in Council; that the prayer of said Petition having been granted, a Road was cut through by Statute Labour, and by the gratuitous assistance of the Inhabitants, and a sum of Twenty Pounds was granted in aid thereof by the House of Assembly in its last Session—but it is found, that in consequence of several Swamps through which the Road must be cut, that many years must elapse before the Road can be completed, without an additional grant—and praying the aid of the House.

Ordered, that the said Petition be referred to the Committee of the whole House for the consideration of Petitions.

Then the House adjourned until to-morrow at Eleven o'Clock.

WEDNESDAY, February 8, 1832.

PRAYERS.

MR. Speaker laid before the House two Petitions addressed to His Excellency the Lieutenant Governor, and by him referred to the consideration of the House—and the said Petitions were read, and are as followeth:—

A Petition of divers Inhabitants of Charlotte-Town, whose names are thereunto subscribed; setting forth—That a certain part of one of the Streets of Charlotte-Town, leading from Queen Square towards the residence

of Dr. De St. Croix, is a very great nuisance, in consequence of two deep ditches being excavated, one on each side of the street, which are filled with stagnant water, the effluvia from which, in summer, endangers the health of the Inhabitants—and praying that the same may be filled up with earth.

A Petition of divers Inhabitants of the coast between Three Rivers and Murray Harbour, whose names are thereunto subscribed; setting forth—That Petitioners are obliged to ship their agricultural produce on

the Gulf Shore, or cart it to St. Mary's Bay, along a loose sand beach. That a good line of road, from Mink River to the said Bay, has been partially made, almost exclusively by their Statute Labour, with the exception of one mile and eleven chains—and praying His Excellency to recommend to the House to appropriate such a sum as they may deem meet, to make the said one mile and eleven chains of road, and a small Wharf at the end thereof, in St. Mary's Bay.

Ordered, that the said Petitions be referred to the Committee of the whole House for the consideration of Petitions.

A Petition of divers Inhabitants of Lot or Township Number Fifty, on the South side of Gallows Point, whose names are thereunto subscribed, was presented to the House by Mr. Macneil, and the same was received and read; setting forth—That some years ago a Road was laid out by order of the Lieutenant Governor in Council, from the South shore of Gallows Point to the Road leading to the Cherry Valley Road, the distance being three miles—That there are four Swamps which require to be cut through—and the number of the Inhabitants being few, they are unable to accomplish the same by Statute Labour—and praying the aid of the House.

Ordered, that the said Petition be referred to the Committee of the whole House for the consideration of Petitions.

On motion of Mr. Cody—Ordered, that the following Message be sent to His Excellency the Lieutenant Governor:

May it please your Excellency,

As it is deemed desirable that the Inland Mails should be carried as far to the Westward as Port Hill, we are ordered by the House to wait on your Excellency, and to request that you will be pleased to give the necessary directions to that effect, and the House will make good any reasonable expence attending the same.

Ordered, that Mr. Cody and Mr. Compton be a Committee to wait on His Excellency with the above Message.

Mr. Binns, from the Committee appointed to prepare an Address to His Excellency the Lieutenant Governor, praying that he would direct the Inland Mail to be carried to Pinnette, presented the draught of an Address, and he read the same in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as followeth:—

To His Excellency Lieut. Colonel ARETAS WILLIAM YOUNG, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and the Territories thereunto adjacent, Chancellor and Vice-Admiral of the same, &c. &c. &c.

May it please your Excellency,

The House of Assembly beg leave to state to your Excellency, that the Inland Mail between Charlotte Town and Georgetown does not at present go within Ten Miles of Pinnette and Belfast, two very populous settlements; and the Inhabitants thereof are desirous that the Mail should be carried to Pinnette; and therefore this House humbly beg leave to suggest to Your Excellency the propriety of complying with such their desire.

A motion being made, and the question being put, that the Address be agreed to—the House divided—

Yeas.

Mr. Binns,	Mr. J. S. Macdonald,
Mr. Willock,	Mr. Dalrymple,
Mr. Brecken,	Mr. Compton,
Mr. Green,	Mr. Cody,
Mr. McNeil,	Mr. Nelson.

Nays.

Mr. Brennan,	Mr. Owen,
Mr. Hyndman,	Mr. H. Macdonald,
Mr. Cooper,	Mr. A. Macdonald.
Mr. Pope,	

So it passed in the affirmative.

Ordered, that the said Address be engrossed.

Ordered, that Mr. Willock and Mr. Cody be a Committee to wait on His Excellency with the said Address.

Mr. H. Macdonald, from the Committee appointed to prepare and bring in a Bill for the better security of Public and Private Property at Georgetown against Fire—presented the draught of a Bill, as prepared by the Committee; and the same was received and read for the first time.

Ordered, that the said Bill do lie on the Table.

Mr. Owen, pursuant to leave given, presented a Bill for establishing Courts of General Sessions of the Peace in the several Counties in this Island; and the same was received and read for the first time.

Ordered, that the said Bill be read a second time on Saturday next.

Ordered, that there be a call of the House on Saturday next, the 11th inst.

On motion, the House again resolved itself into a Committee of the whole House, on the further consideration of the several Petitions before the House.

Mr. Speaker left the Chair:

Mr. Cody took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Cody, Chairman of the Committee, reported three Resolutions, which he read in his place, and delivered in at the Clerk's Table, where the same being again severally read, were agreed to by the House, and are as followeth:

1. **RESOLVED**, That it is the opinion of this Committee, that the following Petitions be referred to the Committee of the whole House for the consideration of all matters relating to Roads and Bridges.

The Petition of the Inhabitants of Townships Numbers Fifteen, Sixteen, and Seventeen.

The Petition of the Inhabitants of Tryon.

The Petition of the Inhabitants of New-London, Princetown, and places adjacent.

The Petition of the Inhabitants of Irishtown, Lot Twenty.

The Petition of the Inhabitants of Launching Place, and of part of Township Number Fifty-five.

The Petition of the Inhabitants of Cape Traverse and Seven Mile Bay.

The Petition of Settlers on part of Township Number Thirty-three.

The Petition of the Inhabitants of Wood Islands, Belle Creek, Flat River, and Pinnette.

The Petition of the Inhabitants of Belfast, Portree, and Orwell.

The Petition of the Inhabitants of the Parish of St. John.

The Petition of the Inhabitants of part of Township Number Fifty, on the South side of Gallows Point.

2. **RESOLVED**, That the House be recommended to appoint a Special Committee to examine into the allegations contained in the following Petitions, and to report thereon:—

The Petition of the Inhabitants of Townships Numbers One, Two, Three, and Four.

The Petition of the Inhabitants of Township Number Sixty-seven.

The Petition of the Inhabitants of Township Number Forty-eight.

The Petition of the Inhabitants of Three Rivers and Georgetown.

The Petition of the Inhabitants of Montague and Brudenell Rivers—for a Road between the two Rivers.

The Petition of the Inhabitants of Three Rivers and Murray Harbour.

The Petition of the Inhabitants of Three Rivers, for a Road to St. Andrew's Point.

The Petition of the Inhabitants of Montague and Brudenell Rivers, to straighten a Road, and bridge a small Brook thereon.

The Petition of the Inhabitants of Newtown, Irish Settlement, and Murray Harbour Road.

The Petition of sundry Inhabitants of Charlotte Town.

The Petition of the Inhabitants of the coast between Three Rivers and Murray Harbour.

3. **RESOLVED**, That it be recommended to the House to refer the Petition of Oliver Thoma, and other Chiefs of the Indians, to the Committee appointed last Session, to correspond with the Proprietors of Lennox Island, or other Islands—to report thereon.

Ordered, that Mr. Owen, Mr. Dalrymple, Mr. J. S. Macdonald, Mr. Pope, Mr. Brennan, Mr. Cody, Mr. Brecken, Mr. H. Macdonald, and Mr. Hyndman be a Committee for the purpose mentioned in the second of the above reported Resolutions.

On motion, the House resolved itself into a Committee of the whole House, to resume the consideration of the Bill to amend an Act made and passed in the Ninth year of His late Majesty's reign, entitled "An Act to continue and amend an Act of the sixth year of his present Majesty's reign, entitled an Act to prevent the running at large of Boar Pigs, and to restrain Swine from going at large without Rings."

Mr. Speaker left the Chair:

Mr. Green took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Ordered that the said Bill be re-committed to the Special Committee who prepared the same, to report thereon, with all convenient speed.

On motion of Mr. Brecken—Ordered, that it be an Instruction to the Special Committee appointed to report on the said Bill, to make provision that the appointment of Hog Reeves shall be in the Commissioners of Highways.

Mr. Binns, from the Committee appointed to prepare and bring in a Bill for the Relief of Solomon Desbrisay, a Prisoner in confinement for Debt, within the Limits of the Jail of Charlotte-Town—presented the draught of a Bill, and the same was received and read for the first time.

Ordered, that the said Bill be read a second time on Saturday next.

Then the House adjourned till to-morrow at Eleven o'clock.

THURSDAY, February 9, 1832.

PRAYERS.

READ a third time, as engrossed, the Bill entitled "*An Act to authorize the appointment of an additional number of Collectors of Impost and Excise, and to define their duty.*"

Ordered, that the said Bill do pass.

Read a third time, as engrossed, the Bill intituled "*An Act to prevent the Importation and Spreading of Infectious Diseases within this Island.*"

Ordered, that the said Bill do pass.

Ordered, that Mr. *Brecken* do carry the said Bills to the Council, and desire their concurrence.

Ordered, that Mr. *Brecken* do carry the Bill entitled "*An Act to enable certain persons to put their Marriages upon Record,*"—to the Council, and desire their concurrence.

On motion of Mr. *Brecken*—Ordered, that a Committee be appointed to prepare and bring in a Bill to compel the Masters of small Vessels and Boats trading to the neighbouring Provinces, to report to the nearest Collector of Impost and Excise, on their arrival in any of the Harbours of this Island.

Ordered, that Mr. *Brecken*, Mr. *Owen*, and Mr. *Binns* be a Committee for that purpose.

A Petition of divers Inhabitants of the Little Sands Settlement, whose names are thereunto subscribed, was presented to the House by Mr. *Dalrymple*, and the same was received and read; setting forth—that the Petitioners reside on the County line that separates King's and Queen's Counties, about five miles from the Wood Islands—and have no other Road than a very bad foot-path—and praying for a grant of money to aid in opening a proper line of Road to the Wood Islands Settlement, and erecting seven Bridges thereon.

Ordered, that the said Petition be referred to the Special Committee appointed to report on private Petitions.

A Petition of divers Inhabitants of the Parish of St. John, whose names are thereunto subscribed, was presented to the House by Mr. *Willock*, and the same was received

and read; setting forth—that the Bridge at Cherry Valley, on the Road leading from the Hillsborough Ferry opposite Charlotte Town to China Point, is in a state of total decay, and will soon be rendered totally impassable—and praying for a grant of money to raise and repair the same.

Ordered, that the said Petition be referred to the Committee of the whole House, for the consideration of all matters relating to Roads and Bridges.

Mr. *Pope*, from the Committee appointed to prepare and bring in a bill to consolidate and amend the several Laws relating to the Recovery of Small Debts,—presented the draught of a Bill, and the same was received and read for the first time.

Ordered, that the said Bill be read a second time to-morrow.

Then the House adjourned for half an hour.

And being met,

Mr. *Green*, from the Special Committee to whom was re-committed the Bill to repeal or amend an Act made and passed in the Ninth year of His late Majesty, entitled "*An Act to continue and amend an Act of the Sixth year of His present Majesty's reign, entitled an Act to prevent the running at large of Boar Pigs, and to restrain Swine from going at large without Rings,*"—reported, that they had gone through the Bill, and made several amendments thereto; and he read the Report in his place, and afterwards delivered it in, with the Bill, at the Clerk's Table, where the amendments were again read.

Ordered, that the said Bill and Report be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. *Green* took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. *Green*, Chairman of the Committee, reported, that they had gone through the Bill, and had made several amendments thereto.

Resolved, That this House doth concur with the Committee in the said amendments.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be "*An Act to prevent the running at large of Boar Pigs, by the appointment of Hog-Reeves, and to suspend the operation of an Act therein mentioned.*"

The Order of the Day being read, for the House in Committee for the consideration of all matters relating to Roads and Bridges; Ordered, that the said Order of the Day be postponed until Monday next.

Then the House adjourned until to-morrow at Eleven o'clock.

FRIDAY, February 10, 1832.

PRAYERS.

A Petition of divers Inhabitants of that part of Lot or Township Number Forty-eight, between the main Road and Keppoch, whose names are thereunto subscribed, was presented to the House by Mr. *Dalrymple*, and the same was received and read; setting forth—That there is no Public Road leading from the Ferry House, or from the main road, towards Keppoch—that there is a private road leading through the settlement, which has been used by some of the Petitioners for upwards of twenty years—but that they are not permitted to perform their annual Statute Labour thereon—and that if said road were made a Public road, and the Inhabitants allowed to perform Statute Labour thereon, it would tend greatly to the benefit of the Settlement, and to the convenience of the public—and praying the House to make such order thereon as they may deem meet.

Ordered, that the said Petition be referred to the Special Committee appointed to report on Private Petitions.

The Bill to consolidate and amend the several Laws relating to the Recovery of Small Debts was, according to order, read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Pope took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Pope, Chairman of the Committee, reported, that they had gone through the Bill, and agreed to the same, with amendments.

Ordered, that the Report of the Committee be agreed to.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be "*An Act to consolidate and amend the several Acts of the General Assembly therein mentioned, relating to the Recovery of Small Debts.*"

Mr. *Willock*, from the Committee appointed to wait on His Excellency the Lieutenant Governor with the Address suggesting the propriety of forwarding the Inland Mail to Pinnette, reported the delivery thereof, and that His Excellency was pleased to say he would pay due attention to the suggestion.

Mr. *Cody*, from the Committee appointed to wait on His Excellency the Lieutenant Governor with the Message of Wednesday, praying that he would be pleased to direct the Inland Mail to be carried as far to the Westward as Port Hill, reported the delivery thereof, and that His Excellency was pleased to say he would attend to the request of the House.

The Order of the Day being read, for the House in Committee to inquire into and take into consideration the State of the Colony:

Ordered, that the said Order of the Day be postponed until to-morrow.

Mr. *Owen* reported from the Committee appointed last Session to correspond with the Proprietors of Lennox or other Islands—and he read the Report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as follows:—

Your Committee have to report, that in consequence of the decease of one of their members, and the distance at which others reside, it became next to impossible for them, until early in last month, to assemble and agree upon their Report.

That on the 6th ult. your Committee addressed a Letter to John Stewart, Esq. requesting information whether Lennox Island, or any other small Island, was to be sold, and upon what terms; and the reply of that gentleman is herewith submitted.

Your Committee have also made inquiry relative to the Islands in the vicinity of Three Rivers and Murray Harbour, none of which are for sale—and St. Peter's and Governor's Islands are known to your Committee to be at present so circumstanced, that any correspondence with their Proprietors would be superfluous, with reference to the duty imposed on your Committee.

With reference to the Petition on behalf of the Indians, which has been referred to your Committee, they are of opinion that the grant of last Session should

be withheld, until the amount can be applied towards the purchase of some suitable land as a permanent residence for the Indians, or for the purpose of providing them with primary books of instruction.

Letter referred to in the above Report :

“ MOUNT STEWART, 14th Jan. 1832.

“ GENTLEMEN,

“ Your Letter of the 6th inst. only reached me on the 12th; in reply to which, I have the honor to state, that Lennox Island has been sold by me, as Agent to Sir James Montgomery and Brothers, who held it by Grant from the Crown, to Mr. David Stewart, of London, for the sum of Four Hundred Pounds sterling, being the same amount which Mr. James Yeo agreed to give for it in the year 1827—And in reply to your inquiry at what rate any other Island or Islands in the Colony, suitable for a permanent location for the In-

dians, can be obtained, I can only say, that I am not informed, at present, of any such being on sale.

I have the honor to be,

Gentlemen,

Your most obdt. humble Servt.

J. STEWART.

To MESSRS. CHARLES BINNS,
THOMAS OWEN,

and

HUGH M'DONALD,

Committee of the Hon. H. A.”

Ordered, that the said Report do lie on the Table.

Then the House adjourned till to-morrow at Eleven o'clock.

SATURDAY, February 11, 1832.

PRAYERS.

ACCORDING to order, the list was called over, and it appearing that Mr. Willock was absent without leave, but his absence being accounted for to the satisfaction of the House—

Ordered, that Mr. Willock be excused.

The Order of the Day, for the second reading of the Bill for establishing Courts of General Sessions of the Peace in the several Counties in this Island, being read—

Ordered, that the said Order of the Day be discharged.

Ordered, that Mr. Owen have leave to withdraw the said Bill.

The Bill for the Relief of Solomon Desbrisay, a Prisoner in confinement for Debt within the Limits of the Jail of Charlotte-Town, was, according to order, read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Binns took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Binns, Chairman of the Committee, reported, that they had gone through the Bill, and agreed to the same, without any amendment.

Ordered, that the Report of the Committee be agreed to.

Ordered, that the said Bill be engrossed, and that the Title be “ *An Act for the relief of Solomon Desbrisay, a Prisoner in confine-*

ment for Debt within the Limits of the Jail of Charlotte-Town.”

The Order of the Day, for the House in Committee to inquire into and take into consideration the State of the Colony, being read—

Ordered, that the said Order of the Day be postponed until Monday next.

Mr. Pope reported from the Committee appointed to examine into and report on the several Petitions referred to them, and he read the Report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as follows:—

Your Committee having examined the several Petitions referred to them, are of opinion—

That the Petition of divers Inhabitants of Township Number Forty-eight, for aid to repair the Road, called the old Georgetown Road, be referred to the Committee of the whole House for the consideration of all matters relating to Roads and Bridges.

That the Petition of divers Settlers on the Montague and Brudenell Rivers, for a Road between these two Rivers, be referred to the same Committee.

That the Petition from the same quarter, to straighten a certain Road therein mentioned and build a Bridge thereon—be referred to the same Committee.

That the Petition of divers Inhabitants of Newton, Irish Settlement, and Murray Harbour Road, be referred to the same Committee.

That so much of the Petition of the Inhabitants of Townships Numbers One, Two, Three, and Four, as prays for aid to repair old Roads, be referred to the same Committee.

That they cannot recommend the prayer of the Petition of divers Inhabitants of Charlotte-Town to be granted, the remedy being with the Commissioner of Highways.

Your Committee are of opinion, that the objects prayed for in the following Petitions come within the provisions of an Act entitled “ An Act to regulate the laying out and altering of Highways, and to provide a mode of obtaining compensation for those who may thereby be injured, and to cause those

“who are benefited thereby to contribute towards their formation,”—and therefore, that the House is not called upon to interfere, viz:

The Petition of the Inhabitants of Township Number Sixty-seven;

The Petition of the Inhabitants of Three Rivers and Georgetown;

The Petition of the Inhabitants of Three Rivers and Murray Harbour;

The Petition of the Inhabitants of Three Rivers;

The Petition of the Inhabitants of that part of Township Number Forty-eight, between the main Road and Keppoch;

The Petition of the Inhabitants of Little Sands Settlement;

So much of the Petition of Townships Numbers One, Two, Three and Four, as relates to new Roads.

That with reference to the Petition of the Inhabitants of the Coast between Murray Harbour and Three-Rivers, they cannot recommend a grant of money for a Wharf as therein prayed for—and they conceive that the Statute Labour is quite adequate to complete the Road alluded to.

Ordered, that the House do agree to the Report.

Then the House adjourned until Monday next at Two of the Clock.

MONDAY, February 13, 1832.

PRAYERS.

A Petition of divers Settlers on Vernon and Orwell Rivers, whose names are thereunto subscribed, was presented to the House by Mr. *M. Neil*, and the same was received and read; setting forth—That until last year there was nothing better than a bridle path through the Settlement from Hayden's Mill to Orwell Point, a distance of five miles, when the House was pleased to appropriate the sum of Ten Pounds to make a Road, which was expended in making three miles thereof, leaving two miles still in an unfinished state—and praying the aid of the House.

A motion being made, that the said Petition be referred to the Committee of the whole House for the consideration of all matters relating to Roads and Bridges;

It was moved, in amendment, that the said Petition do lie on the Table—and the motion being seconded, and the question put on the amendment, it passed in the negative.

The question being then put on the original motion, it passed in the affirmative.

A Petition of divers Inhabitants of Rustico, New Glasgow, &c. whose names are thereunto subscribed, was presented to the House by Mr. *J. S. Macdonald*, and the same was received and read; setting forth—That Petitioners, in the month of July last, by means of Statute Labour, opened a new Road between New Glasgow and Rustico—that the said Road, which has been opened for the length of Fifty Chains, must remain wholly useless, unless a Bridge is built over a certain Creek called Doyron's Creek, being One hundred and seventy feet in width, and twelve feet deep in the centre at high

water—and that Petitioners are unable to erect such a Bridge without the assistance of the House—and praying relief.

Ordered, that the said Petition be referred to the Committee of the whole House for the consideration of all matters relating to Roads and Bridges.

Mr. *Pope* moved, that the House do come to the Resolution following:

Resolved, That if the Supreme Court were held in each of the Counties of King's County and Prince County, it would tend much to facilitate the due administration of Justice, and would be attended with a great saving of expence to the Inhabitants of these Counties, who are at present compelled to travel to Charlotte Town to attend the said Court—and that a Bill be brought in to regulate the time of holding said Court, and to make provision for the payment of the Chief Justice's travelling charges, and other incidental expences:---

Which being seconded, and the question put thereon, it was carried in the affirmative.

Ordered, that Mr. *Pope*, Mr. *Binns*, Mr. *Brecken*, Mr. *Owen*, and Mr. *Cooper* be a Committee to prepare and bring in a Bill in accordance with the aforesaid Resolution.

A Petition of divers Inhabitants of Egmont Bay, whose names are thereunto subscribed, was presented to the House by Mr. *Green*, and the same was received and read; setting forth—That the Road leading from Jaques Barnard's Mill towards Abram's Village, for the distance of two miles, is quite impassable, and that two Bridges, each thirty feet long, will be absolutely required before

the said Road can be used—and praying the House to grant a sum towards erecting the said Bridges, and for the general improvement of the Road.

Ordered, that the said Petition be referred to the Committee of the whole House for the consideration of all matters relating to Roads and Bridges.

The Order of the Day, for the House in Committee for the consideration of all matters relating to Roads and Bridges, being read—

Ordered, that the said Order of the Day be postponed until to-morrow.

The House, according to Order, again resolved itself into a Committee of the whole House, to inquire into and take into consideration the State of the Colony.

Mr. Speaker left the Chair :

Mr. Cody took the Chair of the Committee :

Mr. Speaker resumed the Chair.

Mr. Cody, Chairman of the Committee, reported, that they had made some progress in the business to them referred, and had examined the Solicitor General at the Bar, with reference to the situation of Tenants and Occupiers of the soil, who hold under the Original Proprietors, their Representatives or Assigns—and had come to Three Resolutions thereupon, which he read in his place, and afterwards delivered in at the Clerk's Table, where the same being again severally read, were agreed to by the House, and are as followeth:

1. **RESOLVED**, That it appears to this Committee, that in consequence of the Titles of various persons holding or claiming to hold Lands in this Island, not having been put, in a sufficiently clear manner, on the Records of the Colony, much inconvenience, injury and distress have been sustained by Tenants, and other Occupiers of the soil, by reason of the uncertainty that prevails as to whom the rents were really and truly payable, and that in several instances they have been compelled to pay different claimants the same sum twice.

2. **RESOLVED**, That many of the Townships of this Island are claimed by Noblemen and Gentlemen resident in England, and that in consequence of marriage settlements, wills, or the claimants dying intestate, it becomes almost impossible to ascertain who are the real and true owners of the property.

3. **RESOLVED**, That it be recommended to the House, to order a Bill to be brought in to prevent Landlords, by themselves or their Agents, from distraining for Rent, when the Titles by which such Landlords claim, whether by Will, Deed, or Succession, are not recorded in the proper Offices of the Colony.

The Chairman then acquainted the House, that the Committee had directed him to move the House for leave to sit again.

Resolved, That this House will, on Thursday next again resolve itself into a Committee of the whole House, to inquire into and take into consideration the State of the Colony.

Ordered, that Mr. Owen, Mr. Binns and Mr. H. Macdonald be a Committee to prepare and bring in a Bill in accordance with the above reported Resolutions.

On motion of Mr. Pope—Ordered, that it be an Instruction to said Committee, to introduce a provision in the said Bill, that no Proprietor shall sue for or distrain for arrears of Rent if the same shall have been due for a period longer than six years.

Mr. Speaker communicated to the House a Supplementary Report which he had received from the Board of Education.

And the said Report was read, and is as follows :

Further Report of the undersigned Members of the Board of Education, to the Honorable the House of Assembly, on the subject of providing the Indians of this Island with Primary Books of Instruction in their own language.

We the undersigned Members of the Board of Education have read with some surprise in the Journals of the Honorable the House of Assembly, a communication signed by the Rev. B. D. Macdonald, in which he alleges, as his reason for not concurring in the Report made by the Board to your Honorable House, "That Books of primary instruction in the Micmac Language are extant and can be procured."

We consider it due to ourselves to state, that we have now, for the first time, learned, that the Reverend gentleman is in possession of the fact, which he has seen fit, so gratuitously, to communicate to your Honorable House; and it is to be regretted, that on the several occasions upon which the Board held its public Meetings, he did not deem it advisable to afford his Brother Members that information which he must have known they were so desirous to obtain.

E. J. JARVIS,
T. H. HAVILAND,
B. De St. CROIX,
L. C. JENKINS. } Members of
the Board of
Education.

Charlotte-Town, February 13th, 1832.

Ordered, that the said Report do lie on the Table.

Ordered, that Mr. Dalrymple be added to the Committee appointed to correspond on behalf of this House, with John Bainbridge, Esq. Agent for the Colony.

Then the House adjourned till to-morrow at Eleven o'clock.

TUESDAY, February 14, 1832.

PRAYERS.

READ a third time, as engrossed, the Bill entitled "*An Act for the relief of Solomon Desbrisay, a Prisoner in confinement for Debt, within the Limits of the Jail of Charlotte-Town.*"

Ordered, that the said Bill do pass.

Read a third time, as engrossed, the Bill entitled "*An Act to consolidate and amend the several Acts of the General Assembly therein mentioned, relating to the Recovery of Small Debts.*"

And a Rider being proposed to the said Bill, and the question being put that the same should be received:

It was resolved in the affirmative.

Then the said Rider was received and read for the first time.

On motion, the said Rider was read a second time.

Read a third time, as engrossed, the Bill entitled "*An Act to prevent the running at large of Boar Pigs, by the appointment of Hog Reeves, and to suspend the operation of an Act therein mentioned.*"

Ordered, that the said Bill do pass.

Mr. Brecken reported from the Committee appointed to draw up Instructions to the Committee of the House appointed to manage the Conference desired with His Majesty's Council on the subject matter of the Third and Eighth of their amendments to the Bill entitled "*An Act establishing the mode of recovering certain Penalties and Costs before Justices of the Peace, and to regulate the Imprisonment of Delinquents in cases of non-payment*"—and he read the Report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as follows:—

"That the Managers do submit to the Committee of the Council the propriety of retaining the forms of Warrants contained in the Bill; and do state, that if His Majesty's Council shall amend the Bill by inserting therein, that if the said forms are pursued in substance they shall be valid, this House will concur in such amendment.

"That the Managers do in like manner submit, that this House is of opinion, with reference to the eighth amendment, that it is proper that the Fees of the Justice and

Witnesses should be certified and paid out of the Public Treasury, as well as those of the Constable."

The said Instructions were then, upon the question being put thereon, agreed to by the House.

A Petition of divers Inhabitants of New-London, Campbelton, Cavendish, New Glasgow, and Rustico, whose names are thereunto subscribed, was presented to the House by Mr. Nelson, and the same was received and read; setting forth—That the new Road connecting the above Settlements with each other and with Charlotte-Town, would, if completed, be of essential benefit to the North Western Section of Queen's County, but that six miles of the said Road are in a very imperfect state, namely from the New Glasgow Bridge to Fife's Ferry—and praying the aid of the House.

A Petition of divers Inhabitants on the South West River, Granville Bay, whose names are thereunto subscribed, was presented to the House by Mr. Nelson, and the same was received and read; setting forth—that the Road called Graham's Road will be in a measure impassable without three small Bridges over as many Brooks crossing the said Road—and praying for a grant of money to erect the same.

Ordered, that the above two Petitions be referred to the Committee of the whole House, for the consideration of all matters relating to Roads and Bridges.

A Petition of divers Coopers of Charlotte-Town, whose names are thereunto subscribed, was presented to the House by Mr. Binns, and the same was received and read; setting forth—That the reputation of the country is compromised in the eyes of other countries, in consequence of the slovenly manner in which Beef, Pork, Flour, Oatmeal, and other articles of Export, are packed for exportation; and praying the House to enact a Law for the better regulation thereof.

Ordered, that the said Petition do lie on the Table.

The Order of the Day, for the House in Committee for the consideration of all matters relating to Roads and Bridges, being read:

The House accordingly resolved itself into said Committee:

Mr. Speaker left the Chair:

Mr. Binns took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Binns, Chairman of the Committee,

reported, that they had made some progress in the business to them referred, and that he was directed by the Committee to move for leave to sit again.—Leave granted.

Then the House adjourned until to-morrow at Eleven o'clock.

WEDNESDAY, February 15, 1832.

PRAYERS.

ON motion, the Bill for the better security of Public and Private Property at Georgetown against accidents by Fire, was read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee:

Mr. Speaker left the Chair:

Mr. H. Macdonald took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Ordered, that the said Bill be referred to a Special Committee, to report thereon, with all convenient speed.

Ordered, that Mr. H. Macdonald, Mr. Pope, Mr. Owen, Mr. Brennan, and Mr. J. S. Macdonald be a Committee for that purpose.

Ordered, that it be an instruction to said Committee, to introduce a provision into the said Bill, that the proposed Assessment on each Town Lot shall not exceed Six Shillings and Eight Pence per Annum.

A Message from His Excellency the Lieutenant Governor, by Mr. Secretary Collins.

A. W. YOUNG, Lieutenant Governor.

The Lieutenant Governor is desirous that the House of Assembly, at its rising to-morrow, should adjourn until Thursday the Eighth day of March next.

February 15th, 1832.

Resolved, that this House do, at its rising to-morrow, adjourn until Thursday the Eighth day of March next.

On motion of Mr. Pope—Ordered, that the following Message be sent to His Excellency the Lieutenant Governor:—

May it please your Excellency,

We are directed by the House to wait on your Excellency, and to request that you will be pleased to postpone entering into any Contract for the convey-

ance of the Mails between Charlotte-Town and Pictou, for a few days beyond the time limited for receiving Tenders therefor.

Ordered, that Mr. Pope and Mr. Hyndman be a Committee to wait on His Excellency with the above Message—who returning, reported the delivery thereof, and that His Excellency was pleased to say he would comply with the request of the House.

Mr. Brecken, from the Committee appointed to prepare and bring in a Bill to continue and amend an Act made and passed in the Tenth year of the Reign of his late Majesty, entitled “An Act for keeping clean the Streets of Charlotte-Town, and for removing obstructions therefrom”—presented the draught of a Bill, and the same was received and read for the first time.

Ordered, that the said Bill be read a second time to-morrow.

Mr. Brecken laid before the House a Letter from the Colony Agent, on the subject of the Plate which he was directed to purchase and present to Colonel Ready.

And the said Letter was read, and is as follows:

LONDON, 5th December, 1831.

GENTLEMEN,

I have the honor to acknowledge your letter of the 10th October, advising me that “at the last meeting of Assembly, the sum of £400 currency, equal to £300 sterling, was voted for the purchase of Plate, to be presented to your late Lieutenant Governor, Colonel Ready, with an inscription thereon, expressive of the high sense the Colony entertains of the services he rendered to it whilst in the administration of the Government; and that the Colony Agent be requested to procure the said Plate, and present the same in the name of the Inhabitants of the Colony;” and desiring that I would use my endeavours to meet the wishes of the Colony in the vote.

Colonel Ready handed me your letter, and I immediately accompanied him to my friends Messrs. Rundell, Bridge, and Co., where he selected a very elegant centre piece, and some other articles, with a handsome waiter, upon which the inscription will be placed—and when finished, will form a most handsome and useful ornament to his table.

It will afford me great pleasure to have the honor to represent the Gentlemen of the Legislature and Inhabitants of the Colony, in presenting to Colonel Ready this testimonial of their respect and regard for the services he rendered to the Colony during the period of his administration of the Government.

The amount of the vote, I observe, you will transmit me, which will be applied, as directed, on receipt.

I have the honor to be,
Gentlemen,

Your most humble Servant,

JOHN BAINBRIDGE, Agent.

The Hon. T. H. HAVILAND, }
R. HODGSON, }
JNO. BRECKEN, }
CHARLES BINNS, }
GEO. DALRYMPLE, }
Committee appointed
to carry into effect the
Legislative Grant for
the purchase of Plate
to be presented to Col.
Ready.

Ordered, that the said Letter be entered on the Journals.

Mr. Brecken, from the Committee appointed to prepare and bring in a Bill to compel the Masters of small Vessels and Boats trading to the neighbouring Provin-

ces, to report to the nearest Collector of Impost and Excise, on their arrival in any of the Harbours of this Island, presented the draught of a Bill, and the same was received and read for the first time.

Ordered, that the said Bill be read a second time to-morrow.

On motion, the House resolved itself into a Committee of the whole House, to resume the consideration of all matters relating to Roads and Bridges.

Mr. Speaker left the Chair:

Mr. Binns took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Binns, Chairman of the Committee, reported Four Resolutions, which he read in his place, and delivered in at the Clerk's Table, where they were again read, and are as followeth:

1. RESOLVED, That it is the opinion of this Committee, that the House be recommended to appropriate the sum of £1,500, for the service of Roads and Bridges for the current year, as recommended by His Excellency the Lieutenant Governor, in his Message of the 3d instant, exclusive of the sum of £513 8s. 3d. remaining unexpended from the appropriation of the past year—and that the same be applied as follows:

FOR ROADS AND BRIDGES IN PRINCE COUNTY.		Sums unexpended of former Appropriation.	New Appropriation.	Total.
		£ s. d.	£ s. d.	£ s. d.
For repairs of the Aboiteau at Tryon River	- - - - -		20 : 0 : 0	20 : 0 : 0
To repair the Road between Cape Traverse and Seven Mile Bay	- - - - -		20 : 0 : 0	20 : 0 : 0
To complete the causeway across the Marsh near Dunk River Bridge	- - - - -		25 : 0 : 0	25 : 0 : 0
For the Road from Bedeque to South Shore	- - - - -		12 : 0 : 0	12 : 0 : 0
To Road north side of Dunk River, leading to Burn's Settlement	- - - - -		10 : 0 : 0	10 : 0 : 0
For repairing Bridge and Causeway near Bradshaw's	- - - - -		8 : 7 : 0	8 : 7 : 0
For a Bridge across the south branch of Dunk River, on the Road leading to Anderson's Road	- - - - -		15 : 0 : 0	15 : 0 : 0
In aid of completing that part of Anderson's Road lying in Prince County, including a part of old appropriation for objects unexpended	- - - - -	29 : 19 : 0	25 : 0 : 0	54 : 19 : 0
In aid of Road on the south side of Wilmette River	- - - - -		10 : 0 : 0	10 : 0 : 0
For repairs of Murray's Portage	- - - - -		10 : 0 : 0	10 : 0 : 0
For Road between Bedeque and Tryon	- - - - -	16 : 6		16 : 6
In aid of Darnley Bridge, on the Inhabitants paying into the hands of the Commissioner of Roads and Bridges for that District, their respective subscriptions towards that object, before this sum is expended	- - - - -		80 : 0 : 0	80 : 0 : 0
For the repairs of Irishtown Road, and a Bridge thereon	- - - - -		10 : 0 : 0	10 : 0 : 0
For repairs of Road from Glover's to the County Line	- - - - -		15 : 0 : 0	15 : 0 : 0
In aid of the Western Road, from Miscouche to Ellis River Bridge	- - - - -		71 : 0 : 0	71 : 0 : 0
To be expended on the Western Road, where most required, west of Ellis Bridge	- - - - -	3 : 13 : 8		3 : 13 : 8
In aid of Road and two Bridges between Abram's Village and Jaques Bernard's	- - - - -		22 : 10 : 0	22 : 10 : 0
For building two Bridges on Cross and Trout Rivers	- - - - -		22 : 10 : 0	22 : 10 : 0
For Road leading from Miscouche to Fifteen Point, by Muddy Creek and River Styx	- - - - -		15 : 0 : 0	15 : 0 : 0
For a Bridge across Trout River, at the end of the road opened last year	- - - - -		20 : 0 : 0	20 : 0 : 0
For the Swamp between Abram's Village and St. Joseph's, on the Main Road leading to Egmont Bay	- - - - -		20 : 0 : 0	20 : 0 : 0
For a Bridge on the south-west branch of Kildare River	- - - - -		15 : 0 : 0	15 : 0 : 0
For four small Bridges between the south-west branch and Kildare Bridge	- - - - -		40 : 0 : 0	40 : 0 : 0
For building two Blocks in addition to Kildare Bridge	- - - - -		10 : 0 : 0	10 : 0 : 0
For a Bridge on the north side of Kildare River	- - - - -		10 : 0 : 0	10 : 0 : 0
The Contractors for building Kildare Bridge, being for nine yards more than their contract	- - - - -		5 : 0 : 0	5 : 0 : 0
Princetown Wharf	- - - - -	9 : 6 : 0		9 : 6 : 0
		43 : 15 : 2	511 : 7 : 0	555 : 2 : 2

FOR KING'S COUNTY.	Old.		New.		Total.	
	£	s. d.	£	s. d.	£	s. d.
To finish a new line of Road from St. Andrew's to M'Dermot's			20	0 : 0	20	0 - 0
For repairing the Road from St. Andrew's to Thomas Douglas's			20	0 : 0	20	0 - 0
For repairing Morrell Bridge			14	0 : 0	14	0 - 0
For repairing the Midgell Bridge—for raising the Blocks thereof 4 feet higher, and loading the same with stones			20	0 : 0	20	0 - 0
Repairing the Road between the Marie Bridge and Dingwell's Spring			8	0 : 0	8	0 - 0
For repairing the Road from Head of St. Peter's Bay to Bay Fortune			15	0 : 0	15	0 - 0
For the Road from St. Peter's Bay to Georgetown Road	39	2 : 6	60	0 : 0	99	2 - 6
Building M'Caskil's Bridge, with stone abutments			35	0 : 0	35	0 - 0
For repairing Naufrage Bridge			4	0 : 0	4	0 - 0
Cow River do.			4	0 : 0	4	0 - 0
Bear River do.			16	0 : 0	16	0 - 0
For making a Bridge over a Brook on the Road leading from Bay Fortune to Sourie			5	0 : 0	5	0 - 0
For repairing the Line Road between Lots 43 and 44			8	0 - 0	8	0 - 0
For Bridge over Big Pond			10	0 : 0	10	0 - 0
For do. at Priest Pond			15	0 : 0	15	0 - 0
For Bridges on the Murray Harbour Road	3	11 : 0	35	0 - 0	38	11 - 0
Road from South River Bridge, Murray Harbour, to Fox River Bridge			10	0 - 0	10	0 - 0
Road from Brudenell River to Cardigan, through Georgetown Royalty			12	0 - 0	12	0 - 0
Road from Robertson's, on Montague River, to Brudenell Point Road			5	0 - 0	5	0 - 0
Road from Montague River to Brudenell, at M'Laren's			12	0 - 0	12	0 - 0
Road from Grand River to the Church at Launching Place			5	0 - 0	5	0 - 0
Road from Seal River to Head of Cardigan			30	0 - 0	30	0 - 0
Repairing the Road from Brudenell Bridge to Montague Bridge			10	0 - 0	10	0 - 0
East Lake Bridge			30	0 - 0	30	0 - 0
Road from North side to Sourie, through Lot 45			80	0 - 0	80	0 - 0
Altering the Road from East Point to Sourie, south side	10	0 : 0	17	0 - 0	27	0 - 0
Streets in Georgetown	26	9 : 6			26	9 - 6
For Surgeon River Bridge—being part of old appropriation, unexpended	11	0 : 0			11	0 - 0
	90	3 - 0	500	0 - 0	590	3 - 0

QUEEN'S COUNTY.

For the Road from New Glasgow Bridge to Fife's Ferry			30	0 : 0	30	0 - 0
In aid of making that part of Anderson's Road lying in Queen's County			15	0 : 0	15	0 - 0
For repairs of Roads and Bridges from Poplar Island Bridge to Tryon, where most required			25	0 : 0	25	0 - 0
For repairs on the Road from Hazle Grove to Prince County line			20	0 : 0	20	0 - 0
In aid of making a Cart Road from Canoe Cove to St. Peter's Point			10	0 : 0	10	0 - 0
In aid of a Bridge over Doyron's Creek			10	0 : 0	10	0 - 0
In aid of forming a Road across a swamp, on the new line of Road between the Rustico Road and New Glasgow Bridge	5	19 : 6	3	0 : 0	8	19 - 6
For Belle Creek Bridge			7	0 : 0	7	0 - 0
In aid of a Road from Hayden's Mill to Orwell Point			8	0 : 0	8	0 - 0
For repairs of the old Georgetown Road			5	0 : 0	5	0 - 0
In aid of Bridges on the road from Croker's to the New Settlement on Lot 33			10	0 : 0	10	0 - 0
Repairs on the Road from Pinnette to Wood Islands			20	0 : 0	20	0 - 0
In aid of a Bridge at Newton, Belfast, on the Road leading to the Murray Harbour Road			8	0 : 0	8	0 - 0
In aid of a Road from Gallows Point to Cherry Valley			20	0 : 0	20	0 - 0
For Cherry Valley Bridge			5	0 : 0	5	0 - 0
To repair Acorn's Mill Bridge			25	0 : 0	25	0 - 0
Poplar Island Bridge	100	0 : 0	195	0 : 0	295	0 - 0
For a Bridge at Canoe Cove			12	0 : 0	12	0 - 0
For a Bridge at Portrea, Belfast			10	0 : 0	10	0 - 0
For a Road South side of Gallows Point			5	0 : 0	5	0 - 0
In aid of a Bridge at Hayden's, on the Georgetown Road			7	0 : 0	7	0 - 0
In aid of a Bridge over Campbell's Pond, New London			50	0 : 0	50	0 - 0
To John Park, Contractor for building a Bridge over Hunter River, he having made 30 feet more than what was contracted for			11	0 : 0	11	0 - 0
In aid of a Road from Vernon River to Pisquid River	10	0 - 0			10	0 - 0
In aid of a Road from Farquharson's Creek, South side of Elliot River, to the Portage leading to the Nine Mile House	15	0 : 0			15	0 - 0
For a new Road from Long Creek to Canoe Cove			4	15 : 0	4	15 - 0
For a Bridge over Hunter River, at the end of the new Road			54	0 : 0	54	0 - 0
Corran Ban Bridge	150	0 : 0			150	0 - 0
In aid of a Road to Corran Ban Bridge			5	0 : 0	5	0 - 0
For Middle River Bridge, Lot 33, now made	10	0 : 0			10	0 - 0
To repair Roads within the Royalty of Charlotte-Town	13	2 : 3			13	2 - 3
	367	16 - 9	511	C - 0	878	16 - 9

3. **RESOLVED**, That it be recommended to the House, to provide, in Committee of Supply, for the said Appropriations, and also a further sum for Incidental Expences on the Roads and Bridges, for the current year.

3. **RESOLVED**, That His Excellency the Lieutenant Governor having been pleased to recommend the Appropriation of a further sum for the completion of a Road from the new Settlement on Anderson's Road, to Poplar Island Bridge, it be recommended to the House to make provision for that object, when in Committee of Supply—and that an Address be presented to His Excellency the Lieutenant Governor, praying that he will be pleased to order a Writ to be issued to compel the persons whose property may be benefited by the said Road, to contribute towards its formation, agreeably to the Act intituled "An Act to regulate the laying out and altering of Highways, and to provide a mode of obtaining compensation for those who may thereby be injured, and to cause those who are benefited thereby to contribute towards their formation."

4. **RESOLVED**—That whereas last Session, the Committee of the whole House for the consideration of all matters relating to Roads and Bridges, recommended the appropriation of a sum this Session to aid in building a Bridge over Campbell's Pond, on the new line of Road between New London and Princetown, and the House having accepted and agreed to the Report of the said Committee, is now called upon to redeem its pledge; but as this Committee have only been able to vote Fifty Pounds for that purpose, in consequence of the limited sum recommended by His Excellency the Lieutenant Governor to be applied to the service of Roads and Bridges for the present year, out of the unappropriated Revenue—a sum altogether inadequate to accomplish the desired object—they are of opinion that it be recommended to the House, when in Committee of Supply, to grant a further sum of Eighty Pounds in aid thereof.

Ordered, that the question of concurrence be now separately put upon the said Resolutions.

The First of the said Resolutions being again read—

Mr. Owen moved, in amendment, that the following words be added;—That the appropriation of Eighty Pounds, in aid of building a Bridge at the head of Darnley Basin, is a sum quite inadequate for a work of such magnitude, and must of necessity remain unexpended, as a sum of Four Hundred Pounds at least would be required to carry that object into effect.

And the motion being seconded, and the question put on the amendment—the House divided :

	Yeas.	
Mr. Owen,		Mr. H. Macdonald,
Mr. Cooper,		Mr. A. Macdonald.
Mr. Brecken,		

Nays.

Mr. Brenan,	Mr. Birns,
Mr. Pope,	Mr. Hyndman,
Mr. Compton,	Mr. J. S. Macdonald,
Mr. Nelson,	Mr. Cody,
Mr. Macneil,	Mr. Dalrymple.
Mr. Willock,	

So it passed in the negative.

The question being then put on the First Resolution, it was carried in the affirmative.

The Second, Third, and Fourth of the said Resolutions being again severally read, and the question of concurrence being separately put thereon, they were agreed to by the House.

Resolved, that this House doth concur with the Committee in the said Resolutions.

Then the House adjourned until to-morrow at Eleven o'clock.

THURSDAY, February 16, 1832.

PRAYERS.

A Petition of David Lang, Mail Carrier, whose name is thereunto subscribed, was presented to the House by Mr. Pope, and the same was received and read; setting forth—that Petitioner has been employed by Government for the last Four years in conveying the Mails between Capes Traverse and Tormentine, during the winter season. That being fully aware of the present insecure and hazardous mode of conveying the Mails across the Strait, and the great danger to which the lives of individuals are exposed at that inclement season, the Petitioner would undertake to make more ample preparations to guard against the perils of so haz-

ardous an undertaking, were he assured of the contract for a stated period, not less than five years—and praying the House to take the subject into consideration.

Ordered, that the said Petition be referred to a Select Committee, to inquire into the allegations therein contained, and report thereon to the House.

Ordered, that Mr. Pope, Mr. Dalrymple, and Mr. Brenan be a Committee for that purpose, with power to send for persons, papers and records, and to examine all persons that come before them.

The Order of the Day being read, for the House in Committee to inquire into and take into consideration the State of the Colony:

On motion, His Excellency the Lieutenant Governor's Message of the 7th inst. with the Second Report of the Commissioners for revising the Statutes of the Island, was also read, and, with the said Report, ordered to be referred to the said Committee.

And then the House resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Cody took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Cody, Chairman of the Committee, reported, that they had made some progress in the business to them referred, and that he was directed by the Committee to move for leave to sit again.—Leave granted.

Ordered, that Mr. *Brecken* do go to the Council and desire a Conference on the subject of their Third and Eighth Amendments to the Bill establishing the mode of obtaining certain Penalties and Costs before Justices of the Peace, and to regulate the Imprisonment of Delinquents in cases of non-payment.

Message from the Council, by Mr. Nantes:

“Mr. Speaker,

“His Majesty's Council do agree to the Conference, as requested by the House of Assembly, on the subject of the third and eighth amendments to the Bill intituled “*An Act establishing the mode of recovering certain Penalties and Costs before Justices of the Peace, and to regulate the Imprisonment of Delinquents in cases of non-payment*”—and have appointed the Honorables *George Wright* and the *Attorney General* a Committee to manage the said Conference, to meet the Committee of the House of Assembly in the Committee Room instanter.”

And then the Messenger withdrew.

The names of the Managers being called over, they went to the Conference.

And being returned—

Mr. *Binns* reported, that the Managers had been at the Conference, and had communicated to the Committee of the Council thereon, the instructions they had received from this House.

On motion of Mr. *Dalrymple*—

Resolved, That a Message be sent to His Majesty's Council, praying their Honors will permit the Honorable the *Attorney General*, one of their Members, to attend the Special Committee of the House of Assembly ap-

pointed to inquire whether any and what Lots or Townships of Land in this Island are liable to Escheat, and what measures ought to be adopted consequent thereon—to-morrow, Friday the 17th inst. at Ten o'clock in the forenoon, to be examined touching the matter to them referred.

Ordered, that Mr. *Dalrymple* do carry the said Message to the Council.

Ordered, that the said Committee have leave, during the adjournment of the House, to meet and adjourn as they shall see fit.

Message from the Council, by Mr. Nantes:

“Mr. Speaker,

“His Majesty's Council desire a further Conference with the House of Assembly on the subject of the last Conference, and have appointed the same Committee who managed the last Conference to manage this—to meet in the Committee Room instanter.”

And then the Messenger withdrew.

Resolved, That this House do agree to a further Conference as desired by the Council, on the subject matter of the last Conference.

Ordered, that Mr. *Dalrymple* do go to the Council and acquaint them therewith.

Ordered, that the same Committee who managed the last Conference, do manage this.

The Managers went to the Conference:

And being returned—

Mr. *Binns* reported, that they had been at the Conference, and that the Chairman of the Committee of the Council had acquainted them, that His Majesty's Council do adhere to their amendments.

Resolved, That this House doth agree to the Amendments proposed by His Majesty's Council, and that the Title of the said Bill be “*An Act establishing the mode of recovering Penalties and Costs before Justices of the Peace, where the same are imposed by certain Acts of the General Assembly of this Island, and no provision is made for the enforcing thereof.*”

Message from the Council, by Mr. Nantes.

“Mr. Speaker,

“His Majesty's Council do grant leave to the Honorable *The Attorney General*, one of their Members, to attend the Special Committee of the House of Assembly, appointed to inquire whether any and what Lots or Townships of Land in this Island are liable to Escheat, and what measures ought to be adopted consequent thereon,

to-morrow, Friday the Seventeenth instant, at 10 o'clock in the forenoon, to be examined touching the matter to them referred."

And then the Messenger withdrew.

Read a third time, the Rider to the Bill entitled "*An Act to consolidate and amend the several Acts of the General Assembly therein mentioned, relating to the Recovery of Small Debts.*"

Ordered, that the said Bill and Rider do pass.

Ordered, that Mr. Pope do carry the said Bill to the Council, and desire their concurrence.

Ordered, that Mr. Pope do also carry the following Bills to the Council, and desire their concurrence:

"*An Act for the relief of Solomon Desbri- say, a Prisoner in confinement for Debt within the Limits of the Jail of Charlotte-Town.*"

"*An Act to prevent the running at large of Boar Pigs, by the appointment of Hog-Reeves, and to suspend the operation of an Act therein mentioned.*"

Ordered, that Mr. Pope do carry to the Council the Bill entitled "*An Act to prevent the destruction of Oysters, by burning the same for the purpose of converting the Shells thereof into Lime*"—and acquaint them that this House hath agreed to their amendments.

On motion, the House again resolved itself into a Committee of the whole House, to inquire into and take into consideration the State of the Colony.

Mr. Speaker left the Chair:

Mr. Cody took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Cody, Chairman of the Committee, reported Two Resolutions, which he read in his place, and afterwards delivered in at the Clerk's Table, where the same being again severally read, were agreed to by the House, and are as followeth:

1. RESOLVED, That it is the opinion of this Commit-

tee, that the Second Report of the Commissioners appointed to revise the Statutes of the Island, be referred to the Special Committee appointed "to prepare and bring in a Bill or Bills to consolidate, amend, or repeal the Laws relating to the Civil and Criminal Jurisdiction of the Superior Courts of this Island, and the Practice and Fees of such Courts and their Officers;" and that it be recommended to the House to instruct the said Committee to bring in Bills to consolidate and amend the various Laws requiring the same.

2. RESOLVED, That it be recommended to the House to appoint a Committee to bring in a Bill for the better regulation of the Militia, and to repeal the Militia Law now in force.

The Chairman then acquainted the House, that the Committee had directed him to move the House for leave to sit again—which the House agreed to.

Ordered, that Mr. M'Neil, Mr. Compton and Mr. Willock be a Committee to prepare and bring in a Bill for the better regulation of the Militia, and to repeal the Militia Law now in force, in accordance with the Second of the above reported Resolutions.

The Order of the Day being read, for the second reading of the Bill to continue and amend an Act made and passed in the Tenth year of the Reign of his late Majesty, entitled "An Act for keeping clean the Streets of Charlotte-Town, and for removing obstructions therefrom."

Ordered, that the said Order of the Day be postponed until Thursday the Eighth day of March next.

The Order of the Day being read, for the second reading of the Bill to compel the Masters of small Vessels and Boats trading to the neighbouring Provinces, to report to the nearest Collector of Impost and Excise, on their arrival in any of the Harbours of this Island—

Ordered, that the said Order of the Day be postponed until Thursday the Eighth day of March next.

Then the House adjourned until Thursday the Eighth day of March next.

THURSDAY, March 8, 1832.

PRAYERS.

A motion was made that two Members be added to the Committee appointed to prepare and bring in a Bill for the better regulation of the Militia, and to repeal the Militia Law now in force:

Which being objected to;

The previous question was put, "Whether the said question shall be now put?"

It was resolved in the negative.

The Bill for keeping clean the Streets of Charlotte Town, and for removing Obstructions therefrom, was, according to order, read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Brecken took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Brecken, Chairman of the Committee, reported, that they had gone through the Bill, and agreed to the same, with amendments.

Ordered, that the Report of the Committee be agreed to.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be "*An*

Act authorising the removal of Nuisances from the Streets of Charlotte Town."

The Bill to compel the Masters of Small Vessels and Boats trading to the neighbouring Provinces to report to the nearest Collector of Impost and Excise, on their arrival in any of the Harbours of this Island—was, according to order, read a second time.

Ordered, that the said Bill be committed to a Committee of the whole House to-morrow.

Mr. Brecken, pursuant to leave given, presented the draught of a Bill to repeal an Act made and passed in the Eleventh year of the reign of his late Majesty, entitled "An Act to authorize the Conviction and Punishment, in a Summary way, of persons committing Common Assaults and Batteries"—and the same was received and read for the first time.

On motion of Mr. Owen—

Resolved, That this House will, on Monday next, resolve itself into a Committee of the whole House for the consideration of Ways and Means.

Then the House adjourned till to-morrow at Eleven o'clock.

FRIDAY, March 9, 1832.

PRAYERS.

READ a third time, as engrossed, the Bill entitled "*An Act authorising the removal of Nuisances from the Streets of Charlotte-Town.*"

Ordered, that the said Bill do pass.

Ordered, that Mr. Brecken do carry the said Bill to the Council, and desire their concurrence.

Ordered, that Mr. Brecken do also carry to the Council, the Bill intituled "*An Act establishing the mode of recovering Penalties and Costs before Justices of the Peace, where the same are imposed by certain Acts of the General Assembly of this Island, and no provision is made for the enforcing thereof,*"—and acquaint them that this House hath agreed to their amendments.

On motion of Mr. Brenan—Ordered, that the following Message be sent to His Excellency the Lieutenant Governor:

May it please your Excellency,

We are ordered by the House of Assembly to wait on your Excellency, and to request that you will be pleased to cause the Inland Mail to be carried as far to the Eastward as the Portage on Township Number Forty-seven (47), the House being of opinion that such a regulation would be a great convenience to the Inhabitants of that Section of the Island.

Ordered, that Mr. Brenan and Mr. Green be a Committee to wait on His Excellency with the above Message.

The Order of the Day being read, for the House in Committee on the Bill to compel

Masters of all Vessels and Boats arriving in this Island, to report to the nearest Collector of Impost and Excise;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Brecken took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Brecken, Chairman of the Committee, reported, that they had gone through the Bill, and agreed to the same, with amendments.

Ordered, that the Report of the Committee be agreed to.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be "*An Act for the better security of the Revenue.*"

Mr. Speaker communicated to the House a letter he had received from the Reverend B. D. Macdonald; and the said letter was read, and is as follows:

Charlotte-Town, March 8, 1832.

SIR—My conduct, as one of the Board of Education, having been arraigned in the Supplementary Report of my brother members, I consider it due to your Honorable House, to the cause which I advocate, and to my own character, briefly to state how far the assertions in that Report can in justice apply to me.

In the first place, an extraordinary meeting of the Board was held—of which I received no notice whatever: at that meeting, the majority of the Board, it seems, determined on not publishing the manuscripts, which were then submitted for their consideration. It would also appear, that His Excellency the Lieutenant Governor had ordered a Report from the Board on this subject to be laid before your Honorable House; and if a meeting were held for the purpose, the Reverend Secretary did not think it necessary to notify me thereof, nor was I aware of his Excellency's order, until the Reverend Gentleman called on me with the Report, to request my signature, which I declined, shewing him, at the same time, some of the manuscripts, which (I am informed) had been previously laid before the Board, and distinctly expressing my opinions of their usefulness and authenticity.—Therefore (as at the Quarterly Meetings of the Board, the subject was not mentioned to me, and as I did not think it proper to interfere in a decision once made by the majority of the members), it became necessary, (though with much reluctance to myself) to make this statement to your Honorable House, in order to vindicate my former communication from the unmerited censure of my brother members.

B. D. M'DONALD.

To the Hon. the Speaker of the }
House of Assembly. }

Ordered, that the said Letter do lie on the Table.

Message from the Council, by Mr. Nantes:
Mr. Speaker,

His Majesty's Council desire a Conference with the House of Assembly, on the sub-

ject matter of the Bill intituled, "An Act to authorize the appointment of an additional number of Collectors of Impost and Excise, and to define their duty;" and have appointed the Honorables T. H. Haviland and the Attorney General a Committee to manage the same; to meet in the Committee Room instanter.

And then the Messenger withdrew.

Resolved, that this House do agree to a present Conference, as is desired by the Council, on the subject matter of the said Bill.

Ordered, that Mr. Owen do go to the Council and acquaint them therewith.

Ordered, that Mr. Owen, Mr. Binns, Mr. Pope, and Mr. Dalrymple be a Committee to manage the said Conference.

Mr. Owen, from the Committee appointed to prepare and bring in a Bill to require Landlords, and Claimants of Rents, to put the Titles by which they claim on Record in the proper Offices in this Island—presented the draught of a Bill, and the same was received and read for the first time.

Ordered, that the said Bill be read a second time to-morrow.

On motion, the House again resolved itself into a Committee of the whole House, to inquire into and take into consideration the State of the Colony.

Mr. Speaker left the Chair:

Mr. Cody took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Cody, Chairman of the Committee, reported, that they had made some progress in the business to them referred, and that he was directed by the Committee to move for leave to sit again.

Resolved, That this House will, on Tuesday next, again resolve itself into a Committee of the whole House, to inquire into and take into consideration the State of the Colony.

Ordered, that the Plans and other Documents relating to Poplar Island Bridge, now in custody of the Clerk, be delivered to the Commissioners appointed for building the same.

Then the House adjourned till to-morrow at Eleven o'clock.

SATURDAY, March 10, 1832.

PRAYERS.

MR. *Brenan*, from the Committee appointed to wait on His Excellency the Lieutenant Governor with the Message of yesterday, relative to carrying the Inland Mails to the Portage on Township Number Forty Seven (47), reported the delivery thereof, and that His Excellency was pleased to say he would give directions immediately.

Read a third time, as engrossed, the Bill entitled "*An Act for the better security of the Revenue.*"

Ordered, that the said Bill do pass.

Ordered, that Mr. *Brecken* do carry the said Bill to the Council and desire their concurrence.

Mr. *J. S. Macdonald* moved that the House do come to the following Resolution:

Resolved, That it be referred to the Committee of Supply to consider what further sum will be required to complete the Poplar Island Bridge, in the most direct line to the end of the Royalty Road,—and to make provision therefor;

Which being seconded, and the question put thereon, it passed in the affirmative.

The Bill to require Landlords and Claimants of Rents to put the Titles by which they claim upon Record in the proper offices of this Island—was, according to order, read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. *Owen* took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. *Owen*, Chairman of the Committee, reported, that they had gone through the Bill, and agreed to the same, with an amendment.

Ordered, that the Report of the Committee be agreed to.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be "*An Act to require Landlords and Claimants of Rents to put the Titles by which they claim upon Record in the proper Offices of Record in this Island.*"

On motion of Mr. *Pope*—Ordered, that the Correspondence which has taken place between the Joint Committee of the Council and Assembly and John Bainbridge, Esq. Agent for the Colony, during the past and present years—be printed in the Appendix to the Journal of this Session.

(See Appendix C.)

On motion of Mr. *Owen*—Ordered, that a Committee be appointed to prepare an Address to His Majesty, praying that he will be graciously pleased to direct the Repeal of the Revenue Acts of 25th Geo. 3d. cap. 10, and the 35th Geo. 3d. cap. 4, in accordance with the second reported Resolution of the Committee of the whole House on the State of the Colony, on the 26th of January.

Ordered, that Mr. *Owen*, Mr. *Brecken*, and Mr. *Dalrymple* be a Committee to prepare the said Address.

A Petition of divers Persons, whose names are thereunto subscribed, was presented to the House by Mr. *J. S. Macdonald*, and the same was received and read—setting forth; that the Petitioners consider it a serious grievance, that no remuneration is made for the services of Jurymen and Crown Witnesses, who are compelled to attend during the sitting of the Supreme Court of Judicature—and praying the House to take the subject into consideration, and to adopt some measure for remunerating persons so compelled to serve as Jurymen and Witnesses.

A motion being made, that the said Petition do lie on the Table; and the motion being seconded—

Mr. *Brecken* moved, in amendment, that the prayer of the said Petition be rejected;

Which being seconded—

Mr. *J. S. Macdonald*, as an amendment to the amendment, moved to resolve—

“That the system hitherto pursued, of compelling persons summoned as Jurors to travel to Charlotte-Town, and serve as such at their own expence, is productive of much individual hardship and inconvenience; and that it is therefore expedient that a Bill be brought in to indemnify such persons for their expences in attending the sittings of the Supreme Court.”

And the motion being seconded, and the question put thereon—the House divided :

Yeas.

Mr. J. S. Macdonald, Mr. Macneil,
Mr. Compton, Mr. Brennan.
Mr. Willock,

Nays.

Mr. Green, Mr. Hyndman,
Mr. Nelson, Mr. H. Macdonald,
Mr. Pope, Mr. Cooper,
Mr. Brecken, Mr. Cody,
Mr. Owen, Mr. Dalrymple.

So it passed in the negative.

The question being then put on the first amendment, it passed in the affirmative.

A Message from His Excellency the Lieutenant Governor, by Mr. Secretary Collins.

"A. W. YOUNG, Lieutenant Governor.

"The Lieutenant Governor lays before the House of Assembly, a Memorial from the Collector of Impost and Excise for Prince Edward Island; setting forth, that, as respects his office, the effect of certain measures proposed to be enacted by the House, touching the Colonial Revenue, will be the transferring to other Persons the collection of Duties hitherto secured by him, and praying relief from the reduction thereby caused to his emoluments.

"In the adoption of any measures whereby such essential objects as the prevention of Smuggling, the augmentation of the Colonial Funds, and the increased convenience of the Merchant, are intended to be gained, the Lieutenant Governor feels well assured that the House will provide, as far as may be consistent with justice to the Public, against loss to any individual, and the more especially so in the case of an Officer, who appears to have invariably discharged his duty with fidelity. The Lieutenant Governor therefore recommends this Memorial to the favourable consideration of the House.

"March 10th, 1832."

To His Excellency Lieut. Colonel *ARETAS WILLIAM YOUNG*, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and the Territories thereunto adjacent, Chancellor and Vice Admiral of the same, &c. &c. &c.

The Memorial of *JOHN SPENCER SMITH*, Collector of Excise for the said Island—

Respectfully Sheweth,

That by Commission, under the Great Seal of this Island, bearing date the Seventeenth day of August, One Thousand Eight Hundred and Twenty-four, your Memorialist was appointed Collector of all the Duties of Excise, payable, or to become payable, to His Majesty, within the same, in the room of John Stewart, Esquire—That when your Memorialist was so appointed, the remuneration or commission allowed your Memorialist was at and after the rate of seven and a half per centum on the amount paid to or secured by him—That in the year One Thousand Eight Hundred and Twenty-five, the Honorable the House of Assembly was pleased to reduce the said allowance two and a half per centum, which materially diminished the value of your Memorialist's office; but that, nevertheless, your Memorialist was well content to hold the same, in the expectation that the Revenue of the Colony would increase in the course of

time, and that your Memorialist's income would also gradually increase therewith.—That your Memorialist is informed, that it is in contemplation to appoint Collectors of Excise for five of the most important Harbours in the Colony, the Duties on articles imported into four of which Harbours were heretofore secured or paid in the office of your Memorialist—That the appointment of these officers will necessarily very much reduce the income of your Memorialist, and render his office of much less value than it has at any time heretofore been—That your Memorialist's office is one of great responsibility, and for the due performance of the duties of which, he is obliged to find very ample security; and that your Memorialist humbly apprehends the remuneration should be such, as to render the holder in some measure independent of the frowns or favors of parties with whom he is constantly in collision, in the performance of what is often an unpleasant duty.—That your Memorialist is now anxious that his Salary should be fixed and permanent; and humbly suggests that if the average amount of his income for the last three years was adopted as the maximum, that such would be just and equitable, particularly when it is considered that your Memorialist is obliged to provide an Office at his own expense.—That your Memorialist is induced to make this representation of his case, in the hope, that your Excellency will recommend the same to the favourable consideration of the Honorable the House of Assembly; and your Memorialist being exclusively Colonial Officer, trusts, that Honorable Body will exercise towards him its wonted liberality. Your Memorialist therefore humbly prays, that your Excellency will be pleased to recommend his case to the favourable consideration of the Honorable the House of Assembly.

And as in duty bound, he will ever pray.

J. SPENCER SMITH.

Charlotte-Town, March 7th, 1832.

Ordered, that the above Message and Memorial be referred to a Committee of the whole House on Monday next.

Mr. Owen reported, that the Managers appointed by this House had been at the Conference desired by the Council on the subject matter of the Bill entitled "*An Act to authorize the appointment of an additional number of Collectors of Impost and Excise, and to define their duty*"—and he stated to the House what had taken place at the Conference.

Mr. H. Macdonald, from the Special Committee to whom was referred the Bill for the better preservation of Public and Private Property at Georgetown against accidents by fire, reported, that the Committee had gone through the Bill, and made several amendments thereto; and he read the Report in his place, and afterwards delivered it in, with the Bill, at the Clerk's Table.

Ordered, that the said Bill and Report be committed to a Committee of the whole House, on Tuesday next.

Then the House adjourned until Monday next, at Eleven o'Clock.

MONDAY, March 12, 1832.

PRAYERS.

On motion of Mr. Owen—Ordered, that a Committee be appointed to search the Journals of the Legislative Council, to ascertain what proceedings have been had on the Bill entitled “*An Act to authorize the appointment of an additional number of Collectors of Impost and Excise, and to define their duty.*”

Ordered, that Mr. Owen and Mr. Brennan be a Committee for that purpose.

On motion of Mr. Owen—Ordered, that a Committee be appointed to search the Journals of the Legislative Council, to ascertain what proceedings have been had on the Bill entitled “*An Act for the better regulation of the Ferry over the Hillsborough at Charlotte-Town.*”

Ordered, that Mr. Owen and Brennan be a Committee for that purpose.

A Petition of divers Inhabitants of Georgetown, whose names are thereunto subscribed, was presented to the House by Mr. H. Macdonald.

After which, Mr. H. Macdonald informed the House, that His Excellency the Lieutenant Governor, being acquainted with the purport of the said Petition, gives his consent that the House may proceed thereon as they shall think fit.

And then the said Petition was received and read; setting forth—That the King’s Wharf at Georgetown is in a very unfinished state, and of no benefit whatever to the public, in its present condition—that four additional blocks at least will be required, in order to enable common sized Coasting Vessels to approach the said Wharf; and that without further aid the money expended thereon will be of no avail—and praying the aid of the House.

Ordered, that the said Petition do lie on the Table.

The Order of the Day being read, for the House in Committee on the consideration of Ways and Means:

The House accordingly resolved itself into said Committee:

Mr. Speaker left the Chair:

Mr. Cody took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Cody, Chairman of the Committee,

reported, that they had made some progress in the business to them referred, and that he was directed by the Committee to move for leave to sit again.—Leave granted.

Message from the Council, by Mr. Nantes.
Mr. Speaker.

His Majesty’s Council have passed the Bill intituled “*An Act to enable certain Persons to put their Marriages upon Record,*” —with certain amendments, to which they desire the concurrence of the Assembly.

And then the Messenger withdrew.

The said Amendments were read, and are as followeth:

folio 3, line 9—Strike out from the word “an” to the word “Secretary,” both inclusive, and insert the words “A Certificate under the Hand and Seal of the Secretary, or other Officer having charge of the Books containing a Record of the issuing of Marriage Licences.”

line 12—Strike out the words “was issued,” and insert the words “appears to have been issued.”

And the House having proceeded to take the same into consideration—

Resolved, that this House doth concur with the Council in their amendments to the said Bill.

Ordered, that Mr. Brecken do carry back the said Bill to the Council, and acquaint them that this House hath agreed to their Amendments.

Mr. Owen, from the Committee appointed to search the Journals of the Legislative Council as to the proceedings had on a Bill to authorize the appointment of an additional number of Collectors of Impost and Excise—reported, that they had found the following entry.

“ Council Chamber, Saturday, }
10th March, 1832. } ”

PRESENT

The Hon. Chief Justice Jarvis, President.

The Honorables {
George Wright,
Ambrose Lane,
T. H. Haviland,
Charles Worrell,
The Attorney General.

“ Resolved, That as provision is already made by the several Revenue Laws now in force, for the appointment of Collectors of Impost for such Out-harbours as may be deemed necessary, and as the duties of the said Officers are thereby also defined, and the amount of remuneration fixed in the same way and manner, and after the same rate, contemplated by the Bill in-

titled "*An Act to authorize the appointment of an additional number of Collectors of Impost and Excise, and to define their duty,*" now before this Board—It is therefore ordered, that the said Bill be read a third time this day three months."

Mr. Owen, from the Committee appointed to search the Journals of the Legislative Council as to the proceedings had on a Bill for the better regulation of the Ferry over the Hillsborough at Charlotte Town—reported that they had found the following entry.

" Council Chamber, Friday, }
9th March, 1832. }

PRESENT

The Hon. Chief Justice Jarvis, President;
The Honorables { George Wright,
 { Ambrose Lane,
 { T. H. Haviland,
 { Charles Worrell,
 { The Attorney General,
 { Fide Goff.

"On motion, the Bill intituled "*An Act for the better regulation of the Ferry over the Hillsborough at Charlotte-Town,*" was read a second time.

"On motion, ordered, that the said Bill be read a third time this day three months."

A Petition of divers Landholders and Resident Housekeepers of Princetown and Royalty, whose names are thereunto subscribed, was presented to the House by Mr. Hyndman, and the same was received and read; setting forth—that the practice of allowing Hogs to run at large in an old Settlement is fraught with various bad consequences, and praying the House to enact such measures as it may deem expedient to prevent Hogs running at large in the Town and Royalty of Princetown.

Ordered, that the said Petition be referred to a Committee of three Members, to examine the contents thereof, and to report thereon, by Bill or otherwise.

Ordered, that Mr. Hyndman, Mr. Poye and Mr. Cody be a Committee for that purpose.

On motion of Mr. Owen—

Resolved, that the following Address be presented to His Excellency the Lieutenant Governor :

To His Excellency Lieut. Colonel ARETAS WILLIAM YOUNG, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and the Territories thereunto adjacent, Chancellor and Vice-Admiral of the same, &c. &c. &c.

May it please your Excellency,

We the Representatives of His Majesty's dutiful and Loyal Subjects the Inhabitants of Prince Edward Island, in General Assembly convened, respectfully beg leave to call your Excellency's attention to the situation of the numerous population on the Southern

side of the Hillsborough, who, in their intercourse with the Capital of the Island, are obliged to cross the Ferry opposite Charlotte-Town. The inconvenience of having a Ferry to cross, and the difficulty afterwards of conveying Agricultural Produce to Market from the King's Wharf, are sources of great annoyance to those so situated. And being obliged to pay an extra charge for Ferriage, to enable the Ferryman to pay a heavy Rent, is felt as a grievous a tax; whilst at almost every other general thoroughfare, every facility is afforded by means of Bridges, on which no toll has as yet been levied.

The House therefore respectfully suggest to your Excellency the propriety of letting the said Ferry for a term of years free of Rent; and in justice to the Public, that it should be let by Tenders to the most competent person, who would undertake the conveyance of Passengers, as well as Cattle and other commodities, at the lowest rate.

The House would also suggest, that provision be made to permit each person ferried over to take goods or commodities of any description not exceeding in weight Fifty-six pounds, without any additional charge, and that a fixed rate for the ferriage of articles of greater weight be inserted in the Tenders.

Ordered, that the said Address be engrossed.

On motion of Mr. Owen—

Resolved, that the following Address be also presented to His Excellency the Lieutenant Governor :

To His Excellency Lieut. Colonel ARETAS WILLIAM YOUNG, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and the Territories thereunto adjacent, Chancellor and Vice-Admiral of the same, &c. &c. &c.

May it please your Excellency.

The House of Assembly, desirous that every facility should be granted to persons engaged in trade, and that the Revenue of the Colony should be protected, beg to suggest to your Excellency the necessity of appointing an additional number of Collectors of Impost and Excise.

The subject having engaged the serious consideration of the House, it is respectfully recommended to your Excellency, that a Collector of Impost and Excise be appointed at each of the following places, viz: Murray Harbour, Three Rivers, Colville Bay, Saint Margaret's (Lot 44), Saint Peter's, Wood Islands, New-London, Rustico, Orwell Bay, Bedeque, Port Hill, Cascumpeque, and Tryon or Crapaud—and that such Collectors, when appointed, should give ample security for the faithful discharge of their duty, and be obliged, on oath, not only to prevent illicit importations, but, to the utmost of their power, to suppress the practice of retailing Spirituous Liquors by persons not duly Licensed.

Ordered, that the above Address be engrossed.

Ordered, that Mr. Owen and Mr. H. Macdonald be a Committee to wait on His Excellency with the foregoing Addresses.

Ordered, that the Plan of a Bridge to be erected at the Head of Darnley Basin, with the original subscription list in aid thereof, now in custody of the Clerk, be delivered up to the Commissioner for that District.

On motion, the House resolved itself into a Committee of the whole House, to consider further of Ways and Means.

Mr. Speaker left the Chair:

Mr. Cody took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Cody, Chairman of the Committee, reported, that they had made some progress in the business to them referred, and had come to four Resolutions thereupon, which they had directed him to report to the House; and he read the same in his place, and afterwards delivered them in at the Clerk's Table, where they were again read, and are as followeth:—

RESOLVED, That it is the opinion of this Committee, that an Act made and passed in the first year of the present King, entitled "An Act to continue an Act made and passed in the Eleventh Year of the late King, entitled an Act to continue and amend an Act made and passed in the Tenth year of the present King, imposing a duty on Wines, Gin, Brandy, Rum, and other distilled Spirituous Liquors"—be continued for one year from the seventh day of May next.

2. RESOLVED, That it is the opinion of this Committee, that an Act made and passed in the first year of his present Majesty's reign, intituled "An Act to continue an Act made and passed in the Eleventh year of the late King, intituled an Act to continue an Act imposing a duty of Impost on Tobacco and Tea,"—be continued for one year from the Seventh day of May next.

3. RESOLVED, That it is the opinion of this Committee, that for and upon all Brandy, Gin, Rum, Whiskey, or other Spirituous Liquors, manufactured, extracted or distilled in this Island, there shall be granted, levied, imposed and paid the sum of Sixpence per gallon.

4. RESOLVED, That it is the opinion of this Committee, that an *ad valorem* duty be granted, imposed, levied and paid upon all Goods, Wares and Merchandize (with certain exceptions) imported into this Island.

The Chairman also acquainted the House, that he was directed by the Committee to

move for leave to sit again, on the consideration of Ways and Means, which the House agreed to.

The said Resolutions being again severally read, and the question of concurrence being separately put thereon, they were agreed to by the House.

Ordered, that Mr. Brecken and Mr. Cooper be a Committee to prepare and bring in a Bill to continue the Act of the First of the present King, intituled "An Act to continue an Act made and passed in the Eleventh year of the late King, intituled an Act to continue and amend an Act made and passed in the Tenth year of the present King, imposing a Duty on Wines, Gin, Brandy, Rum, and other distilled Spirituous Liquors"—pursuant to the First of the above reported Resolutions.

Ordered, that Mr. Owen and Mr. A. Macdonald be a Committee to prepare and bring in a Bill to continue the Act of the First year of the present King, imposing a duty of Impost on Tobacco and Tea—pursuant to the Second of the above reported Resolutions.

Ordered, that Mr. Pope, Mr. Brenan and Mr. Compton be a Committee, to prepare and bring in a Bill for granting a Duty of Impost on all Brandy, Gin, Rum, Whiskey, or other Spirituous Liquors, manufactured, extracted, or distilled in this Island—pursuant to the Third of the above reported Resolutions.

Ordered, that Mr. Brenan, Mr. Owen, Mr. Binns and Mr. H. Macdonald be a Committee, to prepare and bring in a Bill for levying a Duty of Impost on all Goods, Wares and Merchandize (with certain exceptions) imported into this Island—pursuant to the Fourth of the above reported Resolutions.

A Petition of the Trustees and other Members of Saint James's Church, Charlotte-Town, whose names are thereunto subscribed, was presented to the House by Mr. Dalrymple, and the same was received and read; setting forth—That two Lots of Ground in the Town of Charlotte-Town have been granted, for the purpose of erecting a Church thereon, for the celebration of Divine worship according to the principles and usages of the Church of Scotland; and certain of the Petitioners were appointed, by Deed, Trustees to hold the said ground for the religious uses of the congregation—That Subscriptions were entered

into, and a Church built—and that in consequence of a Bond and Call being executed, providing for the due and proper support of a Minister of the Gospel, the Reverend James Macintosh, of Tain, in the County of Ross, North Britain, was duly ordained Pastor of the said Church, and is now in the spiritual charge of the said congregation in Charlotte-Town, professing the faith of the Established Church of Scotland. That in order to carry into effect the pious designs of those who granted the land, and those who built the Church, it will be of the utmost consequence that the congregation should have power to appear and be represented in the different Courts of Law and Equity in this Island, a thing rendered more necessary by reason of there being no general law relative to the regulating of the affairs of Churches in this Island—and praying the House to grant to the Minister and Elders of the said Church a corporate capacity, or such other relief as the House in its wisdom may deem expedient.

A Petition of the Committee of Management and other Members of the Congregation of Saint John's Church, in connection with the Church of Scotland, at Belfast, whose names are thereunto subscribed, was also presented to the House by Mr. Dalrymple, and the same was received and read; setting forth—That it will greatly conduce to the well ordering of the Church, if (as is the case in the surrounding Colonies) the Minister and Elders were incorporated by Act of the General Assembly, and thereby enabled to finish the Church, regulate the funds for the support of the Minister, and generally to transact all business connected with the Church; and humbly praying that the House will be pleased to appoint the Reverend John Maclellan and the Elders of the said Church therein named, and their Successors for ever, a Body Corporate and Politic, with such powers and privileges as are usually given to Bodies similarly constituted.

Ordered, that the above Petitions be referred to a Committee of five Members, to examine the contents thereof, and to report thereon, by Bill, or Bills, or otherwise, with power to send for persons, papers and records.

Ordered, that Mr. Dalrymple, Mr. Owen, Mr. Cody, Mr. A. Macdonald, and Mr. Binns do compose the said Committee.

Mr. Dalrymple, from the Special Committee appointed to inquire whether any and what Lots or Townships of Land in this Island are liable to Escheat, and what measures ought to be adopted consequent thereon—presented to the House the First Report of the said Committee, which was again read at the Clerk's Table, and is as follows.

The Committee appointed to take into consideration and to report on the important question referred to them, relative to the original Grants and Patents of Lands in this Island, and the fulfilment or non-fulfilment of the conditions of those grants, respectfully request to report, in part—That they have examined the Honorable the Surveyor General and the Attorney General, Members of His Majesty's Council, and also the Solicitor General, and they deem it their duty to state in detail to the House the evidence thereby elucidated.

HOUSE OF ASSEMBLY,

COMMITTEE ROOM, February 7th, 1832.

Present—Messrs. Dalrymple, Brecken, Owen, Binns, and Cooper.

Mr. DALRYMPLE in the Chair.

The SURVEYOR GENERAL—Examined.

Q. Do you know, Sir, what the terms and conditions are, by which lands are held in this Island?

A. I do.

Q. Will you have the goodness to state what these conditions are, for the information of the Committee?

A. One of the principal conditions is, that a hundred persons must be settled on each Township within ten years after the date of the grant.

Q. Are you aware that some of the Grantees have not yet fulfilled the conditions of their grants?

A. I am.

Q. Did you ever hear, or has it ever come to your knowledge, of any measures having been adopted by His Majesty's Ministers in the years 1801, 1802, or 1803, recommending an Escheat Act to be passed by the Colonial Legislature?

A. When Lord Hobart filled the Office of Secretary of State for the Colonies, he recommended the establishment of a Court of Escheats in this Colony.

Q. Are you aware that the Provincial Legislature ever passed an Act for re-investing in His Majesty such Lands as were liable to Escheat?

A. A Bill was actually passed for that purpose on the Twenty-sixth of March, 1803, entitled "An Act for effectually re-investing in His Majesty, his Heirs and Successors, all such Lands as were, or may be, liable to forfeiture within this Island."

Q. Do you think that if such a Law had received the Royal Allowance, it would have proved a benefit to this Country?

A. I am of opinion it would have proved highly beneficial in advancing the Settlement of this Island.

Q. Has an instance ever occurred of any Township having been forfeited for non-compliance with the terms and conditions of the grants and patents by which Lands are held in this Colony?

A. Two instances occurred in the year 1818, during the administration of Lieut. Governor Smith. Lots 15 and 55 were re-invested in the Crown.

Q. Have you any reason for believing that the conditions of the Grants of the following Townships, viz. Nos. 2, 3 and 4, have not been fulfilled?

A. With regard to Number Three, I think it is not settled as required by the Grant; with respect to the other two Lots, I am not altogether certain. By an official document, it appears there were only ten settlers on Lot Number Two, and eleven on Lot Four, in the year 1827.

Q. Does it come within your knowledge whether or not the conditions of the Grants of Townships Number Seven, Eight, and Nine be fulfilled?

A. I have not been on any of those Townships; but it appears from the Census, taken in the year 1827, that the number of persons required by the Grants, was not settled on any of these Townships.

Q. It appears from the Statistical document already alluded to, that Townships Number ten, eleven, and twelve were then not settled according to the conditions of their Grants. Do they remain in the same state still?

A. Township Ten, I believe, remains nearly in the same state: Townships Eleven and Twelve, I think, are still deficient in the number of settlers required.

Q. Are you of opinion that Lot Twenty-two, a Township situated near the middle of the Island, contains the number of settlers prescribed by the original Grant?

A. I am not of that opinion.

Q. How many settlers do you think are on that Township?

A. There are only, at present, twelve or thirteen at most.

Q. Are you acquainted with the state of the Lots, or the number of settlers on Townships Forty-five and Forty-six?

A. I am not. These Townships are divided—the Proprietor of one moiety of Lot Forty-five is not known, nor is it represented by either a Proprietor or Agent at this time.

Q. It appears from the Schedule of 1827, that Township Fifty-one contained, at that period, only twenty-seven acres of cultivated Land; that there were only nine Cows, two Horses, and twelve Pigs, on a Township of Land, consisting of upwards of 20,000 acres—Can you state for the information of the Committee, whether any material alteration has taken place on this Township since that period?

A. A few persons have lately settled on the High Road to Georgetown. In 1827, there were only two families on the whole Township.

Q. To what causes ought the backward state of that Township to be attributed?

A. To its peculiar situation and the smallness of its water front.

Q. It also appears, from the aforementioned schedule, that Lot Fifty-four, a Township consisting of upwards of Twenty Thousand acres, has only Two Hundred and seven cleared. That the whole Stock on it only amounts to two oxen and fifteen horses. Do you think the conditions of the Grant of that Lot have been fulfilled?

A. No, they have not—there are very few settlers indeed on it.

Q. It appears that all the agricultural produce which was raised on Townships Sixty-six and Sixty-seven amounted only to Twenty-five bushels of potatoes, and three of wheat, a small quantity to be raised from Forty Thousand acres of land. Is it owing to any inferior quality of the soil, or to other causes, that these two Townships still remain in a wilderness state?

A. These Townships are very fine land, but they are interior Lots. Some settlements have been

lately made on Township Sixty-seven, along the new Princetown road. The high road to Georgetown runs through Township Sixty-six, but I am at a loss to know what prevents its settlement.

Committee Room, February 17th, 1832.

Present—Messrs. Dalrymple, Brecken and Cooper.

Mr. DALRYMPLE in the chair.

The ATTORNEY GENERAL—Examined.

Q. Is it your opinion that the Representative of His Majesty is competent to appoint a Court of Escheats in this Colony?

A. I am of opinion that it is competent for the Representative of His Majesty in this Colony, to appoint a Commissioner or Commissioners of Escheats within the same.

Q. Were such Courts appointed, would it be necessary to regulate their proceedings by a law of the Island?

A. If such Courts were established, I am of opinion that it would be proper and necessary to regulate their practice and proceedings by law, and particularly to define the period of notice to be given, and how given, before proceeding to take an Inquest of Office for the purpose of re-investing in His Majesty, any Lands within this Island; and such law should also limit and fix a period for parties to come in and traverse any Inquest so taken.

Q. How are lands escheated in the neighbouring Provinces of Nova-Scotia and New-Brunswick?

A. I am not acquainted with the mode of proceeding by Escheat in New-Brunswick. I believe that in Nova-Scotia the practice is as follows:—The Attorney General first files an information against such tracts of Land as are considered liable to Escheat, and a notice is then given in the Royal Gazette newspaper, stating the filing of such information, and that, on a day named, the Court will proceed to take an inquest of Office thereon, for the purpose of re-investing the said land in His Majesty, and calling on all persons interested to appear and shew cause, if any they can, against such proceedings. The notice also particularly describes the Land, and gives the name of the original Grantee, with the date of the Grant. On the day appointed, a Jury is sworn, and the Attorney General produces evidence of the grant and of the non-performance of the conditions, and, if satisfied with the testimony offered, the Commissioners and Jury find an inquisition under their hands and seals to that effect, which inquisition is deemed sufficient to re-invest the Land informed against in His Majesty.

Q. Have any Lands been re-invested in His Majesty in this Island—and what was the nature of the proceedings thereupon held?

A. Lots or Townships Numbers Fifteen and Fifty-five in this Island were some years ago re-invested in His Majesty. I did not reside in the Colony at that time, and therefore cannot speak positively as to the mode of proceeding. I however believe the Nova-Scotia practice was adopted in those cases. Several years subsequent to the taking of the inquest, parties claiming under the original Grantees of Township Fifty-five sought to traverse the Inquest, on the ground of the Commissioners having allowed improper evidence to go to the Jury—I never heard of any doubt being started as to the competency of the Court itself, which was constituted by Commission from the then Lieutenant Governor Smith.

MARCH 7th, 1832.

PRESENT

Mr. Dalrymple, Mr. Binns and Mr. Brecken.

The SOLICITOR GENERAL—Examined.

Q. Is it your opinion that the Representative of His Majesty is competent to appoint Courts of Escheat in this Island?

A. Unquestionably.

Q. Were such Courts appointed, would it be necessary to regulate their proceedings by a Law of the Island?

A. It would not be absolutely necessary, it being the prerogative of the Crown to appoint all Courts of Justice and to regulate their proceedings, provided they are conformable to the known laws of the Island; but it would be highly advisable, inasmuch as a regular course as well of re-investing the Crown with the Lands liable to Escheat, as to point out the mode in which those who think themselves aggrieved may traverse the Inquisition.

Q. How are Lands Escheated in the neighbouring Provinces of New-Brunswick and Nova-Scotia?

A. In the Province of Nova-Scotia the appointment of a commission of Escheats has been almost coeval with the settlement of the Colony. The mode practised there is as follows:—The Attorney General files an information against the Grantees, a Jury is impanelled, proof is adduced, first of the Lands having been granted under certain conditions, and then of the non-performance of those conditions at the time of taking the inquisition. If these facts are found, a Judgment follows, and the Crown is re-invested with the Lands.

Q. Have any Lands been re-invested in His Majesty in this Island?

A. Yes, Township Fifty-five has, to my own knowledge, and I believe, Lot Fifteen also.

Q. Do you know what was the nature of the proceedings thereupon held?

A. Similar in many respects to those of the Province of Nova-Scotia; but I think that the evidence taken on the inquisition in the case of Township Fifty-five was irregular, because persons who were squatters, and who had been promised grants of what Land they occupied and were actually resident on, were admitted as witnesses; and a copy of a copy of a Grant was allowed to be received as evidence, when the original Grant itself, or an authenticated office copy thereof, should have been produced.

Q. What have been the conditions annexed to Grants or Patents of Land in this Island?

A. In addition to Quit Rent and different reservations, I believe, all the Grants contain a condition that the Township shall be settled in the proportion of Two Hundred souls to Twenty Thousand acres.

Q. What is your opinion as to the meaning of the term Settler?

A. The intention of the Crown was, evidently, that the Grantee should furnish a population in proportion to the number of acres; but whether it meant that there should be one male adult to every Hundred acres, or whether one person, either male or female, infant or adult, in the like proportion, was sufficient to satisfy the terms of the Grants, is a matter of question.

Q. What in your opinion would be the effect of

establishing a Court of Escheats, and of re-investing in His Majesty, such Townships, or parts of Townships, as are not settled according to the conditions and terms of their respective Grants?—

A. I think it would be highly advantageous to the Colony.

Q. You are a native of Nova-Scotia—Have you ever known large Tracts or Townships of Land granted in that Province, and afterwards Escheated?

A. Yes—in particular, a very extensive Tract of Land called the Philadelphia Grant, and the Township of Douglas.

Q. What has been the course pursued with regard to those who may have been in actual possession of small portions of such Townships?

A. On the Grants and Township above mentioned being Escheated, provision was made for securing the actual settlers in the possession of their improvements, with a proportionate quantity of wilderness Land.

Q. How was the expence of said Courts of Escheat defrayed?

A. By a Grant from the Public Revenue.

Q. What in your opinion would be the best mode of meeting the expence necessarily attendant on holding Courts of Escheat, without having recourse to the Public Revenue?

A. The fairest mode, I think, would be by a sale of part of the Lands Escheated.

Ordered, that the said Report be accepted.

The Order of the Day being read, for the House in Committee on the consideration of His Excellency the Lieutenant Governor's Message of Saturday, with the Memorial of J. Spencer Smith, Esq. Collector of Impost and Excise.

Ordered, that the said Order of the Day be postponed until Thursday next, the 15th instant.

A motion being made that the Bill to repeal an Act made and passed in the Eleventh of the Reign of his late Majesty, intituled "An Act to authorise the Conviction and Punishment, in a summary way of Persons committing common Assaults and Batteries," be now read a second time.

And the motion being seconded—

Mr. Brennan moved, in amendment, that the said Bill be read a second time this day three months.

And the motion being seconded and the question put on the amendment, it passed in the affirmative.

Then the House adjourned till to-morrow at Eleven o'clock.

TUESDAY, March 13, 1832.

PRAYERS.

ON motion of Mr. *Hyndman*—Ordered, that it be an instruction to the Committee appointed to prepare and bring in a Bill to levy an *ad-valorem* duty on all Goods, Wares and Merchandise (with certain exceptions) imported into this Island, to fix the same at the rate of Three Pounds Fifteen Shillings upon every Hundred Pounds of value.

On motion of Mr. *J. S. Macdonald*—Ordered, that it be an instruction to the said Committee, to provide that all Seeds, Grain, Machinery, and Implements of Husbandry imported by any of the Agricultural Societies, be exempted from said duty.

Mr. *Owen*, from the Committee appointed to prepare and bring in a Bill to continue the Act imposing a Duty of Impost on Tobacco and Tea, presented the draught of a Bill, and the same was received, and read for the first time.

On motion, the said Bill was read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. *Owen* took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. *Owen*, Chairman of the Committee, reported, that they had gone through the Bill, and agreed to the same.

A motion being made, and the question being put, that the Report of the Committee be agreed to—the House divided:

Yeas.

Mr. <i>Owen</i> ,	Mr. <i>H. Macdonald</i> ,
Mr. <i>Nelson</i> ,	Mr. <i>C. dy</i> ,
Mr. <i>Green</i> ,	Mr. <i>Binns</i> ,
Mr. <i>Brecken</i> ,	Mr. <i>Hyndman</i> ,
Mr. <i>J. S. Macdonald</i> ,	Mr. <i>Cooper</i> .
Mr. <i>A. Macdonald</i> ,	

Nay.

Mr. *Willock*.

So it passed in the affirmative.

Ordered, that the said Bill be engrossed, and that the Title be "*An Act to continue an Act made and passed in the first year of his present Majesty's reign, imposing a Duty of Impost on Tobacco and Tea.*"

Mr. *Brecken*, from the Committee appointed to prepare and bring in a Bill to continue an Act made and passed in the first year of his present Majesty's Reign, entitled "*An Act to continue an act made and passed in the Eleventh year of the late King, entitled an act to continue and amend an act made and passed in the Tenth year of the present King, imposing a Duty on Wines, Gin, Brandy, Rum, and other distilled Spirituous Liquors*"—presented the draught of a Bill, and the same was received and read for the first time.

On motion, the said Bill was read a second time.

Ordered, that the said Bill be committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. *Brecken* took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. *Brecken*, Chairman of the Committee, reported, that they had gone through the Bill and agreed to the same.

Ordered, that the Report of the Committee be agreed to.

Ordered, that the said Bill be engrossed, and that the Title be "*An Act to continue an Act made and passed in the first year of the reign of his present Majesty, imposing a duty on all Wines, Gin, Brandy, Rum, and other distilled Spirituous Liquors imported into this Island.*"

Mr. *Hyndman*, from the Special Committee to whom was referred the Petition of divers Inhabitants of Princetown and Royalty, praying for the enactment of a law to prevent Swine going at large therein, with power to report by Bill or otherwise, presented to the House a Bill to prevent the going at large of Swine within the Town and Royalty of Princetown, and the same was received and read for the first time.

Ordered, that the said Bill be read a second time to-morrow.

The Order of the Day being read, for the House in Committee to inquire into and take into consideration the state of the Colony;

Ordered, that the said Order of the Day be postponed until Friday next, the 16th inst.

Message from the Council, by Mr. Nantes:
Mr. Speaker,

His Majesty's Council have passed the Bill intituled "*An Act to alter and amend an Act made in the Forty-eight year of the Reign of His late Majesty King George the Third, entitled an Act for repealing an Act intituled an Act to prevent the throwing of Ballast into Rivers and Creeks on this Island, and for the empowering the Governor, Lieutenant Governor, or Commander-in-Chief for the time being, to appoint Ballast Masters, and to regulate their duty*"—with an amendment, to which they desire the concurrence of the Assembly.

And then the Messenger withdrew.

The said Amendment was read, and is as follows.

Folio 12, line 19—Strike out from the word "Vessels" to the word "to," both words inclusive.

The House having taken the same into consideration;

Resolved, that this House doth concur with the Council in the said amendment.

The Order of the Day, for the House in Committee on the Bill for the better preservation of Public and Private Property at Georgetown against accidents by Fire, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. H. Macdonald took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. H. Macdonald, Chairman of the Committee, reported, that they had gone through the Bill, and agreed to the same, with amendments.

Ordered, that the Report of the Committee be agreed to.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be "*An Act to provide for the better preservation of Public and Private Property in Georgetown against accidents by Fire.*"

Mr. Dalrymple moved that the House do come to the following Resolutions:

RESOLVED, That from the Report of the Special Committee appointed to inquire whether any and what Lots or Townships of Land in this Island are liable to Escheat, and what measures ought to be adopted consequent thereon, this House deems it highly necessary and expedient to recommend to His Excellency the Lieutenant Governor the propriety of establishing a Court of Escheat within this Island.

RESOLVED, That a Committee be appointed to prepare and bring in a Bill, in order to facilitate a measure so important to the prosperity of this Colony.

And the motion being seconded, and the question put on the above Resolutions, they were carried in the affirmative.

Ordered, that Mr. Pope, Mr. Binns, Mr. Dalrymple, Mr. Owen and Mr. Brennan be a Committee to prepare and bring in a Bill to regulate the proceedings of the same Court of Escheats.

Mr. Pope, from the Committee appointed to prepare and bring in a Bill for granting to His Majesty a Duty of Impost on all Brandy, Gin, Rum, Whiskey, and other Spirituous Liquors, manufactured, extracted, or distilled within this Island—presented the draught of a Bill, and the same was received and read for the first time.

Ordered, that the said Bill be read a second time to-morrow.

The Petition of certain Master Coopers of Charlotte-Town, praying for the adoption of regulations for the inspection of Beef, Pork, and other articles packed for exportation, was taken up and again read—and thereupon—

Mr. Binns moved that the said Petition be referred to a Committee of Three Members, to examine into the contents thereof, and report thereon to the House;

And the motion being seconded;

Mr. Pope moved, in amendment, that the prayer of the said Petition be rejected; and the motion being seconded, and the question put on the amendment, the House divided:—

Yeas 7.

Nays 7.

The House being equally divided, Mr. Speaker voted against the amendment.

So it passed in the negative.

The question being then put on the original motion, the House divided—

Yeas.

Mr. Binns, Mr. Hyndman,
Mr. H. Macdonald, Mr. Cooper,
Mr. J. S. Macdonald, Mr. Willock.
Mr. Cody,

Nays.

Mr. Pope, Mr. Dalrymple,
Mr. Owen, Mr. A. Macdonald,
Mr. Brennan, Mr. Nelson.
Mr. Green.

The House being equally divided, Mr. Speaker voted in favour of the motion.

So it passed in the affirmative.

Ordered, that Mr. Binns, Mr. H. Macdonald, and Mr. J. S. Macdonald do compose the said Committee.

On motion of Mr. Owen—Resolved, That no new matter that will lead to the introduction of a Bill be entered upon after Saturday next.

Then the House adjourned till to-morrow at Eleven o'clock.

WEDNESDAY, March 14, 1832.

PRAYERS.

READ a third time, as engrossed, the Bill intituled "*An Act to require Landlords and Claimants of Rents to put their Titles by which they claim upon Record in the proper Offices of Record in this Island.*"

Ordered, that the said Bill do pass.

Ordered, that Mr. Owen do carry the said Bill to the Council, and desire their concurrence.

A Petition of divers Farmers, and others, whose names are thereunto subscribed, was presented to the House by Mr. Owen, and the same was received and read, setting forth—that grievous and vexatious impositions are practised on Petitioners and others, by the Millers, who exact exorbitant Toll for the manufacture of Oatmeal, and also of Pearl Barley—and praying the House to pass an Act to fix a specific Toll for the manufacture of these articles.

Ordered, that the said Petition be referred to a Committee of three Members, to examine into the contents thereof, and to report thereon, by Bill or otherwise.

Ordered, that Mr. Owen, Mr. Cooper, and Mr. Pope do compose the said Committee.

The Bill to prevent the running at large of Swine within the Town and Royalty of Princetown, was, according to order, read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee:

Mr. Speaker left the Chair:

Mr. Hyndman took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Hyndman, Chairman of the Committee, reported, that they had gone through the Bill, and agreed to the same, with amendments.

Ordered, that the Report of the Committee be agreed to.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be "*An Act to prevent the running at large of Swine within the Town and Royalty of Princetown.*"

Mr. Brennan, from the Special Committee appointed to prepare and bring in a Bill to

increase the Revenue, by levying a Duty of Impost on all Goods, Wares, and Merchandise imported into this Island—presented the draught of a Bill, and the same was received and read for the first time.

A motion being made, that the said Bill be read a second time on Friday next:

Mr. Nelson moved, in amendment, that the said Bill be read a second time this day three months;

And the motion being seconded, and the question put on the amendment, it passed in the negative.

The question being then put on the original motion, it passed in the affirmative.

On motion of Mr. Dalrymple—Ordered, that a Committee be appointed to prepare an Address to His Excellency the Lieutenant Governor, pursuant to the Resolution of yesterday, praying that he will be pleased to appoint a Commissioner or Commissioners of Escheats within this Island.

Ordered, that Mr. Dalrymple, Mr. Brecken and Mr. Cooper be a Committee for that purpose.

Mr. Pope, from the Committee appointed to prepare and bring in a Bill to establish the times and places for holding the Supreme Court in King's and Prince Counties—presented the draught of a Bill, and the same was received and read for the first time.

Ordered, that the said Bill be read a second time to-morrow.

Message from the Council, by Mr. Nantes:

"Mr. Speaker,

"His Majesty's Council have passed the Bill intituled "*An Act authorising the removal of Nuisances from the Streets of Charlotte-Town,*"—without any amendment.

And also—

"His Majesty's Council have passed the Bill intituled "*An Act to consolidate and amend the several Acts of the General Assembly therein mentioned, relating to the Recovery of Small Debts,*"—with several amendments, to which they desire the concurrence of the Assembly.

And also—

"His Majesty's Council have passed a Bill intituled "*An Act to prevent the running at large of Horses within the Streets*

"and Squares of Charlotte-Town"—to which they desire the concurrence of the Assembly.

And then the Messenger withdrew.

An engrossed Bill from the Council, intituled "*An Act to prevent the running at large of Horses within the Streets and Squares of Charlotte-Town,*" was read for the first time.

Ordered, that the said Bill be read a second time on Friday next.

Ordered, that the Amendments made by the Council to the Bill intituled "*An Act to consolidate and amend the several Acts of the General Assembly therein mentioned, relating to the Recovery of Small Debts,*" be committed to a Committee of the whole House.

And the said Amendments were read, and are as followeth:

Folio 7, line 1—Strike out the word "Constables," and insert the words "said Debtor or Debtors, and which Summons shall be served by any Constable."

line 3—Strike out from the word "which" to the word "same," both words inclusive.

line 8—Strike out the word "it."

Folio 10, line 11—After the word "Commissioner" insert the words "or Commissioners."

line 20—After the word "Commissioner," insert the words "or Commissioners."

Folio 11, line 1—After the word "him," insert the words "or them."

line 6—After the word "parties," insert the words "and it being also proved to the satisfaction of the Commissioner or Commissioners that damage had been sustained from the non-attendance of such Witness or Witnesses."

line 9—Strike out from the word "to" to the word "on," both words inclusive, and insert "or Commissioners to give Judgment against."

line 10—After the word "party," insert the words "for the amount of damage so sustained."

line 11—Before the word "Five," insert the words "Forty Shillings or"—*Same line*, after the word "Pounds" insert the words "as the case may be."

last line—Strike out the words "which fine," and insert the words "the amount of which Judgment."

Folio 17, last line—After the word "recovered," insert the words "Provided always, that nothing herein contained shall extend, or be construed to extend, to prevent any Person or Persons from bringing his or their Action or Actions, when it shall be made to appear to the satisfaction of the Commissioner or Commissioners, that from some unavoidable circumstance he or they was or

"were precluded from proving his or their set-off upon the former trial."

Folio 19, line 6—Strike out the word "verbal."

line 9—After the word "therefore," insert the words "which recognizance shall be in the form prescribed in the Schedule to this Act annexed, marked E."

Folio 26, line 5—After the word "Commissioners," insert the words "or one of them."

line 9—After the word "Commissioners," insert the words "or one of them."

Folio 33, lines 8 and 9—Strike out the words "or prosecuting."

Folio 38, line 2—Strike out the word "by," and insert the word "before."

Folio 39, last line—After the word "Execution," insert the words "for the amount then remaining due and unpaid upon the said Judgment."

Folio 40, line 21—Strike out the words "grounded upon any lending," and insert the words "of Trover."

Folio 43, line 2—Strike out from the word "that" to the word "and," *line 14*, both words inclusive.

Folio 44—Strike out "*line 11*," and insert the words "Plaintiff were."

E.

"A. B. Plaintiff.	}	"We E. F. and G. H. do jointly
"C. D. Defendant.		"and severally undertake that if
"C. D. the Defendant shall not pay or cause to be		"paid to A. B. the Plaintiff the amount adjudged
"against him, the said C. D. in this Action,		"being
"the		for Debt and Costs, on or before
"of us will do it for him.		the
"Taken and acknowledged	}	"E. F.
"before me this		"G. H.
"day of 18		"I. K. Commissioner."

And then the House resolved itself into said Committee:

Mr. Speaker left the Chair:

Mr. Pope took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Pope, Chairman of the Committee, reported, that they had made some progress in the business to them referred, and that he was directed by the Committee to move for leave to sit again.—Leave granted.

The Order of the Day being read, for the second reading of the Bill for granting to His Majesty a Duty of Impost on all Brandy, Gin, Rum, Whisky, and other Spirituous Liquors, manufactured, extracted or distilled in this Island;

Mr. Dalrymple moved, that the said Order of the Day be discharged, and that the said Bill be read a second time this day six months:

And the motion being seconded, and the question put thereon—the House divided;

Yeas.

Mr. Dalrymple,
Mr. Cody,
Mr. Cooper,
Mr. Owen,
Mr. J. S. Macdonald,
Mr. McNeil,
Mr. Nelson,
Mr. Brecken.

Nays.

Mr. Pope,
Mr. Brennan,
Mr. Green,
Mr. Binns,
Mr. Compton,
Mr. Hyndman,
Mr. H. Macdonald,
Mr. A. Macdonald.

The House being equally divided, Mr. Speaker voted in favour of the motion. So it passed in the affirmative.

Mr. Macneil, from the Committee appointed to prepare and bring in a Bill for the better regulation of the Militia, and to repeal the existing Militia Law—presented the draught of a Bill, and the same was received and read for the first time.

Ordered, that the said Bill be read a second time on Saturday next.

Ordered, that Mr. Binns do carry back to the Council the Bill intituled “*An Act to alter and amend an Act made in the Forty-eighth year of the Reign of His late Majesty King George the Third, intituled “An Act for repealing an Act intituled an Act to prevent the throwing of Ballast into Rivers and Creeks on this Island, and for the empowering the Governor, Lieutenant Governor, or Commander-in-Chief for the time being, to appoint Ballast Masters, and to regulate their duty”*—and acquaint them that this House hath agreed to their Amendments.

On motion of Mr. Pope—Ordered, that a Committee be appointed to prepare and bring in a Bill to amend an Act made and passed in the Eleventh year of His late Majesty, intituled “*An Act to authorize the Conviction and Punishment, in a summary way, of Persons committing common Assaults and Batteries.*”

Ordered, that Mr. Pope, Mr. J. S. Mac-

donald, Mr. Binns, Mr. Owen and Mr. A. Macdonald be a Committee for that purpose.

Mr. Owen, from the Committee appointed to wait on His Excellency with the Addresses of the 12th inst., reported, that the Committee had, pursuant to order, presented the same to His Excellency.

Mr. Binns reported from the Special Committee to whom was referred the Petition of the Master Coopers of Charlotte-Town, and he read the same in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as follows:—

Your Committee have taken the subject matter of the Petition into their most serious consideration, and are of opinion, that putting up Beef, Pork, Flour, Oatmeal, and Butter, in improper casks, without inspection, lessens the value of these articles in the Foreign and Colonial Markets; and they recommend that the House do order a Bill to be brought in for the purpose of exporting Beef, Pork, and Butter, in proper casks and barrels, to contain a certain weight—and Flour and Meal, in barrels, sacks or bags, and to regulate the weights; and that such articles be inspected previous to exportation.

A motion being made that the said Report be accepted;

Mr. Owen moved, in amendment, that the said Report be not received; and the motion being seconded, and the question put on the amendment—the House divided.

Yeas.

Mr. Pope,
Mr. Dalrymple,
Mr. Nelson,
Mr. Brennan,
Mr. Cooper,
Mr. Brecken,
Mr. Hyndman,
Mr. Owen,
Mr. Green,
Mr. A. Macdonald.

Nays.

Mr. Binns,
Mr. Compton,
Mr. Cody,
Mr. J. S. Macdonald,
Mr. H. Macdonald,
Mr. Macneil.

So it passed in the affirmative.

Then the House adjourned until Eleven o'clock to-morrow.

THURSDAY, March 15, 1832.

PRAYERS.

READ a third time, as engrossed, the Bill intituled “*An Act to provide for the better preservation of Public and Private Property at Georgetown against accidents by Fire.*”

Ordered, that the said Bill do pass.

Ordered, that Mr. H. Macdonald do carry the said Bill to the Council, and desire their concurrence.

On motion, the House resolved itself into a Committee of the whole House, to resume the consideration of the amendments made by the Council to the Bill intituled “*An Act*

“to consolidate and amend the several Acts of the General Assembly therein mentioned, relating to the Recovery of Small Debts.”

Mr. Speaker left the Chair:

Mr. Pope took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Pope, Chairman of the Committee, reported one Resolution, which he read in his place, and delivered in at the Clerk's Table, where the same being again read, was agreed to by the House, and is as follows:

Resolved, That it is the opinion of this Committee, that the House do concur with the Council in their Amendments to the said Bill.

Read a third time, as engrossed, the Bill intituled *“An Act to continue an Act made and passed in the first year of his present Majesty's reign, imposing a Duty of Impost on Tobacco and Tea.”*

Ordered, that the said Bill do pass.

Ordered, that Mr. Brecken do carry the said Bill to the Council, and desire their concurrence.

Read a third time, as engrossed, the Bill intituled *“An Act to continue an Act made and passed in the first year of the Reign of his present Majesty, imposing a duty on Wines, Gin, Brandy, Rum, and other distilled Spirituous Liquors imported into this Island.”*

Ordered, that the said Bill do pass.

Ordered, that Mr. Brecken do carry the said Bill to the Council, and desire their concurrence.

The Order of the Day being read, for the House in Committee on the consideration of His Excellency the Lieutenant Governor's Message of the 10th inst., with the Memorial of J. Spencer Smith, Esq. Collector of Impost and Excise;

Ordered, that the said Order of the Day be postponed until to-morrow.

Mr. Pope reported from the Committee to whom was referred the Petition of David Lang, Mail Carrier—and he read the Report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as follows:

“Your Committee, to whom was referred the Petition of David Lang, having examined the Petitioner, and also Charles Lord, the other Contractor for the conveyance

of the Winter Mail, are of opinion, that if the term of the present Contract were extended to a period of five years, and the Contractors bound to provide themselves with suitable clothing, of a water proof description, to protect them from the inclemency of the weather, it would materially lessen the danger to which they are now exposed.

“Your Committee are also of opinion, that the appropriation of a small sum by Government to procure a good and sufficient Ice-Boat, for the conveyance of the Mails, to be so constructed as to protect the Mails from injury by wet, or otherwise, and be capable of carrying at least six persons, including the Carriers, (and a greater number should not at any one time be allowed to cross) would be money usefully expended—as the adoption of such a measure would afford great security to Lives and Property. The Boat so provided should belong to Government, and the Contractors should be obliged to keep the same at all times in good and sufficient repair.”

Ordered, that the said Report be accepted; and thereupon,

Resolved, that the following Address be presented to His Excellency the Lieutenant Governor, together with a copy of the foregoing Report, and also a copy of the Petition therein referred to:

To His Excellency Lieut. Colonel ARETAS WILLIAM YOUNG, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and the Territories thereunto adjacent, Chancellor and Vice-Admiral of the same, &c. &c. &c.

May it please your Excellency,

The House of Assembly beg to submit to your Excellency a copy of the petition of David Lang, one of the Mail Carriers, with the Report of the Special Committee; to whom the Petition was referred; and humbly request that your Excellency will be pleased to give effect to the measures therein recommended, and this House will make good any expence attending the same.

Ordered, that the said Address be engrossed.

Ordered, that Mr. Pope and Mr. Brennan be a Committee to wait on His Excellency with the said Address.

The Order of the Day being read, for the second reading of the Bill to establish the times and places for holding the Supreme Court in King's and Prince Counties;

Ordered, that the said Order of the Day be postponed until to-morrow.

On motion of Mr. Pope—Ordered, that there be a call of the House to-morrow.

Mr. Brecken, pursuant to leave given, presented to the House the draught of a Bill

to establish a Jurisdiction in the Supreme Court in cases of Waste and Copartnership—and the same was received and read for the first time.

Ordered, that the said Bill be read a second time on Saturday next.

Then the House adjourned for half an hour; And being met—

Read a third time, as engrossed, the Bill intituled "*An Act to prevent the running*

"*at large of Swine, within the Town and Royalty of Princetown.*"

Ordered, that the said Bill do pass.

Ordered, that Mr. *Hyndman* do carry the said Bill to the Council, and desire their concurrence.

Then the House adjourned until to morrow at Eleven o'Clock.

FRIDAY, March 16, 1832.

PRAYERS.

ACCORDING to order, the List was called over.

On motion of Mr. *Pope*—Resolved, that the following be added to the Standing Orders of the House—

That when a Call of the House is ordered, such Members as shall not attend at the time appointed (unless a sufficient excuse is made when their names are called over, and their absence for some special reason expressed) be taken into custody—and their excuses shall not be heard until the day following.

Mr. *Speaker* laid before the House a communication he had received from the Board of Education.

And the same was read, and is as follows:

"To the Honourable the House of Assembly, &c. &c. &c.

"The Board of Education cannot suppress a feeling of surprise at the unaccountable perseverance exhibited by the Reverend Mr. Macdonald, in his continued endeavours to stigmatize their proceedings, and to lessen, in the opinion of the public, and your Honourable House, the confidence they consider themselves entitled to, and are most anxious to preserve.

"The Reverend Gentleman having thought proper to make your Honourable House the channel of an altercation, studiously sought by himself with his fellow members, it becomes imperative on the Board, to satisfy your Honourable house, that they have not so culpably neglected the trust reposed in them, as his unfounded statements would seem to imply.

"The Reverend Mr. Macdonald commenced his animadversions, by attempting to pervert the language of the Report of the Board to your Honourable House. They did not state, as the Reverend Gentleman asserts, that books of primary instruction could not be procured, but that their endeavours to procure such books, had hitherto proved unsuccessful. It is true that an Individual by the name of Irwin, at a Special meeting of the Board, did introduce some old Manuscripts in the Micmac language, purporting to be treatises on religious subjects, and, probably, with a view to their ultimate publication; and which manuscripts the Reverend Mr. Macdonald has, for the first time,

in his last letter to your Honourable Speaker, recommended as "useful and authentic"; but as the Board did not consider productions of this description in the nature of works of "*primary Instruction*" for an illiterate race of people, who have yet to learn the written character of any language, they would have deemed it a misapplication of the public money, placed at their disposal, to have sanctioned the expenditure of it on such publications.

"The Rev. Mr. Macdonald, in the opinion of the Board, has no just cause to complain of any inattention on their part, in not inviting him to their regular meetings, as such meetings were invariably announced to him and the public, through the medium of the Newspaper. The reluctance of the Reverend Gentleman to assist his brother Members in the discharge of their important duties, by affording his attendance at their Quarterly Meetings, was so pointed and remarkable, as to induce the Board of Education to come to a conclusion, that he merely wished to be considered a complimentary appendage to their body, and, consequently, under this impression, it was deemed unnecessary to solicit the favour of his co-operation on "*extraordinary*" occasions.

E. J. JARVIS,	} Members of the Board of Education.
T. H. HAVILAND,	
B. De St. CROIX,	
L. C. JENKINS,	

"Charlotte-Town, March 15th, 1832."

Ordered, that the above Document do lie on the Table.

On motion of Mr. *Brenan*—Resolved, that no further communication be received by this House relative to the difference which has arisen between the Members of the Board of Education with reference to the Grant to the Indians.

Mr. *Pope*, from the Committee appointed to prepare and bring in a Bill to provide for the Conveyance of the Mails between Charlotte-Town and Pictou, by means of a Steam Vessel—presented the draught of a Bill, and the same was received and read for the first time.

Ordered, that the said Bill be read a second time on Monday next.

Mr. Pope, pursuant to leave given, presented a Bill to prevent Tavern-keepers and Inn-keepers from harbouring or entertaining Soldiers at improper hours—and the same was received and read for the first time.

Ordered, that the said Bill be read a second time on Monday next.

Message from the Council, by Mr. Nantes:

Mr. Speaker,

His Majesty's Council have passed the Bill intituled "*An Act to prevent the Importation and Spreading of Infectious Diseases within this Island,*"—with amendments, to which they desire the concurrence of the Assembly."

And then the Messenger withdrew.

Ordered, that the Amendments made by His Majesty's Council to the Bill intituled "*An Act to prevent the Importation and Spreading of Infectious Diseases within this Island*"—be taken into consideration to-morrow.

The Order of the Day, for the House in Committee to inquire into and take into consideration the State of the Colony, being read;

The House accordingly resolved itself into said Committee:

Mr. Speaker left the Chair:

Mr. Cody took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Cody, Chairman of the Committee, reported, that they had made some progress in the business to them referred, and that he was directed by the Committee to move for leave to sit again.—Leave granted.

Message from the Council, by Mr. Nantes:

Mr. Speaker,

His Majesty's Council have passed the following Bills—

"*An Act to continue an Act made and passed in the First year of the Reign of his present Majesty, imposing a Duty on Wines, Gin, Brandy, Rum, and other distilled Spirituous Liquors imported into this Island.*"

"*An Act to continue an Act made and passed in the First year of his present Majesty's Reign, imposing a Duty of Import on Tobacco and Tea.*"

And then the Messenger withdrew.

The House again resolved itself into a Committee of the whole House, to inquire into and take into consideration the State of the Colony.

Mr. Speaker left the Chair:

Mr. Cody took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Cody, Chairman of the Committee, reported one Resolution, which he read in his place, and delivered in at the Clerk's Table, where the same being again read, was agreed to by the House, and is as follows:

RESOLVED, That it is the opinion of this Committee, inasmuch as no Asylum is provided, nor permanent provision made for the maintenance and safe keeping of insane persons, that it be recommended to the House, when in Committee of Supply, to grant a sum of money to be placed at the disposal of His Excellency the Lieutenant Governor, for the maintenance of such persons for the current year.

The Chairman then acquainted the House, that the Committee had directed him to move the House for leave to sit again.

Resolved, that this House will, on Monday next, again resolve itself into a Committee of the whole House, to inquire into and take into consideration the State of the Colony.

The Bill to increase the Revenue by levying a Duty of Impost on all Goods, Wares and Merchandise (with certain exceptions), imported into this Island, was, according to Order, read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee:

Mr. Speaker left the Chair:

Mr. Brennan took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Brennan, Chairman of the Committee, reported, that they had made some progress with the Bill, and that he was directed by the Committee to move for leave to sit again.—Leave granted.

Message from the Council, by Mr. Nantes:

Mr. Speaker,

His Majesty's Council desire a Conference with the House of Assembly on the subject matter of the Bill intituled "*An Act to require Landlords and Claimants of Rents to put the Titles by which they claim upon Record, in the proper Offices of Record in this Island*"—and have appointed the Honorables T. H. Haviland and the Attorney General a Committee to manage the same, in the Committee Room, instant.

And then the Messenger withdrew.

Resolved, that this House do agree to a present Conference, as is desired by the Council, on the subject matter of the said Bill.

Ordered, that Mr. Owen do go to the Council, and acquaint them therewith.

Ordered, that Mr. Binns, Mr. Owen, Mr. Green and Mr. Brennan be a Committee to manage the said Conference.

The Managers went to the Conference,
And being returned—

Mr. Binns reported the substance of the Conference to the House.

Mr. Pope, from the Committee appointed to prepare and bring in a Bill to amend an Act made and passed in the Eleventh year of the reign of his late Majesty, entitled "An Act to authorize the Conviction and Punishment, in a Summary Way, of persons committing Common Assaults and Batteries,"—presented the draught of a Bill, and the same was received and read for the first time.

Ordered, that the said Bill be read a second time on Monday next.

Mr. Pope, pursuant to leave given, presented a Bill to authorize Justices of the Peace and Commissioners under the Small Debt Act, to issue Writs of Summary Capias against persons about to leave this Island—and the same was received and read for the first time.

Ordered, that the said Bill be read a second time on Tuesday next.

Mr. Pope, from the Committee appointed to wait on His Excellency the Lieutenant Governor, with the Address of yesterday, relative to the conveyance of the Mails by the Winter route, reported, that the Committee had, pursuant to order, delivered the said Address, together with the accompanying Documents, and that His Excellency was pleased to reply that the subject should receive his best attention.

Mr. Dalrymple, from the Special Committee to whom was referred the Petition of the Trustees and other Members of Saint James's Church, Charlotte Town, and the Petition of the Committee and other Members of Saint John's Church, Belfast, with power to report by Bill or Bills, or otherwise—presented to the House a Bill to incorporate the Minister and Trustees of Saint James's Church in Charlotte Town—and a

Bill to incorporate the Minister and Elders of St. John's Church, Belfast—and the said Bills were read for the first time; and ordered to be read a second time on Tuesday next.

On motion, the House again resolved itself into a Committee of the whole House, upon the Bill to increase the Revenue by levying a Duty of Impost on all Goods, Wares and Merchandise, (with certain exceptions) imported into this Island.

Mr. Speaker left the Chair:

Mr. Brennan took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Brennan, Chairman of the Committee, reported, that they had gone through the Bill, and agreed to the same, with amendments.

Ordered, that the Report of the Committee be agreed to.

Ordered, that the said Bill be engrossed, and that the Title be "*An Act to increase the Revenue, by levying a Duty of Impost on all Goods, Wares, and Merchandise, imported into this Island, with certain exceptions.*"

Mr. Willock, in his place, called the attention of the House to the subject of certain charges preferred by the last House of Assembly against James Bardin Palmer, Esq. relative to his conduct as a Solicitor of the Court of Chancery, and submitted to the House an Order of the said Court which had been made thereon.

And the said Order was read, and is as follows:

"Saturday, August 30th, 1828.

"IN CHANCERY.

"In the matter of J. B. Palmer, Esq. one of the Solicitors, &c.

"Upon the humble Petition of J. B. Palmer, Esq. this day preferred unto His Excellency the Chancellor; It was stated, amongst other things, that the Committee of the House of Assembly for managing and investigating of Petitioner's conduct as a Solicitor, prayed for further time, as also for directions as to the mode of proceeding. That an order was made on the 12th day of July last, directing that Affidavits should be filed to ground their Interrogatories upon, and that the Committee should have until the 28th of July to file the same. That notwithstanding such time had been granted, after a long delay which had previously taken place, no Affidavit has been filed, as appears upon Certificates annexed to said Petition. Petitioner, therefore, prays, that the said complaints may be

ordered to stand dismissed—which, upon reading the Masters' Report made in this matter, stating that no steps had been taken before them by the said Committee, since the order made of the 12th day of July last, It is ordered, that the said complaints against Petitioner do stand dismissed, and they are hereby dismissed out of this Court for want of prosecution.

“ By the Court,

“ A. LANE,
“ Registrar.”

On motion of Mr. *Binns*—Ordered, that the said Order in Chancery be entered on the Journals—and thereupon,

Mr. *Willock* moved, that the House do come to the Resolution following:

RESOLVED, That the Entries on the Journals of the late House of Assembly relative to certain charges preferred against James Bardin Palmer, Esq. in respect of the Tenants on the Greenwich Estate, and other matters, be expunged.

And the motion being seconded, and the question put thereon, it was carried in the affirmative.

On motion of Mr. *J. S. Macdonald*—Ordered, that a Committee be appointed to search the Journals of the Legislative Council, to ascertain what proceedings have been had on the Bill intituled “*An Act to prevent the running at large of Boar Pigs, by the appointment of Hog Reeves, and to suspend the operation of an Act therein mentioned.*”

Ordered, that Mr. *J. S. Macdonald* and Mr. *Owen* be a Committee for that purpose.

The Order of the Day being read, for the second reading of an engrossed Bill from the Council intituled “*An Act to prevent the running at large of Horses within the Streets and Squares of Charlotte-Town.*”

A motion was made, that the said Order of the Day be discharged, and that the said Bill be read a second time this day six months; and the motion being seconded;

Mr. *Owen* moved, in amendment, to strike out the words “this day six months,” and insert “on Tuesday next;”

And the motion being seconded, and the question put on the Amendment, it passed in the affirmative.

The Order of the Day, for the House in Committee on the consideration of His Excellency the Lieutenant Governor's Message of the 10th inst., with the Memorial of J. Spencer Smith, Esq. Collector of Impost and Excise, being read;

Ordered, that the said Order of the Day be postponed until Tuesday next.

The Order of the Day being read, for the second reading of the Bill to establish the times and places for holding the Supreme Court in King's and Prince Counties;

Ordered, that the said Order of the Day be postponed until to-morrow, and that it be then the first Order of the Day.

On motion of Mr. *Pope*—Ordered, that there be a call of the House on Monday next the 19th inst.

Then the House adjourned until Eleven o'clock to-morrow.

SATURDAY, March 17, 1832.

PRAYERS.

A Petition of divers Persons styling themselves American Loyal Emigrants, or their Heirs and Representatives, whose names are thereunto subscribed, was presented to the House by Mr. *Brecken*, and the same was received and read; setting forth—That in the year 1783, when the United States were separated from the British Crown, the Petitioners, or their Ancestors, desirous of being under the British Government, were induced to settle on this Island, on the invitation of Governor Patterson, and by the offer of certain Grants of Land by the Government, as a compensation

for the losses they had sustained by their loyalty and adherence to the cause of Royalty; that Petitioners have to complain that they have been unlawfully deprived of the Lands granted to them; and they confidently expect, should the House institute an inquiry, that it will appear that the Lands in question ought, in justice and equity, to be awarded to them—and praying that the House will take the subject into consideration, and grant such relief as may appear just and proper.

Ordered, that the above Petition be referred to a Committee of three Members, to examine into the contents thereof, and to report thereon, with all convenient speed;

with power to send for persons, papers and records.

Ordered, that Mr. Brecken, Mr. Dalrymple and Mr. Binns do compose the said Committee.

Mr. Owen, from the Special Committee to whom was referred the Petition of certain Farmers and others, complaining of the exactions practised by Millers—with power to report by Bill or otherwise, presented to the House a Bill to repeal a certain part of an Act made and passed in the forty-third year of the Reign of his late Majesty King George the Third, intituled “An Act for making perpetual certain Laws therein mentioned, and for continuing sundry other Laws that are near expiring,” and to establish the Toll to be taken at the different Grist Mills, for grinding Wheat, Barley, Oats, and other Grain—and the said Bill was read for the first time, and ordered to be read a second time on Tuesday next.

The Bill to establish the times and places for holding the Supreme Court in King’s and Prince Counties, was, according to order, read a second time.

A motion being made, that the said Bill be now committed to a Committee of the whole House;

Mr. Cooper moved, in amendment, to strike out “now” and insert the words “this day three months;” and the motion being seconded, and the question put on the amendment—the House divided—

Yeas.

Mr. Cooper, Mr. Dalrymple,
Mr. Willock, Mr. J. S. Macdonald.

Nays.

Mr. Pope, Mr. Macneil,
Mr. Compton, Mr. Brecken,
Mr. Nelson, Mr. Cady,
Mr. Brennan, Mr. Green,
Mr. Hyndman, Mr. H. Macdonald,
Mr. Owen, Mr. Binns.

So it passed in the negative.

The question being then put on the original motion, it passed in the affirmative.

The House accordingly resolved itself into said Committee:

Mr. Speaker left the Chair:

Mr. Hyndman took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Hyndman, Chairman of the Committee, reported, that they had made some progress with the Bill, and that he was directed by the Committee to move for leave to sit again.—Leave granted.

Message from the Council, by Mr. Nantes:
Mr. Speaker,

His Majesty’s Council have passed the Bill intituled “An Act to prevent the running at large of Swine within the Town and Royalty of Princetown,”—without any amendment.

And also—

His Majesty’s Council have passed a Bill intituled “An Act to confirm and render valid certain Marriages heretofore solemnized within this Island, and also to declare by whom and in what manner Marriages shall be celebrated in future, and to provide for the Public Registry of the same”—to which they desire the concurrence of the Assembly.

And then the Messenger withdrew.

On motion, an engrossed Bill from the Council intituled “An Act to confirm and render valid certain Marriages heretofore solemnized within this Island, and also to declare by whom and in what manner Marriages shall be celebrated in future, and to provide for the Public Registry of the same”—was read for the first time.

Ordered, that the said Bill be read a second time on Wednesday next.

Mr. J. S. Macdonald, from the Committee appointed to search the Journals of the Legislative Council as to the proceedings had on the Bill to prevent the running at large of Boar Pigs, by the appointment of Hog Reeves—reported that they had found the following entry:

“ Council Chamber, Saturday, }
10th March, 1832. } ”

PRESENT

The Hon. Chief Justice Jarvis, President.

The Honorables {
George Wright,
Ambrose Lane,
T. H. Haviland,
Charles Worrell,
The Attorney General.

“ In pursuance of the Order of the Day, the House resolved itself into a Committee of the whole, on a Bill intituled “An Act to prevent the running at large of Boar Pigs by the appointment of Hog Reeves, and to suspend the operation of an Act therein mentioned”—and after some time spent therein, the President reported, that the Committee had not agreed to the same.

“ Ordered, that the Report of the Committee be received.”

A Petition of John Suckels, of Three Rivers, whose name is thereunto subscribed, was presented to the House by Mr. H. Macdonald; setting forth—That Petitioner was served with a Summons in October last, for the non-performance of Statute Labour,

which summons was issued by James Richards, Esq. Justice of the Peace, and fined in the sum of Sixteen Shillings—that the Commissioner of the Highways, who, Petitioner believes, directed the said Justice of the Peace to issue the Summons, did not apply to the nearest Magistrate, as required by Law, which entailed additional expences on the Petitioner—that Petitioner would not have thus troubled the House, had their been any appeal under the Road Acts to another tribunal—and that Petitioner is well convinced that others in the same District have been in like manner unlawfully dealt with by the Road Commissioner and the aforesaid Magistrate—and praying the House to adopt such measures as will prevent the recurrence of such proceedings in future.

And the said Petition being read, Mr. *H. Macdonald* moved, that it be referred to a Special Committee to inquire into the allegations therein contained, and to report thereon to the House; with power to send for persons, papers and records.

And the motion being seconded—

Mr. *Brecken* moved, in amendment, that the said Petition be dismissed—the remedy being in the Judicial Tribunals of the Country:

Which being seconded, and the question put on the amendment, it passed in the affirmative.

A motion being made, that the Bill intituled “*An Act to increase the Revenue, by levying a Duty of Imposit on all Goods, Wares, and Merchandise, imported into this Island, with certain exceptions*”—be now read for the third time;

Mr. *Brecken* moved, in amendment, that the said Bill be read a third time this day three months;—and the motion being seconded, and the question put on the amendment, it passed in the negative.

The question being then put on the original motion—the House divided.

Yeas.

<i>Mr. Brennan,</i>	<i>Mr. Green,</i>
<i>Mr. Cody,</i>	<i>Mr. Compton,</i>
<i>Mr. Owen,</i>	<i>Mr. Pope,</i>
<i>Mr. Dalrymple,</i>	<i>Mr. Hyndman,</i>
<i>Mr. McNeil,</i>	<i>Mr. J. S. Macdonald.</i>

Nays.

<i>Mr. Nelson,</i>	<i>Mr. Brecken,</i>
<i>Mr. Binns,</i>	<i>Mr. H. Macdonald.</i>
<i>Mr. Cooper,</i>	

So it passed in the affirmative.

The said Bill was accordingly read a third time; and thereupon—

Ordered, that the said Bill do pass.

Ordered, that Mr. *Brenan* do carry the said Bill to the Council, and desire their concurrence.

Message from the Council, by Mr. Nantes: Mr. Speaker,

His Majesty's Council desire a Conference with the House of Assembly on the subject matter of the Bill intituled “*An Act to provide for the better preservation of Public and Private Property at Georgetown against accidents by Fire*”—and have appointed the Honorables *George Wright* and *The Attorney General* a Committee to manage the same, to meet in the Committee Room instanter.

And then the Messenger withdrew.

Resolved, that this House do agree to a present Conference, as is desired by the Council, on the subject matter of the said Bill.

Ordered, that Mr. *H. Macdonald* do go to the Council and acquaint them therewith.

Ordered, that Mr. *H. Macdonald*, Mr. *Owen*, Mr. *Binns* and Mr. *Brenan* be a Committee to manage the said Conference.

The Managers went to the Conference,

And being returned—

Mr. *H. Macdonald* reported the substance of the Conference to the House.

Message from the Council, by Mr. Nantes: Mr. Speaker,

His Majesty's Council have passed the Bill intituled “*An Act to require Landlords and Claimants of Rents to put the Titles by which they claim upon Record in the proper Offices of Record in this Island*”—with several amendments, to which they desire the concurrence of the Assembly.

And then the Messenger withdrew.

On motion, the House again resolved itself into a Committee of the whole House upon the Bill to establish the times and places for holding the Supreme Court in King's and Prince Counties.

Mr. Speaker left the Chair:

Mr. Hyndman took the Chair of the Committee:

Mr Speaker resumed the Chair.

Mr. Hyndman, Chairman of the Committee, reported, that they had gone through the Bill, and agreed to the same, with amendments.

A motion being made, that the Report of the Committee be agreed to;

Mr. *Hyndman* moved, in amendment, that the Report be amended, and that the word "Princetown" be inserted instead of the words "Saint Eleanor's," wherever these words occur in the said Bill.

The question having been put on the amendment, it passed in the negative.

The question being then put on the original motion, it passed in the affirmative.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be "*An Act to establish the times and places for holding the Supreme Court in King's and Prince Counties, and for other purposes therein mentioned.*"

The Order of the Day, for the second reading of Bill for the better regulation of the Militia, and to repeal the existing Militia Law, being read;

Ordered, that the said Order of the Day be postponed until Wednesday next.

The Order of the Day, for the second reading of the Bill to establish a Jurisdic-

tion in the Supreme Court in cases of Waste and Co-partnership—being read;

Ordered, that the said Order of the Day be discharged.

Ordered, that the said Bill be read a second time this day three months.

The Order of the Day being read, for taking into consideration the Amendments made by the Council to the Bill intituled "*An Act to prevent the Importation and Spreading of Infectious Diseases within this Island;*"

Ordered, that the said Order of the Day be postponed till Wednesday next.

Ordered, that the Amendments made by the Council to the Bill intituled "*An Act to require Landlords and Claimants of Rents to put the Titles by which they claim upon Record in the proper Offices of Record in this Island;*"—be taken into consideration on Monday next.

Then the House adjourned until Monday next at Eleven o'clock.

MONDAY, March 19, 1832.

PRAYERS.

ACCORDING to order, the List was called over.

A Petition of divers Inhabitants of New London and its vicinity, whose names are thereunto subscribed, was presented to the House by Mr. *Dalrymple*, and the same was received and read; setting forth—That Petitioners have always laboured under many disadvantages from their distance from the County Town, having to travel to Charlotte-Town to attend the Courts and to vote at County Elections, a privilege from which their Settlement is almost wholly debarred—and they humbly beg to suggest that were the Settlements from the present County line Eastward to the Township line between Lots Number Twenty-two and Twenty-three, annexed to Prince County, the evils above complained of would be in a great degree remedied, from the proximity of the said Settlements to Princetown, the County Town—and praying relief.

Ordered, that the above Petition be referred to a Committee of three Members, to

examine the contents thereof, and to report thereon to the House.

Ordered, that Mr. *Dalrymple*, Mr. *Brecken* and Mr. *J. S. Macdonald* do compose the said Committee.

A motion being made, and the question being put, that the Orders of the Day be now read, the House divided:

Yeas.

Mr. <i>Pope,</i>	Mr. <i>Dalrymple,</i>
Mr. <i>Hyndman,</i>	Mr. <i>Brecken,</i>
Mr. <i>Binns,</i>	Mr. <i>Owen,</i>
Mr. <i>Cody,</i>	Mr. <i>Cooper.</i>
Mr. <i>Green,</i>	

Nays.

Mr. <i>H. Macdonald,</i>	Mr. <i>Macneil,</i>
Mr. <i>A. Macdonald,</i>	Mr. <i>Nelson,</i>
Mr. <i>Willcock,</i>	Mr. <i>J. S. Macdonald,</i>
Mr. <i>Brenan,</i>	Mr. <i>Compton.</i>

So it passed in the affirmative.

The Orders of the Day were accordingly read throughout.

The Bill to provide for the conveyance of the Mails between Charlotte-Town and Pictou, by means of a Steam Vessel, was, according to order, read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee:

Mr. Speaker left the Chair:

Mr. Pope took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Pope, Chairman of the Committee, reported, that they had gone through the Bill, and agreed to the same, with amendments.

Ordered, that the Report of the Committee be agreed to.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be "*An Act to provide for the conveyance of the Mails between Charlotte-Town and Pictou, by a Steam Vessel.*"

Mr. Brecken reported from the Special Committee to whom was referred the Petition of divers American Loyalists, or their Descendants—and he read the Report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as follows:

Your Committee, to whom was referred the Petition of "sundry American Loyal Emigrants, or the Heirs and Representatives of such Persons," regret, that from the late period of the Session at which the said Petition was introduced, and from the pressure of business now before the House, they have not been enabled to give the subject matter of the Petition that attention and consideration which its importance and (as the Committee conceive) the claims of the Petitioners are entitled to.

On reference to the Statute Book of this Island, it appears to your Committee that in an Act passed in the 30th year of the reign of His late Majesty King Geo. the 3d. it is recited, that certain Proprietors of Land in this Island, or their Agents, had in the year 1783, signed and delivered a paper to the Right Honorable Lord North, at that time one of His Majesty's Principal Secretaries of State, binding themselves to grant in certain proportions to such Loyal American Emigrants as should settle in this Island, and who should apply to the Governor and Council for the same, one fourth part of the Lands placed opposite to their respective names, on the same terms as they the said Proprietors held the said Lands of the Crown, which Lands amounted in quantity to 109,000 acres.

It also appears to your Committee by a provision of the said Act, that the Governor, Lieutenant Governor, or Commander in Chief for the time being, is authorized to give grants under the great Seal of this Island of such proportions of the said resigned Lands

as were then in the possession of such Loyalists, and who had not received Deeds or Grants from the said Proprietors.

Your Committee are therefore of opinion, and respectfully recommend, that a Committee be appointed to examine into and investigate the allegations contained in the said Petition, and report thereon to the House at an early period of its next Session.

Ordered, that the above Report be accepted.

Ordered, that Mr. Brecken, Mr. Dalrymple, Mr. Binns and Mr. Owen be a Committee to carry into effect the object recommended in the above Report.

The Bill to prevent Tavern-keepers and others from entertaining Soldiers at improper hours, was, according to order, read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Pope took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Pope, Chairman of the Committee, reported, that they had gone through the Bill, and agreed to the same.

Ordered, that the Report of the Committee be agreed to.

Ordered, that the said Bill be engrossed, and that the Title be "*An Act to prevent Tavern-keepers, Inn-keepers, or other persons, from harbouring or entertaining Soldiers at improper hours.*"

Read a third time, as engrossed, the Bill intituled "*An Act to establish the times and places for holding the Supreme Court in King's and Prince Counties.*"

A motion being made that the said Bill do pass---the House divided on the question.

Yeas.

Mr. Pope,	Mr. Nelson,
Mr. H. Macdonald,	Mr. Green,
Mr. Compton,	Mr. Macneil,
Mr. Brennan,	Mr. A. Macdonald,
Mr. Cody,	Mr. Binns.
Mr. Owen,	

Nays.

Mr. Cooper,	Mr. Brecken,
Mr. J. S. Macdonald,	Mr. Willock,
Mr. Dalrymple,	Mr. Hyndman.

So it was carried in the affirmative.

Ordered, that Mr. Pope do carry the said Bill to the Council, and desire their concurrence.

The Order of the Day, for the House in Committee to inquire into and take into consideration the State of the Colony, being read;

The House accordingly resolved itself into said Committee:

Mr. Speaker left the Chair:

Mr. Cody took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Cody, Chairman of the Committee, reported two Resolutions, which he read in his place, and delivered in at the Clerk's Table, where they were again read, and are as followeth:

RESOLVED, That the interests of the Island have suffered severely, in consequence of various Acts which passed the Legislature, granting supplies for the use of His Majesty's Government in this Island, which were reserved for His Majesty's Royal approbation, and in consequence of no intelligence having reached this Island as to the Royal sanction or disallowance having been signified thereto, whereby the Legislature has been precluded from passing other Bills of a like tendency, thereby annually impoverishing the Treasury, depriving the Colony of its necessary Supplies, and retarding its growth and prosperity.

Whereas the resources of a young and but partly cultivated Country, being best known to its Representatives, whose experience of the wants, habits and manners of the people, can best suggest the sources from whence the supplies necessary for the support of the Government can be derived; and the right of originating, levying and appropriating all Taxes to be raised from His Majesty's subjects, being solely vested in the popular branch of the Legislature, and His Majesty's Government having signified to the Legislature of Lower Canada, in a despatch of the 7th July last, that His Majesty is disposed to acknowledge the fitness of leaving to the Legislature of that Province exclusively the enactment of every Law which may be required respecting real Property,

Therefore, RESOLVED, that an humble Memorial and Address be presented to His Majesty, praying that he will be graciously pleased to extend to the Legislature of this Colony similar advantages to those enjoyed by His Majesty's loyal people of Lower Canada, whereby such Laws as may be here enacted affecting real estate in the Colony shall go into immediate operation, and not be suspended until His Majesty's Royal Approbation thereto shall be first signified—and that the House be recommended to desire the concurrence of His Majesty's Council in the said Address.

The First of the said Resolutions being again read, and the question of concurrence being put thereon, it was agreed to by the House.

The Second of the said Resolutions being

again read, and the question of concurrence put thereon—the House divided:

Yeas.

Mr. Cody,	Mr. Macneil,
Mr. Pope,	Mr. Hyndman,
Mr. J. S. Macdonald,	Mr. Brecken,
Mr. Brennan,	Mr. Dalrymple,
Mr. Nelson,	Mr. Owen,
Mr. Green,	Mr. Cooper,
M. A. Macdonald,	Mr. Burns.

Nays.

Mr. H. Macdonald, Mr. Compton.

So it was carried in the affirmative.

Resolved, that this House doth concur with the Committee in the said Resolutions.

Mr. Pope, from the Committee appointed to prepare and bring in a Bill to regulate the proceedings of a Court of Escheats—presented the draught of a Bill to encourage the Settlement and Improvement of Lands in this Island, and to regulate the proceedings of a Court of Escheats therein—and the same was received and read for the first time.

Ordered, that the said Bill be read a second time on Thursday next.

Ordered, that Mr. Pope do carry back to the Council the Bill intituled "*An Act to consolidate and amend the several Acts of the General Assembly therein mentioned, relating to the Recovery of Small Debts,*" and acquaint them that this House hath agreed to their amendments.

The Order of the Day being read, for the second reading of the Bill to amend an Act made and passed in the Eleventh year of his late Majesty's Reign, intituled "*An Act to authorize the conviction and punishment, in a Summary way, of persons committing common Assaults and Batteries;*"

Ordered, that the said Order of the Day be postponed until Thursday next.

The Order of the Day being read, for taking into consideration the Amendments made by the Council to the Bill intituled "*An Act to require Landlords and Claimants of Rents to put the Titles by which they claim upon Record in the proper Offices of Record in this Island;*"

Ordered, that the said Order of the Day be postponed until to-morrow.

Then the House adjourned until to-morrow at Eleven o'Clock.

TUESDAY, March 20, 1832.

PRAYERS.

THE Order of the Day, for taking into consideration the Amendments made by the Council to the Bill intituled "*An Act to require Landlords and Claimants of Rents to put the Titles by which they claim upon Record in the proper Offices of Record in this Island*"—being read;

The House proceeded accordingly to take the said Amendments into consideration.

And the said Amendments were read, as followeth:

Folio 1, line 17—Strike out from the word "Lessor" to the word "Assigns," both inclusive, and insert the words "person or persons deriving Title from any Lessor."

Same folio, line 22—Strike out from the word "Lessor" to the word "Assigns," both inclusive, and insert the words "person or persons so deriving Title as aforesaid."

Same folio, line 26—Strike out the words "the party so suing or distraining," and insert the words "he or they."

Folio 2, line 3—After the word "he" insert the words "or they;" after the word "claims" insert the word "or claim."

Same folio, line 8—After the word "distrain" strike out to the word "contracted," in line 18, inclusive.

Resolved, That a Conference be desired with the Council on the subject matter of the said Amendments.

Ordered, that Mr. Pope do go to the Council, and desire the said Conference.

Ordered, that Mr. Owen, Mr. Green, Mr. Binns and Mr. Brennan be a Committee to manage the said Conference.

The Bill to authorize Justices of the Peace and Commissioners under the Small Debt Act to issue Writs of Summary Capias against persons about to leave this Island, was, according to order, read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee:

Mr. Speaker left the Chair:

Mr. Pope took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Pope, Chairman of the Committee, reported, that they had gone through the Bill, and agreed to the same, with amendments.

Ordered, that the Report of the Committee be agreed to.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be "*An Act to authorize Justices of the Peace and Commissioners under the Small Debt Act to issue Writs of Summary Capias against persons about to leave this Island.*"

The Bill to incorporate the Minister and Trustees of Saint James's Church, Charlotte Town, was, according to order, read a second time.

The Bill to incorporate the Minister and Elders of Saint John's Church, Belfast, was, according to order, read a second time.

Ordered, that the two last mentioned Bills be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee:

Mr. Speaker left the Chair:

Mr. Dalrymple took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Dalrymple, Chairman of the Committee, reported, that they had gone through the Bill for incorporating the Minister and Elders of Saint John's Church, Belfast, and agreed to the same, without any amendment.

The Chairman also acquainted the House, that they had made some progress with the Bill to incorporate the Minister and Trustees of Saint James's Church, Charlotte Town, and that he was directed by the Committee to move for leave to sit again on the consideration of the said Bill—which the House agreed to.

Ordered, that the Bill reported without amendment be engrossed; and that the Title be "*An Act to incorporate the Minister and Elders of Saint John's Church, in the District of Belfast.*"

Message from the Council, by Mr. Nantes:

Mr. Speaker,

His Majesty's Council do agree to the Conference, as desired by the House of Assembly, on the subject matter of their amendments to the Bill intituled "*An Act to require Landlords and Claimants of Rents to put the Titles by which they claim upon Record, in the proper Offices of Record in this Island*"—and have appointed the Honorables T. H. Haviland and the Attorney General a Committee to man-

age the same, in the Committee Room, in-stanter.

And then the Messenger withdrew.

So the Managers went to the Conference;

And being returned,

Mr. Owen reported, that the Managers had been at the Conference, and had met the Committee of the Council, who acquainted them that His Majesty's Council do adhere to their Amendments.

Resolved, that this House doth concur with the Council in their Amendments to the said Bill.

The Order of the Day, for the House in Committee on His Excellency the Lieutenant Governor's Message of the 10th inst. with the Memorial of John Spencer Smith, Esq. Collector of Impost and Excise, being read;

The House accordingly resolved itself into said Committee:

Mr. Speaker left the Chair:

Mr. Owen took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Owen, Chairman of the Committee, reported one Resolution, which he read in his place, and delivered in at the Clerk's Table, where it was again read, and is as follows:

RESOLVED, That it be recommended to the House to order a Bill to be brought in granting to the Collector of Impost and Excise for the District of Charlotte-Town, the annual sum of Two Hundred and Sixty Pounds, in lieu of all Fees, per centage, or emoluments whatever.

The said Resolution being again read, Mr. Pope moved, in amendment, to strike out the words "Two Hundred and Sixty" and insert the words "Two Hundred and Fifty"—and the motion being seconded, and the question put on the amendment, the House divided:

Yeas.

Mr. Pope, Mr. Cooper,
Mr. Compton, Mr. Owen,
Mr. J. S. Macdonald, Mr. Macneil.

Nays.

Mr. Brecken, Mr. Willock,
Mr. Binns, Mr. A. Macdonald,
Mr. Brennan, Mr. Nelson,
Mr. Cody, Mr. Dalrymple,
Mr. Green, Mr. H. Macdonald,
Mr. Hyndman,

So it passed in the negative.

Resolved, that this House doth concur with the Committee in the said Resolution.

Ordered, that Mr. Brecken, Mr. Brennan, and Mr. Binns be a Committee to prepare and bring in a Bill in accordance with the said Resolution.

The Order of the Day being read, for the second reading of an engrossed Bill from the Council, intituled "*An Act to prevent the running at large of Horses within the Streets and Squares of Charlotte-Town;*"

Mr. J. S. Macdonald moved, that the said Order of the Day be discharged, and that the said Bill be read a second time this day three months.

And the motion being seconded, the House divided on the question—

Yeas.

Mr. J. S. Macdonald, Mr. Willock,
Mr. Binns, Mr. H. Macdonald,
Mr. Compton, Mr. A. Macdonald,
Mr. Nelson, Mr. Brennan.

Nays.

Mr. Hyndman, Mr. Brecken,
Mr. Cooper, Mr. Pope,
Mr. Cody, Mr. Dalrymple,
Mr. Owen,

So it passed in the affirmative.

Message from the Council, by Mr. Nantes :
Mr. Speaker,

His Majesty's Council have passed the Bill intituled "*An Act to provide for the better preservation of Public and Private Property at Georgetown against accidents by Fire.*"

And also—

His Majesty's Council have passed the Bill intituled "*An Act for Building a Court-House and Jail in Prince County, and for appointing Commissioners to superintend the same*"—without any amendment.

And then the Messenger withdrew.

The Bill to repeal a certain part of an Act made and passed in the forty-third year of the Reign of his late Majesty King George the Third, intituled "*An Act for making perpetual certain Laws therein mentioned, and for continuing sundry other Laws that are near expiring,*" and to establish the Toll to be taken at the different Grist Mills, for grinding Wheat, Barley, Oats, and other Grain—was, according to order, read a second time.

Ordered, that the said Bill be committed to a Committee of the whole House on Friday next.

Then the House adjourned until to-morrow at Eleven o'clock.

WEDNESDAY, March 21, 1832.

PRAYERS.

THE Bill for the better regulation of the Militia, and to repeal the Militia Law now in force, was, according to order, read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee:

Mr. Speaker left the Chair:

Mr. M'Neil took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Ordered, that the said Bill be referred to a Special Committee to report thereon with all convenient speed.

Ordered, that Mr. M'Neil, Mr. Binns, Mr. Compton, Mr. Pope, and Mr. Owen be a Committee for that purpose.

An engrossed Bill from the Council intituled "*An Act to confirm and render valid certain Marriages heretofore solemnized within this Island, and also to declare by whom and in what manner Marriages shall be celebrated in future, and to provide for the Public Registry of the same*"—was, according to order, read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

Mr. Dalrymple moved, that it be an Instruction to the Committee of the whole House on the said Bill, that the following denominations, namely, General Presbyterians, Methodists and Baptists, be placed on the same footing with reference to the provisions of the said Bill, with the Churches of England, Scotland and Rome.

And the motion being seconded, and the question put thereon—the House divided:

Yeas.

Mr. Dalrymple,	Mr. Compton,
Mr. H. Macdonald,	Mr. Nelson,
Mr. Pope,	Mr. M'Neil,
Mr. Brecken,	Mr. J. S. Macdonald.
Mr. Brennan,	

Nays.

Mr. Cooper.

Mr. Binns,
Mr. Owen,

So it passed in the affirmative.

And then the House resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Owen took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Owen, Chairman of the Committee, reported, that they had made a progress with the Bill, and that he was directed by the Committee to move for leave to sit again.

Ordered, that the said Committee have leave to sit again to-morrow.

On motion of Mr. H. Macdonald—Ordered, that it be an Instruction to the Special Committee to whom was referred the Bill for the better regulation of the Militia, and to repeal the Militia Law now in force—to provide that Licensed Schoolmasters be exempted from Militia Duty.

The Order of the Day being read, for taking into consideration the Amendments made by the Council to the Bill intituled "*An Act to prevent the Importation and Spreading of Infectious Diseases within this Island;*"

Ordered, that the said Order of the Day be postponed until Friday next.

Mr. Brecken, from the Committee appointed to prepare and bring in a Bill to regulate the Salary of the Collector of Impost and Excise for the District of Charlotte-Town, presented the draught of a Bill, and the same was received and read for the first time.

Ordered, that the said Bill be read a second time to-morrow.

Then the House adjourned until Eleven o'clock to-morrow.

THURSDAY, March 22, 1832.

PRAYERS.

THE Bill to regulate the Salary of the Collector of Impost and Excise for the District of Charlotte-Town, was, according to order, read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Brecken took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Brecken, Chairman of the Committee, reported, that they had gone through the Bill, and agreed to the same, without any amendment.

Ordered, that the Report of the Committee be agreed to.

Ordered, that the said Bill be engrossed, and that the Title be "*An Act to regulate the Salary of the Collector of Impost and Excise for the District of Charlotte-Town.*"

The Bill to encourage the Settlement and Improvement of Lands in this Island, and to regulate the proceedings of a Court of Escheats therein, was, according to order, read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Pope took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Pope, Chairman of the Committee, reported, that they had made some progress with the Bill, and that he was directed by the Committee to move for leave to sit again.—Leave granted.

The Bill to amend an Act intituled "*An Act to authorize the Conviction and Punishment, in a Summary Way, of Persons committing common Assaults and Batteries,*" was, according to order, read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Pope took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Pope, Chairman of the Committee, reported, that they had gone through the Bill, and agreed to the same, with amendments.

Ordered, that the Report of the Committee be agreed to.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be "*An Act to amend and render more effectual an Act made and passed in the Eleventh year*"

of the Reign of his late Majesty, intituled "An Act to authorize the Conviction and Punishment, in a Summary Way, of Persons committing Common Assaults and Batteries."

The Order of the Day, for the House in Committee on an engrossed Bill from the Council, intituled "*An Act to confirm and render valid certain Marriages heretofore solemnized within this Island, and also to declare by whom and in what manner Marriages shall be celebrated in future, and to provide for the Public Registry of the same,*"—being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Owen took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Owen, Chairman of the Committee, reported, that they had made some progress with the Bill, and that he was directed by the Committee to move for leave to sit again.—Leave granted.

Message from the Council, by Mr. Nantes:

Mr. Speaker,

His Majesty's Council have passed the Bill intituled "*An Act to increase the Revenue, by levying a Duty of Impost on all Goods, Wares, and Merchandise, imported into this Island, with certain exceptions.*"

And then the Messenger withdrew.

Read a third time, as engrossed, the Bill intituled "*An Act to prevent Tavern-keepers, Inn-keepers, or other persons, from harbouring or entertaining Soldiers at improper hours.*"

Ordered, that the said Bill do pass.

Read a third time, as engrossed, the Bill intituled "*An Act to regulate the Salary of the Collector of Impost and Excise for the District of Charlotte-Town.*"

Ordered, that the said Bill do pass.

Read a third time, as engrossed, the Bill intituled "*An Act to authorize Justices of the Peace and Commissioners under the Small Debt Act to issue Writs of Sum-mary Capias against persons about to leave this Island.*"

Ordered, that the said Bill do pass.

Read a third time, as engrossed, the Bill intituled "*An Act to provide for the conveyance of the Mails between Char-*"

“*lotte-Town and Pictou, by a Steam Vessel.*”

Ordered, that the said Bill do pass.

Ordered, that Mr. *Hyndman* do carry the four last mentioned Bills to the Council, and desire their concurrence.

On motion, the House resolved itself into a Committee of the whole House, to resume the consideration of an engrossed Bill from the Council, intituled “*An Act to confirm and render valid certain Marriages heretofore solemnized within this Island, and also to declare by whom and in what manner Marriages shall be celebrated in future, and to provide for the Public Registry of the same.*”

Mr. Speaker left the Chair:

Mr. Owen took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Owen, Chairman of the Committee, reported, that they had made a further progress with the Bill, and that the Committee recommended the House to desire a Conference with the Council on the subject matter thereof.

The Chairman also acquainted the House, that he was directed by the Committee to move the House for leave to sit again on the consideration of the said Bill, which the House agreed to.

Resolved, that a Conference be desired with the Council on the subject matter of the Bill intituled “*An Act to confirm and render valid certain Marriages heretofore solemnized within this Island, and also to declare by whom and in what manner Marriages shall be celebrated in future, and to provide for the Public Registry of the same.*”

Ordered, that Mr. Owen do go to the Council and desire the said Conference.

Ordered, that Mr. Pope, Mr. Brecken, Mr. Dalrymple, Mr. Owen and Mr. Binns be a Committee to manage the said Conference.

On motion, the House resolved itself into a Committee of the whole House, to resume the consideration of the Bill to encourage the Settlement and Improvement of Lands in this Island, and to regulate the proceedings of a Court of Escheats therein.

Mr. Speaker left the Chair:

Mr. Pope took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Pope, Chairman of the Committee, reported, that they had gone through the

Bill, and made several amendments thereto.

Mr. *H. Macdonald* moved, that the Report be amended, and that the following clause be added to the said Bill:

“And be it enacted, that nothing in this Act contained shall have any force or effect until His Majesty’s pleasure thereon shall be known;”

Which being seconded, the House divided on the question—

Yeas.

Mr. *H. Macdonald*, Mr. *Compton*.

Nays.

Mr. <i>Brenan</i> ,	Mr. <i>Brecken</i> ,
Mr. <i>Binns</i> ,	Mr. <i>Macneil</i> ,
Mr. <i>Green</i> ,	Mr. <i>Hyndman</i> ,
Mr. <i>Cooper</i> ,	Mr. <i>Cody</i> ,
Mr. <i>Pope</i> ,	Mr. <i>A. Macdonald</i> ,
Mr. <i>Owen</i> ,	Mr. <i>Nelson</i> .

So it was carried in the negative.

Resolved, that this House do concur with the Committee in their Amendments to the said Bill.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be “*An Act to encourage the Settlement and Improvement of Lands in this Island, and to regulate the proceedings of a Court of Escheats therein.*”

On motion of Mr. *Owen*—Resolved, that a Free Conference be desired with the Council on the general state of the Colony.

Ordered, that Mr. *Owen* do go to the Council and desire the said Free Conference.

Ordered, that Mr. *Owen*, Mr. *Pope*, Mr. *Brenan* and Mr. *Brecken* be a Committee to manage the said Free Conference.

On motion, the House resolved itself into a Committee of Privileges and Elections, to resume the consideration of the late Election and Return for King’s County.

Mr. Speaker left the Chair:

Mr. Owen took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Owen, Chairman of the Committee, reported one Resolution, which he read in his place, and delivered in at the Clerk’s Table, where the same being again read, was agreed to by the House, and is as follows:

RESOLVED, That the House be recommended to appoint a Special Committee to investigate the claims of the Witnesses summoned before this Committee, and also the other incidental charges attending the same.

Ordered, that Mr. *Owen*, Mr. *Brenan* and Mr. *H. Macdonald* be a Committee in accordance with the above Resolution.

Then the House adjourned until Eleven o’clock to-morrow.

FRIDAY, March 23, 1832.

PRAYERS.

READ a third time, as engrossed, the Bill intituled "*An Act to encourage the Settlement and Improvement of Lands in this Island, and to regulate the proceedings of a Court of Escheats therein.*"

A motion being made, and the question being put, that the said Bill do pass, the House divided:

Yeas.

Mr. Brecken,	Mr. Dalrymple,
Mr. A. Macdonald,	Mr. Hyndman,
Mr. Green,	Mr. Pope,
Mr. J. S. Macdonald,	Mr. Cody,
Mr. Nelson,	Mr. Brennan,
Mr. M'Neil,	Mr. Binns.

Nays.

Mr. Compton,	Mr. H. Macdonald.
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So it passed in the affirmative.

Ordered, that Mr. Compton do carry the said Bill to the Council, and desire their concurrence.

The Order of the Day being read, for the House in Committee on the Bill to repeal a certain part of an Act made and passed in the forty-third year of the Reign of his late Majesty King George the Third, intituled "*An Act for making perpetual certain Laws therein mentioned, and for continuing sundry other Laws that are near expiring,*" and to establish the Toll to be taken at the different Grist Mills, for grinding Wheat, Barley, Oats, and other Grain:

The House accordingly resolved itself into said Committee:

Mr. Speaker left the Chair:

Mr. Cody took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Cody, Chairman of the Committee, reported, that they had gone through the Bill, and agreed to the same, with amendments.

A motion being made, and the question being put, that the Report of the Committee be agreed to—the House divided—

Yeas.

Mr. Cody,	Mr. Macneil,
Mr. Brennan,	Mr. Pope,
Mr. J. S. Macdonald,	Mr. Brecken,
Mr. H. Macdonald,	Mr. Owen,
Mr. Green,	Mr. A. Macdonald.
Mr. Hyndman,	

Nays.

Mr. Dalrymple,	Mr. Compton.
Mr. Cooper,	

So it passed in the affirmative.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be "*An Act to repeal a certain part of an Act made and passed in the forty-third year of the Reign of his late Majesty King George the Third, intituled 'An Act for making perpetual certain Laws therein mentioned, and for continuing sundry other Laws that are near expiring,' and to establish the Toll to be taken at the different Grist Mills, for the manufacture of Flour, Oatmeal, and Pearl Barley.*"

Message from the Council, by Mr. Nantes:

Mr. Speaker,

His Majesty's Council have passed the following Bills:—

"*An Act to regulate the Salary of the Collector of Impost and Excise for the District of Charlotte-Town.*"

"*An Act to provide for the conveyance of the Mails between Charlotte-Town and Pictou, by a Steam Vessel.*"

And also,

His Majesty's Council have passed the Bill intituled "*An Act to prevent Tavern-keepers, Inn-keepers, or other persons, from harbouring or entertaining Soldiers at improper hours*"—with amendments, to which they desire the concurrence of the Assembly.

And then the Messenger withdrew.

Read a third time, as engrossed, the Bill intituled "*An Act to amend and render more effectual an Act made and passed in the Eleventh year of the Reign of his late Majesty, intituled An Act to authorize the conviction and punishment, in a Summary way, of persons committing common Assaults and Batteries.*"

Ordered, that the said Bill do pass.

Ordered, that Mr. Pope do carry the said Bill to the Council, and desire their concurrence.

Read the Amendments made by the Council to the Bill intituled "*An Act to prevent Tavern-keepers, Inn-keepers, or other persons, from harbouring or entertaining Soldiers at improper hours*"—and which are as followeth:

Folio 1, line 11—Strike out the work "Private."

last line—After the word "any," insert the words "non-commissioned Officer, Drummer, or."

And the House having proceeded to take the same into consideration—

Resolved, that this House doth concur with the Council in the Amendments to the said Bill.

The Order of the Day, for taking into consideration the Amendments made by the Council to the Bill intituled "*An Act to prevent the Importation and Spreading of Infectious Diseases within this Island*"—being read;

The House proceeded accordingly to take the same into consideration.

And the said Amendments were read, and are as followeth:

Preamble, first line—Strike out from the word "from" to the word "Island," both words inclusive.

Strike out the last line, and insert the words "into this Island."

Folio 1, line 12—After the word "Town" insert the words "with Emigrant Passengers or."

Folio 2, line 13—After the word "direct" insert the words "the Master or Commander of the said Vessel forthwith to hoist, or cause to be hoisted, a yellow Flag, to be provided by the said Medical Officer, at the main topmast Head of the said Vessel, and which Flag shall be kept flying, and to direct."

Folio 4, line 11—After the word "Vessel" insert the words "with Emigrant Passengers or."

Folio 5, line 14—After the word "Vessel" insert the words "with Emigrant Passengers or."

Folio 8, line 15—After the word "Vessel" insert the words "with Emigrant Passengers or."

Same folio, line 17—After the word "aforesaid" insert the words "or on board of which said Vessel any person during the voyage had died or been sick of any such infection."

Folio 10, line 11—After the word "Vessel" insert the words "with Emigrant Passengers or."

Folio 13, line 13—After the word "Vessel" insert the words "or any other Vessel on board of which the attendance of the said Medical person shall or may be required, under and by virtue of this Act."

Folio 16, line 19—After the word "Passengers" insert the words "and others."

Same folio, same line—After the word "Vessel" insert the words "infected with any disease."

Folio 17, line 1—Strike out the word "the" and insert the word "their."

same folio, same line, and line 2—Strike out from the word "of" to the word "infected," both words inclusive.

same Folio, line 3 and 4—Strike out the words "among the other Passengers."

Folio 19, line 2—After the word "Vessels" insert the words "as aforesaid."

Resolved, that this House doth concur with the Council in the said Amendments.

On motion of Mr. Brecken—Ordered, that this House do resolve itself into a Commit-

tee of the whole House on the consideration of Supplies to be granted for the public service, to-morrow.

Message from the Council, by Mr. Nantes:
Mr. Speaker,

His Majesty's Council do agree to the Free Conference, as desired by the House of Assembly, on the general state of the Colony; and have appointed the Honorables T. H. Haviland and the Attorney General a Committee to manage the same, to meet in the Committee Room, on Monday next, at Two o'clock.

And also,

Mr. Speaker,

His Majesty's Council do agree to the Conference as desired by the House of Assembly, on the subject matter of the Bill intituled "*An Act to confirm and render valid certain Marriages heretofore solemnized within this Island, and also to declare by whom and in what manner Marriages shall be celebrated in future, and to provide for the Public Registry of the same*"—and have appointed the Honorables A. Lane and T. H. Haviland a Committee to manage the same—to meet in the Committee Room instanter.

And also—

His Majesty's Council have passed the Bill intituled "*An Act for the relief of Solomon Desbrisay, a Prisoner in confinement for Debt within the Limits of the Jail of Charlotte-Town*"—with an amendment, to which they desire the concurrence of the Assembly.

And then the Messenger withdrew.

The names of the Managers appointed to confer with the Council on the subject-matter of the Bill intituled "*An Act to confirm and render valid certain Marriages heretofore solemnized within this Island, and also to declare by whom and in what manner Marriages shall be celebrated in future, and to provide for the Public Registry of the same*"—being called over, they went to the Conference;

And being returned,

Mr. Pope reported the substance of the Conference to the House.

Mr. M. Neil, from the Special Committee to whom was committed the Bill for the better regulation of the Militia, and to repeal the Militia Law now in force—reported, that they had gone through the Bill and made several amendments thereto; and he read the

Report in his place, and delivered it in, with the Bill, at the Clerk's Table, where the Amendments were again read.

Ordered, that the said Bill and Report be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee:

Mr. Speaker left the Chair:

Mr. McNeil took the Chair of the Committee:

Mr Speaker resumed the Chair.

Mr. McNeil, Chairman of the Committee, reported, that they had gone through the

Bill, and agreed to the same, without any amendment.

Ordered that the Report of the Committee be agreed to.

Ordered, that the said Bill be engrossed, and that the Title be "*An Act to repeal an Act made in the Twentieth year of the Reign of his late Majesty King George the Third, intituled 'An Act for the establishing and regulating a Militia,' and to make other provisions in lieu thereof.*"

Then the House adjourned until to-morrow at Eleven o'Clock.

SATURDAY, March 24, 1832.

PRAYERS.

THE Petition of the Inhabitants of Georgetown, praying for aid to complete the King's Wharf at that place, was taken up and again read.

Ordered, that the said Petition be referred to the Committee of Supply.

The Order of the Day for the House in Committee on the consideration of Supplies to be granted for the Public Service, being read—

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Brecken, took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Brecken, Chairman of the Committee, reported, that they had made some progress in the business to them referred, and that the Committee had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the same in his place, and afterwards delivered them in at the Clerk's Table, where they were again read, and are as followeth:

1. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding Five Hundred and Ninety Pounds be granted to His Majesty, and placed at the disposal of the Lieutenant Governor, for the encouragement and support of Schools.

2. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding Fifteen Hundred Pounds be granted, and placed at the disposal of the Lieutenant Governor in Council, to be applied and expended for the service of Roads and Bridges for the

present year, agreeably to the Report of the Committee on Roads and Bridges.

3. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding Two Hundred and Sixty Pounds be placed at the disposal of the Lieutenant Governor, to defray the Salary of the Collector of Impost and Excise for the District of Charlotte-Town, for the present year.

4. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding One Thousand Pounds be granted for the Contingent expences of the Government for the present year—to be drawn for, from time to time, by warrant of the Lieutenant Governor in Council.

5. **RESOLVED**, That the sum of Three Hundred Pounds be granted and paid to His Excellency the Lieutenant Governor.

6. **RESOLVED**, That it is the opinion of this Committee, that a Sum not exceeding Two Hundred Pounds be granted, and placed at the disposal of the Lieutenant Governor, to pay the Salaries of Sub-Collectors of His Majesty's Customs for the present year, should the same be required.

7. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding Eighty Pounds be granted, and placed at the disposal of the Lieutenant Governor, to be applied towards erecting a Bridge over Campbell's Pond, on the new line of road between New London and Princetown.

8. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding One Hundred and Fifty Pounds be granted, and placed at the disposal of His Majesty's Council, to defray one year's Rent of Government House.

9. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding Fifty-five Pounds be granted, and placed at the disposal of the Lieutenant Governor, to be applied towards completing

Poplar Island Bridge, in the most direct line to the end of the Royalty road.

10. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding Eighty Pounds be granted, and placed at the disposal of the Lieutenant Governor, to be applied in opening a Road from the new Settlement on Anderson's Road to Poplar Island Bridge.

11. **RESOLVED**, That it is the opinion of this Committee, that there be granted, and placed at the disposal of the Lieutenant Governor, a sum sufficient to purchase a Bill on England for One Hundred Pounds Sterling, to be paid to John Bainbridge, Esq. for his services as Colony Agent for the past year.

12. **RESOLVED**, That it is the opinion of this Committee, that the sum of Thirty-six Pounds be placed at the disposal of the Board of Education, to be distributed to deserving French Teachers in the Acadian French Settlements, in such proportions as the Board may consider proper, in sums not exceeding six pounds.

13. **RESOLVED**, That it is the opinion of this Committee, that the sum of Eight Pounds be granted, and placed at the disposal of the Lieutenant Governor, to be applied in repairing Princetown Wharf.

14. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding Fifteen Pounds be granted, and paid in half-yearly payments, to James Gibson, late Wharfinger.

15. **RESOLVED**, That it is the opinion of this Committee, that the sum of One Hundred and Fifty Pounds be granted, and placed at the disposal of the Lieutenant Governor, for the repairs of Wilmot Creek Bridge.

16. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding Fifty Pounds be granted, and placed at the disposal of the Lieutenant Governor, to be applied, if necessary, for the safe keeping and care of Insane persons during the present year.

17. **RESOLVED**, That it is the opinion of this Committee, that the sum of Fifty Pounds, in addition to the sum of Seventy-one Pounds already granted, be placed at the disposal of the Lieutenant Governor, for the purpose of rounding up that part of the Western Road called the Quagmire, at the head of Ellis River.

18. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding One Hundred and Forty Pounds be granted, and placed at the disposal of the Lieutenant Governor, to be paid to the Commissioners of Highways, for their services this present year.

23. **RESOLVED**, That the sum of Twenty-five Pounds be granted to each of the District Agricultural Societies in Prince and King's Counties, in aid of those institutions, for the importation of Seeds or Agricultural

Implements—provided the number of such Societies shall not exceed two in each County.

24. **RESOLVED**, That it is the opinion of this Committee, that a sum sufficient to purchase a Bill of Twenty Pounds Sterling, be placed at the disposal of the Committee of Correspondence with the Colony Agent, to be applied in aid of the funds of the North American Colonial Association, if the same should, by the Colony Agent, be considered necessary.

19. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding Fifty Pounds be granted, and placed at the disposal of the Lieutenant Governor, to be applied in extending and covering the Georgetown Wharf.

20. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding Ten Pounds be placed at the disposal of His Excellency the Lieutenant Governor, in addition to the sum of Twenty Pounds already granted, to repair Midgell Bridge, and to lower the hill on the Eastern side thereof.

21. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding Three Hundred Pounds be granted, and placed at the disposal of the Lieutenant Governor, for the purpose of defraying the expence of conveying the Mails between Charlotte-Town and Pictou by means of a Steam Vessel, if the Act passed for that purpose should go into operation.

22. **RESOLVED**, That it is the opinion of this Committee, that the sum of One Hundred and Fifty Pounds be granted to the Central Agricultural Society, for the Importation of Seeds.

25. **RESOLVED**, That it is the opinion of this Committee, that the sum of Ten Pounds be placed at the disposal of the Lieutenant Governor, to be paid to James Breeding, Schoolmaster, if that person continues to conduct the National School for the current year.

26. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding One Hundred Pounds be placed at the disposal of the Lieutenant Governor, for incidental repairs of Roads and Bridges for the present year.

27. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding Fifty Pounds be granted, and paid to the person who may be appointed by the Lieutenant Governor to correspond with the Road Commissioners, for the present year.

The Chairman also acquainted the House, that he was directed by the Committee to move for leave to sit again, to consider further of Supply—which the House agreed to.

Ordered, that the question of concurrence be now separately put upon the said Resolutions.

The First to the Fourth of the said Resolutions inclusively being again severally read, and the question of concurrence being separately put thereon, they were agreed to by the House.

The Fifth of the said Resolutions being again read, and the question of concurrence put thereon—the House divided:

Yeas.

Mr. Binns,	Mr. Dalrymple,
Mr. Nelson,	Mr. Hyndman,
Mr. Cody,	Mr. A. Macdonald,
Mr. Macneil,	Mr. Cooper,
Mr. H. Macdonald,	Mr. Owen.

Nays.

Mr. Compton,	Mr. Green,
Mr. Brennan,	Mr. Pope,
Mr. Brecken,	Mr. J. S. Macdonald.

So it was carried in the affirmative.

The Sixth to the Twenty-seventh of the said Resolutions inclusively being again severally read, and the question of concurrence being separately put thereon, they were agreed to by the House.

Resolved, that this House do concur with the Committee in the said Resolutions.

Resolved, that this House do, on Monday next, again resolve itself into a Committee of the whole House, to consider further of Ways and Means.

On motion, the House resolved itself into a Committee of the whole House, to resume the consideration of the Bill to incorporate the Minister and Trustees of Saint James's Church, Charlotte-Town.

Mr. Speaker left the Chair:

Mr. Dalrymple took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Dalrymple, Chairman of the Committee, reported, that they had gone through the Bill, and agreed to the same, with amendments.

Ordered, that the Report of the Committee be agreed to.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be "*An Act to incorporate the Minister and Trustees of Saint James's Church, in the Town of Charlotte-Town.*"

Ordered, that Mr. A. Macdonald have leave of absence until Wednesday next.

Mr. Binns, in his place, read a Petition of divers Merchants, and others, interested in the Fisheries of this Island:

And a motion being made, and the question being put, that the said Petition be received and read—

It was resolved in the negative.

Mr. Pope moved, that the following Address be sent to His Excellency the Lieutenant Governor:

To His Excellency Lieut. Colonel ABETAS WILLIAM YOUNG, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and the Territories thereunto adjacent, Chancellor and Vice-Admiral of the same, &c. &c. &c.

May it please your Excellency,

The House of Assembly having had under consideration your Excellency's Message of February 3d, recommending the House to appropriate a further sum towards the completion of Anderson's Road, from the new Settlement thereon to Poplar Island Bridge, have accordingly appropriated the sum of £80 in aid of that object—and the House being of opinion, that the Lands through which it is intended to run the said Road come within the provisions of an Act intitled "*An Act to regulate the laying out and altering of Highways, and to provide a mode of obtaining compensation for those who may be thereby injured, and to cause those who are benefited thereby to contribute towards their formation,*" humbly request that your Excellency in Council will be pleased to cause a Writ to be issued in accordance with the said Act, to compel those persons who may be benefited by the said Road to contribute towards the formation thereof.

Mr. Speaker having put the question, "Is it the pleasure of the House to agree to this Address?"—the House divided:

Yeas.

Mr. Pope,	Mr. A. Macdonald,
Mr. Brennan,	Mr. Hyndman,
Mr. Cody,	Mr. Green,
Mr. Nelson,	Mr. Owen,
	Mr. Brecken.

Nays.

Mr. H. Macdonald,	Mr. Binns.
Mr. Compton,	

So it passed in the affirmative.

Ordered, that the said Address be engrossed.

Ordered, that Mr. Pope and Mr. Owen be a Committee to wait on His Excellency with the said Address.

Then the House adjourned until Monday next at Eleven o'clock.

MONDAY, March 26, 1832.

PRAYERS.

ON motion of Mr. Brecken—Ordered, that a Committee be appointed to search the Journals of the Legislative Council to ascertain what proceedings have been had on the Bill intituled “*An Act for the better Security of the Revenue.*”

Ordered, that Mr. Brecken and Hyndman be a Committee for that purpose.

Read a third time, as engrossed, the Bill intituled “*An Act to incorporate the Minister and Trustees of Saint James’s Church, in the Town of Charlotte-Town.*”

Ordered, that the said Bill do pass.

Read a third time, as engrossed, the Bill intituled “*An Act to incorporate the Minister and Elders of Saint John’s Church, in the District of Belfast.*”

Ordered, that the said Bill do pass.

Read a third time, as engrossed, the Bill intituled “*An Act to repeal a certain part of an Act made and passed in the forty-third year of the Reign of his late Majesty King George the Third, intituled “An Act for making perpetual certain Laws therein mentioned, and for continuing sundry other Laws that are near expiring,” and to establish the Toll to be taken at the different Grist Mills, for the manufacture of Flour, Oatmeal, and Pearl Barley.*”

A motion being made, and the question being put, that the said Bill do pass—the House divided—

Yeas.

Mr. H. Macdonald,	Mr. Green,
Mr. Owen,	Mr. J. S. Macdonald,
Mr. Nelson,	Mr. Macneil,
Mr. Brennan,	Mr. Compton,
Mr. Cody,	Mr. Binns,

Nay.

Mr. Dalrymple.

So it passed in the affirmative.

Read a third time, as engrossed, the Bill intituled “*An Act to repeal an Act made in the Twentieth year of the Reign of his late Majesty King George the Third, intituled “An Act for the establishing and regulating a Militia,” and to make other provisions in lieu thereof.*”

Ordered, that the said Bill do pass.

Ordered, that Mr. Brecken do carry the above Bills to the Council, and desire their concurrence.

Mr. Brecken, from the Committee appointed to search the Journals of the Legislative Council as to the proceedings had on the Bill for the better Security of the Revenue—reported that they had found the following entry:

“ Council Chamber, Thursday, }
15th March, 1832. } ”

PRESENT

The Hon. Chief Justice Jarvis, President.

The Honorables {
George Wright,
Ambrose Lane,
T. H. Haviland,
Charles Worrell,
The Attorney General.

“ In pursuance of the Order of the Day, the House resolved itself into a Committee of the whole, on the Bill intituled “An Act for the better Security of the Revenue”—and after some time spent therein, the President reported, that the Committee had agreed to the same.

“ Ordered, that the Report of the Committee be received.

“ On motion, the said Bill was read a third time.

“ On motion, that the said Bill do pass—the House divided:

CONTENTS.

The Chief Justice,
T. H. Haviland,
The Attorney General.

NON-CONTENTS.

George Wright,
Ambrose Lane,
Charles Worrell.

“ And so it passed in the negative.”

Mr. Speaker communicated to the House a Letter he had received from His Excellency the Lieutenant Governor:

And the said Letter was read, and is as follows:

GOVERNMENT HOUSE,
26th March, 1832.

Sir,

I take the earliest opportunity to request you will lay before the House of Assembly my sentiments, which are contained in the accompanying paper, in regard to the vote that the House have been so good as to pass, for an allowance to me for the present year.

I have the honor to be,

Sir,

Your most obedient,

humble Servant,

A. W. YOUNG,

Lieutenant Governor.

W. MACNEILL, Esq.
Speaker.

“ A. W. YOUNG, Lieutenant Governor.

“ The Lieutenant Governor deeming it his manifest duty to be sensitively alive to every thing having a tendency to affect his independence—and confiding in the good sense of the House of Assembly to perceive the intimate connection existing between it and their own honor, trusts, therefore, that the candour with

which his views on the subject of the vote of an allowance to the Lieutenant Governor, for the year 1832, are laid before them, may not prove unacceptable.

"The Lieutenant Governor disclaims the supposition that the House of Assembly, collectively or individually, contemplated the possibility of retaining the Lieutenant Governor in an improper subserviency, by limiting their vote to any period short of the entire term of his administration. But he would beg to suggest to the House, that effectually to uphold the respectability of the Government, it is requisite to preclude all classes, whether rich, or poor, or ignorant, from assuming grounds on which to rest even a suspicion of its impartiality. With this view were framed the Regulations which in the neighbouring Colonies restrict the Governor from receiving any salary unless made irrevocable during his administration. Now, desiring, as the House and the Lieutenant Governor must equally do, also to secure so essential an object, it would be an obvious solecism in the policy of either, to aim at this end, and neglect the means of its attainment; therefore, the Lieutenant Governor is of opinion, that the true interests of this Province will, in like manner, be best consulted by an adherence to the same rule.

"Should the House of Assembly concur in the conclusion, which, under a sense of duty to them and to himself, the Lieutenant Governor has come, he requests the House to accept his warmest thanks for their liberality, which it will be his study to apply in a manner suited to his station—if otherwise, the purity of his intentions will doubtless plead his excuse for declining to avail himself of a temporary vote.

"March 26th, 1832."

Ordered, that the above Communication from His Excellency the Lieutenant Governor do lie on the Table, and be taken into consideration to-morrow.

Ordered, that the Amendment made by the Council to the Bill intituled "*An Act for the Relief of Solomon Desbrisay, a Prisoner in confinement for Debt within the Limits of the Jail of Charlotte-Town*"—be now committed to a Committee of the whole House.

And the said Amendment was read, and is as follows:

Folio 3, line 1—Leave out from the word "And" to the word "Crown" in *folio 4, line 8*—both words inclusive.

And then the House resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Binns took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Binns, Chairman of the Committee, reported, that they had gone into the consi-

deration of the business to them referred, and that the Committee recommended to the House to desire a Conference with the Council on the subject matter of the said Amendment.

Resolved, that a Conference be desired with the Council on the subject matter of the said Amendment.

Ordered, that Mr. Brecken do go to the Council and desire the said Conference.

Ordered, that Mr. Binns, Mr. Hyndman, Mr. Brecken, and Mr. J. S. Macdonald be a Committee to manage the said Conference.

Mr. Pope, from the Committee appointed to wait on His Excellency the Lieutenant Governor with the Address of Saturday last, praying that he would direct a Writ to be issued to Assess the Lands of those persons whose property may be benefited in consequence of a certain new Road being run through the same, in order that the said persons may be compelled to contribute towards the formation of said Road—reported the delivery of the said Address, and that His Excellency was pleased to give for answer, that he would attend to the recommendation of the House.

The time appointed by the Council for the Free Conference on the General State of the Colony having arrived, the names of the Managers were called over:

Whereupon they went to the Conference—
And being returned—

Mr. Owen acquainted the House with what had taken place at the said Free Conference.

On motion, the House resolved itself into a Committee of the whole House, to resume the consideration of an engrossed Bill from the Council, intituled "*An Act to confirm and render valid certain Marriages heretofore solemnized within this Island, and also to declare by whom and in what manner Marriages shall be celebrated in future, and to provide for the Public Registry of the same.*"

Mr. Speaker left the Chair:

Mr. Owen took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Owen, Chairman of the Committee, reported, that they had gone through the said Bill, and had made several amendments thereto, which he delivered in, together with the Report, at the Clerk's Table, where the Amendments were again read.

Resolved, that this House doth concur with the Committee in the said Amendments.

Ordered, that the said Amendments be engrossed.

The Order of the Day, for the House in Committee to consider further of Ways and Means, being read;

Ordered, that the said Order of the Day be postponed until to-morrow.

Mr. Dalrymple, from the Special Committee appointed to prepare an Address to

His Excellency the Lieutenant Governor, praying that he will be pleased to establish a Court of Escheats—presented the draught of an Address, as prepared by the Committee, and he read the same in his place.

Ordered, that the said Address be committed to a Committee of the whole House to-morrow.

Then the House adjourned until Eleven o'clock to-morrow.

TUESDAY, March 27, 1832.

PRAYERS.

THE Order of the Day, for the consideration of His Excellency's Communication of yesterday, being read:

Ordered, that the said Communication be now referred to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Binns took the Chair of the Committee:

Mr. Speaker resumed the Chair.

An engrossed Bill from the Council intitled "*An Act to confirm and render valid certain Marriages heretofore solemnized within this Island, and also to declare by whom and in what manner Marriages shall be celebrated in future, and to provide for the Public Registry of the same*"—as amended, was read a third time.

Ordered, that the said Bill, as amended, do pass.

Ordered, that Mr. Owen do carry back the said Bill to the Council, and acquaint them that this House hath agreed to the same, with amendments, to which this House doth desire their concurrence.

The Order of the Day, for the House in Committee upon the Address to His Excellency the Lieutenant Governor, praying that he will be pleased to establish a Court of Escheats within this Island, being read;

The House accordingly resolved itself into said Committee:

Mr. Speaker left the Chair:

Mr. Dalrymple took the Chair of the Committee:

Mr Speaker resumed the Chair.

Mr. Dalrymple, Chairman of the Committee, reported, that they had gone through

the Address and agreed to the same—and he read the Address in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as follows:

To His Excellency Lieut. Colonel **ARETAS WILLIAM YOUNG**, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and the Territories thereunto adjacent, Chancellor and Vice-Admiral of the same, &c. &c. &c.

May it please your Excellency,

We the Representatives of His Majesty's loyal subjects the Inhabitants of Prince Edward Island, in General Assembly convened, beg leave to state to your Excellency, that having had under our serious consideration the Report of the Special Committee of this House "appointed to inquire whether any and what Lots or Townships of Land in this Island are liable to Escheat, and what measures ought to be adopted consequent thereon," it is with deep concern we have to remark, that notwithstanding the various advantages which this Island enjoys, such as good Roads, navigable Rivers, Soil of an excellent quality, and of easy cultivation, a great portion of it still remains in a Wilderness state.

Unfortunately for this Country, large tracts of Land are claimed by individuals who do not reside in the Colony, and who have not yet fulfilled the conditions of their respective grants. The British Government have been pleased to extend indulgences to the grantees from time to time; but so far have such instances of Royal favour been from conducing to the Improvement of the Colony, that they have grievously retarded its advancement. In Nova-Scotia and New-Brunswick Courts of Escheats have been established, which have materially contributed to the settlement and cultivation of these Colonies. We the House of Assembly, therefore, respectfully pray, that your Excellency will be pleased to establish a similar Court in this Colony, for the purpose of re-investing in the Crown such Townships or parts of Townships of Land in this Island as may be found liable to Escheat.

Ordered, that the said Address be engrossed.

Ordered, that Mr. *Dalrymple*, Mr. *Compton*, and Mr. *Cooper* be a Committee to wait on His Excellency with the said Address.

The Order of the Day, for the House in Committee to consider further of Ways and Means, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. *Cody* took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. *Cody*, Chairman of the Committee, reported one Resolution, which he read in his place, and delivered in at the Clerk's Table, where it was again read, and is as follows:

RESOLVED, That it is the opinion of this Committee, that a Revenue of Fifteen Hundred Pounds per annum, for four years, be raised by an Assessment on Land.

The said Resolution being again read, and the question of concurrence being put thereon—the House divided:

Yeas.

Mr. <i>Binns</i> ,	Mr. <i>Owen</i> ,
Mr. <i>Cody</i> ,	Mr. <i>Hyndman</i> ,
Mr. <i>Cooper</i> ,	Mr. <i>Macneil</i> ,
Mr. <i>Brenan</i> ,	Mr. <i>Dalrymple</i> ,
Mr. <i>Green</i> ,	Mr. <i>Willock</i> ,
Mr. <i>Pope</i> ,	Mr. <i>J. S. Macdonald</i> .
Mr. <i>Brecken</i> ,	

Nays.

Mr. <i>H. Macdonald</i> ,	Mr. <i>Nelson</i> .
Mr. <i>Compton</i> ,	

So it was carried in the affirmative.

Ordered, that Mr. *Brecken*, Mr. *Owen*, Mr. *Pope*, Mr. *Binns*, and Mr. *Brenan* be a Committee to prepare and bring in a Bill for levying an Assessment on Land, in accordance with the foregoing Resolution.

On motion, the House resolved itself into a Committee of the whole House, to consider further of a Supply.

Mr. Speaker left the Chair:

Mr. *Brecken* took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. *Brecken*, Chairman of the Committee, reported, that they had made some progress in the business to them referred, and that he was directed by the Committee to move for leave to sit again.—Leave granted.

Message from the Council, by Mr. Nantes:

Mr. Speaker,
His Majesty's Council desire a further

Free Conference with the House of Assembly, on the General State of the Colony, and have appointed the same Committee who managed the last Conference to manage this—to meet in the Committee Room instanter.

And then the Messenger withdrew.

Resolved, that this House do agree to a further Free Conference, as is desired by the Council, on the General State of the Colony.

Ordered, that Mr. *Owen* do go to the Council and acquaint them therewith.

Ordered, that the Committee who managed the former Free Conference do manage this.

So the Managers went to the Conference; And being returned,

Mr. *Owen* reported the substance of the Conference.

Message from the Council, by Mr. Nantes:

Mr. Speaker,

His Majesty's Council do agree to the Conference desired by the House of Assembly on the subject matter of the Amendment to the Bill intituled "*An Act for the Relief of Solomon Desbrisay, a Prisoner in confinement for Debt, within the Limits of the Jail of Charlotte-Town*"—and have appointed the Honorables *George Wright* and *Ambrose Lane* a Committee to manage the same—to meet the Committee of the House of Assembly in the Committee Room instanter.

And then the Messenger withdrew.

The names of the Managers being called over, they went to the Conference.

And being returned—

Mr. *Binns* reported the substance of the Conference to the House.

Resolved, that this House doth concur with the Council in their amendments to the said Bill.

On motion, the House again resolved itself into a Committee of the whole House, to consider further of a Supply.

Mr. Speaker left the Chair:

Mr. *Brecken* took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. *Brecken*, Chairman of the Committee, reported three Resolutions, which he read in his place, and delivered in at the Clerk's Table, where they were again read, and are as followeth:

Ordered, that the said Report be referred to the Committee of Supply.

Resolved, that a further Free Conference be desired with His Majesty's Council on the General State of the Colony.

Ordered, that Mr. Owen do go to the Council, and desire the said Free Conference.

Ordered, that the same Committee who managed the former Free Conference do manage this.

Mr. Brecken, from the Committee appointed to prepare and bring in a Bill for increasing the Revenue by an Assessment on Land—presented the draught of a Bill, and the same was received and read for the first time.

On motion, the said Bill was read a second time.

The Order of the Day, for the House in Committee to consider further of a Supply, being read.

The House accordingly resolved itself into said Committee:

Mr. Speaker left the Chair:

Mr. Brecken took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Brecken, Chairman of the Committee, reported two Resolutions, which he read in his place, and delivered in at the Clerk's Table, where the same being again read, were agreed to by the House, and are as followeth:

RESOLVED, That it is the opinion of this Committee, that the sum of Eighty-nine Pounds, Three Shillings, and Ten-Pence half-penny be granted, and paid to the Clerk of the House of Assembly, for the purpose of defraying the expences incurred by the attendance of Witnesses on the investigation into the late King's County Election, and for other incidental charges attending the same, in accordance with the Report of the Special Committee, to whom the matter was referred.

2. RESOLVED, That it is the opinion of this Committee, that there be granted, and placed at the disposal of the Lieutenant Governor, a sum not exceeding Eighty Pounds, to be paid to the Commissioners appointed to examine and report on the Laws now in force, previous to the Statute book being re-printed.

Ordered, that Mr. Owen and Mr. Brennan be a Committee to prepare and bring in a Bill for appropriating the Supplies granted to His Majesty this Session.

Message from the Council, by Mr. Nantes:
Mr. Speaker,

His Majesty's Council have passed the Bill intituled "*An Act to establish the times and places for holding the Supreme Court in King's and Prince Counties, and for other purposes therein mentioned*"—with several Amendments, to which they desire the concurrence of the Assembly.

And then the Messenger withdrew.

Ordered, that the Bill for increasing the Revenue by an Assessment on Land, be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Brecken took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Brecken, Chairman of the Committee, reported, that they had made a progress with the Bill, and that he was directed by the Committee to move for leave to sit again.—Leave granted.

Message from the Council, by Mr. Nantes:
Mr. Speaker,

His Majesty's Council do agree to a further Free Conference, as desired by the House of Assembly, on the General State of the Colony,—and have appointed the same Committee who managed the last Free Conference to manage this,—to meet in the Committee Room instanter.

And then the Messenger withdrew.

Whereupon the Managers went to the Free Conference;

And being returned—

Mr. Owen reported to the House what had taken place at the Free Conference.

Message from the Council, by Mr. Nantes:
Mr. Speaker,

His Majesty's Council desire a Conference with the House of Assembly, on the subject of their Amendments to the Bill intituled "*An Act to confirm and render valid certain Marriages heretofore solemnized within this Island, and also to declare by whom and in what manner Marriages shall be celebrated in future, and to provide for the Public Registry of the same*,"—and have appointed the Honorables T. H. Haviland and the Attorney General a Committee to manage the same, to meet in the Committee Room, instanter.

And then the Messenger withdrew.

Resolved, that this House do agree to a present Conference, as is desired by the Council, on the subject of the Amendments to the said Bill.

Ordered, that Mr. Binns do go to the Council, and acquaint them therewith.

Ordered, that Mr. Pope, Mr. Brecken, Mr. Dalrymple, Mr. Owen and Mr. Binns be a Committee to manage the said Conference.

And the Managers went to the Conference And being returned—

Mr. Pope reported to the House what had taken place at the Conference.

Ordered, that Mr. Binns do carry back the following Bills to the Council, and acquaint them that this House hath agreed to their Amendments :

“An Act to require Landlords and Claimants of Rents to put the Titles by which they claim upon Record in the proper Offices of Record in this Island.”

“An Act to prevent the Importation and Spreading of Infectious Diseases within this Island.”

“An Act to prevent Tavern-keepers, Inn-keepers, or other persons, from harbouring or entertaining Soldiers at improper hours.”

“An Act for the Relief of Solomon Desbrisay, a Prisoner in confinement for Debt, within the Limits of the Jail of Charlotte-Town.”

On motion, the House again resolved itself into a Committee of the whole House, to resume the consideration of the Bill for increasing the Revenue by levying an Assessment on Land.

Mr. Speaker left the Chair :

Mr. Brecken took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Brecken, Chairman of the Committee, reported, that they had gone through the Bill, and agreed to the same, with amendments.

Ordered, that the Report of the Committee, be agreed to.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be “An Act for increasing the Revenue by an Assessment on Land.”

Resolved, That a further Conference be desired with the Council on the subject of the Amendments made by this House to the Bill intituled “An Act to confirm and render valid certain Marriages heretofore solemnized

“within this Island, and also to declare by whom and in what manner Marriages shall be celebrated in future, and to provide for the Public Registry of the same.”

Ordered, that Mr. Pope do go to the Council and desire the said Conference.

Ordered, that the Committee who managed the last Conference do manage this Conference.

Message from the Council, by Mr. Nantes:

Mr. Speaker,

His Majesty's Council have passed the Bill intituled “An Act to amend and render more effectual an Act made and passed in the Eleventh year of the Reign of his late Majesty, intituled An Act to authorize the Conviction and Punishment, in a Summary Way, of Persons committing Common Assaults and Batteries”—with amendments, to which they desire the concurrence of the Assembly.

And also,

His Majesty's Council have passed the Bill intituled “An Act to authorize Justices of the Peace and Commissioners under the Small Debt Act to issue Writs of Summons against persons about to leave this Island,”—without any amendment.

And then the Messenger withdrew.

Ordered, that the Amendments made by the Council to the Bill intituled “An Act to amend and render more effectual an Act made and passed in the Eleventh year of the Reign of his late Majesty, intituled An Act to authorize the conviction and punishment, in a Summary way, of persons committing Common Assaults and Batteries”—be now taken into consideration.

And the said Amendments were read, and are as followeth :

Folio 2, line 17—After the word “Parties” insert the words “as also the Prosecutor and Witnesses.”

Folio 2, line 24—After the word “Act” insert the words “and if the said person or persons so bound to appear shall make default and shall not appear according to the condition of his or their recognizance, the said Justices shall, and they are hereby required, to certify such default under their Hands and Seals to His Majesty's Supreme Court of Judicature, together with the said Recognizance, when the same shall be liable to be estreated by His Majesty's Attorney or Solicitor General, in the same way and manner as if such de-

"fault had been made on any recognition returnable in the said Supreme Court.

And the said Amendments being again read, they were agreed to by the House.

Ordered, that the Amendments made by the Council to the Bill intituled "*An Act to establish the times and places of holding the Supreme Court in King's and Prince Counties, and for other purposes therein mentioned,*"—be now committed to a Committee of the whole House.

And then the said Amendments were read, and are as followeth :

Folio 1, line 15—Strike out the word "is" and insert the word "be."

line 17—After the word "County," insert the words "and as soon as His Excellency the Lieutenant Governor, or Commander in Chief for the time being, shall issue his Commission or Commissions for that purpose."

line 20—Strike out the word "twice," and insert the words "once in each of the said Counties."

line 22—Strike out from the word "second" to the word "the," *line 23*, both words inclusive.

line 25—Strike out from the word "and" to the word "November," both words inclusive.

Folio 2, line 20—After the word "respectively," insert the words "or on one of the Days herein after mentioned for the return of Writs; and after such Courts shall have gone into operation, the Writs so to be issued in such Counties shall bear teste in the usual manner, as of the last day of the term so held in the said Counties respectively."

Folio 2, line 28—After the word "aforesaid," insert the words "and after the said Commission or Commissions shall have been issued."

Folio 3, line 1—Strike out from the word "any" to the word "notwithstanding," both words inclusive.

line 12—Strike out from the word "which" to the word "year," *line 14*, both words inclusive.

Folio 4, line 13—Strike out the word "present."

line 19—After the word "all," insert the word "Petit."

line 23—After the word "practised," insert the words "except in Michaelmas term in Queen's County."

line 24—Before the word "Jurors," insert the words "such Petit."

line 26—Strike out the word "ten" and insert the word "nine."

line 28—Strike out the word "six" and insert the word "seven."

line 30—Strike out the word "six" and insert the word "nine."

Folio 5, line 3—Strike out the words "for seven," and insert the words "not exceeding ten."

line 8—Strike out from the word "in" to the word "notwithstanding," *line 13*, both words inclusive; and insert "there shall be allowed Sixty days at the end of each Term holden in Queen's County, for the purpose of the return of Writs; and that all Writs returnable at the terms to be holden in Prince County and King's County, may be made returnable at any day after the said Terms respectively, until within one Calendar month of the succeeding Term in the said County, which Returns shall be as valid and effectual as if made on any day in term time."

line 27—After the word "annum," insert "And be it further enacted, that the Grand Juries to be summoned as aforesaid for the said Terms in King's and Prince Counties, shall and they are hereby authorized to prepare Lists of fit and proper persons to fill the offices of Constables and Fence Viewers for each of the said Counties respectively, and the said Courts are hereby authorized to choose from the said Lists fit and proper persons to fill the said offices, in the same way and manner as is now by law required to be done for the whole Island."

And then the House resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Pope took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Pope, Chairman of the Committee, reported, that they had gone into the consideration of the business to them referred, and had come to a Resolution thereon, which he was directed to report to the House; and he read the Report in his place, and afterwards delivered it in at the Clerk's Table, where being again read, it was agreed to by the House, and is as follows:

Resolved, that it is the opinion of this Committee, that the House be recommended to desire a Conference with the Council, on the subject matter of the said Amendments.

Ordered, that Mr. Pope do go to the Council and desire the said Conference.

Ordered, that Mr. Pope, Mr. H. Macdonald, Mr. Brenan and Mr. Compton be a Committee to manage the said Conference.

Then the House adjourned until Ten o'clock to-morrow.

THURSDAY, March 29, 1832.

PRAYERS.

MR. Owen, from the Committee appointed to prepare and bring in a Bill for Appropriating the Supplies granted this Session—presented the draught of a Bill, and the same was received and read for the first time.

On motion, the said Bill was read a second time.

Ordered, that the said Bill be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Hyndman took the Chair of the Committee:

Mr Speaker resumed the Chair.

Mr. Hyndman, Chairman of the Committee, reported, that they had made some progress with the Bill, and that he was directed by the Committee to move for leave to sit again.—Leave granted.

Mr. Owen moved that the Report be amended, and that the Chairman of the Committee do report the Bill agreed to; and the motion being seconded, and the question put thereon, the House divided:—

Yeas.

Mr. Owen,	Mr. Brecken,
Mr. Hyndman,	Mr. Brenan,
Mr. Dalrymple,	Mr. Pope.

Nays.

Mr. Cody,	Mr. Macneil,
Mr. Compton,	Mr. Green,
Mr. Cooper,	Mr. Willock,
Mr. H. Macdonald,	Mr. Nelson,
Mr. Binns,	Mr. J. S. Macdonald.

So it passed in the negative.

Mr. Speaker having put the question:

Is it the pleasure of the House to receive the Report of the Committee?

It was carried in the affirmative.

Ordered, that the said Committee have leave to sit again to-morrow.

Read a third time, as engrossed, the Bill intituled "*An Act for increasing the Revenue by an Assessment on Land.*"

Ordered, that the said Bill do pass.

Ordered, that Mr. Brecken do carry the said Bill to the Council, and desire their concurrence.

Then the House adjourned for half an hour.

And being met:

Message from the Council, by Mr. Nantes:

Mr. Speaker,

His Majesty's Council do agree to a

further Conference, as desired by the House of Assembly, on the subject matter of the Amendments to the Bill intituled "*An Act to confirm and render valid certain Marriages heretofore solemnized within this Island, and also to declare by whom and in what manner Marriages shall be celebrated in future, and to provide for the Public Registry of the same*"—and have appointed the Honorables *A. Lane* and *T. H. Haviland* a Committee to manage the same, to meet in the Committee Room instant.

And then the Messenger withdrew.

The names of the Managers being called over, they went to the Conference.

And being returned—

Mr. Pope reported to the House what had taken place at the Conference.

Message from the Council, by Mr. Nantes:

Mr. Speaker,

His Majesty's Council do agree to the Conference, as desired by the House of Assembly, on the subject matter of the Amendments made by the Council to the Bill intituled "*An Act to establish the times and places for holding the Supreme Court in King's and Prince Counties, and for other purposes therein mentioned*"—and have appointed the Honorables *T. H. Haviland* and the *Attorney General* a Committee to manage the same,—to meet the Committee appointed by the House of Assembly in the Committee Room instant.

And then the Messenger withdrew.

The names of the Managers being called over, they went to the Conference.

And being returned—

Mr. Pope reported, that the Managers had been at the Conference, and had complied with the Instructions given them by this House.

Mr. Dalrymple reported from the Special Committee, to whom was referred the Petition of the Inhabitants of New London and its vicinity, praying to have that Settlement annexed to Prince County—and he read the Report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as follows:

Your Committee consider that the inconveniences of which the Petitioners complain in having to travel to Charlotte-Town to attend the Courts and to vote at

County Elections, are such as claim the serious consideration of the House—but as there is a Bill now in progress for establishing the Prince County Courts at St. Eleanor's instead of the County-town; and as the Bill to regulate Elections, which only awaits the Royal Allowance, includes New London as one of the settlements in which the Poll for Queen's County is to be held, your Committee are of opinion, that should these Bills pass, the annexation of the settlements mentioned in the Petition to Prince County would altogether fail to afford the Petitioners the facilities which they anticipate. On the contrary, the trifling advantage, if any, which Petitioners would derive from attending the Courts at St. Eleanor's, instead of Charlotte-Town, would be insufficient to counterbalance the inconvenience of being compelled to travel to Princetown to exercise their elective franchise. And your Committee are further of opinion, that any interference with the County lines would render nugatory a Bill passed by the Legislature of this Island in the year 1830, to ascertain and establish the Boundary Lines of the several Counties and Town-

ships of this Island.—For which and for the reasons above stated, your Committee recommend that the further consideration of the Petition be postponed until the fate of the following Bills be known: viz: "An Act for the better Regulation of Elections, and to regulate Elections for Members to serve in General Assembly in future"—and "An Act for building a Court House and Jail in Prince County, and for appointing Commissioners to superintend the same."

Ordered, that the Report be received.

Mr. *Dalrymple*, from the Committee appointed to wait on his Excellency the Lieutenant Governor with the Address of the 27th inst. praying that he would be pleased to establish a Court of Escheats within this Island, reported the delivery thereof; and that His Excellency was pleased to give for answer, that he would take the subject into consideration.

Then the House adjourned until Ten o'clock to-morrow.

FRIDAY, March 30, 1832.

PRAYERS.

THE Order of the Day, for the House in Committee to resume the consideration of the Bill for Appropriating the Supplies granted to His Majesty this Session, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Hyndman took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Hyndman, Chairman of the Committee, reported, that they had gone through the Bill, and agreed to the same, with an Amendment.

Ordered, that the Report of the Committee be agreed to.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be "*An Act for Appropriating certain Monies therein mentioned, for the service of the year of our Lord One Thousand Eight Hundred and Thirty-two.*"

Mr. *Binns* moved, that a Special Committee be appointed to inquire whether, and in what manner, primary Books of Instruction can be provided for the Indians, and to report thereon to the House with all convenient speed—with power to send for persons, papers and records.

And the motion being seconded, the House divided on the question:

Yeas 3.

Nays 12.

So it passed in the negative.

Mr. *Binns* moved, that the House do come to the Resolution following:

Resolved, that this House doth pledge itself that such Arms and Accoutrements as His Majesty's Government may be pleased to furnish for the use of the Militia of this Colony, shall be taken due care of, and kept in proper repair, after their arrival in this Island.

And the motion being seconded, and the question put thereon, it passed in the affirmative.

Read a third time, as engrossed, the Bill intituled "*An Act for Appropriating certain Monies therein mentioned, for the service of the year of our Lord One Thousand Eight Hundred and Thirty-two.*"

Ordered, that the said Bill do pass.

Ordered, that Mr. *Owen* do carry the said Bill to the Council, and desire their concurrence.

Ordered, that Mr. *Owen* do carry back to the Council the Bill intituled "*An Act to amend and render more effectual an Act made and passed in the Eleventh year of the Reign of his late Majesty, intituled An Act to authorize the Conviction and Punishment, in a Summary Way, of Persons committing Common Assaults*"

“and Batteries”—and acquaint them that this House hath agreed to their Amendments.

Message from the Council, by Mr. Nantes:
Mr. Speaker,

His Majesty's Council desire a further Conference with the House of Assembly on the subject matter of the Amendments proposed by the Council to the Bill intituled “*An Act to establish the times and places for holding the Supreme Court in King's and Prince Counties, and for other purposes therein mentioned,*”—and have appointed the Honorables *T. H. Haviland* and the *Attorney General* a Committee to manage the same,—to meet in the Committee Room instanter.

And then the Messenger withdrew.

Resolved, That this House do agree to a further Conference, as is desired by the Council, on the subject matter of the said Amendments.

Ordered, that Mr. *Pope* do go to the Council and acquaint them therewith.

Ordered, that the same Committee who managed the last Conference do manage this Conference.

And the Managers went to the Conference; And being returned—

Mr. *Pope* reported, that the Managers had been at the Conference, and he informed the House what had taken place thereat.

The said Amendments were again read throughout, and upon the question to agree or disagree being separately put thereon—

Resolved, That this House doth agree to the First, Sixth, Ninth, Tenth, Eleventh, Twelfth, Thirteenth, Fourteenth, Fifteenth and Nineteenth of the said Amendments—that the Second, Third, Fourth, Fifth, Seventh, Eighth, Sixteenth, and Eighteenth of the said Amendments be disagreed to—and that the words “not exceeding” in the Seventeenth Amendment be agreed to, and the word “ten” disagreed to.

Resolved, That a Free Conference be desired with the Council on the subject matter of the said Amendments; and that at the said Free Conference the Managers on behalf of this House be instructed to communicate to the Committee of the Council the substance of the foregoing Resolution.

Ordered, that Mr. *Pope* do go to the Council and desire the said Free Conference.

Ordered, that Mr. *Pope*, Mr. *H. Macdonald*, Mr. *Brenan*, Mr. *Compton* and Mr. *Binns* be a Committee to manage the said Free Conference.

Message from the Council, by Mr. Nantes:
Mr. Speaker,

His Majesty's Council have agreed to the Amendments made by the Assembly to the Bill intituled “*An Act to confirm and render valid certain Marriages heretofore solemnized within this Island, and also to declare by whom and in what manner Marriages shall be celebrated in future, and to provide for the Public Registry of the same.*”

And also,

His Majesty's Council have passed the following Bills, without any Amendment:

“*An Act to incorporate the Minister and Trustees of Saint James's Church, in the Town of Charlotte-Town.*”

“*An Act to incorporate the Minister and Elders of Saint John's Church, in the District of Belfast.*”

And then the Messenger withdrew.

On motion of Mr. *Owen*—Ordered, that a Committee be appointed to search the Journals of the Legislative Council, to ascertain what proceedings have been had on the Bill intituled “*An Act to repeal a certain part of an Act made and passed in the forty-third year of the Reign of his late Majesty King George the Third, intituled “An Act for making perpetual certain Laws therein mentioned, and for continuing sundry other Laws that are near expiring,” and to establish the Toll to be taken at the different Grist Mills, for the manufacture of Flour, Oatmeal, and Pearl Barley.*”

Ordered, that Mr. *Owen* and Mr. *Cody* be a Committee for that purpose.

Message from the Council, by Mr. Nantes:
Mr. Speaker,

His Majesty's Council have passed the Bill, intituled “*An Act to encourage the Settlement and Improvement of Lands in this Island, and to regulate the proceedings of a Court of Escheats therein*”—with amendments, to which they desire the concurrence of the Assembly.

And then the Messenger withdrew.

And the said Amendments were read, and are as followeth:

Folio 2, line 17—Strike out the word “three,” and insert the word “twelve.”

Folio 3, line 2—Strike out the word “three,” and insert the word “twelve.”

And the said Amendments being again read, they were agreed to by the House.

Then the House adjourned until to-morrow at Twelve o'Clock.

SATURDAY, March 31, 1832.

PRAYERS.

MR. Brecken laid before the House a Letter from Mr. George Mabey, Messenger to the House, stating that from old age and increasing infirmities, he felt himself incompetent to the discharge of the duties of that Office, and requesting the permission of the House to resign the same.

Ordered, That Mr. George Mabey's resignation be accepted.

Ordered, That Mr. William Birch, the present Door-keeper, be appointed Messenger to this House, in the room of Mr. George Mabey, resigned.

Ordered, that the Sergeant at Arms do see that a fit and proper person be appointed to the situation of Door keeper.

On motion of Mr. Binns—Resolved, that this House do now resolve itself into a Committee of the whole House, to take into consideration the Contingent expences of the present Session.

The House accordingly resolved itself into said Committee:

Mr. Speaker left the Chair:

Mr. Cody took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Cody, Chairman of the Committee, reported, that they had gone into the consideration of the business to them referred, and had come to a Resolution thereon, which he was directed to report to the House; and he read the same in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as followeth:

Resolved, That the House be recommended to order a Bill to be brought in to indemnify the Members of this House for their expences in attending the present Session (the Speaker excepted, he being already provided for in the general Appropriation Bill); and also to provide for the payment of the Officers of this House for their services, and for Disbursements for the use of the House.

A motion being made that the House do concur with the Committee in the said Resolution;

Mr. *Brenan* moved, in amendment, to strike out from the word "indemnify" in the second line, to the word "to" in the sixth line, both words inclusive;

And the motion being seconded, and the question put on the amendment, the House divided:

Yeas.

Mr. *Brenan*,
Mr. *Brecken*,

Mr. *Owen*.

Nays.

Mr. *Compton*,
Mr. *Cody*,
Mr. *Cooper*,
Mr. *Binns*,
Mr. *Pope*,
Mr. *Hyndman*,

Mr. *Nelson*,
Mr. *J. S. Macdonald*,
Mr. *Willock*,
Mr. *Green*,
Mr. *Macneil*.

So it passed in the negative.

The question being then put on the original motion, it passed in the affirmative.

Ordered, that Mr. *Binns* have leave to bring in a Bill to provide for the contingent expences of the present Session, pursuant to the foregoing Resolution.

He accordingly presented the said Bill to the House, and the same was received, and read for the first time.

On motion, the said Bill was read a second time.

Message from the Council, by Mr. Nantes:

Mr. Speaker,

His Majesty's Council do agree to the Free Conference, as desired by the House of Assembly, on the subject matter of the Amendments proposed by the Council to the Bill intituled "*An Act to establish the times and places for holding the Supreme Court in King's and Prince Counties, and for other purposes therein mentioned*"—and have appointed the Honorables *A. Lane* and *T. H. Haviland* a Committee to manage the same,—to meet in the Committee Room instanter.

And then the Messenger withdrew.

The names of the Managers being called over, they went to the Conference;

And being returned—

Mr. *Pope* reported, that the Managers had been at the Conference, and the Committee of the Council had informed them that His Majesty's Council do adhere to the second, third and seventh of their Amendments.

Ordered, that the Bill to provide for the contingent expences of the present Session, be now committed to a Committee of the whole House.

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. *Binns* took the Chair of the Committee:

Mr Speaker resumed the Chair.

Mr. Binns, Chairman of the Committee, reported, that they had made some progress with the Bill, and that he was directed by the Committee to move for leave to sit again.

Resolved, that this House will, on Monday next, again resolve itself into a Committee of the whole House, on the further consideration of the said Bill.

Ordered, that there be a Call of the House on Monday next.

On motion of Mr. M'Neil—Ordered, that a Committee be appointed to search the Journals of the Legislative Council, to ascertain what proceedings have been had on the Bill intituled "*An Act to repeal an Act made in the Twentieth year of the Reign of his late Majesty King George the Third, intituled 'An Act for the establishing and regulating a Militia,' and to make other provisions in lieu thereof.*"

Ordered, that Mr. M'Neil and Mr. Owen be a Committee for that purpose.

Mr. Owen, from the Committee appointed to search the Journals of the Legislative Council as to the proceedings had on the Bill intituled "*An Act to repeal a certain part of an Act made and passed in the Forty-third year of the Reign of his late Majesty King George the Third, intituled 'An Act for making perpetual certain Laws therein mentioned, and for continuing sundry other Laws that are near expiring,' and to establish the Toll to be taken at the different Grist Mills, for the manufacture of Flour, Oatmeal, and Pearl Barley,*"—reported, that they had found the following entry :

" Council Chamber, Friday, }
30th March, 1832. }

PRESENT

The Hon. Chief Justice Jarvis, President;
The Honorables { George Wright,
Ambrose Lane,
T. H. Haviland,
Charles Worrell,
The Attorney General,
Fade Goff.

" On motion, the Bill intituled "*An Act to repeal a certain part of an Act made and passed in the Forty-third year of the reign of his late Majesty King George the Third, intituled 'An Act for making perpetual certain Laws therein mentioned, and for continuing sundry other Laws that are near expiring,' and to establish the Toll to be taken at*

" the different Grist Mills, for the manufacture of Flour, Oatmeal and Pearl Barley,"—was read a second time.

" On motion, Ordered, that the said Bill be read a third time this day three months."

Mr. M'Neil, from the Committee appointed to search the Journals of the Legislative Council as to the proceedings had on the Bill intituled "*An Act to repeal an Act made in the Twentieth year of the Reign of his late Majesty King George the Third, intituled 'An Act for the establishing and regulating a Militia,' and to make other provisions in lieu thereof,*" reported, that they had found the following entry :

" Council Chamber, Friday, }
30th March, 1832. }

PRESENT

The Hon. Chief Justice Jarvis, President.
The Honorables { George Wright,
Ambrose Lane,
T. H. Haviland,
Charles Worrell,
The Attorney General,
Fade Goff.

" In pursuance of the Order of the Day, the House resolved itself into a Committee of the whole House on the consideration of the Bill intituled "*An Act to repeal an Act made in the Twentieth year of the reign of his late Majesty King George the Third, intituled an Act for the establishing and regulating a Militia, and to make other provisions in lieu thereof,*"—and after some time spent therein, the President reported, that it was moved and carried in the Committee that the further consideration of the said Bill be postponed for Three Months; as the lateness of the Session precludes the possibility of the Council giving the subject matter of the said Bill that due consideration which its importance requires.

" Ordered, that the Report of the Committee be received."

Mr. Owen, from the Committee appointed to prepare an Address to His Majesty, praying that he will be pleased to give directions for the repeal of the permanent Revenue Acts, presented the draught of an Address, as prepared by the Committee, and he read the same in his place.

Ordered, that the said Address be referred to a Committee of the whole House on Monday next.

Then the House adjourned until Monday next at Ten o'clock.

MONDAY, April 2, 1832.

PRAYERS.

ACCORDING to Order, the list was called over, and it appearing that Mr. *Angus Macdonald* was absent without leave, but his absence being accounted for to the satisfaction of the House;

Ordered, that Mr. *A. Macdonald* be excused.

The Order of the Day, for the House in Committee to resume the consideration of the Bill to provide for the Contingent Expences of the Session, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Binns took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Binns, Chairman of the Committee, reported, that they had gone through the Bill, and agreed to the same, with Amendments.

Ordered, that the Report of the Committee be agreed to.

Ordered, that the said Bill, as amended, be engrossed, and that the Title be "*An Act to provide for the Contingent Expences of the present Session.*"

Message from the Council, by Mr. Nantes:

Mr. Speaker,

His Majesty's Council have passed the Bill intituled "*An Act to appropriate certain monies therein mentioned, for the service of the year of our Lord One Thousand Eight Hundred and Thirty-two.*"

And then the Messenger withdrew.

The Order of the Day, for the House in Committee on the consideration of the Address to His Majesty, praying that he would be pleased to order the Permanent Revenue Acts to be repealed, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Owen took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Owen, Chairman of the Committee, reported, that they had gone through the said Address, and had made some Amendments thereto, and he read the Address, as

amended, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as follows:

TO THE KING'S MOST EXCELLENT MAJESTY.

Most Gracious Sovereign,

Your Majesty's dutiful and Loyal subjects the Representatives of the Inhabitants of your Majesty's Island Prince Edward, in General Assembly convened, humbly beg leave to approach the Throne, and to assure your Majesty of the devoted loyalty and affection which pervade the breasts of the Assembly and of those whom they have the honor to represent. In the full confidence that your Majesty's every thought is directed to the welfare of all your Majesty's Subjects wheresoever resident, they again beg leave to supplicate your Majesty's gracious attention to a subject of the utmost importance to the prosperity of this loyal Colony.

The continuance of two permanent Revenue Acts of the General Assembly of this Island, that was passed in the year of Our Lord One Thousand Seven Hundred and Eighty-five, intituled "*An Act to amend, render more effectual, and to reduce into one Act, the several Laws made by the General Assembly of this Island, relative to the duties of Impost on Wines, Rum, Brandy, and other distilled Spirituous Liquors, and for allowing a Drawback upon all Wines, Rum, Brandy, and other Distilled Spirituous Liquors, exported from this Island;*" and the other passed in the year 1795, intituled "*An Act for raising a duty on Wine, Rum, and other Distilled Spirituous Liquors, and for imposing a duty on Porter, Ale, and Strong Beer*"—has been productive of great evil, and occasioned much discontent in the minds of your Majesty's faithful subjects in this remote part of your Majesty's dominions. Your Majesty's personal knowledge of the cisatlantic part of the Empire, has given to your Majesty an important advantage over all your Royal Predecessors, in considering their local affairs, and in deciding on the measures which may best promote their advancement and prosperity; and as a consequence resulting from your Majesty's knowledge and observation, this Colony confidently trusts that your Majesty will see the obvious injustice and impolicy of continuing Acts, made in the infant state of the Province, imposing taxes on your Majesty's subjects therein, the expenditure of which has been at least improvidently (if not unconstitutionally) vested, solely, in the Executive Government of the Colony; thereby enabling the Governor to adopt measures that constitutionally can only be enacted by the three branches of the Legislature, and which gives the Ex-

cutive Government of this Colony an ascendancy in a matter which the Constitution of the Parent Country has confided to the Representatives of the people alone.

In the Address which your Majesty's faithful subjects the Representatives of this Island had the honor to transmit to your Majesty, during the last Session of the Assembly, every argument which suggested itself to their minds was embodied and set forth; and they humbly and respectfully beg to refer your Majesty to the facts therein stated, confidently hoping that your Majesty will graciously condescend to accede to the unanimous wishes of your faithful people, the Inhabitants of this Colony.

The House of Assembly, therefore, humbly pray that your Majesty will be most graciously pleased to signify your Royal pleasure that the said Acts may be repealed.

Ordered, that the said Address be engrossed.

Read a third time, as engrossed, the Bill intituled "*An Act to provide for the Con-tingent Expences of the present Session.*"

Ordered, that the said Bill do pass.

Ordered, that Mr. *Hyndman* do carry the said Bill to the Council, and desire their concurrence.

Ordered, that Mr. *Hyndman* do carry back to the Council the Bill intituled "*An Act to encourage the Settlement and Improvement of Lands in this Island, and to regulate the proceedings of a Court of Escheats therein*"—and acquaint them that this House hath agreed to their Amendments.

Then the House adjourned for half an hour.

And being met,

On motion of Mr. *Brecken*—Ordered, that a Committee be appointed to search the Journals of the Legislative Council, to ascertain what proceedings have been had on the Bill intituled "*An Act for increasing the Revenue by an Assessment on Land.*"

Ordered, that Mr. *Brecken* be a Committee for that purpose.

Message from the Council, by Mr. Nantes:

Mr. Speaker,

His Majesty's Council do agree to join the House of Assembly in an Address to His Majesty, praying that he will be graciously pleased to authorize his Representative in this Colony to give his Assent to such Laws as may be passed by the Legislature affecting in any way Real Estate within the same, without the usual suspending clause reserving the same for the signification of His Majesty's pleasure—and have appointed the Honorables *Thomas Heath Hariland* and *Fade Goff* a Committee to join a Committee of the House of Assembly in preparing the said Address, to meet in the Committee Room instanter—and to meet and adjourn afterwards, as they shall see fit.

And then the Messenger withdrew.

Ordered, that Mr. *Binns*, Mr. *Owen*, Mr. *Dalrymple*, Mr. *Brenan* and Mr. *Pope* be a Committee to join a Committee of the Council, to prepare the said Address.

Ordered, that Mr. *Pope* do go to the Council and acquaint them therewith.

Mr. *Dalrymple*, from the Committee appointed to prepare an Address to His Majesty on the subject of the Glebe Lands or Clergy Reserves in this Island—presented the draught of an Address, which he read in his place.

Ordered, that the said Address be referred to a Committee of the whole House to-morrow.

Then the House adjourned until Ten o'clock to-morrow.

TUESDAY, April 3, 1832.

PRAYERS.

ON motion of Mr. Owen,—Ordered, that the following Address be presented to His Excellency the Lieutenant Governor :

“ To His Excellency Lieut. Colonel ARETAS WILLIAM YOUNG, Lieutenant Governor and Commander in Chief in and over His Majesty’s Island Prince Edward, and the Territories thereunto adjacent, Chancellor and Vice-Admiral of the same, &c. &c. &c.

May it please your Excellency,

The House of Assembly at its last Session submitted to His Majesty, through the late Lieutenant Governor, an Address praying that His Majesty would be pleased to signify His Royal Pleasure, that two Revenue Acts (25th Geo. 3, Cap. 10, and 35th Geo. 3, Cap. 4), might be repealed.

The House being now more than ever impressed with the impropriety of those Laws remaining in force, and of the serious injury and disquietude which have already arisen from their operation, and which must increase by their further continuance, has again humbly addressed His Majesty on the subject; which Address the House begs your Excellency will be pleased to forward to His Majesty’s Principal Secretary of State for the Colonies, that it may be laid at the foot of the Throne, for His Majesty’s gracious consideration.

Ordered, that Mr. Owen, Mr. Dalrymple, and Mr. Cody be a Committee to wait on His Excellency with the said Address, and also with the Address to His Majesty therein referred to.

The Order of the Day, for the House in Committee on the Address to His Majesty on the subject of the Glebe Lands, being read;

The House accordingly resolved itself into said Committee.

Mr. Speaker left the Chair:

Mr. Dalrymple took the Chair of the Committee:

Mr. Speaker resumed the Chair.

Mr. Dalrymple, Chairman of the Committee, reported, that they had gone through the Address, and had agreed to the same; which Address he read in his place, and afterwards delivered in at the Clerk’s Table, where it was again read, and is as follows :

TO THE KING’S MOST EXCELLENT MAJESTY.

The Humble Address of the House of Assembly of Prince Edward Island.

May it please your Majesty,

We your Majesty’s loyal and dutiful subjects, the Representatives of Prince Edward Island, in Colonial

Parliament assembled, most respectfully beg leave to submit to your Majesty’s gracious consideration a subject fraught with important consequences to the future peace and tranquillity of the Inhabitants of this Province.

In the year 1830 a former House of Assembly submitted to your Majesty’s Royal Predecessor an Address suggesting the happy effects which would result to this Colony, were the Glebe Lands or Clergy Reserves appropriated for the purpose of promoting the advancement of Education.

The present House of Assembly, no less anxious to promote any measure which might advance the prosperity and happiness of your Majesty’s subjects, have deemed it incumbent on them also to lay an humble Memorial on the same subject at the foot of the Throne.

The Lands in this your Majesty’s Colony were originally granted to individuals in large tracts of Twenty Thousand acres; and according to the tenure and conditions of the grants, one hundred acres are reserved in each Township for the support of a Minister of the Gospel. This reservation amounts to Six Thousand Seven hundred acres, almost the whole of which remains in a wilderness state.

From the ambiguity of the language in which the terms of the grants from the Crown is conveyed, it is impossible to ascertain for what particular sect or denomination of Christians the aforesaid reservation was intended. All parties having equal pretensions to gospel ministration, urge nearly the same arguments in support of their respective claims to the clergy-reserves; but the members of the Church of England, although forming a very small portion of the community, yet being the Church established by law, consider themselves to possess the strongest claims to the lands in question.

That your Majesty may be convinced of the difficulties in which this subject is involved, and of the impropriety of permitting any one sect to enjoy an exclusive right that may prove injurious to other denominations, we now humbly beg to state to your Majesty, that the population of this country chiefly consists of Roman Catholics, Presbyterians, Wesleyan Methodists, Baptists, and the Members of the Established Church of England. Therefore, to confirm any one of these sects in the actual possession of the said reserves, would certainly be considered a measure founded on partiality and injustice. We therefore humbly beg to suggest to your Majesty, the great and important advantages which would accrue to the inhabitants of this Colony, were these Lands appropriated for the support of Elementary Schools, to be established in the several Townships of this Island—a measure which would prove highly beneficial, and give general satisfaction to all classes of the community.

We therefore respectfully pray, that your Majesty will graciously condescend to listen to this our most humble Petition—and be pleased to direct that the Glebe Lands or Clergy Reserves in this Island may be exclusively applied to promote the advancement of Education.

Ordered, that the said Address be engrossed.

On motion of Mr. Dalrymple—Ordered, that the following Address be presented to His Excellency the Lieutenant Governor:

To His Excellency Lieut. Colonel **ARETAS WILLIAM YOUNG**, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and the Territories thereunto adjacent, Chancellor and Vice-Admiral of the same, &c. &c. &c.
May it please your Excellency,

A former House of Assembly unanimously submitted an humble Address to His late Majesty, respecting the Glebe Lands or Clergy-Reserves within this Province, which was forwarded by His Excellency the then Lieutenant Governor to His Majesty's Secretary of State for the Colonies. No answer, however, to that Memorial has yet been received. The present House of Assembly, equally anxious as the last to promote the advancement of Education, an object of vital importance to all classes of the community, have deemed it their duty respectfully to lay an humble Address on the same subject at the foot of the Throne. They therefore trust that your Excellency will be pleased to exert your influence to promote the object of the accompanying Address, with such recommendations as your Excellency may deem meet.

Ordered, that Mr. Dalrymple, Mr. Owen, and Mr. Cody be a Committee to wait on His Excellency with the said Address, and also with the Address to His Majesty therein referred to.

Message from the Council, by Mr. Nantes:

Mr. Speaker,

His Majesty's Council have passed the Bill intituled "*An Act to provide for the Contingent Expences of the present Session.*"

And then the Messenger withdrew.

Mr. Owen reported from the Joint Committee of the Council and Assembly, an Address to His Majesty, praying for an early decision on the Acts reserved for the signification of the Royal pleasure—and also that His Majesty would be pleased to authorize His Representative to give his assent to any Acts that may be passed by the Legislature of this Colony affecting Real Estate within the same, without the usual suspending clause—which Address had been

prepared by the said Committee; and he read the same in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as follows:

TO THE KING'S MOST EXCELLENT MAJESTY.

Most Gracious Sovereign,

We your Majesty's most faithful subjects the Council and Assembly of Prince Edward Island, in Colonial Parliament convened, humbly approach the Throne with sentiments of loyalty and affection to your Majesty's Royal person and Government. Fully sensible of the paternal solicitude with which your Majesty continues to watch over the welfare of all your subjects, however distant their residence may be from the seat of your Majesty's Government, we humbly presume to address your Majesty upon a subject which deeply involves the growing prosperity of this infant Colony.

Various Laws enacted by the Legislature of this Colony, tending to promote its internal improvement, and to afford the means of meeting the exigencies of the Colonial Government, have from time to time been transmitted through your Majesty's Principal Secretaries of State for the Colonies, to be submitted for your Majesty's Royal pleasure thereon; but from causes over which your Majesty's faithful subjects here have no controul, the benefits which they were calculated to confer have been hitherto withheld from the Inhabitants of this Colony.

Cases have occurred, and with great and respectful submission we represent them, where Bills of Supply have been granted for the support of this your Majesty's Colonial Government, and duly forwarded for your Majesty's approval, which have been allowed to remain for the space of two and three years without your Majesty's pleasure thereon having been signified, during which time the Colony has been debarred from appropriating those supplies so necessary to its present and future welfare.

The following Acts, which passed the Legislature of this Colony during the Sessions of 1829 and 1830, and which were reserved for the expression of your Majesty's Royal pleasure, were duly transmitted for that purpose, viz.—

"*An Act to enable Tenants in Tail to execute Leases, and grant terms of years of a long endurance.*"

"*An Act for the security of Navigation, and for preserving all Ships, Vessels, and Goods, which may be found on Shore, wrecked or stranded, upon the Coasts of this Island, and for punishing Persons who shall steal Shipwrecked Goods, and for the Relief of Persons suffering loss thereby.*"

"*An Act to confirm certain Marriages heretofore solemnized in this Island.*"

"*An Act to require Clergymen, and others authorised to solemnize Marriages, to return Certificates thereof to the Surrogate of the Island, and to require Clergymen to keep a Record of Baptisms.*"

"An Act to alter, amend and suspend certain parts of an Act made and passed in the Forty-seventh year of his late Majesty's reign, intituled An Act to repeal an Act made and passed in the Forty-first year of his present Majesty's reign, intituled An Act for the better Regulation of Elections, and to regulate Elections for Members to serve in General Assembly in future."

"An Act to ascertain and establish the Boundary Lines of the several Counties and Townships of this Island—and to regulate the Duty of Surveyors."

"An Act for raising a Fund, by an Assessment on Land, for erecting a Government House, and other Public Buildings within this Island."

—and notwithstanding the reiterated applications of our Colony Agent at the Colonial Office, we lament to state, that no official information has as yet been received regarding them.

These Acts are for the most part of the greatest importance to the well being of the Colony, particularly the Act to ascertain and establish the Boundary Lines of the several Counties and Townships of this Island, and to regulate the Duty of Surveyors:—the Act to alter, amend and suspend certain parts of an Act made and passed in the Forty-seventh year of his late Majesty's reign, intituled an Act to repeal an Act made and passed in the Forty-first year of his present Majesty's reign, intituled An Act for the better Regulation of Elections, and to regulate Elections for Members to serve in General Assembly in future:—the Act for raising a Fund, by an Assessment on Land, for erecting a Government House, and other Public Buildings within this Island—and the serious inconveniences which have already been experienced from the uncertainty that prevails concerning them, have proved extremely prejudicial to the public welfare.

In anticipation of the Revenue expected to be derived from the Assessment on Land, and to meet the present emergency of the Colony, a Paper Currency has been unavoidably resorted to; and unless means be speedily adopted to enable the Colonial Government to redeem that issue, the most serious embarrassment may be dreaded.

We, therefore, humbly pray that your Majesty will be graciously pleased to give such directions as may cause the said Acts to be brought under your Royal consideration, in order that, should they meet your Majesty's approval, your faithful subjects the Inhabitants of this Colony, may not be longer deprived of the advantages which the operation of these Acts were intended to afford them.

Your Majesty, in your Royal beneficence, as expressed in a Despatch from the Right Honorable Lord Goderich, one of your Majesty's Principal Secretaries of State for the Colonies, bearing date 7th July last, having, as we conceive, conceded to your faithful subjects of Lower Canada "the exclusive enactment of every Law which may be required respecting real property within that Province," we, therefore presume, humbly to hope, that the same gracious boon

may be extended to this Colony; and that your Majesty will be pleased to authorize your Representative to assent, in your Majesty's name, without the intervention of a suspending clause, to such Bills as shall in future pass the Legislature of this Colony, having for their object its internal improvement, whether the said Bills may affect real or personal estate within the same.

Upon the question for receiving the Report, the House divided as follows:

Yeas.

Mr. Owen,	Mr. Brecken,
Mr. Hyndman,	Mr. Willock,
Mr. Dalrymple,	Mr. J. S. Macdonald,
Mr. Green,	Mr. Cooper.
Mr. Pope,	

Nay.

Mr. H. Macdonald.

So it passed in the affirmative.

Ordered, that the said Address be engrossed.

Mr. Brecken, the Committee appointed to search the Journals of the Legislative Council to ascertain what proceedings have been had on the Bill for increasing the Revenue, by an Assessment on Land, reported, that he had found the following entry:

"Council Chamber, Monday, }
2d April, 1832. }

PRESENT

The Hon. Chief Justice Jarvis, President;

The Honorables	George Wright,
	Ambrose Lane,
	T. H. Haviland,
	Charles Worrell,
	The Attorney General,
	Fade Goff.

"On motion, that the House do go into Committee on the Bill intituled "An Act for increasing the Revenue by an Assessment on Land"—

"It was moved, as an amendment, that the Bill be committed this day three months—and the question being put on the amendment—the House divided:

CONTENTS.

G. Wright,
A. Lane,
C. Worrell,
Fade Goff.

NON-CONTENTS.

The Chief Justice,
T. H. Haviland,
The Attorney General.

"So it passed in the affirmative."

Mr. Brecken moved that the House do come to the Resolutions following:

1. RESOLVED, That the House of Assembly having, in the exercise of a duty which according to the Constitution devolves exclusively upon them, and in compliance with the request of His Majesty's Representative at the opening of the Session, deemed it expedient towards making due provision for the good order and respectability of the Government, to increase the Revenue, by imposing an Assessment on Land,

the usual means of raising a Revenue having been found insufficient to meet the expenditure of the current year, consider the rejection of this measure for providing an adequate Revenue, on the part of His Majesty's Council, as an impolitic and uncalled for interference, betraying either a lamentable ignorance of the circumstances and condition of the Colony, or a total disregard of the real interests of its inhabitants.

2. RESOLVED, That His Majesty's Council, in rejecting the Grant of a Supply voted by this House to His Majesty, in the Bill intituled "*An Act for increasing the Revenue, by an Assessment on Land,*" have exercised a power never assumed even by the British House of Lords, having a direct tendency to embarrass the Government of this Island, and seriously to retard its cultivation and improvement.

3. RESOLVED, That the sum contemplated to be raised by the beforementioned Act was loudly called for by the circumstances of the country, and not more than sufficient to provide for the exigencies of its Government for the current year; and was of all other modes the least burdensome to the people.

4. RESOLVED, That this House considers it an imperative duty to represent to His Majesty the unconstitutional interference of the Council, in intercepting the Supplies granted by this House to His Majesty in this present Session, and that a Committee be appointed to prepare an humble Address in conformity with this Resolution.

Ordered, that the question be put separately on the said Resolutions.

The First of the said Resolutions being again read, and the question being put thereon—the House divided as follows:

Yeas.

Mr. Brecken,	Mr. Macneil,
Mr. Hyndman,	Mr. Dalrymple,
Mr. Cooper,	Mr. Nelson,
Mr. Brennan,	Mr. Green,
Mr. Willock,	Mr. Owen,
Mr. Binns,	Mr. Cody,
Mr. J. S. Macdonald,	Mr. Pope.

Nays.

Mr. H. Macdonald,	Mr. Compton.
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So it was carried in the affirmative.

The Second of the said Resolutions being again read, and the question being put thereon, the House divided:

Yeas, 14.

Nays, 2.

So it was carried in the affirmative.

The Third of the said Resolutions being again read, and the question being put thereon, the House divided:

Yeas, 14.

Nays, 2.

So it was carried in the affirmative.

The Fourth of the said Resolutions being again read, and the question being put thereon, the House divided:

Yeas, 14.

Nays, 2.

So it was carried in the affirmative.

Ordered, that Mr. Brecken, Mr. Binns, Mr. Brennan, Mr. Pope, and Mr. Owen be a Committee to prepare an Address to His Majesty, pursuant to the fourth of the above Resolutions.

Then the House adjourned until 7 o'clock, P. M.

And being met—

Mr. Brecken, from the Committee appointed to prepare an Address to His Majesty on the subject of the rejection of the Land Assessment Bill, reported, that the Committee had, pursuant to order, prepared the draught of an Address; and he read the same in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as follows:

TO THE KING'S MOST EXCELLENT MAJESTY.

The Humble Address of the House of Assembly of Prince Edward Island.

Most Gracious Sovereign,

The House of Assembly of your Majesty's Loyal Island Prince Edward, in Colonial Parliament assembled, impressed with the most lively feelings of attachment and devotion to your Majesty's Royal Person and Government, and impelled by the strongest and most powerful emotions of gratitude and affection for that enviable constitution, under which the Inhabitants of this Colony have the happiness to live, humbly beg to address your Majesty on a subject of the deepest and most vital importance to the welfare and true interests of the Island.

The House of Assembly, in the exercise of a constitutional and undoubted right, have, in their present Session, passed a Bill granting a supply to your Majesty, intituled "*An Act for increasing the Revenue by an Assessment on Land,*" whereby a tax of two shillings currency per annum on each One Hundred Acres of Land in the Townships of the Island, and a small Tax on each Lot in the Royalties, was imposed, to continue for four years, after your Majesty's Royal sanction to the same should be duly notified; and this Bill, may it please your Majesty, was not passed until the House of Assembly were assured not only of the expediency and justice of the measure, but were equally convinced of its absolute necessity, inasmuch as the usual means adopted for providing a Revenue to meet the exigencies of the Colonial Government had been by taxing commerce, and it was evident to the House of Assembly that further burdens could not

be imposed on Trade with due regard to justice or sound policy; and it is a fact, but too well known here, that for nearly sixty years past, the industrious and resident settlers who have cleared away the forests amidst those innumerable toils and privations incident to the early settlement and cultivation of a new Colony, paid the Revenue of the Island, and which has been chiefly expended for the benefit of the Proprietors of large and uncultivated Tracts of Land in the Colony, by making Roads and Bridges on their Wilderness Property, and thereby greatly enhancing its value, and enabling those proprietors (who never neglect to take advantage thereof) to exact from those very Settlers and their descendants, a much higher price or rent for the Lands they have so improved. Wherefore, the House of Assembly having taken the embarrassed state of the Colonial Revenue into serious and mature consideration, came to the inevitable conclusion, that it was as much their indispensable duty as their right, to pass the Bill alluded to, and thereby, as far as in them lay, to compel the Property so long and greatly benefited by the labour and money of the Settlers, to contribute a fair proportion towards its own improvement in future.

The House, under the imperious circumstances which compelled them to pass the said Bill, humbly beg to inform your Majesty that it was with feelings of surprise and regret they learned that your Majesty's Council of this Colony, and who act both as the Executive and Legislative Council of the Island, had rejected this most necessary and salutary Bill, without so much as requesting any conference regarding it, and are of opinion, that such a proceeding was unjust, impolitic and unconstitutional, inasmuch as His Majesty's Council could not be less acquainted with the foregoing facts, and others shewing the absolute and pressing necessity for passing the said Bill, than the House of Assembly were, and which a strong sense of duty rendered it imperative on them to pass.

May it therefore please your Majesty to take this humble Address into your Majesty's most gracious and favourable consideration, and to make such order in the matter as to your Majesty in your Royal wisdom shall appear most proper.

Upon the question for receiving the Report, the House divided as follows:

Yeas.

Mr. Brecken,	Mr. Macneil,
Mr. Hyndman,	Mr. Nelson,
Mr. Cooper,	Mr. Pope,
Mr. Brennan,	Mr. Willock,
Mr. J. S. Macdonald,	Mr. Binns,
Mr. Cody,	Mr. Owen.

Nays.

Mr. H. Macdonald,	Mr. Compton.
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So it passed in the affirmative.

Ordered, that the said Address be engrossed.

A motion being made that a Committee be appointed to prepare an Address to His Excellency the Lieutenant Governor, praying that he would transmit the foregoing Address to His Majesty's Ministers, in order that the same may be laid at the foot of the Throne—the House divided on the question:

Yeas.

Mr. Hyndman,	Mr. Nelson,
Mr. Cooper,	Mr. Willock,
Mr. Brecken,	Mr. Dalrymple,
Mr. Pope,	Mr. Brennan,
Mr. J. S. Macdonald,	Mr. M'Neil.

Nays.

Mr. H. Macdonald,	Mr. Compton.
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So it passed in the affirmative.

Ordered, that Mr. Brecken and Mr. Pope be a Committee to prepare the said Address.

On motion of Mr. Owen—Resolved, that the following Address be adopted:—

To His Excellency Lieut. Colonel **ARETAS WILLIAM YOUNG**, Lieutenant Governor and Commander-in-Chief in and over His Majesty's Island Prince Edward, and the Territories thereunto adjacent, Chancellor and Vice-Admiral of the same, &c. &c. &c.

May it please your Excellency,

The Council and Assembly at their last Session, presented an Address to His Excellency Governor Ready, praying that he would be pleased to exert his influence in the proper quarter, to obtain, if possible, His Majesty's favourable decision on various Acts which had passed the Legislature of the Colony, and which had been reserved for the signification of His Majesty's Royal pleasure.

No information relative thereto having yet been received, the Council and Assembly have deemed it their imperative duty to address His Majesty on the subject; setting forth the great loss and inconvenience that have resulted to the Colony for want of the Royal sanction to the Acts in question, and the embarrassment that must inevitably ensue. The Council and Assembly humbly request that your Excellency will be pleased to transmit the accompanying Address to His Majesty's Principal Secretary of State for the Colonial Department, requesting him to lay the same at the foot of the Throne, for His Majesty's most gracious consideration; and the Council and Assembly most respectfully solicit that your Excellency will be pleased to give the weight of your personal influence to the prayer of the Address.

Ordered, that the said Address be engrossed.

Ordered, that the said Address be communicated, by Message, to the Council, requesting their concurrence thereto.

Ordered, that Mr. *Owen* do carry the said Message to the Council.

Ordered, that Mr. *Binns*, Mr. *Owen*, Mr. *Dalrymple*, Mr. *Brenan*, and Mr. *Pope* be a Committee to join a Committee of the Council to present the said Address.

Mr. *Brecken*, from the Committee appointed to prepare an Address to His Excellency the Lieutenant Governor, praying that he would transmit the humble Address of this House to His Majesty on the subject of the rejection of the Land Assessment Bill by the Council, to His Majesty's Ministers, in order that the same may be laid at the foot of the Throne, presented the draught of an Address, as prepared by the Committee, and he read the same in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as follows:

To His Excellency Lieut. Colonel *ARETAS WILLIAM YOUNG*, Lieutenant Governor and Commander in Chief in and over His Majesty's Island Prince Edward, and the Territories thereunto adjacent, Chancellor and Vice-Admiral of the same, &c. &c. &c.

"May it please your Excellency,

"We His Majesty's dutiful subjects the Representatives of Prince Edward Island, in Colonial Parliament assembled, having adopted an humble Address to His Majesty setting forth (amongst other things)—that the House of Assembly, in its present Session,

had passed a Bill, granting a supply to His Majesty, intituled "An Act for increasing the Revenue, by an "Assessment on Land;" and that His Majesty's Council had rejected the said Bill; and expressing the surprise and regret of the House on learning that fact; and praying that His Majesty would be pleased to take the subject matter of the Address into His most gracious and favourable consideration, and make such order thereon, as to His Majesty may appear most proper—do therefore most respectfully request that your Excellency will be pleased to take an early opportunity to transmit the same to His Majesty's Principal Secretary of State for the Colonial Department."

Upon the question for receiving the Report, the House divided, as follows:

Yeas.

Mr. <i>Brecken</i> ,	Mr. <i>Pope</i> ,
Mr. <i>Owen</i> ,	Mr. <i>Green</i> ,
Mr. <i>Hyndman</i> ,	Mr. <i>Brenan</i> ,
Mr. <i>Macneil</i> ,	Mr. <i>J. S. Macdonald</i> ,
Mr. <i>Dalrymple</i> ,	Mr. <i>Willcock</i> ,
Mr. <i>Nelson</i> ,	Mr. <i>Cooper</i> ,
Mr. <i>Binns</i> ,	Mr. <i>Cody</i> .

Nays.

Mr. *H. Macdonald*, Mr. *Compton*.

So it passed in the affirmative.

Ordered, that the said Address be engrossed.

Ordered, that Mr. *Pope*, Mr. *Brecken*, and Mr. *Owen* be a Committee to wait on His Excellency with the said Address.

Then the House adjourned until Eleven o'clock to-morrow.

WEDNESDAY, April 4, 1832.

PRAYERS.

MR. *Owen*, from the Committee appointed to wait on his Excellency the Lieut. Governor with the Address praying that he would be pleased to transmit the Address on the subject of the Permanent Revenue Acts to His Majesty's Ministers, in order that the same may be laid at the foot of the Throne—reported, that the Committee had, pursuant to order, delivered the same to His Excellency.

Mr. *Dalrymple*, from the Committee appointed to wait on His Excellency the Lieutenant Governor with the Address, praying that he would be pleased to transmit to His Majesty's Ministers, the Address of this House to His Majesty on the subject of the Glebe Lands or Clergy Reserves in this Island, in order that the same may be laid

at the foot of the Throne—reported, that the Committee had, pursuant to order, delivered the same to His Excellency.

On motion of Mr. *Binns*—

RESOLVED, That the consolidation and amendment of the various Statutes now in force is a matter of importance to the Colony, and the House deem it inexpedient to have the Statute Book re-printed until the next Session of the General Assembly, when the House pledges itself to use every exertion to have the different Laws amended and consolidated; and that it is also the opinion of the House that the Laws which may be passed in the present Session should be printed in the Royal Gazette Newspaper of Charlotte-Town, with all convenient speed.

Message from the Council, by Mr. *Nantes*:
Mr. Speaker,

His Majesty's Council do agree to the Address adopted by the House of Assembly

to His Excellency the Lieutenant Governor, praying that he will be pleased to forward the Joint Address of the Council and Assembly to His Majesty to the proper quarter—and have appointed the Honorables T. H. Haviland and The Attorney General a Committee, to join the Committee appointed by the House of Assembly, to wait upon His Excellency with the said Joint Address.

And then the Messenger withdrew.

Mr. Pope, from the Committee appointed to wait on His Excellency with the Address praying that he would be pleased to transmit to His Majesty's Ministers the Address of this House to His Majesty, relative to the rejection of the Land Assessment Bill by His Majesty's Council, in order that the same may be laid at the foot of the Throne—reported the delivery thereof, and that His Excellency had been pleased to give for answer, that he would forward the same, as desired by the House.

Mr. Binns, from the Committee appointed to join a Committee of the Council, to wait on His Excellency the Lieutenant Governor with the Address, praying that he would be pleased to transmit to His Majesty's Ministers the Joint Address of the Council and Assembly to His Majesty, on the subject of various Acts which have been reserved for the Royal Allowance—and praying His Majesty that he would be graciously pleased to authorize his Representative in this Colony to give his Assent to any Acts which in future may be passed by the Legislature affecting Real Estate within the same, without the usual suspending clause—reported the delivery thereof, and that his Excellency had been pleased to give for answer, that he would forward the same as desired.

Ordered, that Mr. Brecken do carry to the Council the account of such contingent expences of the present Session as are not already provided for.

A Message from His Excellency the Lieutenant Governor, by the Gentleman Usher of the Black Rod.

“Mr. Speaker,

“His Excellency the Lieutenant Governor commands the immediate attendance of this Honorable House in the Council Chamber.”

Whereupon Mr. Speaker and the whole House went up, when His Excellency was pleased to assent to the following Bills:

I. *An Act to consolidate and amend the several Acts of the General Assembly therein mentioned, relating to the Recovery of Small Debts.*

II. *An Act to prevent the destruction of Oysters, by burning the same for the purpose of converting the Shells thereof into Lime.*

III. *An Act to enable certain persons to put their Marriages upon Record.*

IV. *An Act authorising the removal of Nuisances from the Streets of Charlotte-Town.*

V. *An Act to authorize Justices of the Peace and Commissioners under the Small Debt Act to issue Writs of Summary Capias against persons about to leave this Island.*

VI. *An Act to alter and amend an Act made in the Forty-eighth year of the Reign of His late Majesty King George the Third, intituled ‘An Act for repealing an Act intituled an Act to prevent the throwing of Ballast into Rivers and Creeks on this Island, and for the empowering the Governor, Lieutenant Governor, or Commander-in-Chief for the time being, to appoint Ballast Masters, and to regulate their duty.’*

VII. *An Act for Building a Court-House and Jail in Prince County, and for appointing Commissioners to superintend the same.*

VIII. *An Act to prevent the running at large of Swine within the Town and Royalty of Princetown.*

IX. *An Act for limiting the time for holding the Poll for the Election of Members to serve in General Assembly.*

X. *An Act for the relief of Solomon Desbriazay, a Prisoner in confinement for Debt within the Limits of the Jail of Charlotte-Town.*

XI. *An Act to prevent Tavern-keepers, Inn-keepers, or other persons, from harbouring or entertaining Soldiers at improper hours.*

XII. *An Act to require Landlords and Claimants of Rents to put the Titles by which they claim upon Record, in the proper Offices of Record in this Island.*

XIII. *An Act to prevent the Importation and Spreading of Infectious Diseases within this Island.*

XIV. *An Act to confirm and render valid certain Marriages heretofore solemnized within this Island, and also to declare by whom and in what manner Marriages shall be celebrated in future, and to provide for the public Registry of the same.*

XV. *An Act establishing the mode of recovering Penalties and Costs before Justices of the Peace, where the same are imposed by certain Acts of the General Assembly of this Island, and no provision is made for the enforcing thereof.*

XVI. *An Act to amend and render more effectual an Act made and passed in the Eleventh year of the Reign of his late Majesty, intituled ‘An Act to authorize the conviction and punishment, in a Summary way, of persons committing Common Assaults and Batteries.’*

XVII. *An Act to incorporate the Minister and Trustees of Saint James's Church, in the Town of Charlotte-Town.*

XVIII. *An Act to incorporate the Minister and Elders of Saint John's Church, in the District of Belfast.*

XIX. *An Act to encourage the Settlement and Improvement of Lands in this Island, and to regulate the proceedings of a Court of Escheats therein.*

Mr. Speaker then addressed His Excellency as follows:

May it please your Excellency:

In offering for your assent the Bills of Supply for the exigencies of His Majesty's Government, it be-

comes my duty, as the organ of the House of Representatives, to state, that from the high consideration in which the House holds your Excellency's character, those supplies were cheerfully voted, in the fullest confidence that they would be faithfully applied to the objects for which they were granted; and I have only to regret that they are less liberal than the House of Assembly intended, owing to the rejection by His Majesty's Council of a Bill for increasing the Revenue, by an Assessment on Land—a measure calculated to give very general satisfaction to the Colony, as the taxes have hitherto been exclusively levied on Commerce, and their burden borne by those people whose industry and persevering labour, under great discouragement, have rendered the large Proprietary Grants valuable and productive. I have also, on behalf of the House, to express to your Excellency, its warmest acknowledgments for the marked attention you have shewn to the many objects recommended to your consideration; and have now the honor to present the following Bills:—

XX. *An Act to increase the Revenue, by levying a Duty of Impost on all Goods, Wares, and Merchandize imported into this Island, with certain exceptions.*

XXI. *An Act to continue an Act made and passed in the first year of the Reign of his present Majesty, imposing a Duty on Wines, Gin, Brandy, Rum, and other distilled Spirituous Liquors, imported into this Island.*

XXII. *An Act to continue an Act made and passed in the first year of his present Majesty's reign, imposing a Duty of Impost on Tobacco and Tea.*

XXIII. *An Act to regulate the Salary of the Collector of Impost and Excise for the District of Charlotte-Town.*

XXIV. *An Act to provide Salaries for Sub-Collectors of Customs.*

XXV. *An Act to provide for the better preservation of Public and Private Property at Georgetown against accidents by Fire.*

XXVI. *An Act to provide for the conveyance of the Mails between Charlotte-Town and Pictou, by a Steam Vessel.*

XXVII. *An Act for Appropriating certain Monies therein mentioned, for the service of the year of our Lord One Thousand Eight Hundred and Thirty-two.*

XXVIII. *An Act to provide for the Contingent Expences of the present Session.*

To which Bills His Excellency, in His Majesty's name, was pleased to give his assent.

And then His Excellency was pleased to make the following Speech to both Houses:

Mr. President, and Gentlemen of His Majesty's Council:

Mr. Speaker, and Gentlemen of the House of Assembly:

As you have now brought to a close the business of the present Session, it only remains for me, before re-

lieving you from further attendance, to express my fervent hope, that in the accomplishment of your measures for the advancement of the Public Good, you may reap your own most honorable reward.

Mr. Speaker, and Gentlemen of the House of Assembly:

I thank you for the Supplies which you have voted for the service of the current year—to their due appropriation my best exertions shall be devoted.

You have been already apprized, by Message, of my reasons for refusing to accept the temporary vote contained in your Appropriation Bill; and as this refusal proceeds from a sense of what I still conceive to be my duty, it can scarcely be necessary for me to repeat, that I will not avail myself of a pecuniary allowance, unless made permanent during my administration.

Mr. President, and Gentlemen of His Majesty's Council:

Mr. Speaker, and Gentlemen of the House of Assembly:

However inconsiderable is at present your Commerce, you have the pleasing satisfaction of reflecting, that its sources flow from the inexhaustible bounty of nature,—unlike the manufactured products of human art, they are independent of caprice or taste, and can be shared only by the few whose soil is equally fertile with your own.

To maintain so enviable a position, and to prepare betimes for profiting by that increase of numbers which usually ensues from natural or adventitious causes, where the means of subsistence are abundant, it must be obvious to you, Gentlemen, that your services should be extended beyond the performance of your official duty, by inducing among those over whom your influence may prevail, the practice of moral and industrious habits, which will fit our population for those agricultural pursuits, to the encouragement of which your attention was so judiciously directed by my Predecessor.

After which, the Honorable the President of His Majesty's Council said—

“Gentlemen,

“It is His Excellency the Lieutenant Governor's will and pleasure, that this General Assembly be prorogued until Tuesday the 15th day of May next; and this General Assembly is accordingly prorogued until Tuesday the 15th day of May next, then here to be holden.”

End of the Second Session.

APPENDIX

TO THE

JOURNAL

OF THE

HOUSE OF ASSEMBLY

OF

Prince Edward Island,

FOR THE SESSION

Commencing the 3d of January, and ending the

the 4th of April,

1832.



APPENDIX.

(A)

(See Page 32.)

MONDAY, JANUARY 9th, 1832.

THE House resolved itself into a Committee of Privileges and Elections, for the consideration of the late Election and Return for King's County.

Mr. Owen took the Chair of the Committee.

On motion of Mr. Green, Mr. William Cullen was appointed Clerk of the Committee.

Ordered, that no Member of the Committee shall absent himself without leave of the Chairman.

Ordered, that the following Oath be administered to each Member of this Committee:—

—You and each of you shall well and truly try the Matter of the Return on the Writ of Election issued for electing a Member for King's County in the room of John Macdonald, Esq. deceased; and of the Petitions of William Cooper and Angus Macdonald, relating to the said Return, and duly presented, and a true Judgment give, according to the Evidence—So help you God”.

The Members being sworn—

Read the Writ of Election, and the Return thereon.

Read also the Petitions of William Cooper and Angus Macdonald.

And thereupon, it was ordered, that the Deputy Sheriff be heard by himself or Counsel at the Bar.

The Solicitor General, as Counsel for the Deputy Sheriff, was heard at the Bar, and then proceeded to call Witnesses.

THOMAS JAQUES, the first witness called, was sworn as follows:

“The Evidence you shall give to this Committee touching the Return on the Writ of Election issued for electing a Member for King's County in the room of John Macdonald, Esq. deceased; and the Petitions of William Cooper and Angus Macdonald, relating to the said Return, and referred to this Committee, shall be the truth, the whole truth, and nothing but the truth—So help you God”.

Examined by the SOLICITOR GENERAL.

Q. Were you one of the Poll Clerks at said Election?

A. I was.

Q. Do you recollect what circumstances took place at or near the close of the Poll?

A. On the 21st of July, in the afternoon, a number of the Voters began to be very noisy, and endeavoured (between three and four o'clock) to pull down the Hustings, and the Sheriff told one of the persons so engaged that he would commit him to Jail if he did not desist—which that person promised to do.

Q. What is that person's name?

A. His name is Hogan—I think Thomas is his Christian name.

Q. Did any other riot take place that day?

A. After the Sheriff spoke to Hogan, the Polling

went on regularly for some time, except when the Returning Officer was administering the Oath, which generally excited a noise.

Q. State when the next acts of actual violence took place.

A. About seven in the evening, while the Returning Officer was speaking to an Elector as to his qualification, the Hustings were pulled down—the Deputy Sheriff and the Candidates thrown to the ground—and the Boards of which the Hustings were made, and the barrels which supported them, were thrown into the air—a barrel in falling struck the Returning Officer on the shoulder, which barrel was thrown by Hogan.

Q. Do you know of any other person or persons implicated?

A. I did not at the time know the names of any other persons, but know several of them by sight.

Q. Were any others (whose names you know) aiding and abetting the rioters?

A. Being inside of the building, I cannot say—but have heard of several who were.

Q. What was the conduct of the Returning Officer during the riot?

A. He did every thing in his power to keep the peace. Immediately after the Hustings were pulled down, a Proclamation was made that the Poll was adjourned for half an hour, to swear in Special Constables, and he proceeded to take down the names of such persons as he thought would have influence in keeping the peace, and swore them in as Special Constables. During the time he was swearing them in, Mr. Donald Macdonald, a Magistrate, told him it was useless as the people would be quiet. After the Constables were sworn in, a Proclamation was made that the Poll was again open for Voters to come forward—this was about half past seven. At this time the Candidates and Poll Clerks were all inside, and the Returning Officer and Special Constables outside—a Table was placed across the door.

Q. Was there any other mode of access to the Barn?

A. There was a door at the back, which was kept fastened.

Q. What took place then?

A. About eight o'clock, Proclamation was made for Voters to come forward, otherwise the Poll would close in one hour—In a few minutes afterwards, Hogan forced his way through the Special Constables to the Table, and sat on the Table with his back to the door, and called to the mob to put him inside, as he was in custody and his life was in danger—After considerable difficulty the Returning Officer and Constables removed him from the door. Immediately after, the riot commenced, sticks were thrown, and the

Candles put out, when it became too dark to write—Mr. Cooper then was obliged to make his escape, as they vowed vengeance against him. I can not mention any particular expression—I was afraid of my own life—large stones were thrown into the barn, and the wheel of a wheel-barrow with spokes in it was also thrown in—At this time there were about a dozen persons in the barn.

Q. Was the back door burst in about this time?

A. The back door had been burst in immediately after the riot commenced—stones were thrown in at both doors.

Q. Was it possible for the Returning Officer, with safety to himself, to remain any longer than he did?

A. Quite impossible—The mob actually forced the Returning Officer away, and told him if he wished to save his life and that of his Clerks to keep away from the barn.

By the Chairman—Were those persons the friends of Mr. Macdonald or Mr. Cooper?

A. They appeared to me to be Mr. Macdonald's party.

By the SOLICITOR GENERAL.

Q. Were any of Mr. Cooper's party there that you knew?

A. Not one, to my knowledge—they had been obliged to go away—It was not safe for them to stop, as I heard them say.

Q. Did you hear Mr. Cooper's life threatened?

A. I cannot say that I heard his life threatened—but heard them vowing vengeance. I think they would have killed him if they had got hold of him—they said they would knock him on the head—that they would give it to him—that they would kill him.

Q. Did you know of any person or persons who were in search of Mr. Cooper in the barn?

A. I did not see them.

By the Committee.

Q. What was the reason of the parties for making a riot, if none of Mr. Cooper's friends were there?

A. Merely to upset the Election, I think.

Q. Did the Rioters give that as their reason?

A. I cannot say they did—but it struck me that was the reason.

Q. Who first proposed putting the Qualification Oath?

A. I do not know.

Q. Was that Oath preceded by the Oath of Allegiance?

A. No. It was agreed among the Candidates at Georgetown that no other Oath but the Qualification Oath should be administered—and no other Oath was administered to the Voters throughout the Election.

Q. Is it your opinion that the Oath being so often administered, gave rise to the riot?

A. I cannot say it gave rise to the riot, although it occasioned a good deal of noise.

Q. Did it come within your knowledge, previous to the commencement of the riot, that any disturbance would take place?

A. It did not.

Q. What reason have you for thinking that the riot was planned?

A. From having been told so immediately on coming to Town, by a gentleman who had been at the Election.

Q. Who was that gentleman?

A. Next morning after my arrival, Dr. Conroy and Mr. Binns called upon me to inquire about the Election—Dr. Conroy told me he knew the riot would take place—it was all settled the night before, between eight and ten o'clock.

Q. Who do you think would have been returned if the riot had not taken place?

A. I am almost certain Mr. Cooper would.

Q. Do you know how often the Qualification Oath was administered throughout that afternoon?

A. I cannot say—but it is marked in the Poll Books. It often occurred that a person came forward to vote, and before the Oath was administered, it was discovered that he had no vote at all.

Q. Did you hear Mr. Cooper offer to dispense with the swearing, provided they would allow some person to stand beside him who knew the Voters.

A. I did.

Q. Did you observe any Voters who had not English to take the Oath?

A. I cannot say that I did.

Q. Did Mr. Angus Macdonald, one of the Candidates, shew any disposition to assist the Rioters, or sanction their proceedings in any manner?

A. It did not appear to me that he did. He endeavoured to dissuade them from violence several times.

Q. When the Hustings were thrown down, was he on the Hustings?

A. Yes.

Q. Was Mr. Macdonald in the Barn during the riot?

A. While the Election was going on he was. He was there when the candles were extinguished.

Q. Did it appear to be Mr. Macdonald's wish to keep the people quiet, and that the Election should go on?

A. It did.

Q. Do you know if there were any Voters present when the riot took place, who had not voted?

A. When the Returning Officer made Proclamation that the Election was closed, I do not think there were five Voters present who had not voted.

Q. What reason had you for thinking so?

A. From knowing that most of those present who had voted, had voted before.

Q. Did you, immediately before the riot took place, hear any person say that there were seventy or eighty voters coming forward?

A. I heard it mentioned, and afterwards contradicted, and that there were not five voters to come.

Q. Were there any Voters brought there in Carts, old and infirm men—and for whom were they brought?

A. Not to my knowledge.

GEORGE PROCTER (Sworn.)

Examined by the SOLICITOR GENERAL.

Q. Were you present at the King's County Election, on the second day on which the Poll was held at St. Peter's?

A. I was.

Q. Did you see any riot on the occasion?

A. I did—In the afternoon altercations frequently took place, when the Returning Officer told the people to be quiet that he might go on with the Election—they then kept quiet for some time—sometime after they began again—and I believe Mr. Donald Macdonald [Tracadie] then told them to behave themselves—in the evening, about seven or eight o'clock, the barrels on which the planks for the Hustings were placed, were torn apart and the planks fell to the ground, when those on the planks also fell—but being inside I did not see who they were—excepting the Returning Officer, who was opposite the door—him I saw fall. He then came to the door and told us to take care of our books—that he had received a blow on his shoulder—he then told the people that unless they kept

quiet he would have to adjourn the poll for half an hour to swear in Special Constables—after that he did adjourn for half an hour, and swore in several special constables—which constables were placed on each side of the door, forming a passage for voters to come up. After that, a person of the name of Hogan was pushed backwards through the passage formed by the constables—when the constables got so intermingled with the crowd that we could not tell them from the rest. The Returning Officer then came into the barn, and again told us to take care of the books. When the Returning Officer was inside, he requested Mr. Macdonald of Tracadie to try, for God's sake, to keep the people quiet. Very soon after there was a greater row than ever—the table was pushed from the door—the candles knocked out—the back door burst open—and a complete volley of sticks and stones came into the barn amongst us. We endeavoured as well as we could to keep the doors from being forced open, but could not prevent it. I got behind a door, which door was struck by several stones while I was behind it. I heard the Returning Officer frequently call upon them to be quiet—heard some person say, come out of that and we will be quiet then. We did get out, and mixed with the crowd.

Q. What was the conduct of the Returning Officer generally during the riot?

A. I think he conducted himself in every way correctly.

Q. Have you often officiated as a Poll Clerk?

A. I have frequently, during the last 21 years.

Q. Could the Returning Officer, with a prudent regard to his own life, have continued the Election any longer?

A. I think he could not.

(SECOND DAY) TUESDAY, January 10, 1832.

JAMES CONROY (sworn.)

By Mr. Brennan.—Do you recollect having any conversation with Mr. Jaques, with reference to a riot which took place at the late King's County Election?

A. Yes—I recollect going with Mr. Binns on the morning that we heard of the Return, to see Jaques, and glean any news he could give—he mentioned the circumstances connected with the Return—I said I was not at all surprised at it, and I might have said that I knew it would come to that.

By Mr. Willock.—Look round the Court House, and recollect whether you did not make use of the same or a similar expression to any other persons.

A. Perhaps I might, but I cannot charge my memory.

By Mr. Willock.—Did Mr. Worrell, in your presence, and in the presence of another person, make use of the words, that if the Poll Books were destroyed, there would be another Election—or words to that effect?

A. Positively not—neither directly nor indirectly, to my knowledge.

By Mr. Willock.—Did you hear any such words made use of by any other person?

A. Never, to my knowledge.

By the Chairman.—Relate why you made use of the expression before mentioned to Mr. Jaques.

A. Because when I went to the Election on the first day it was held at St. Peter's, I saw a strong disposition to riot, which I endeavoured to the utmost of my power to suppress. The reasons adduced by the parties were, that Mr. Cooper's supporters had behaved very insultingly at Georgetown—I was not at Georgetown—Among other things, it was asserted, that

By the Committee.

Q. Can you form any estimate of the number of persons who were present at the riot?

A. I cannot—being inside as long as it was light.

Q. Was Mr. Angus Macdonald on the Hustings when the riot commenced?

A. I cannot tell.

Q. Was he in the barn when the stones were thrown?

A. I cannot tell.

Q. What was the conduct of Mr. Angus Macdonald, with reference to the rioters?

A. Cant say I saw any thing against him.

Q. Did you hear any threats used by the mob against any of the candidates?

A. Yes, I did—against Mr. Cooper.

Q. What were the threats?

A. I heard one person say, in the dark, within the barn, d—n him, he is here,—send him out, send him out—we'll have him.

Q. Do you, of your own personal knowledge, know any of the rioters, or the promoters of the riot?

A. No.

Q. Did you see anything in Mr. Cooper's conduct which would induce you to suppose that the riot was occasioned by anything that fell from him?

A. Mr. Cooper behaved himself during the Election, while on the hustings, as quiet as any man could do.

Q. Did you hear of any Electors being ready to poll, at the time of the riot?

A. I heard it said that there were four or five outside.

they had insulted Mr. Brennan. I had some difficulty to prevent persons, who applied to me as an authority on the subject, to be quiet until Mr. Brennan (whom I expected there) would arrive. On Mr. Brennan's arrival, he denied the circumstances; yet, notwithstanding, on the close of the Poll, that evening, the riot became very general. These were my reasons for making use of any expression of the tendency alluded to—I made them only as inferences from the above premises.

By Mr. Dalrymple.—Were you called upon to dress a wound, some person had received during the riot, and was a certain expression used by you?

Witness retires—a debate ensues—and question withdrawn.

Witness returns.

By Mr. Willock.—Are you aware of Mr. Worrell having supplied the Rioters with Rum?

Witness ordered to withdraw.

A debate ensues.

Question ordered to stand.

Witness returns.

A. Certainly not, to my knowledge—and if I may speak as to my opinion, I do not think he gave them a single gallon. During the time that I saw Mr. Worrell at St. Peter's, on the first day the Election was held there, he exerted himself personally to the utmost,—not only so, but requested me to assist him to suppress a riot which he almost foresaw. I believe he left the Hustings two or three hours before the Poll adjourned.

Q. At what time did you leave the Hustings?

A. At the close of the first day's Poll, and did not afterwards go near the Election

Q. When did you leave St. Peter's, on your return to town?

A. About six o'clock next morning.

By Mr. Green.—Did Mr. Worrell appear to take an active part while at the Hustings, for or against any of the Candidates?

A. Whatever his feelings might have been, he seemed a very passive spectator—except as before mentioned.

By Mr. Pope.—You have stated that you saw an evident disposition on the first day to excite a riot—Can you name any of the persons who evinced that disposition?

A. I am not personally acquainted with them—The excitement seemed general—which caused me to infer that if those persons were much excited, a riot would be the natural consequence.

Q. Are you aware of Mr. Worrell having solicited votes for any of the Candidates?

A. He never did, to my knowledge, in my presence, and I will not swear to hearsay.—Witness dismissed.

JOHN C. SIMS—(sworn.)

Q. Were you Returning Officer at the late King's County Election?

A. I was.

Q. State the circumstances which prevented a due Return being made to the Writ.

A. On the 13th July, I opened the Poll at Georgetown (after the usual formalities); about an hour after polling commenced—three Candidates were proposed, and I commenced taking the votes. The votes came in very fast for about two hours. Some altercation took place between one M'Phee, who was on the Hustings as the friend of Mr. Macdonald, and a Captain Hubbard—the latter insisting that M'Phee should leave the Hustings—I prevailed on them to go inside the House with Mr. Macdonald, and order was restored.

By Mr. Brennan.—Was not M'Phee forced off the Hustings?

A. I dont think violence was used—It was all over in a few minutes—I never saw people behave better.

By Mr. Brennan.—Were you not aware, that M'Phee was placed on the Hustings for the purpose of scrutinising the votes against the Candidate Mr. Macdonald, he being a stranger at Georgetown?

A. Yes—he acted as Mr. Macdonald's friend on the Hustings.

By Mr. Brennan.—From what you saw, do you not think that if Mr. M'Phee had not left the Hustings, some disturbance would have ensued?

A. I did not apprehend any disturbance—They repeatedly said they did not care what other man was placed on the Hustings—but he should not stop.

By Mr. Dalrymple.—Did not Mr. Cooper willingly consent that M'Phee should remain on the Hustings?

A. I did not hear him say any thing to the contrary.

By Mr. H. Macdonald.—Did you hear any of the Candidates or Electors object to me being on the Hustings—lest my presence should influence any of the voters?

A. I dont recollect.

By the Chairman.—State what took place at St. Peter's.

A. On the 20th, the Poll was opened there, agreeable to adjournment, and I continued taking votes all that day, but I had frequently much difficulty in clearing the way for the voters—the people appeared very riotous several times in the course of the day. The Poll was adjourned about six o'clock that evening, and re-opened next morning about Eleven—very few votes were taken the second day until about two o'clock—Between three and four an attempt was made

by one Hogan, who was formerly Mr. Worrell's Miller, to pull the Hustings down—I jumped down and asked him what he was about, upon which he desisted, and said he was only trying how strong they were, or words to that effect. The people then seemed very riotously inclined, and I threatened if they did not behave, I would swear in Special Constables. They said then they would keep away from the Hustings and leave the way clear for the voters—and they did so for the space of an hour, and were very quiet—when they began again as usual, coming up in crowds and in a tumultuous manner, close to the Hustings. Hogan was haranguing them in front of the Hustings—The tumult continued until about seven—when they pulled the Hustings down—Hogan was one, and Michael Scully, of St. Peter's, and another young man whom I know, but dont recollect his name—these three were the most conspicuous in pulling down the Hustings—The last mentioned person was a servant of Mr. Worrell's—at least he said so at the Hustings, when he tendered his vote the day before.

By Mr. Willcock.—Were these three men intoxicated?

A. Hogan was intoxicated—he acted more like a madman than any thing else.

Witness goes on to state—

After the Hustings were pulled down, I adjourned the Poll for half an hour, for the purpose of swearing in Special Constables—and I swore in eleven or twelve; after which I placed a table in front of the door where the Hustings had stood; the Poll Clerks were inside—The Constables were placed in two rows, one on each side of the door, to keep the way clear for the voters. Mr. Cooper, who had been obliged to run away when the Hustings were pulled down, not having returned, we had to wait some time for him, but not long—and when he came back we re-commenced polling, but they soon began to get very riotous again. Candles were procured and lighted as soon as it became necessary. After the Special Constables had been sworn in, and before the polling was resumed, Mr. Irwin and Mr. Macdonald both entered a protest against the Election—The candles had been only a short time lighted, when the same Hogan, who was outside, roared out, "Mr. Sheriff! Mr. Sheriff! I am your prisoner, my life is in danger, let me inside." At that time I was inside, but jumped upon the Table, and got him forced back, with the assistance of the Constables.—At this time there was such confusion that we could not distinguish the Constables from the rest.—It was then getting pretty dark—They began to throw sticks and stones, and the candles were knocked off the Table.—I ran to save the books, and with a good deal of difficulty I succeeded in doing so. At this time the back door of the barn was forced open, and stones and sticks were thrown in at both doors—the table in front was also upset. They kept continually throwing, and it was not safe to go out by any door. We remained there for some time—and I made proclamation that if a voter did not come forward within an hour I would finally close the Poll. Mr. Macdonald, of Tracadie, who was in the barn, advised me to go out. I told him I would go out if he would go with me, and try and ascertain what the rioters wanted, and endeavour to put the riot down. He agreed to do so, and we watched an opportunity and ran out.—The Clerks, I think, followed—We saw several persons at the end of the barn, but by this time it was cloudy and pretty dark—I asked them if they intended to murder me, or what they intended to do. They answered no, no—but keep away from the barn—They were all in commotion, and I could not tell one person from another. The Clerks and myself went upon a

rising ground near where the Hustings had stood—after we had remained there for some time, one Roderick Macdonald came up and asked if the Election was over—I said no—that we would proceed if we were allowed to go on. He said, here is a voter come to tender his vote, before the hour is out. The Clerks and myself then proceeded towards the door—stones and sticks were still flying, and a stone knocked off Mr. Jaques's hat, either then or a little after. I found then that it was in vain to attempt to go on with the Election, and I went a little way off from the building. I knew it was of no use to proclaim any of the Candidates duly elected, as it was not twelve o'clock—it was then about half past nine. I remained for about a quarter of an hour, and as the people still kept going on the same way, I made up my mind to proclaim a riot—and I made proclamation, that in consequence of the riot I could not execute the commands of the Writ.

By Mr. Binns.—When did you leave Mr. Anderson's that night?

A. About Eleven o'clock or soon after.

Witness goes on—

As soon as the Mob heard that the Election was over, they dispersed immediately.

By Mr. Compton.—Did you observe the Hon. Charles Worrell taking any active part in instigating the riot?

A. I did not see him the second day at all, and only at a distance the first day.

By Mr. Binns.—Can you name any of the Rioters except those you have already mentioned?

A. From the commencement of the Election on the first day, at St. Peter's, to the final close, the conduct of Roderick Macdonald was very violent—when ever he came near the Hustings he was sure to excite some disturbance—Did not see him throw any sticks or stones, or strike any person.

By Mr. Pope.—Do you recollect any particular expressions made use of by Roderick Macdonald?

A. I don't—but observed that he was very insulting and violent towards Mr. Cooper.

By the Chairman.—Did you hear him say that he would take Cooper's life rather than he should be returned a Member?

A. I did not.

By Mr. Binns.—What number of voters do you think were present, and remained unpolled, when you discontinued polling?

A. I only saw the man whose vote Roderick Macdonald had tendered.

By Mr. Binns.—How many persons appeared to be concerned in the riot?

A. I think about one hundred and fifty.

By Mr. Dahymple.—What was your opinion of Mr. Cooper's general conduct at Georgetown, where he had plenty of voters—and at St. Peter's, where he had few?

A. The conduct of all the Candidates was very correct.

By Mr. Binns.—Did Mr. Cooper vexatiously and unnecessarily frequently tender the qualification Oath to voters, after respectable persons had assured him that the votes were good?

A. At the time I thought he did—but afterwards I found that he was justified in what he had done—for Mr. Cooper said, if a person was allowed to remain beside him who knew the Voters, he would be satisfied, otherwise he would have them sworn, as he did not know them.

By the Chairman.—Was he refused?

A. He was—and a friend of Mr. Cooper's, a Mr.

M'Ewen, was threatened and told he had better stay away and mind his own business, or words to that effect—and early on the second day at St. Peter's, Mr. M'Ewen left the Hustings.

Witness dismissed from further attendance.

Mr. Solicitor General was heard in support of Mr. Cooper's Petition—and called

JAMES M'EWEN (sworn.)

Examined by Mr. Solicitor General.

Q. Are you acquainted with Mr. Cooper and Mr. Macdonald the other Candidate?

A. I know them both—but am more intimately acquainted with Mr. Macdonald.

Q. Did you attend as Mr. Cooper's friend at the Election at St. Peter's?

A. No.

Q. Were you requested by the Sheriff and Mr. Cooper to get upon the Hustings on the second day the Election was held at St. Peter's?

A. I was—Mr. Macdonald said also, that he had no objections to my being on the Hustings.

Q. Were you threatened by any person, and by whom?

A. I was,—by two men—one of them told me if I did not get out of that he would sink a stick in my brains—do not know his name—some of my neighbours advised me to go away.

Q. Do you know the second person who threatened?

A. I do—but he did not threaten me so much as the other; he appeared angry—his name was Thomas Walsh.

Q. Did you leave the Hustings in consequence of threats?

A. I did.

Q. Did you think that Mr. Cooper's life was in danger by his remaining on the Hustings?

A. Not at that time.

Q. Did you at any time think his life in danger?

A. I certainly did, if he was not protected—but while he was with the Sheriff I thought he was under protection.

Cross-Examined by MR. PALMER.

Q. What were the words that Walsh made use of?

A. He told me I had better get out of the way, or perhaps it would be worse for me.

Q. Did Mr. Angus Macdonald ask you to remain to assist Mr. Cooper—to prevent his unnecessarily swearing the voters?

A. Mr. Macdonald's words were, that he was very willing that Mr. M'Ewen should remain on the Hustings.

Q. Did not Mr. Macdonald say that it was for the purpose of preventing Mr. Cooper from unnecessarily scrutinising the votes?

A. It was Mr. Cooper that requested me to go on the hustings, for that purpose.

Q. Did not a Mr. Mackay succeed you as a person who was to point out the bad votes to Mr. Cooper?

A. I do not know.

Q. Did you at that time leave the hustings finally?

A. This happened about half-past eleven—I left the hustings for a time—returned at different times, but never remained above a few minutes at a time, and never went very close.

Q. Did you see any violence used by any person?

A. There was a great deal of noise and disturbance, but I saw no fighting.

Q. Did you ever see any Election without noise and tumult?

A. I never saw such an Election as that, and hope

never will again—heard threats and unbecoming language used against Mr. Cooper.

Q. What was Mr. Angus Macdonald's conduct during the whole of the election that you saw?

A. Quite regular and good.

By Mr. Pope.—What threats were used against Mr. Cooper?

A. I do not recollect the particular language.

Q. Were they threats of personal violence?

A. It appeared to me that they had a tendency of that kind, particularly if Mr. Cooper was returned.

By Mr. Speaker.—You said you were advised, in a friendly way, by some of your neighbours, to leave the Hustings—Was it by the friends of Mr. Cooper or Mr. Macdonald?

A. I took the persons for my friends—but I believe they voted for Mr. Macdonald.

EDWARD WITHERS (sworn.)

Examined by the SOLICITOR GENERAL.

Q. Were you at the Election at St. Peter's?

A. Yes—the whole of the first day, and part of the second.

Q. What was the conduct of the voters at that Election, on either side?

A. On Mr. Cooper's side I saw nothing improper—on Mr. Macdonald's side there were some (if voters they were), who behaved in a very unruly and rebellious manner.

Q. Were any threats used towards Mr. Cooper—and what was the nature of those threats—specify them?

A. I do not remember hearing Mr. Cooper threatened.

Q. Were any threats used towards you, or the voters of Mr. Cooper?

A. Yes—First, I was on the Hustings beside Mr. Cooper, I was called off by a person who told me I had better leave that, and not let him see me there again, or he would take me off, or find some other person that would. This person's name was Angus M'Donald, North River, East Point—I then left the Hustings—and was put in charge of some things belonging to Mr. Cooper; these things I removed to an out-house belonging to Mr. Anderson, from which I was driven, and advised by Roderick M'Donald to be off, if I wished to keep clear of what was going on.

Q. What did you understand by that?

A. I understood that I was not safe there—and that I had better be off as soon as possible. I was told by several people that I was marked out amongst the rest.

Q. Who were these people?

A. I forget—but they told me they understood Gaelic, and they had heard what was intended—and advised me to clear out.

Q. Did you hear any threats used towards Mr. Cooper's voters?

A. I do not remember—but I know that some of them were very ill used.

Q. Who were ill used?

A. One person was struck down with a stick—but I don't know the person who struck him. James M'Laren, who was with me, was struck by one Costello—at least I am told Costello was the person's name.

(THIRD DAY) WEDNESDAY, January 11, 1832.

Examination of Edward Withers, by the SOLICITOR GENERAL, resumed.

Q. Do you know any thing of a flag with an inscription put up by Mr. Cooper?

A. Yes, a flag was put up by him or his party. I saw some one trample it under foot.—Can't tell the person's name.

Q. At what time did you leave the Election on the second day?

A. About three o'clock.

Q. Were any of Mr. Cooper's voters there when you left the place?

A. If I am not mistaken, I was the last there, except one or two.

Q. Do you know anything of Mr. Worrell having interfered in the Election?

A. Nothing but what I have heard from others.

Cross-Examined by Mr. PALMER.

Describe what like the Hustings were.

A. They consisted of a few boards, about ten feet long, placed on barrels—the width about twenty inches.—There was a table inside.

Q. Do you know how many persons stood upon the Hustings—and what were their names?

A. I don't know how many—I observed Mr. Cooper, Mr. A. Macdonald, Dr. Jardine, Mr. Irwin and the Returning Officer—there were others, but I don't recollect who they were—The Hustings were full of people.

Q. Did you see John Mackay, or any of the Coffins, on the Hustings?

A. I don't remember.

Q. How far from the Hustings was it that the person you spoke of was struck with a stake?

A. It might have been two hundred yards.

Q. Was it not more?

A. I can't say to a yard.

Q. Do you know what quarrel that blow arose from—or whether it had any thing to do with the Election?

A. It had to do with the Election. A number of persons were shouting for Macdonald—some one said; where is the man that will hurrah for Cooper?—the person struck did so—when these fiends rushed upon him—he ran and they pursued, some with sticks and some with stones—he leapt over Mr. Anderson's fence, and they after him—he was struck over the head with a stake which broke in two—I heard the blow from where I stood.

Q. Had Mr. Angus Macdonald a flag up?

A. Yes.

Q. Were you at Georgetown?

A. I was.

Q. Had Mr. Macdonald a flag at Georgetown?

A. If he had, I did not see it.

Q. Do you know if several persons who voted at Georgetown, afterwards went to St. Peter's?

A. I did so myself—but I don't know of any others who did—a few persons who were at Georgetown I afterwards saw at St. Peter's for a short time, until they were driven off.

Q. Were you in Mr. Cooper's confidence during the Election?

A. No farther than taking care of his goods.

Q. In whose employment were you at the time of the Election, and for some time before, and since?

A. In my own.

Q. Was you found fault with by Mr. Cooper, for the testimony you gave yesterday?

A. Certainly not.

By Mr. Green.—How far were you from the man that was struck, when the blow was given?

A. I am sure, two hundred yards.

By Mr. Hyneman.—Who informed you that Mr. Worrell had interfered in the Election?

A. It was a general report.

Q. What was the inscription on Mr. Cooper's flag?

A. Our country's freedom and farmers' rights.

Q. Was there a motto on Mr. Macdonald's flag?

A. There was—but I forget what.

By MR. PALMER.

Q. Which way were the Hustings placed?

A. I did not take the bearings—they were placed, I think, pretty nearly East and West.

Q. When the blow was struck, at what distance were you from the Hustings?

A. I might have been forty or fifty yards.

Q. Was it forty or fifty yards in a direct line from the Hustings to the place where the blow was struck?

A. Nearly so.

JOHN M'EWEN (sworn.)

Examined by the SOLICITOR GENERAL.

Q. Were you at St. Peter's at the Election?

A. I was.

Relate what took place.

A. I was there only as a spectator.

Q. Were you there during the riot?

A. I was there when the Hustings were first pulled down, but I was some distance off.

Q. By whom were they pulled down?

A. I can't mention the names of any of the persons.

Q. Do you know of any of Mr. Cooper's voters having left the Election without voting?

A. I can't say.

Q. Do you know of any of them being afraid to come forward?

A. I can't name any who were afraid to come forward.

Q. Are you under any degree of fear in giving your evidence?

A. Not any.

By the Chairman.—Are you a voter yourself?

A. No.

By Mr. Willock.—Are you aware of Mr. Worrell having solicited votes for any of the Candidates?

A. Only by hearsay—I had no conversation with Mr. Worrell.

By MR. PALMER.

Q. Did you yourself assist in scrutinising any of the votes, on behalf of Mr. Cooper?

A. I did not.

By Mr. SOLICITOR GENERAL.

Q. Did you see any person or persons active in exciting the riot?

A. Some were very outrageous—Hogan seemed worst—Roderick Macdonald made a good deal of noise, but I did not see him do any thing.

Q. Did you see Hogan strike any person?

A. No.

By the Chairman.—Did you observe one Michael Scully amongst the rioters?

A. He was there, but I did not see him do any thing.

THOMAS WEBSTER, Jun. (sworn.)

By the SOLICITOR GENERAL.

Q. Were you at that part of King's County Election that was held at St. Peter's?

A. I was there only the first day. I saw some quarrelling.

Q. Did you see any thing having a tendency to a riot on that day?

A. I saw one man run after another man and strike him with a stick—Don't know any of their names—I understood he was struck for voting for Mr. Cooper—I heard it was the case.

Q. Did you see a flag that Mr. Cooper had up?

A. I saw one near the barn.

Q. Were there any particular persons who made themselves extremely busy in exciting the riot?

A. At the time the man was struck, I ran to his

assistance, being a Constable—when one James Macdonald said to Roderick Macdonald, "Roderick, you are the beginning of all this."—There was then a good deal of pulling and hauling.

Q. Did you see Roderick Macdonald extremely busy?

A. He was there going among the crowd—I can't name any others in particular.

Q. Whose party were those people of who followed and struck the man?

A. I understood Mr. Macdonald's party—Roderick Macdonald, who was very zealous in Mr. Macdonald's cause, was blamed for causing the row.—This Roderick Macdonald now lives in town, in the house Mr. Brennan once lived in.

Q. Do you know of any interference on the part of Mr. Worrell in the Election?

A. Mr. Worrell came to me—he asked me if I had voted—I told him I had promised my vote to Dr. Jardine—He then said to me, you must pay your account.

Q. Are you a tenant of Mr. Worrell's?

A. Yes.

Q. Did Mr. Worrell solicit your vote for any other Candidate?

A. He only asked if I had given my vote.

By the Chairman.—Were any of Mr. Cooper's voters prevented from voting, to your knowledge?

A. I heard a person of the name of Angus M'Intyre say, "if you vote for Mr. Cooper, I will knock my fist through you"—M'Intyre lives at the Creek at Savage Harbour.

By MR. SPEAKER.

Q. Who was the person that M'Intyre so threatened?

A. I don't know the person—I did not see M'Intyre strike him.

Q. When Mr. Worrell said you must pay your account—did you consider it as a threat?

A. I don't know that it was.

JAMES ANDERSON (sworn.)

Examined by the SOLICITOR GENERAL.

Q. Was the adjourned Poll at the King's County Election held at your House?

A. Yes—at my barn.

Q. Were you frequently at the Hustings during the Election?

A. Not very often—having a good deal to do in the House.

Q. Did you see the riot?

A. Yes.

Q. What was the nature of the riot?

A. Hearing a great noise, I ran out of the House, and saw that the planks and barrels the Hustings were made of had been pulled down—saw Hogan have a hold of one of the planks, and actively engaged.

Q. Did you go into the barn after the riot?

A. I did—I went in to bring out some chairs—there were two doors to the barn, and the moon was shining very bright. I took hold of a chair in each hand, and was going, when sticks and stones were thrown at the doors, which were then shut. As I was going to leave the barn, I heard a voice from the stable loft; it was Mr. Cooper's voice; he knew me by the light of the moon, and he told me to save his life, that there were persons lying in ambush for him. Mr. Cooper said, "you must not leave me—there is a person lying under some sheaf oats in the barn"—I went to the place, and found a man; and took him to the door, and asked him what business he had there—"do you mean to murder Mr. Cooper," I said. He replied, "I did not know Mr. Cooper was there," and went away. The man was

Roderick Macdonald, of East Point, who, I believe, now lives in Charlotte-Town—I took a bludgeon and went up to the loft beside Mr. Cooper—when I heard the Sheriff's voice in the yard I left Mr. Cooper, and put him under the protection of Mr. Donald Macdonald of Tracadie.

By Mr. Brennan.—Was it possible for Macdonald to have got into the loft beside Mr. Cooper?

A. Yes.

By the SOLICITOR GENERAL.

Q. Was Macdonald concealed among the sheaves?

A. I don't exactly know the position in which he was, as the moon did not shine on that part of the barn—I went and spoke to him, and roused him up.

Q. From what you saw and heard, is it your opinion that Mr. Cooper's life was in danger?

A. I can only speak as to what Mr. Cooper told me himself.

Q. Had you any opportunity of seeing Roderick Macdonald in the course of the Election?

A. I had, several times.

Q. What was his conduct?

A. He was shewing a good many airs.

Q. Did he show a determined hostility towards Mr. Cooper?

A. I can't say—I did not know whether he was an enemy to him or not.

Q. Who did you vote for?

A. I voted for Mr. Macdonald.

By Mr. Brennan.—Did Macdonald appear to be in a state of intoxication when you found him in the straw?

A. He did not.

Q. Did he appear to have been just roused from sleep?

A. I don't think he did.

THOMAS WEBSTER, sen. (sworn.)

By the SOLICITOR GENERAL.

Q. Who did you vote for at the late Election?

A. Mr. Macdonald.

Q. Had any previous attempt been made by Mr. Worrell to influence your vote?

A. Mr. Worrell asked me, when he was passing my house, if I had voted—I said no—he said you had better go and vote—I said I would rather stay at home—but I took my horse and went. He merely said Mr. Macdonald was a good young man.

By the Chairman.—At what time was you at the Election?

A. The last day.

JOHN M'INTOSH (sworn.)

By Mr. SOLICITOR GENERAL.

Q. Were you at St. Peter's during the Election?

A. I was there the first day until four o'clock—and on the morning of the second day until between ten and eleven.

Q. Did you see any riotous proceedings?

A. I was threatened on both days to be ill used if I did not leave that.

Q. By whom were you threatened?

A. By a man of the name of Thomas Murphy, I understand—I have been well acquainted with him for four years—I supposed him to belong to Mr. Macdonald's party.

Q. Did you see anything of a flag Mr. Cooper had flying?

A. I saw it nailed to the side of the barn.

Q. Did you see it pulled down?

A. No.

Q. Who did you vote for?

A. Mr. Cooper.

By Mr. PALMER.

Q. Was the threat you speak of given before or after you had voted?

A. After I had voted.

By Mr. Cody.—When you were threatened, what were the words made use of?

A. I was desired to leave the yard, or I would get my head broke—my scull cracked—I believe it was because I had voted for Mr. Cooper, having been on good terms with the man before then—this was on the first day.

By the SOLICITOR GENERAL.

Q. Was Mr. Cooper's friends threatened generally—to your knowledge?

A. Those who were most zealous in his behalf were threatened in general.

HUGH M'VARISH (sworn.)

By the SOLICITOR GENERAL.

Q. Were you at St Peter's at the late Election?

A. Yes—I was there both days.

Q. Did you see any riot take place?

A. I saw the first of it. On the last day there was a row, and they made use of bad language against Mr. Cooper.

Q. Did you see any person struck?

A. Yes—one M'Innis was struck—I was standing at Mr. Anderson's door, about fifty yards from the man—I was at an equal distance from the Hustings; heard that M'Innis had voted for Mr. Macdonald.—M'Innis lives at Lot Forty-two—don't know his christian name—Saw some of Mr. Cooper's friends there before the riot took place—I took them to be so—John M'Intosh was one.

Q. Did you see the Hustings pulled down?

A. I was on the hill, but did not see them pulled down—I saw some persons there, who had voted for Mr. Cooper—I saw Andrew Coffin and John M'Kay.

By the Chairman.—Did you hear any threats used against Mr. Cooper's voters?

A. I heard it generally said that any who voted for Mr. Cooper would be thrashed—I heard this on the second day, between ten and eleven o'clock.

Q. Did you understand there would be a row, for the purpose of keeping Mr. Cooper out?

A. I understood so.

By Mr. Brennan.—Who did you vote for?

A. I had no vote—I was going to vote for Mr. Macdonald, but I found I had no vote.

(FOURTH DAY) THURSDAY, January 12, 1832.

MURDOCH MURRAY (sworn.)

Examined by Mr. SOLICITOR GENERAL.

Q. Were you at St. Peter's at the late Election?

A. Yes, for a short time, on the second day.

Q. Did you see anything of a riot on that day?

A. I saw some of it—I saw the Hustings pulled down—Hogan was one of the persons—can't name any of the rioters—I was sworn in as a Special Constable—was struck twice—don't know by whom—cannot

tell whether I was struck by a stone or picket, as they were flying about like hail. I did not vote at the Election—I am a voter, but no vote was given to Mr. Cooper while I was there—a few were given to Mr. Macdonald, and a few to Mr. Irwin.

Q. What was the reason you did not vote?

A. Because there were many that could not get forward to vote—I could have got forward, if I had pressed hard.

Q. Were you afraid to vote?

A. I was afraid. Some of my friends told me to keep back from the crowd.

Q. Who did you intend to vote for?

A. For Mr. Cooper.

Q. Did you see Roderick Macdonald?

A. Ycs.

Q. Did Roderick Macdonald tender any oath to the Sheriff as to his being in danger?

A. I did not hear—I heard Roderick Macdonald say that he knew Mr. Cooper had an armed party in the woods to prevent Mr. Macdonald's voters coming forward.

Q. Had Mr. Cooper, to your knowledge, any such armed party?

A. There were only three persons, and they were not armed, M'Kay, M'Kenzie and M'Isaac.

Q. Did those three persons advise Mr. Cooper to take a horse and be off, to save his life?

A. They did—I myself considered his life in danger—because I thought the whole thing was against him.

By Mr. Brennan.—What did you see that made you suppose his life was in danger?

A. I was there half an hour before the row took place—I thought Mr. Cooper was in danger, because I heard so many against him—Hogan and others were making speeches against him.

By MR. PALMER.

Q. Where do you reside?

A. At the head of St. Peter's Bay—I have lived there six years—Hogan, when he made a speech, said Cooper was only a poor farmer, and a poor miller—he was running him down—I did not hear Mr. Cooper make any reply. Hogan spoke for about an hour. I did not hear any one reply to Hogan—but there was such a row that it was almost impossible to hear any thing.

By the Chairman.—When you went there was there a row expected?

A. I believe there was—I did not go there until late—numbers of people I met going home told me there was an appearance of it—I know there were a good many who intended voting for Cooper and Macdonald, who did not vote—some who were on their way turned when they heard what was going on at the Hustings.

By Mr. Brennan.—Can you form any idea of the number of persons who returned home without voting in consequence of hearing what was going on at the Election?

A. I can't say—I know there were a good many that intended to vote for Mr. Cooper, who did not go farther than my house—and I think there were some for Mr. Macdonald also.

JOHN JARDINE, Esq.—(sworn.)

Examined by the SOLICITOR GENERAL.

Q. What was the conduct of Mr. Cooper during the Election at Georgetown?

A. His conduct was very good.

Q. Was there an agreement among the Candidates at Georgetown not to put any of the Oaths to voters except the Qualification Oath?

A. I don't remember any agreement—but the other Oaths were dispensed with.

Q. Did any disturbance take place during the Election at Georgetown?

A. There was a little—It arose in consequence of a Mr. M'Phee standing alongside of Mr. Macdonald on the Hustings, and informing him when any bad vote came forward on the part of Mr. Cooper—when a man commonly called Big Jem came forward, M'Phee told Macdonald that he had no vote—and then Mr.

Cooper's party called on M'Phee to come down, and attempted to pull him down, when the Sheriff interfered. Big Jem went away and afterwards returned, and attempted to get on the Hustings, calling out 'where is the Tailor'—previous to this the Sheriff had taken M'Phee inside—and the Sheriff prevented Big Jem from getting on the Hustings. I soon after moved an adjournment to St. Peter's—a great noise took place—and the Sheriff said if I put up a notice they would pull it down. Mr. Hugh Macdonald and Dingwell spoke to them—Mr. Cooper said "let the business go on quietly," and the noise subsided—I did not hear any one threaten to pull it down.

Q. Did you notice the respective banners of the parties at St. Peter's?

A. I did.

Q. Did you know of any person or persons tendering votes, who had no votes?

A. Many votes were rejected—I was only at the Election for about an hour on the second day, at St. Peter's—a man of the name of Costello, who had formerly voted, came a second time and tendered his vote under the name of John Ryan—and offered to swear—but his vote was rejected after he had partly gone through the Oath. I saw some symptoms of a riot, which induced me to go away—there were a great many intoxicated. There was a great deal of noise and shouting and complaining of the conduct of Cooper's party at Three Rivers.

Cross-examined by MR. PALMER.

Q. At what time did you first go to Georgetown?

A. I was there before the Election commenced—it was about Eleven or Twelve o'clock before the polling began.

Q. How long had the Election continued before the attempt was made to pull M'Phee off the Hustings?

A. It had continued a considerable time—a good many had polled.

Q. Was it on account of M'Phee's objecting to Big Jem's vote?

A. It was—and that they considered M'Phee had no business there at all—I don't think M'Phee had a vote—he lives in the Royalty.

Q. Did M'Phee object to votes after he was put inside by the Sheriff?

A. He did—even next day, when William Dingwell said, "You had better not interfere—you know I saved you yesterday, or M'Cormack would have given it to you"—I believe M'Cormack and Dingwell both voted for Cooper—many of the name of M'Cormack did.

Q. Are you aware that there was a row on the first day of the Election at Georgetown?

A. The polling was interrupted for a short time on the first day. When Dingwell spoke of having saved M'Phee from M'Cormack, I understood that it alluded to something that had taken place in the evening before, after the polling had closed—that he had prevented M'Cormack from giving him a beating.

Q. Did you object to any of the persons who tendered their votes?

A. A good many—my objections were all quietly met with, except from David Aitken—he could not swear to his qualification, and yet wished to force his vote down.

Q. What took place?

A. His father was called forward, when William Dingwell said, never mind it—I was not threatened by any person, either at Georgetown or St. Peter's.

Q. Was the Election carried on on the part of Mr. Cooper with peace and quietness?

A. It was—except merely on the occasion mentioned.

Q. Was there a vessel there?

A. There was a vessel there, with a flag flying, in which many of the voters went away, after giving three cheers.

Q. Do you know if a good many who had voted at Georgetown, afterwards went to St. Peter's?

A. A good many.

By the SOLICITOR GENERAL.

Q. Did not William Dingwell send away several persons from the hustings, who came to tender their votes for Mr. Cooper, whom he knew had no votes—to save trouble?

A. He advised them to go away, after their votes had been objected to.

By Mr. Dalrymple.—Was M'Phee particularly officious?

A. Not as the friend of Mr. Macdonald—He was not so officious as the Dingwells were on the other side.

By Mr. Green.—Did any of those persons, who went

to St. Peter's, after voting at Georgetown, attempt to vote again?

A. I did not see any of them attempt to vote again.

By Mr. M'Neil.—Whose party did those persons belong to?

A. To Mr. Cooper's party.

By Mr. M'Neil.—Do you know what occasioned the riot that took place at St. Peter's?

A. It was in order to upset the Election, and to prevent Mr. Cooper being returned, I believe.

By Mr. Green.—Do you know of any plan having been formed for that purpose?

A. I know of no plan having been formed. It was in consequence of the threats of retaliation for the conduct of Mr. Cooper's party at Georgetown, that I was led to suppose there would be a riot—and from seeing so many persons intoxicated.

MR. SOLICITOR GENERAL intimates that the Evidence is closed on the part of Mr. Cooper.

(FIFTH DAY) FRIDAY, January 13, 1832.

Mr. PALMER opens in support of Mr. Macdonald's Petition—and thereafter calls and examines

DONALD M'PHEE (sworn.)

Q. Were you present at the Election at Georgetown—and what time did you go there?

A. I was—I went there before the Poll was opened. After the Candidates had been proposed and seconded, and the Poll opened, I was on the hustings along with Mr. Macdonald, as he was a stranger, to let him know who had votes, and who had not. One Donald M'Innis tendered his vote, which was challenged by Dr. Jardine. On examination, it was found he had no vote. Mr. Cooper's supporters were pressing him to swear to his qualification. The Returning Officer said he would read to him what he was to swear to, before he administered the Oath, which he did. Then Mr. Cooper's supporters told him he might swear to that, and were pressing him hard to do so. I spoke to them, and told them not to urge any man to swear—if he did swear, it should be with his own free will. I was then collared by William Hubbard, John Wyse, and others, and asked what business had I there, was I there as a spy? They attempted to pull me off, and I held on by the top part of the door—and Mr. Macdonald took hold of me, and said he would keep me on the hustings—they then said he might get some one else, but that the d—d tailor should not be there—this was said by a number. Shortly after, James Whelan, commonly called Big Jem, tendered his vote, and voted for Mr. Cooper—Dr. Jardine asked me if he had a vote, and where did he live—I said he had not a vote, and if he did not challenge it, I would; Whelan was then called back, and it was found he had no vote—I was then again collared—and Mr. Hugh Macdonald and the Returning Officer told me, I had better stand inside, which I did. In a short time after, Whelan got on the hustings, and swore he would have the d—d rascal out, meaning me. The Returning Officer shoved him back, and said he had no business there. Soon after that the Candidates were all obliged to go inside, so many people got upon the hustings. One Angus M'Phee tendered his vote, which I was the cause of having objected. I was threatened hard for so doing, both by him and Donald M'Cormack—that if they had me out of that they would break my head. There were such threats used outside, that I was afraid of my life, and did not know how I was to get away. As for abusive language, it was not minded, there was so much of it, both towards myself and Mr. Macdonald, the Candidate. Even when he was addressing the Elec-

tors, he was frequently interrupted by abusive expressions. Between two and three o'clock, the Poll was adjourned for a short time. After it was again opened, David Aitken, of Bay Fortune, tendered his vote, which was objected to by Dr. Jardine, and found not to be good—he abused Dr. Jardine. Soon after, a number of Bay Fortune people went away in a vessel, after which there was not so much noise. The Poll was adjourned that evening until next morning. After the adjournment, I went to Kearney's house, and fell into conversation with Alexander M'Phee, a brother of the man whose vote had been objected to. John Wyse came up and collared me—M'Phee laid hold of him, and told him to walk off, that we wanted no blackguards there. I went out to the street soon after, and was speaking to Angus M'Phee and Neil Currie. A person who was near, asked me if I was going home. I said yes, presently. Whelan came rushing upon me, caught me by the collar with his left hand, and made a boil I had on my chin bleed, with his knuckles—he drew his right hand to strike me, which was seized by Angus M'Phee, and Neil Currie assisted me in getting clear of his left hand. I went in search of a magistrate, to get a warrant, and on the way, found that my coat was torn in two different places—I met Mr. Angus Macdonald, near Gilbert's Wharf, and told him the circumstance, and he promised to bring a blank warrant and fill it up at Georgetown, next morning—I then went home. I returned to the Election next day—the warrant was issued by Mr. Hugh Macdonald, and executed. After the Poll had been some time opened, William Dingwell threatened me for objecting to a vote, that he would kick me out, and that I should recollect he had saved me from getting a good beating the night before. Mr. Macdonald said, never mind the vote, I don't care any thing about it. The Poll was then adjourned about three o'clock, on the second day, to St. Peter's.

Q. Do you know of any voters who went to Georgetown for the purpose of voting for Mr. Macdonald, who went away without voting?

A. I do know some—Donald Campbell, Head of Cardigan River, was one.

Q. Why did they go away without voting?

A. I don't know any reason, unless they were in dread of the rioters.

By Mr. Brecken.—Do you know that to be the reason?

A. I firmly believe it was.

By Mr. PALMER.

At the time you were threatened to be taken off the hustings, were there other persons on the hustings besides yourself?

A. They were full of persons—they were cracking.

Q. Did Mr. Macdonald conduct himself in a remarkably peaceful manner?

A. He did.

Q. Did you suggest any thing to Mr. Macdonald with respect to examining votes?

A. I did advise him to examine the bad votes.

Q. What was Mr. Macdonald's reply?

A. He said he did not care any thing at all about them—he was afraid to object to any more—he was tired—let them vote as they pleased—this, to the best of my knowledge, was on the second day.

By Mr. SOLICITOR GENERAL.

Q. Did the Returning Officer seem much terrified?

A. I saw that he was obliged to cease taking the Poll for some time.

Q. Did the Candidates seem much terrified? Did the members of this Committee who were there seem much terrified?

A. Mr. Macdonald did—I can't say as to the Members of the Committee who were there.

[The Returning Officer was here called in, and confronted with M'Phee, and the following question put to him:]

Q. Was the Poll adjourned during the first day at all?

A. I don't think it was—but the Poll Books will show.

Mr. M'Phee and the Returning Officer ordered to retire.

After debate, M'Phee called back, and examination resumed.

By Mr. Brennan.—Do you know the difference between an adjournment of the Poll and ceasing to take votes for some time?

A. I thought that ceasing to take votes was an adjournment.

By Mr. Speaker.—Was not a proclamation made in the evening when the adjournment took place then?

A. There was—I could hear the proclamation then, because they were peaceable.

THOMAS JAQUES and Mr. SIMS called in and confronted with M'Phee.

Thomas Jaques examined by the SOLICITOR GENERAL.

Q. Was there any interruption, that by any possibility could be called an adjournment, that took place at Georgetown during the first day of the Election?

A. Not in the least—a slight interruption took place, which did not exceed ten minutes—when some objections were made to M'Phee's remaining on the Hustings.

Mr. Sims, in answer to the same question, said “Nothing more than Mr. Jaques states—the voters were coming forward very fast—and I thought it prudent to put up two pieces of scantling as supports—by which the people began to climb up on the Hustings and they began to crack, when I ordered them to be taken away again—after which the Candidates left the Hustings and came inside.”

Mr. SOLICITOR GENERAL goes on to Cross-examine DONALD M'PHEE.

Q. Have you not been very frequently at Elections, and taken a very active part?

Witness and Counsel on both sides ordered to withdraw.

Counsel and Witness called back.

A. I have not been very frequently at Elections, nor have I taken a very active part except at the last General Election, both for Town and County—I was found a great deal of fault with for supporting the Solicitor General at the Town Election, but for what I

did at the County Election, no fault was found with me.

Q. Do not you know, from your attendance at different Elections, that an adjournment is always preceded by a proclamation?

A. I do know that—but sometimes a proclamation cannot be heard.

Q. Where was you standing, when the Poll, as you say, was adjourned?

A. I was inside of the building—at a distance from where the Poll Clerks were.

Q. If any Proclamation had been made, must you not, of necessity, have heard it?

A. I was in a distant part of the building speaking to some person at the time.

Q. Where was you when the Polling recommenced?

A. In the same building—near the same place—I was in dread to go out.

Q. What was the space of time that the adjournment took up?

A. As to that I cannot say—it was but a short time.

Q. How then did you know that it was between two and three o'clock?

A. I supposed it to be about that time.

Q. Were you requested by any person to stand on the Hustings and scrutinize the votes?

A. Mr. Macdonald and one of his friends and myself consulted about it, and it was agreed that I should stand upon the Hustings—his friend's name was John Macdonald—I had the Returning Officer's permission.

Q. What was the general conduct of the voters, with the exception of the row which took place regarding yourself?

A. They were very outrageous—made a great noise—there were very few voters there but Mr. Cooper's friends.

Q. Were there any threats, or acts of violence, except towards yourself?

A. I cannot say what was outside—as I was within the building.

Q. What was the conduct which you described as being so outrageous?

A. Making a great noise in front of the Hustings, which I thought was all against Mr. Macdonald and myself.

Q. Did any thing happen at that Election, with the exception of the threats towards yourself, uncommon from what happens at almost all other Elections?

A. Not in my presence—I could not see what was outside.

Q. When you were threatened, did not Mr. Cooper and his friends interfere, and request that you might be allowed to stop?

A. None but Mr. Cooper alone—he said that as I was a friend of a Candidate, I had a right to stop there.

By Mr. Green.—What did Hubbard and the others say, at the time they pulled you off the Hustings?

A. They called me a d—d lousy Tailor, and such like expressions—how often I cannot say.

By Mr. Speaker.—Is Wyse a respectable character?

A. No, a drunken, blackguard fellow.

By Mr. Green.—What sort of a character is Hubbard?

A. I have nothing to say against his character, except as to what took place there.

By Mr. Dalrymple.—Are you an Elector of King's County?

A. No—neither did I tender my vote—I am an Elector of Georgetown.

Q. What sort of a man is James Whelan?

A. He is a stupid kind of fellow—he is very deaf.

By the Chairman.—Could the Sheriff explain any

thing to him without making a good deal of noise?

A. Not without speaking loud.

By Mr. Speaker.—Was there not previous to the Election some difference in dispute between you and Whelan?

A. There was, two or three years ago.

Witness discharged

ANGUS MACDONALD (Donald's son, sworn.)

By MR. PALMER.

Q. Were you at the Election at St. Peter's, and at what time did you first go there?

A. I was there when the Poll opened on the first day.

Q. Did you see any riot there?

A. I saw one Michael M'Innis knocked down, and a man tread upon him after he was down.

Q. Was M'Innis a voter of Mr. Macdonald's?

A. I did not see him vote—I was told he voted for him.

Q. Do you know how he came to be knocked down?

A. I don't know what it was for, neither do I know who knocked him down.

Q. At what distance was it from the Hustings?

A. I don't think it was above fifteen yards.

By the Chairman.—Did you know there was to be a riot?

A. I did not know there was—I was not there the second day.

Witness discharged.

(SIXTH DAY) MONDAY, January 16, 1832.

Mr. A. Macdonald, absent from the Committee, from indisposition.

ANGUS MACDONALD (Shoemaker.)

By MR. PALMER.

Q. Where do you live?

A. I live at Milltown, on Lot Forty-seven—I am known as Angus Macdonald, Shoemaker.

Q. Were you at the Election at St. Peter's—and what took place there?

A. I went there about twelve o'clock the first day—was not there the second day until near dark—when I arrived there it was dark, the Sheriff was gone, and there was no one to receive votes. I think this was about nine o'clock.—I was there until the end of the first day.

Q. When you went away the first day, what was your motive for going away?

A. I went to give intimation to those who had not voted to come forward.

Q. What success had you—or what number did you meet coming?

A. All those I did not see at the Election I spoke to, and they promised to go—I think about ten, twelve or fifteen were with me when I returned on the evening of the second day.

Q. Do you know what number were coming, or were ready to come after you?

A. I can't say how many—but I know there were a good many voters that had not voted.—I know there were upwards of one hundred good voters who had not polled. Don't know who they would have voted for; but those I spoke to, as far as I understood, meant to vote for Mr. Macdonald.

Q. Do you know if any others went to look for voters as well as yourself?

A. I understood there were others, but I can't tell.

Q. Can you state your belief as to the number of persons who would have come forward, had the Poll continued until midnight?

Question objected to.

Witness withdraws.

Council heard—and ordered to withdraw.

A motion being made, and the question being put, that the question do stand, the Committee divided:

Yeas. 7

Nays 8.

So it was resolved in the negative.

Counsel and Witness called back.

Examination by MR. PALMER, continued.

Q. What became of those persons who came to St. Peter's with you, and did not vote?

A. We made the best of our way home—I stopped there all night.

Q. Would many persons to your knowledge have voted for Mr. Macdonald, who did not vote, if the Election had been regularly carried on?

A. I think there would—I had not voted myself.

By the Chairman.—Would many persons, who had not voted, have voted for Mr. Cooper, if it had been regularly carried on?

A. I cannot say—I did not speak to any—as far as I went, they were inclined to vote for Mr. Macdonald

By MR. PALMER.

Q. Do you know the names of any of the persons who were sent to beat up for voters?

A. There was a young man called Ronald Macdonald, I understood, went to look for voters—another person, a friend of Mr. Macdonald went, with me, but he did not speak to any person while with me.

Q. Do you know if those persons brought any voters back with them for the purpose of voting?

A. We were all together—Ronald Macdonald came with me as far as Morrell.

Q. Did you hear any report, while on your journey, up or down, that the Election was over?

A. I can't say I did—I believe I was there nearly about the time it was closed—as I met great crowd leaving the place.

Q. Were there great crowds there when the Election was closed?

A. I did not stop to speak to any of them.

Q. How near to the Hustings were those persons you met?

A. The principal throng met me in Mr. Anderson's Alley—I had met others about half a mile from the place.

Cross-Examined by the SOLICITOR GENERAL.

Q. Whose horse had you when you left St. Peter's to go on the expedition?

A. I believe it belonged to Mr. Worrell.

Q. Were there 75 voters, to your knowledge, on the road to vote for Mr. Macdonald, who had not previously voted.

A. I can't say.

Q. How far did you go in search of voters?

A. About 30 miles.

Q. How many persons did you call on in the course of your journey—did you call on 75 persons?

A. I did not.

Q. Did any of the persons you called on say they would not go?

A. Only one person said so, who was sick.

Q. How many voters were with you when you met John Mackay?

A. There were four persons in a cart besides myself; they were occasionally in the cart—there were some riding, but I don't know that they were with me at the moment.

Q. Have you any knowledge of any other voters who were coming forward to vote, than the 10 or 15 you have already mentioned?

A. I did not see any more on the road, but several told me afterwards that they were on the road.

Q. Who told you that they were on the road and turned back?

A. Angus Beaton told me so.

By Mr. Dalrymple.—Was it mentioned to you on the evening of the first day, that if Mr. Macdonald did not get in, a Riot would take place to prevent any other from being returned?

A. I heard nothing of the kind.

(SEVENTH DAY) TUESDAY, January 17, 1832.

MR. PALMER calls and examines RONALD MACDONALD (S^r ORN.)

Q. Were you at the Election at St. Peter's?

A. I was—the first day.

Q. What time did you leave it?

A. After the Poll was closed, about eight or nine o'clock in the evening.

Q. For what purpose did you leave it—and where did you go?

A. They fixed on Angus Macdonald, Charles M'Eachern, Roderick Macdonald and myself to go and canvass for Mr. Macdonald—Charles M'Eachern and myself started together. M'Eachern went to Sourie and Little Harbour—I went to the East Point. I was overtaken at my father's house, at Bear River, by Angus Macdonald (Shoemaker), and Roderick Macdonald—I went within half a mile of the East Point on the North side.

Q. Were you much among the voters—and what number did you see and converse with?

A. I called at every settlement beyond Bear River—the people were preparing to go to the Election—I did not call at Hay River—I can't tell the number I spoke to.

Q. Did you call on every individual, or did you send word to some of them?

A. When I went to a village, some persons in the village made it their business to inform the others.

Q. How long did you stop in your father's house?

A. About half an hour—I left it about day light.

Q. Which way did the other persons appointed to canvass for votes go?

A. Roderick Macdonald returned from my father's house by Cable Head and St. Peter's Bay.

Q. What number of persons did you meet going towards the Election?

A. I only spoke to three—I met them at the head of St. Peter's Bay coming from Little Harbour; they said they were going to vote for Angus Macdonald—that was on my way going to East Point.

Q. Did you meet any going to the Election, that the other persons had been canvassing?

A. As I was returning next day, I overtook some, and some overtook me.

Q. Can you state the number?

A. It was late in the evening—I knew of ten or twelve who were on their way down.

Q. Can you state what number of persons were coming to give their votes, if they had had an opportunity?

A. I can't.

Q. State as near as you can.

Witness was proceeding to state that at the Portage Settlement there were thirty persons going to vote—when he was interrupted by the Solicitor General.

Witness ordered to withdraw.

Counsel heard, and ordered from the Bar.

After debate—

Counsel and Witness called back—and the follow-

By Mr. Pope.—Can you state the name of any of the voters who were on the road to vote?

A. Archibald M'Isaac, Neil Macdonald, Peter Macdonald, Thomas M'Eachern, Samuel Keating, John M'Eachern, Angus Macdonald, Alexander M'—Aulay, and Roderick Macdonald (these last four were in the cart)—there were one or two more whose names I don't recollect—there was an old man named Ronald Macdonald.

ing question put:—

Q. How many persons in the Portage Settlement told you they were going to vote—and for whom?

A. I can't tell the exact number—all I spoke to said they would vote for Angus Macdonald, except one.

Q. Was that one going to vote for Mr. Cooper?

A. He said he was not going to the Election—but if he did, he would vote for Mr. Cooper.

Q. What settlement did you go to, after leaving the Portage Settlement?

A. I was not at the Portage Settlement—but I sent another man there—the people at Portage told me, before the Election, that every man would vote for Mr. Macdonald, except one. The next place I went to was East Lake.

Q. How many people in that Settlement told you they would vote for Mr. Macdonald?

A. Eight persons belonging to East Lake told me they would vote for Macdonald—only one of them overtook me, and the Election was over before we got there—he was with Angus Macdonald, Shoemaker.

Q. Where did you go after leaving East Lake?

A. I went to Donald Beaton's—I did not see him—and I returned.

Q. Did any of the Beatons tell you that they would vote for Mr. Macdonald.

A. Angus Beaton told me that he had been on his way to give his vote, when he heard a report that Mr. Cooper had been duly elected.

By Mr. Brennan.—How did that report originate?

A. John M'Intosh, and the M'Innises of Hollow River, told me that Cooper had won the day—but I did not believe them.

By MR. PALMER.

Q. On your return, what time did you get back to where the Poll was held?

A. I reached Morell about dark—between that and Anderson's I heard a noise—met several persons who asked me my name—I said Macdonald—they said go on, the Election is upset. When I reached Anderson's, some said it was nine o'clock, some ten, others eleven—I knew it was not eleven.

Q. Can you tell how many of Mr. Macdonald's voters there were at the Hustings who had not voted at that time.

A. Ronald Macdonald, of Prospect Hill, told me he had not voted. He named two or three persons besides.

Q. Have you a minute knowledge of the people in the neighbourhood where you live?

A. I know all the people from my father's house to the East Point.

Q. From the circumstances that took place at that time, do you to your own knowledge know, that there were Seventy-five persons who would have voted for Mr. Macdonald, if they had had an opportunity?

A. I am confident there were, if they had had an opportunity—but whether they would all have gone if there had been time, I don't know.

Cross-Examined by Mr. SOLICITOR GENERAL.

Q. Before you left the Hustings on the first day, was there any conversation as to what would be the end of the Election?

A. Five or six of us consulted what was best to do, as Mr. Macdonald was so far back, when it was agreed to send off for voters.

Q. What was said, supposing that Mr. Cooper should poll more votes than Mr. Macdonald?

A. Nothing was said, but that we would try and get more votes.

Q. Was there nothing said about upsetting the Election?

A. Not a word. I heard nothing of it until our return.

Q. Have you heard since, from the persons engaged in the riot, that there would be an attempt to upset the Election.

Witness and Counsel ordered to withdraw.

After discussion—

Question negatived.

Witness and Counsel called back.

Mr. SOLICITOR GENERAL continues *Cross-examination.*

Q. Did Fisher vote at the Election?

A. I don't know.

Q. Was he in time to vote?

A. I can't tell.

Q. Did John Macdonald, of Black Point, vote?

A. I think he did not.

Q. How many voters are there at the Portage?

A. To the best of my knowledge there are Thirty.

Q. Say how many houses there are in the Portage?

A. The Settlement is about two miles long—and there are Settlers on every hundred acres on both sides, to the best of my knowledge.

Q. Is it all settled on both sides?

A. It is, to the best of my knowledge.

Q. How many persons were on the road, to the best of your knowledge, towards the close of the Poll, for the purpose of voting for Mr. Macdonald?

A. Twelve, that I know of, two of these turned back, the others went as far as St. Peter's.

Q. Was Angus Macdonald, Shoemaker, one of these ten?

A. Yes—he did not give his vote.

Q. Did you keep open house for Mr. Macdonald?

A. I did.

Q. Did you take a great interest in the Election?

A. I did, so far as doing what I could for Mr. Macdonald:

By Mr. Willock.—Do you know the names of any of the persons who met you between Morcell and Anderson's, and informed you that the Election was upset?

A. I don't—they were strangers to me.

By Mr. Pope.—State the names of the ten persons who were on the road to the Election.

Angus Macdonald (Shoemaker), Angus Macdonald (Black Bush), John M'Eachern (Crooked River), Thomas M'Eachern, Samuel Keating, Neil Macdonald, Peter Macdonald, Roderick Macdonald (South Side), Alexander M'Aulay—Archibald M'Isaac turned back.

By Mr. J. S. Macdonald.—You say you called at several Settlements as you went towards the East Point, and that a number of persons promised to go to the Election—do you know if they started?

A. When I returned to my father's house, I was told that a good many had started.

Mr. Palmer declines calling any more Witnesses.

Mr. Brecken moved, seconded by Mr. Speaker, that the Solicitor General be allowed to examine John M'Kay—which was carried in the affirmative.

Mr. SOLICITOR GENERAL, declines calling John M'Kay to rebut former Evidence.

Mr. PALMER, on behalf of Mr Macdonald, sums up and closes.

Mr. SOLICITOR GENERAL on behalf of Mr. Cooper, sums up and closes.

(EIGHTH DAY) WEDNESDAY, January 18, 1832.

THOMAS JAQUES (sworn), *Examined by the Committee.*

Witness states that he has been at many Elections, and that he never saw one more peaceably or better conducted than the late King's County Election, while it was held at Georgetown.

By Mr. Brennan.—Could you, from the situation in which you was placed, see distinctly what was going on amongst the crowd?

A. I could not see exactly every thing that passed—but whenever there was a stoppage, I arose to see what was the cause of it.

Q. Was the authority of the Returning Officer at any time disregarded?

A. Not in the least. The Hustings at one time gave way, from the numbers that crowded upon them, but there was no riot—nor was the polling interrupted except at that time, which did not exceed ten minutes.

By Mr. Dalrymple.—Was it possible for any serious riot to have taken place at the hustings, without your seeing it?

A. I must have known of it.

By Mr. Brennan.—At the time the Sheriff removed M'Phec from the Hustings, did he not request Mr. Hugh Macdonald to reason with the people, and try and make them be quiet?

A. I did not hear him.

Witness discharged.

JOHN M'KAY (sworn.)

Witness goes on to state—

I went to the Election, for the purpose of

supporting Mr. Jardine, but finding him so far behind, I determined to support Mr. Cooper—I went for that purpose, along with several others, on the second day. I gave my vote, and was soon after told that my life was in danger—I returned in the evening, about the time the first riot commenced, and saw Mr. Cooper running.

By Mr. Dalrymple.—Were you in a situation, on the last day of the Election, to have seen any persons on the road going to vote for Mr. Macdonald, if there had been any such?

A. When on my way home, I met about ten or twelve persons coming from Sourie, who told me they would—their names were Little John Macdonald, William Robin, and others. This was about three o'clock.

Q. How far were they from the Hustings?

A. About two miles.

By Mr. Brennan.—Did you go to Mr. Murray's house that night, after the Election?

A. I was chased from the Hustings by Hogan and Richard Cullen, and one or two more—and they were hallooing to follow us up tight—I suspected what they were after; Hogan was behind, and halloed to the others to follow us up tight—they were about one hundred yards distance. I stopped at Mr. Douglas's for about an hour, and then went to Hayes's, and then to Mr. Murray's.

Q. Were there any voters there who had not voted for any of the Candidates?

A. I saw M'Cormack there, who had not voted—Mr. Murray accompanied me from Hayes's to his own house—I stopped at Murray's two or three hours.

Q. Could voters have gone by another road to the Election, without your seeing them?

A. Not well.

Q. Might they not have gone through Mr. Worrell's premises?

A. They might—but I did not see any do so that day.

Witness discharged.

WILLIAM DINGWELL (sworn.)

Witness proceeds to state what took place at Georgetown—Saw no attempt to pull M'Phee off the Hustings—was sometime inside—he heard of it.

Witness went to St. Peter's—was there all the first day of the Election—stood inside, near the Poll Clerks, to assist Mr. Cooper—was objected to, particularly by Roderick Macdonald—went outside on the Hustings, but was not allowed to stay there—Charles Dingwell told me we were pointed out. Saw a man fall, and several sticks laid upon him—heard the blows given—this was on the first evening, just before the Poll adjourned—my brother and myself were ordered to leave.

Q. Were you threatened?

A. No—I kept always clear of the mob, but seeing that man knocked down, and the people so riotous, I had good reason to be afraid. I voted at Georgetown. We went off by a bye-road, being afraid to go the public road. The morning of the second day, I was at Charles Dingwell's door; Mr. Worrell came along, and asked Charles Dingwell if he was going to the Election to give his vote—did not hear the reply. I said "Mr. Worrell, I am surprised to hear a man of your sense and understanding advising a man to give his vote against his will; you know if he votes for Mr. Macdonald it will be against his will—" I heard Mr. Worrell ask Charles Dingwell to vote for Mr. Macdonald—Mr. Worrell said to me, "I am not compelling him"—Charles was a tenant of Mr. Worrell's. We went back to the Hustings, Joseph Dingwell and I went together—we intended to stop all day if we were allowed—Hugh M'Varish, a friend of Mr. Macdonald's, advised me to go away. We saw Mr. Cooper in the yard—we told him he was under the protection of the Sheriff, and he had some chance—I left the Hustings when Mr. Irwin was beginning to address the Electors.

Witness discharged.

JAMES MACDONALD (sworn.)

Was at St. Peter's the first day.

Q. Did you see any disposition to riot among the people that day, or any thing that led you to suppose there would be a riot?

A. I did. I was threatened myself, but I don't know the man's name—it was for putting up Mr. Cooper's flag—the man said I ought to be kicked.

Q. Did you vote?

A. No. I did not vote the first day, and was afraid

to go the second day—I left about the time the Poll was adjourned.

By Mr. Brennan.—When you left the Hustings the first day, was it with the intention of returning to vote the day following?

A. It was.

Q. For whom?

A. For Mr. Cooper.

Q. Why was you afraid to return?

A. My brother and myself meant to vote next day, but three men threatened me next morning that if they caught me there I should suffer for it.

Q. Do you know them?

A. I don't know two of them. Thomas M'Grath was one of them.

Q. What did they say?

A. I forget the exact words.

Q. Was it in consequence of these threats, that you went home without voting?

A. It was. My brother afterwards went to the Hustings, and told me not to go back—that I was marked there. My brother told me he did not vote.

Q. Do you know of any others who left the Hustings without voting, through fear?

A. I can't swear to any but myself and my brother. On the evening of the first day, I saw Ronald Macdonald, my next door neighbour, on the ground, with his face covered with blood; I did not know him at first. He had been struck for taking M'Cormack's part—Ronald Macdonald was one of Mr. Cooper's supporters. Did not see him struck.

Q. Where do you live?

A. On Lot 4S, on the North side.

JOHN M'KAY, re-called.

Q. Were you served with a summons after you left the Bar?

A. Yes.

Q. By whom?

A. By James Spencer, Constable.

Q. How long was it after you left the Bar?

A. Immediately—and before I left the Court House.

Q. What Magistrate issued the summons?

A. Dr. De St. Croix.

Q. Who is the Plaintiff?

A. His name is Wall.

Ordered, that the Sergeant at Arms be sent after the said James Spencer—who appearing at the Bar, and having made his excuses, was ordered to be admonished, and discharged, on payment of fees. And being admonished, was discharged accordingly.

Dr. De St. Croix, having attended, stated, that in issuing the summons against the person referred to, he had not the slightest idea that that person was a Witness summoned by the House, or he would not have thought of issuing it, nor should he act upon the said summons. Upon which he was excused from further attendance.

(NINTH DAY) THURSDAY, January 19, 1832.

COMMITTEE RESUMED.

The Chairman acquainted the Committee that he had received a letter from Mr. Thomas Irwin, one of the Candidates, requesting to be heard at the Bar—which, on motion, was read, and is as follows:—

"January 19th, 1832.

"MY DEAR SIR,

"As I was present at the unfortunate riot in King's County, an investigation of which is under the consideration of your Honorable Committee—and as I am in possession of many facts relative to the said Return, I feel it a duty which I owe to

justice, to King's County, and to my own traduced character, to request you, as a friend, to cause me to be examined at the bar, prior to any decision that may take place.

"I have the honor to be,

&c.

(Signed)

THOMAS IRWIN.

"To THOMAS OWEN, Esq. Chairman."

Mr. Compton moves, seconded by Mr. Green, that Mr. Irwin be heard at the Bar—and the question being put thereon, it passed in the negative.

Mr. J. S. Macdonald moves that Sections No. 4, 20, and 28 of the Act of Geo. 3d, Cap. 3, be read—which the Committee agreed to.

Read the said Sections accordingly.

Mr. Speaker moves, seconded by Mr. Pope, and unanimously agreed to—

RESOLVED, That it appears to this Committee, that there were notorious and outrageous riots at St. Peter's, during the late Election, in defiance of the Laws, and in violation of the freedom of Elections.

Mr. Brecken moves that the Committee do come to the following Resolution, which was seconded by Mr. Brennan, and agreed to:

RESOLVED, That from the facts produced in evidence before this Committee, the Returning Officer, Mr. John C. Sims, was warranted in closing the Poll at the said Election, without declaring any of the Candidates duly elected.

Mr. Binns moved the following Resolution:

RESOLVED—That it is the opinion of this Committee, that a new Writ ought to be issued, to elect a Member to represent King's County, in the room of John Macdonald, Esq. deceased—

And the motion being seconded by Mr. Nelson;

Mr. Dalrymple moved the following as an amendment—

RESOLVED, That it clearly appearing to this Committee, that at the time the Election was interrupted, William Cooper, Esq. one of the Candidates, had polled such a number of votes, as to give him a decided majority over the other Candidates; and it also appearing, that if no riot or disturbance had taken place, the said William Cooper would have been returned, and that the said riots and tumults were created for the express purpose of preventing the return from being made, the Returning Officer, in consequence thereof, having been compelled by actual violence to close the poll, without fulfilling the commands of the Writ—that the House be therefore recommended to direct the Returning Officer to amend his return to the Writ of Election, and to insert the name of William Cooper as duly elected.

And the motion being seconded by Mr. Speaker—and the question put on the amendment, the Committee divided:

Yeas.

Mr. Speaker,	Mr. Hyndman,
Mr. Dalrymple,	Mr. Pope,
Mr. Brecken,	Mr. Willock,
Mr. Green,	Mr. Cody.

Nays.

Mr. Binns,	Mr. A. Macdonald,
Mr. Brennan,	Mr. Compton,
Mr. Nelson,	Mr. McNeil,
Mr. J. S. Macdonald.	Mr. H. Macdonald.

The Committee being equally divided—the Chairman voted for the amendment.

So it was carried in the affirmative.

Mr. Speaker moved the following Resolution—

RESOLVED, That it is the opinion of this Committee, that the Petition of Angus M'Donald, one of the Candidates at the King's County Election, asserting that the supporters of Mr. Cooper, also one of the Candidates, conducted themselves at Georgetown, in a manner contrary to the true intent and meaning of the Election Law, and subversive of the rights and liberties of His Majesty's subjects, and that the said persons, by boisterous means, and a high hand, intimidated and prevented voters who were actually present, and willing to vote for the said Angus M'Donald, from giving their votes—and that subsequently, at St. Peter's, a great number of Electors were in attendance for the purpose

of giving their votes to the said Angus M'Donald, and which votes, if polled, would have far outnumbered those of the other Candidates, but by the improper conduct of Mr. Cooper and his partizans, a riot was created, and the support intended for the said Angus M'Donald rendered ineffectual—has not been substantiated or borne out by any evidence whatever: It being clearly proved to this Committee, that there was no riot or improper conduct at Georgetown, on the part of Mr. Cooper or his supporters; and that neither threats nor intimidation were there used, to prevent voters from polling at the Election; nor is there any evidence, that any such voters were present at Georgetown and did not give their votes; nor does it appear to this Committee, that a riot, subversive of the freedom of Elections, was created at St. Peter's by Mr. Cooper or his supporters; but on the contrary, that the whole of the outrageous and lawless proceedings which caused the riot, and prevented a due and regular return of the Writ of Election, were committed by the partizans and friends of Mr. Angus M'Donald; nor does it appear, from the evidence produced, that there were any such numbers of votes unpolled, (when the returning Officer was driven from the Hustings, and compelled to desist from taking the poll.) as would, if polled, have outnumbered those of Mr. Cooper—That this Committee, therefore, finding the allegations contained in the Petition unfounded, do declare the said Petition frivolous and vexatious.

And the motion being seconded—

Mr. H. Macdonald moved as an amendment, that the words "and vexatious" be struck out:

And the motion being seconded, and the question put on the amendment, the Committee divided:

Yeas.

Mr. H. Macdonald,	Mr. Brennan,
Mr. Compton,	Mr. Nelson,
Mr. Green,	Mr. Binns,
Mr. Macneil,	Mr. A. Macdonald.
Mr. J. S. Macdonald,	

Nays.

Mr. Speaker,	Mr. Cody,
Mr. Brecken,	Mr. Dalrymple,
Mr. Willock,	Mr. Pope.
Mr. Hyndman,	

So it passed in the affirmative.

The question being put on the last Resolution as amended, it was carried in the affirmative.

On motion, ordered, that the Speaker do take the Chair, and the Chairman do report the above Resolutions agreed to.

(B.)

[SEE PAGE 54.]

PORT OF PRINCE EDWARD ISLAND.

An Account of Vessels Launched and Registered at this Port in the Year ending 31st December, 1831.

Names of Vessels.	Owners' Names.	Tons.
William	William Kelly	55
Mary	Messrs. Chesson	48
Three Brothers	Dominick and Oliver Chessong	44
Princess	Angus M'Donald and Neil M'Phee	28
John and Horatio	John Anderson and Horatio Webster	97
Novelty	Joseph Higgins	37
Woodbine	Michael, John and Joseph Hayley	32
Jessie	William Auld and John and James Brown	84
Mary Ann	Thomas Robbler and Joseph and James Callbeck	74
Sir Charles Hamilton	Messrs. Auld	118
Royal William	Messrs. Peake	340
William and Ann	William Lord	85
Phoebe and Jane	Messrs. Coffin	80
Priscilla	James and George Warren	61
Mary	James and Lemuel Howat	62
Sally	S. D. R. and J. Macdonald	79
Shamrock	James Tool	17
Jane	Thomas B. Chanter	356
Ploughboy	Messrs. Graham	45
Caroline	James Peake	273
Charlotte	Lemable Gallant	20
Try Me	William Hodges	163
Rambler	Alexander M'Farlane and William Barclay	36
La Belle Catherine	A. A. J. and D. M'Donald	26
Catherine	John Scott and Malcolm Livingston	104
Hope	James Campbell and William Cousins	105
Henrietta	William Hubbard and E. R. and W. Burke	76
Ranger	George Connery	48
George Lewis	James and George Wisener	85
Ranger	Joseph and John Dingwell	129
Rover	Kimble Coffin and David M'Ewen	130
Rescue	Thomas and Charles Richards	114
Union	David Silliker	33
Catherine	John M'Cormack	75
Equity	Jacob Taylor and Sylvester Keho	28
Ann	William, Benjamin and James Coffin	112
Harmony	Robert Orr	69
Catherine	Murdoch M'Leod and Archibald M'Millan	44
Jane	Messrs. Matthewson	57
Kingaloch	John M'Eachern	151

Carried forward 3620

	Brought forward	3620
Lady of the Lake	John Pollard and Peter Han- ton	90
George	A. W. and G. Dingwell	73
Royal William	John Todvin and Daniel Roper	62
Margaret	Messrs. Webster	91
Arabian	Andrew, Charles and Benja- min Coffin	104
Margaret	Andrew Duncan	126
Industry	George and John Hardy	48
Navarino	Ewen M'Millan and John Matthewson	108
Reindeer	George Saunderson	97
49 Vessels.	Total—Tons	4,419

GEORGE R. GOODMAN, *Collector.*

Custom-House, 5th January, 1832.

Port of Prince Edward Island.

An Account of Vessels for which Certificates have been granted at this Port, previous to their being Registered, in the Year ended 5th January, 1832.

Name of Vessel.	Owner's Name.	Tons.
Amity	John Cambridge, of Bristol, England	161

G. R. GOODMAN, *Collector.*

Custom-House, 27th January, 1832.

Port of Prince Edward Island.

An Account shewing the number of Vessels and their Tonnage engaged in the Foreign and Coasting Trades, in the Year ended 5th January, 1832.

Foreign Trade.			Coasting Trade.		
Number of Vessels.	Tons.	Men.	Number of Vessels.	Tons.	Men.
8	1,581	76	113	4,986	321

A number of Vessels returned in this Account as Coasters, are occasionally employed in Fishing: Twenty-two Passes were granted last Season.

PORT OF PRINCE EDWARD ISLAND.

An Account shewing the Number of Vessels and Amount of Tonnage, transferred from this Island to other Ports during the year ended 5th January, 1832.

Number of Vessels transferred.	Tonnage.
17	1724

GEORGE R. GOODMAN, *Collector.*

Custom-House, 1st February, 1832.

PORT OF PRINCE EDWARD ISLAND.

An Account of GOODS Imported at this Port during the Year ended 5th January, 1832.

ARTICLES IMPORTED.	Great Britain.			British West Indies.			North American Colonies.			Foreign Colonies.			TOTAL.		
	£	s.	d.	£	s.	d.	£	s.	d.	£	s.	d.	£	s.	d.
BRANDY, -	2184	0	0										677	19	0
Cordage, -	676	0	0										2694	13	3
Dry Goods, -	633	0	0										19,986	1	4
Nails, -	308	0	7										925	8	1
Molasses, -	14,334	0	0	81	13	0	1023	0	0				1104	13	0
Sail Cloth, -	130	0	0				296	4	0				1187	1	6
Bull, -	129	0	0	91	7	0	452	2	6				889	19	6
Stationary, -	27	0	0				375	6	6				554	14	0
Soap, -	306	0	0				379	12	0				445	7	0
Sugar, -	58	0	0	768	11	54	1879	10	10				2679	1	9½
Rum, -	43,256	0	0	244	14	0	5546	10	10½				5870	9	10½
Tea, -	305	0	0				1972	1	11½				1972	1	11½
Tobacco, -	6	0	0				967	4	0				1112	13	2½
Wine, -	2502	0	0				760	19	10				972	15	9
Iron, -	77	0	0				207	15	10				1248	11	4
Sundries, -				618	13	0	14,314	12	11				21,505	7	10
				6358	18	11	46,787	11	34	213	3	0	63,826	18	5
				15,021	5	74	1,804	18	54	213	3	0	63,826	18	5
				Total, £											

Custom-House, 27th January, 1832.

GEO. R. GOODMAN,
Collector.

PORT OF PRINCE EDWARD ISLAND.

An Account of GOODS Exported in the Year ended 5th January, 1832.

ARTICLES EXPORTED.	Great British.		British West Indies.		North American Colonies.		Foreign Countries.		TOTAL.	
	£s.	d.	£s.	d.	£s.	d.	£s.	d.	£s.	d.
OATS,	116,	703½ bushels.	-	-	-	-	-	-	6,690	17 10½
Barley,	17,754½	do.	1,686	17 0½	4,513	2 0	60	1 6	9,922	6 6
Wheat,	11,749½	do.	2,329	3 9	2,210	7 6	-	-	2,927	18 9
Pearl Barley,	123	barrels, and 3 tons, 5 cwt. 1 qr.	78	0 0	598	15 0	-	-	934	11 6
Flour,	1,133	barrels, 19 bags, and 4 tons.	126	0 0	1,489	13 3	-	-	1,631	3 3
Oatmeal,	175,989	pounds,	691	0 0	594	0 0	-	-	1,305	0 0
Beef,	78	barrels,	-	-	220	0 0	-	-	290	0 0
Pork,	317	barrels and 2,500 lbs,	-	-	792	7 6	-	-	820	7 6
Dry Fish,	1,401	quintals, 5 casks,	-	-	461	10 0	150	0 0	621	10 0
Pickled Fish,	346	barrels,	-	-	554	0 0	-	-	982	4 0
Timber,	6,4013	tons,	4,956	7 6	53	0 0	-	-	5,009	7 6
Lathwood,	248½	cords,	173	19 0	-	-	-	-	173	19 0
Spar,	570	-	60	10 0	-	-	8 10 0	-	76	6 0
Staves,	64,381,	-	97	6 0	83	10 0	-	-	158	17 3
Scantling,	13,740	feet	1	7 0	16	0 0	-	-	47	4 6
Boards and Plank,	961,893	feet	400	5 8	759	13 0	51	0 0	1,366	0 5
Shingles,	216,000,	-	-	-	125	9 0	-	-	134	14 0
Cattle,	293	head,	-	-	2,034	15 0	-	-	2,034	15 0
Sheep,	823	head,	-	-	431	0 0	-	-	431	0 0
Hog,	340	-	-	-	176	15 0	-	-	176	15 0
Turnips,	2,693	bushels,	-	-	189	18 0	-	-	189	18 0
Potatoes,	214,056	bushels,	-	-	9,060	1 0	152	14 0	9,265	18 4
Butter,	4,399	pounds,	-	-	146	5 0	-	-	185	8 0
Cheese,	1,300	pounds,	-	-	37	10 0	-	-	45	0 0
Hams,	2,296	pounds,	-	-	46	13 8	-	-	46	13 8
Sundries,	-	-	652	10 6	23	8 1	116	5 0	5,537	11 1
Total	£11,192		2,654		1,337	14 9	29,467	5 11	42,636	13 74

GEO. R. GOODMAN,
Collector.

Custom-House, 5th January, 1832.

