
JOURNAL

AND

PROCEEDINGS

OF THE

HOUSE OF ASSEMBLY.

1887.



PROCLAMATION.

BY HIS EXCELLENCY MAJOR-GENERAL

SIR COLIN CAMPBELL,

Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant-Governor and Commander in Chief, in and over His Majesty's Province of Nova-Scotia, and its Dependencies, &c. &c. &c.

C. CAMPBELL.

WHEREAS, the General Assembly of this Province stands prorogued until Thursday, the 30th day of June, instant:

I have, therefore, thought fit further to prorogue the said General Assembly until Thursday, the 25th day of August next, of which all persons concerned are desired to take notice and govern themselves accordingly.

Given under my Hand and Seal at Arms, at Halifax, this 22d day of June, in the sixth year of His Majesty's Reign, A. D. 1836.

BY HIS EXCELLENCY'S COMMAND,

THOS. W. JAMES, D. S.

GOD SAVE THE KING.



PROCLAMATION.

BY HIS EXCELLENCY MAJOR-GENERAL

SIR COLIN CAMPBELL,

Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant-Governor and Commander in Chief, in and over His Majesty's Province of Nova-Scotia, and its Dependencies, &c. &c. &c.

C. CAMPBELL.

WHEREAS, the General Assembly of this Province stands prorogued until Thursday, the 25th day of August, instant:

I have, therefore, thought fit further to prorogue the said General Assembly until Thursday, the 13th day of October next, of which all persons concerned are desired to take notice and govern themselves accordingly.

Given under my Hand and Seal at Arms, at Halifax, this 16th day of August, in the sixth year of His Majesty's Reign, A. D. 1836.

BY HIS EXCELLENCY'S COMMAND,

THOS. W. JAMES, D. S.

GOD SAVE THE KING.



PROCLAMATION.

BY HIS EXCELLENCY MAJOR-GENERAL

SIR COLIN CAMPBELL,

Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant-Governor and Commander in Chief, in and over His Majesty's Province of Nova-Scotia, and its Dependencies, &c. &c. &c.

C. CAMPBELL.

WHEREAS, the General Assembly of this Province stands prorogued until Thursday, the 13th day of October, instant:

I have, therefore, thought fit further to prorogue the said General Assembly until Thursday, the 24th day of November next, of which all persons concerned are desired to take notice and govern themselves accordingly.

Given under my Hand and Seal at Arms, at Halifax, this 11th day of October, in the sixth year of His Majesty's Reign, A.D. 1836.

BY HIS EXCELLENCY'S COMMAND,

THOS. W. JAMES, D. S.

GOD SAVE THE KING.



PROCLAMATION.

BY HIS EXCELLENCY MAJOR-GENERAL

SIR COLIN CAMPBELL,

Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant-Governor and Commander in Chief, in and over His Majesty's Province of Nova-Scotia and its Dependencies, &c. &c. &c.

C. CAMPBELL.

WHEREAS, I have thought fit to Dissolve the General Assembly of this Province, which now stands prorogued to Thursday, the 24th day of November, instant: I do for that purpose publish this Proclamation—and accordingly, by these presents, **DO DISSOLVE THE SAID GENERAL ASSEMBLY.**

And I do hereby notify the Members of the Legislative Council, as well as the Representatives of this His Majesty's Province, severally, as they are returned from the Counties and Townships, that they are discharged from further attendance in the said General Assembly.

And by these presents, I further declare that I have this day given orders to issue Writs in due form for calling a new General Assembly, which Writs will bear test this second day of November, and be returnable on Thursday, the 12th day of January next.

Given under my Hand and Seal at Arms, at Halifax, this 2d day of November, in the seventh year of His Majesty's Reign, A. D. 1836.

BY HIS EXCELLENCY'S COMMAND.

THOS. W. JAMES, D. S.

GOD SAVE THE KING.



PROCLAMATION.

BY HIS EXCELLENCY MAJOR GENERAL

SIR COLIN CAMPBELL,

C. CAMPBELL.

Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant-Governor and Commander in Chief, in and over His Majesty's Province of Nova-Scotia, and its Dependencies, &c. &c. &c.

WHEREAS, the Writs issued for the Election of Members to serve in General Assembly, and which bear test the second day of November last, are made returnable at Halifax on Thursday the Twelfth day of January next.

And whereas, the attendance of the Members chosen, or to be chosen, for the respective Counties and Townships within the Province, is not required on the said Twelfth day of January.

I have thought fit to prorogue the meeting of the General Assembly, until Tuesday, the Thirtieth day of January next, *then to meet for the Dispatch of Business*; of which all persons concerned, are required to take notice and govern themselves accordingly.

Given under my Hand and Seal at Arms, at Halifax, this 26th day of December, 1836, in the seventh year of His Majesty's Reign.

BY HIS EXCELLENCY'S COMMAND,

RUPERT D. GEORGE.

GOD SAVE THE KING.

JOURNAL AND PROCEEDINGS

OF

THE HOUSE OF ASSEMBLY,

OF

THE PROVINCE OF NOVA-SCOTIA.

Began and Holden at Halifax, on Tuesday, the Thirty-first day of January, One Thousand Eight Hundred and Thirty-seven, in the Seventh Year of the Reign of Our Sovereign Lord WILLIAM the Fourth, by the Grace of God, of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith, and of the United Church of England and Ireland, on Earth the Supreme Head.

HIS Excellency Sir COLIN CAMPBELL, Lieutenant-Governor, having, by His Proclamations, dated the 22d June, 16th August, 11th October, 2d November, and 26th December, 1836, (hereunto annexed) prorogued and dissolved the last General Assembly, and called a new one, and having appointed the same to meet and sit at Halifax, this day, being the Thirty-first day of January, in the Year of Our Lord, 1837; the following are the names of the Members returned by the Sheriffs of the Several Counties within this Province, to represent the same in the said General Assembly, summoned to meet as before mentioned, viz:—

MEMBERS RETURNED BY THE SHERIFFS.

County of Halifax.—Joseph Howe, William Annand.
County of Colchester.—Samuel George William Archibald.
County of Pictou.—George Smith, John Holmes.
County of Sydney.—Alexander McDougall, John Young.
County of Guysborough.—William Frederick DesBarres, Hugh McDonald.
County of Cape-Breton.—James B. Uniacke.
County of Richmond.—Lawrence Kavanagh.
County of Juste-au-Corps.—William Young.
County of Cumberland.—Gaius Lewis, Alexander Stewart.
County of Hants.—Benjamin Smith, Henry Goudge.
County of King's County.—Samuel Chipman, Thos. Andrew Strange Dewolf.
County of Annapolis.—Frederick A. Robishaw, William Holland.
County of Yarmouth.—Herbert Huntington.
County of Shelburne.—Winthrop Sargent.
County of Queen's County.—Joseph Freeman, Samuel P. Fairbanks.
County of Lunenburg.—William Rudolf, Garret Miller.

Township of Halifax.—Hugh Bell, Thomas Forrester.
Township of Truro.—Alexander L. Archibald.
Township of Onslow.—Alexander M. Upham.
Township of Londonderry.—Glorid Wilson McLellan.
Township of Pictou.—Henry Hattón.
Township of Sydney.—Edmund M. Dodd.

TUESDAY, 31st JANUARY, 1837.

Township of Arichat.—Lawrence O'Connor Doyle.
Township of Amherst.—Robert M. Dickey.
Township of Windsor.—Lewis M. Wilkins.
Township of Fulmouth.—John Elder.
Township of Newport.—James Allison
Township of Cornwallis.—John Morton.
Township of Horton.—Perez M. Benjamin.
Township of Annapolis.—Elnathan Whitman.
Township of Granville.—Stephen S. Thorne.
Township of Digby.—James B. Holdsworth.
Township of Yarmouth.—Reuben Clements.
Township of Argyle.—Simon D'Entremont.
Township of Shelburne.—Peter Spearwater, Junior.
Township of Barrington.—John Sargent.
Township of Liverpool.—William B. Taylor.
Township of Lunenburg.—John Heckman.

In virtue of a Commission from His Excellency the Lieutenant-Governor, to the Honorable S. B. ROBIE, CHARLES R. PRESCOTT, and SAMUEL CUNARD, a Copy of which is as follows:—

BY HIS EXCELLENCY MAJOR GENERAL

SIR COLIN CAMPBELL,

Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant-Governor and Commander in Chief, in and over His Majesty's Province of Nova-Scotia, and its Dependencies, &c. &c. &c.

C. CAMPBELL.

L. S. TO ALL TO WHOM THESE PRESENTS SHALL COME. **GREETING.**

Commissioners appointed to Administer Oaths

KNOW Ye, that I, the said Lieutenant-Governor, by virtue of the power and authority in me vested, have constituted and appointed, and do by these Presents constitute and appoint the Honble. S. B. ROBIE, CHARLES R. PRESCOTT, and SAMUEL CUNARD, to be a Commissioner or Commissioners, or either of them, to tender and administer the usual State Oaths, according to Law, to all and every person and persons who is, are or shall be, elected a Member of the House of Assembly in this Province; giving them, or either of them, full power and authority to perform the matters hereinbefore mentioned, ratifying and confirming all and whatsoever the said Commissioners, or either of them, shall do and perform in this behalf.

Given under my Hand and Seal at Arms, at Halifax, this 31st day of January, 1837, in the seventh year of His Majesty's Reign.

BY HIS EXCELLENCY'S COMMAND,

RUPERT D. GEORGE.

The said Commissioners came between one and two of the clock into the place where the Members of the House of Assembly usually sit, and the following Members, who appeared, took the usual Oaths prescribed by Law in their presence, viz:—

Members Sworn

County of Halifax.—Joseph Howe, William Annand.
County of Colchester.—Samuel George William Archibald.
County of Pictou.—George Smith, John Holmes.
County of Sydney.—Alexander McDougall, John Young.
County of Guysborough.—William Frederick DesBarres, Hugh McDonald.
County of Cape-Breton.—James Boyle Uniacke.
County of Richmond.—Laurence Kavanagh.

County

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County of Juste-ai- Corps.—William Young.
County of Cumberland.—Gaius Lewis, Alexander Stewart.
County of Hunts.—Benjamin Smith, Hemy Goudge.
County of King's County.—Samuel Chipman, Thos. Andrew S. Dewolf.
County of Annapolis.—William Holland.
County of Yarmouth.—Herbert Huntington.
County of Shelburne.—Winthrop Sargent.
County of Queen's County.—Samuel P. Fairbanks.
County of Lunenburg.—William Rudolf, Garret Miller.

Township of Halifax.—Hugh Bell, Thomas Forrester.
Township of Truro.—Alexander L. Archibald.
Township of Onslow.—Alexander M. Upham.
Township of Londonderry.—Glorid Wilson McLellan.
Township of Pictou.—Henry Hatton.
Township of Sydney.—Edmund Murray Dodd.
Township of Arichal.—Lawrence O'Connor Doyle.
Township of Amherst.—Robert McGowan Dickey.
Township of Windsor.—Lewis Morris Wilkins.
Township of Falmouth.—John Elder.
Township of Newport.—James W. Allison.
Township of Cornwallis.—John Morton.
Township of Horton.—Perez M. Benjamin.
Township of Annapolis.—Elnathan Whitman.
Township of Granville.—Stephen S. Thorne.
Township of Digby.—James B. Holdsworth.
Township of Yarmouth.—Reuben Clements.
Township of Argyle.—Simon D'Entremont.
Township of Shelburne.—Peter Spearwater, Junior.
Township of Barrington.—John Sargent.
Township of Liverpool.—William B. Taylor.
Township of Lunenburg.—John Heckman.

After which, a Message was delivered from His Excellency the Lieutenant-Governor, by Mr. Secretary George, as follows :

Gentlemen of the House of Assembly :

His Excellency the Lieutenant-Governor commands your attendance immediately in the Council Chamber.

Accordingly, the Members went up to attend His Excellency in the Council Chamber ; where the President of His Majesty's Council, by His Excellency's command, said,

Gentlemen,

I am commanded by His Excellency the Lieutenant-Governor, to inform you that he doth not think fit to declare the causes for which he has convened this General Assembly, until the House of Assembly have elected a Speaker.

It is therefore His Excellency's pleasure, that the House of Assembly do return to their own Chamber, and there elect a Speaker, and present him for His Excellency's approbation.

And the House being returned,

Mr. G. Smith, addressing himself to the Clerk (who standing up, pointed to him, and then sat down) proposed to the House, for their Speaker, Samuel George William Archibald, Esq. His Majesty's Attorney-General, and Member for the County of Colchester, and moved that Samuel George William Archibald, Esquire, do take the Chair of this House, as Speaker : which motion, was seconded by Mr. Stewart, and the choice of the House having unanimously fallen upon the said Samuel George William Archibald, Esquire, he stood up in his place and

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and submitted himself to their choice; and he was taken out of his place by Mr. Heckman and conducted to, and placed in, the Chair accordingly—whereupon, Mr. Speaker Elect addressed the House as follows:

Gentlemen,

I thank you most sincerely for the honor you have conferred upon me, by placing me in the Chair of this Assembly, the highest elective situation of my Native Country. The important duties of the Office to which you have elected me, shall command my constant attention. As your Speaker, I am not answerable for the Acts of the Assembly, except in as far as I am permitted to take a part as an individual Member; but, for the order and regularity of this House, I consider myself answerable.—That order I can only preserve and enforce by assistance from yourselves, which I shall at all times, when necessary, claim. To guard the privileges of the Assembly of Nova-Scotia, so as to transmit them unimpaired to those who may succeed us as the Representatives of the People, has long been my study; and I shall rely upon the same friendly disposition which has placed me in this Chair, to assist and support me in the discharge of the arduous duties of my Office.

Mr. Speaker Elect, with the House, then went up to attend His Excellency in the Council Chamber, where Mr. Speaker Elect was presented to His Excellency, by Mr. Heckman, who addressed His Excellency as follows:

May it please your Excellency;

The House of Assembly, agreeably to your Excellency's command, have proceeded to the choice of a Speaker, and have unanimously elected Samuel George William Archibald, Esquire, His Majesty's Attorney-General, and Member for the County of Colchester, to that Office; and by their direction, I beg leave to present him for your Excellency's approbation.

After which, His Excellency was pleased to say, I approve of the Speaker which the House of Assembly have chosen.

The House being returned, and Mr. Speaker having taken the Chair,

Mr. Speaker reported that the House had been in the Council Chamber, where His Excellency had been pleased to approve of the choice the House had made of him to be their Speaker; and that he had thereupon addressed His Excellency to the following effect:

May it please your Excellency;

The ready approbation of Your Excellency of the first act of this House in the choice of me as their Speaker, induces me to hope, that their future proceedings shall receive from Your Excellency the same favorable regard.

Being now, by the choice of the House, and the approbation of your Excellency of that choice, in due form, appointed the Speaker of the Assembly of Nova-Scotia; in the name of the Representatives of His Majesty's Loyal Subjects the People of Nova-Scotia, it becomes my duty humbly to solicit for them their usual rights and privileges; that they may have freedom of Speech in their debates; that they and their servants may be free from arrest; and that when His Majesty's service, and the interests of this Province may require it, that I, as their Speaker, may have free access to your Excellency's person.

Mr. Speaker also reported that His Excellency, in reply, said,

Mr. Speaker,

I most cheerfully grant your request, conformably to ancient usage—the Laws of the Land and the Royal Instructions.

After which, Mr. Speaker said His Excellency was pleased to make a Speech, of which Mr. Speaker said he had, to prevent mistakes, obtained a copy, which he read to the House, and is as follows:—

Mr. President, and Gentlemen of His Majesty's Council,

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

At the opening of this Session of a new Assembly, it affords me great satisfaction to congratulate you on the peace and prosperity which pervade this Province.

Although

Although the last Harvest was not very productive, I trust that no serious evil will be experienced from that circumstance. To some of the newly arrived Settlers in Cape-Breton, who were represented to me as likely to suffer extreme distress, owing to the failure of the Potatoe Crop, I have already felt it my duty to send some assistance, and should these Poor People be found to require further relief, the proofs which you have uniformly given of your humanity, assure me that their wants will be cheerfully supplied.

The past Season, I regret to find, has been rather unfavorable to our Fisheries, but a steady and progressive improvement has taken place in every other branch of our Trade and Commerce.

I have great satisfaction in acquainting you that the Revenue is increasing; the Receipts of the last year were sufficient to meet all the demands upon the Treasury, and every just claim against the Government has, I believe, been discharged.

I feel it my duty, however, to advise a judicious and economical application of our means; and the surest way of accomplishing this is to keep our expenditure within our income.

I continue to receive from the Inspecting Field Officers very satisfactory Reports of the Militia; the regularity and good order of many of the Battalions are deserving of great praise.

Among the numerous matters of local interest which demand your notice, the improvement of our present defective system of appropriating and expending the Road Money seems to me to have a peculiar claim on your attention, and I should be neglectful of my duty, were I not to recommend that subject to your best consideration.

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

I shall direct the Public Accounts to be laid before You, and I trust that you will find that your grants to His Majesty have been faithfully applied.

I shall also direct the Estimate for the present year to be submitted to you, with a full persuasion that the Supplies necessary for the support of His Majesty's Government will be provided with your usual liberality.

Mr. President, and Gentlemen of His Majesty's Council,

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

No Country, perhaps, has more reason than Nova-Scotia to be thankful to a Bountiful Providence for the manifold blessings which it enjoys. Our Laws are duly and impartially administered—Crime is of rare occurrence among us—the pressure of taxation is light, and a wide scope is afforded for the industry of our People; and it is most gratifying to me to have these and many other good grounds for the belief I firmly entertain that this Province, under a wise and steady Legislation, must rapidly advance in prosperity. To you, Gentlemen, is entrusted the task of calling forth its resources, and I confidently hope that, in discharging the important duties which have devolved on you, the calmness of your deliberations, and the soundness of your decisions, may satisfy the expectations of an intelligent and loyal People; and that the harmony which has so long marked the Legislative proceedings of this Province may continue to distinguish them.

On my part, Gentlemen, you will find the most anxious desire to co-operate with you in such measures as may promote the happiness and welfare of His Majesty's Subjects in this part of His North American Dominions.

The House then proceeded to the choice of Officers; and thereupon,

Resolved, That John Whidden, Esquire, Clerk of the House of Representatives in General Assembly, be re-sworn to the said Office, and he took the usual Oath accordingly.

Resolved, That James Finlayson Gray, Esquire, be the Assistant Clerk of the House, and he took the Oath of Office accordingly.

Mr. Rudolf moved as follows:

Resolved, That the Reverend Robert Fitzgerald Uniacke be the Chaplain to this House; which being seconded,

Mr. Howe moved, as an amendment of the question, to leave out all the words of the proposed

Choice of Officers

Clerk re-sworn

Assistant Clerk

Motion for Chaplain

Amendment

TUESDAY, 31st JANUARY, 1837.

posed Resolution, except the word "Resolved," and in place of the words so left out, to substitute the following, viz:—That representing the whole Province peopled by various denominations of Christians, this House recognizes no Religious distinctions, and is bound to extend not only equal justice, but equal courtesy to all: which, being seconded and put, passed in the Affirmative.

The said Resolution as amended, was then, upon the question put thereupon, agreed to by the House.

Mr. W. Sargent, moved that the House do come to another Resolution, as follows:

Whereas, this House recognizes the Christian Religion as the only true one, and also, the necessity of God's Blessing, in order to our labors becoming truly beneficial to the Country. *Resolved*, that the Reverend Gentlemen of this Town, be requested to offer their prayers in their respective Congregations to Almighty God for his blessing upon the labors of this House: which, being seconded,

Mr. Doyle, moved that the said proposed Resolution be amended, by leaving out the word "Town," and inserting in lieu thereof, the word "Province," and also by adding at the end of the Resolution, the words "and that this House will dispense with the personal attendance of a Chaplain:" which, being seconded and put, and the House dividing thereon, there appeared, for the amendment, twenty-eight; against it, eighteen.

So it passed in the Affirmative.

The question upon the Resolution as amended, was then put, and the House dividing thereon, there appeared for the Resolution, as amended, thirty-two; against it, fourteen.

So it passed in the Affirmative.

Resolved, That Mr. Matthew Forrester be the Serjeant at Arms.

The House then proceeded to ballot for a Person to fill the Office of Assistant-Serjeant at Arms, and Mr. John Jennings having a majority of votes; thereupon,

Resolved, That Mr. John Jennings be the Assistant-Serjeant at Arms.

Resolved, That Mr. John Gibbs be the Messenger to the House.

Ordered, That Mr. Uniacke, Mr. Doyle, Mr. Stewart, Mr. Howe and Mr. DesBarres, be a Committee to prepare an Address in answer to His Excellency's Speech.

Ordered, That Mr. Stewart, Mr. G. Smith, Mr. Morton, Mr. W. Young, Mr. Huntington, Mr. Rudolf, Mr. McDougall, Mr. Forrester, Mr. Dodd, Mr. Chipman and Mr. Lewis, be a Grand Committee of Justice.

Ordered, That Mr. W. Young, Mr. Dodd, Mr. Fairbanks, Mr. Dewolf, Mr. McDougall and Mr. Miller, be a Committee of Privileges.

Mr. J. Young moved a Resolution, as follows, viz:

Resolved, That a Committee of this House be appointed for the purpose of examining the Public Accounts, with a Committee of His Majesty's Council; which being seconded,

Mr. Doyle moved, as an amendment of the proposed Resolution, to leave out all the words thereof, except the word "Resolved," and in place of the words so left out to substitute the following, viz:—

That the practice hitherto pursued by His Majesty's Legislative Council in this Province, of excluding the People from their deliberations, is not only at variance with that of the House of Lords in England, and that of several of the Legislative Councils in the other British North American Colonies, but contrary to the spirit of the British Constitution, and injurious to the interests and liberties of this Country. *Resolved*, that while this House have no desire to deny to the upper Branch of the Legislature the right enjoyed by the Representatives of the People and sanctioned by public opinion, of closing their doors during the discussion of questions of Order and Privilege, and on particular occasions when the public interests may require secret deliberation; yet they should fail in their duty if they did not express to His Majesty's Council the deliberate conviction of those they represent, that the system of invariable exclusion pursued for a series of years and still pertinaciously continued is fraught with much evil, and has a tendency to foster suspicion and distrust. *Resolved*, that this House

Motion for Prayers
of Ministers in Ha-
lifax

Amendment passed
to dispense with
Chaplain

Sergeant at Arms

Ballot for Assistant
Sergeant at Arms

Messenger

Committee on Ad-
dress in answer to
Governor's Speech

Grand Com. of Jus-
tice

Com. of privileges

Motion for Joint
Com. of Public Ac-
counts

Amendment propos-
ed relative to
Council's delibera-
ting with closed
doors

velope the resources and advance the interests of this happy portion of His Majesty's Dominions.

We feel assured of Your Excellency's anxious desire to promote the welfare of His Majesty's Subjects, and will cheerfully co-operate for the attainment of an object so desirable.

The House then proceeded to the consideration of the said Address, and the same was read clause by clause ; and thereupon,

Resolved, That the said Address do pass.

Ordered, That the Address be engrossed.

Resolved, That the Address be presented to His Excellency by the whole House.

Ordered, That the Committee who prepared the Address to His Excellency the Lieutenant-Governor, be a Committee to wait on His Excellency to know his pleasure when he will be attended by the House with the Address.

Address passed

Motion to suspend rule of House in relation to rescinding, that Resolution respecting Chaplain may be rescinded

Mr. Wilkins moved, that the House do come to a Resolution as followeth, viz :—

Resolved, That the Rule of this House, that no Resolution or other Proceeding of this House be rescinded, without notice thereof given on the previous day, be temporarily suspended, in order that a motion may be made for rescinding the Resolution of this House, passed yesterday, for dispensing with the services of a Chaplain in this House ; which, being seconded,

Amendment not to depart from Resolution

Mr. Doyle moved, as an amendment of said Resolution, to leave out all the words thereof, except the word "Resolved," and in place of the words so left out to insert the following, viz :—That this House see no reason to suspend a standing Order for the purpose of departure from the Resolution of yesterday for dispensing with the services of a Chaplain ; which, being seconded and put, and the House dividing thereon, there appeared for the amendment, twenty-nine ; against it, seventeen.

Amendment passed

For the amendment,

| | | |
|----------------|--------------|---------------|
| Mr D'Entremont | Mr Clements | Mr W Sargent |
| Mr Stewart | Mr Dickey | Mr Bell |
| Mr Huntington | Mr J Sargent | Mr Annand |
| Mr G Smith | Mr McDonald | Mr Howe |
| Mr J Young | Mr Holmes | Mr Holdsworth |
| Mr Doyle | Mr W Young | Mr Elder |
| Mr McDougall | Mr Forrester | Mr Holland |
| Mr Lewis | Mr Upham | Mr McLellan |
| Mr Benjamin | Mr Allison | Mr Archibald |
| Mr Spearwater | Mr Chapman | |

Against the amendment.

| | |
|--------------|-------------|
| Mr Taylor | Mr Dewolf |
| Mr B Smith | Mr Kavanagh |
| Mr Goulge | Mr Morion |
| Mr Thorne | Mr Uniacke |
| Mr Fairbanks | Mr Heckman |
| Mr DesBarres | Mr Miller |
| Mr Halton | Mr Wilkins |
| Mr Whitman | Mr Rudolf |
| Mr Dodd | |

So it passed in the Affirmative.

Petition of J. Delap against return of Mr. Thorne for Granville

A Petition of James Delap was presented by Mr. Clements, and read, setting forth that the Petitioner was, at the late General Election, a Candidate for the Representation of the Township of Granville, in opposition to Stephen S. Thorne, the now sitting Member for that Township, whose return had been effected by the reception of a number of votes of persons not duly qualified according to Law ; which votes had been objected to by the Petitioner, who claims to have the majority of legal votes, and praying that an inquiry may be instituted so as to enable the Petitioner to take his seat in the House, as Representative of said Township, in place of the said Stephen S. Thorne.

Ordered, That the Petition do lie on the Table.

Order for consideration thereof

On motion, *resolved*, that this House will, on Friday next, the 3d instant, at two of the clock, take into consideration the said Petition, complaining of an undue election for the Township of Granville.

MEMORANDUM.—In pursuance of the Act to regulate the Trials of Controverted Elections or Returns of Members to serve in the House of Assembly of this Province, the like Notice, as in former cases, were sent to the several Parties, with orders for their attendance, by themselves, their Counsel or Agents, at the time on which the said Petition was ordered to be taken into consideration.

Petitions of Thos Logan and others against return of Mr Dickey for Amherst

A Petition of Thomas Logan, and also a Petition of Luther Lusby and others, Freeholders of the Township of Amherst, were presented by Mr. Lewis, and read, setting forth that the

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the Petitioner, Thomas Logan, was, at the late Election for a Member to represent said Township in General Assembly, a Candidate in opposition to Robert M'Gowan Dickey, the now sitting Member; that the Petitioner had, at said Election, a majority of legal votes, and had demanded a Scrutiny of Votes objected to by him; and that the return of the said Robert M. Dickey had been by a number of Voters not duly qualified; that the said Scrutiny had been by the Sheriff adjourned from time to time and not proceeded with, in consequence of his being occupied with a Scrutiny of the County Election, and praying that a Committee may be appointed at an early day to investigate said matters according to Law, in order to conduct said Scrutiny, and to return the Petitioner as a Member for said Township.

Ordered, That the Petitions do lie on the Table.

On motion, *resolved*, that this House will, on Saturday next, the 4th instant, at one of the clock, take into consideration the said Petition complaining of an undue Election for the Township of Amherst.

Order for consideration thereof

A Petition of Joseph Fitz Randolph, also a Petition of David Morse and others, Freeholders of the Township of Annapolis, were presented by Mr. W. Sargent, and read, setting forth that the said Joseph Fitz Randolph was at the late Election of a Representative in General Assembly for said Township, a Candidate in opposition to Elnathan Whitman, the now sitting Member; that at the said Election the Petitioner had a majority of the votes of Persons duly qualified to vote in said Township; and that the return of the said Elnathan Whitman had been effected by the votes of a number of Persons claiming a right to vote in said Township, upon Lands situate in the Township of Clements, and praying that the premises may be taken into consideration, and the Petitioner enabled to take his seat in this House as a Representative for the Township of Annapolis, in place of the said Elnathan Whitman.

Petition of J. F. Randolph against return of Mr Whitman for Annapolis

Ordered, That the Petitions do lie on the Table.

On motion *resolved*, that this House will, on Saturday next, the 4th instant, at three of the clock, take into consideration the said Petition, complaining of an undue Election for the Township of Annapolis.

Order for consideration of Petition

MEMORANDUM.—In pursuance of the Act to regulate the Trials of Controverted Elections or returns of Members to serve in the House of Assembly of this Province, the like Notices, as in former Cases, were sent to the several Parties, with orders for their attendance, by themselves, their Counsel or Agents, at the time on which the said Petition was ordered to be taken into consideration.

On motion of Mr. Morton, *ordered*, that Frederick A. Robicheau, Esquire, returned duly elected as a Representative for the County of Annapolis, deliver to the Clerk of this House, a Paper or Schedule, containing the name of the place in which the Lands lie, whereby he is qualified to sit in this House; and thereupon,

Order for Mr Robicheau's qualification

Mr. Doyle, on behalf of Mr. Robicheau, delivered in a Schedule accordingly, together with a Surgeon's Certificate of Mr. Robicheau's being in ill health, and unable to attend this House as a Member thereof; and the same were read by the Clerk, and filed with the papers of the House.

Mr. Robicheau's qualification laid on Table with Certificate of his illness

A Petition of John W. Ritchie, was presented by Mr. Morton, and read, setting forth his having been a Candidate at the late Election, for the County of Annapolis, and that Mr. Holland and Mr. Robicheau were returned duly elected; that upon the opening of the Poll at Sissiboo in said County, it being intimated that Mr. Robicheau was not duly qualified as a Candidate, the oath of qualification was required by the Petitioner and other Freeholders; but that Mr. Robicheau was not present to take the same, and that no such oath was made or furnished by his Agent there; that thereupon, and continually afterwards, due notice was given to all the Freeholders, of the disqualification of Mr. Robicheau as a Candidate, and that he did not at any time appear after said Requisition, to take the Candidate's oath; that the Petitioner at the final close of the Poll stood next thereon to Mr. Holland; and therefore submits, that he should be entitled to take his seat in this House, should Mr. Robicheau appear to be unqualified; and praying that the return to the Writ for the Election of Members

Petition of J. W. Ritchie against return of Mr Robicheau for Annapolis County

WEDNESDAY, 1st FEBRUARY, 1837.

to represent the County of Annapolis, in General Assembly, may be amended, and Petitioner's name inserted in place of that of said Robicheau, or other relief.

Ordered, That the Petition do lie on the Table.

Order for consideration of Petition

On motion, *resolved*, that this House will, on Monday, the 20th instant, at one of the clock, take into consideration the said Petition, complaining of an undue Election for the County of Annapolis.

MEMORANDUM.—In pursuance of the Act to regulate the Trials of Controverted Elections or Returns of Members to serve in the House of Assembly of this Province, the like Notices, as in former Cases, were sent to the several Parties, with orders for their attendance, by themselves, their Counsel or Agents, at the time on which the said Petition was ordered to be taken into consideration.

Order for Mr Spearwater's qualification

On motion of Mr. Huntington, *ordered*, that Peter Spearwater, Esquire, returned duly elected as a Representative for the Township of Shelburne, deliver to the Clerk of the House, a Paper or Schedule, containing the name of the place in which the Lands lie, where-by he is qualified to sit in this House; and thereupon,

Mr Spearwater's qualification delivered in

Mr. Spearwater delivered in a Schedule accordingly, which was read by the Clerk, and afterwards filed with the Papers of the House.

Petition of A Hamilton against return of Mr Spearwater for Shelburne

A Petition of Alexander Hamilton, was presented by Mr. Chipman, and read, setting forth that he the Petitioner, at the late Election for the Township of Shelburne, in General Assembly, was a Candidate in opposition to Mr. Spearwater, who has been returned duly elected for said Township; that Mr. Spearwater not being duly qualified as such Candidate, was required by Petitioner to take the Candidate's oath, and that the Freeholders were, from time to time, during said Election, notified of such disqualification, and praying that Petitioner may therefore be returned duly elected for said Township, and that further or other relief may be granted him.

Ordered, That the Petition do lie on the Table.

Order for consideration of Petition

On motion, *resolved*, that this House will, on Monday next, the 6th instant, at one of the clock, take into consideration the said Petition, complaining of an undue Election for the Township of Shelburne.

MEMORANDUM.—In pursuance of the Act to regulate the Trials of Controverted Elections or Returns of Members to serve in the House of Assembly of this Province, the like Notices, as in former Cases, were sent to the several Parties, with orders for their attendance, by themselves, their Counsel or Agents, at the time on which the said Petition was ordered to be taken into consideration.

Petition of A McKim against return of A Stewart for Cumberland

A Petition of Andrew McKim, was presented by Mr. Doyle, and read, setting forth that the Petitioner was a Candidate at the late Election for the County of Cumberland, together with Mr. Stewart, the sitting Member, and others; that Mr. Stewart was returned by a small majority of votes; that Petitioner had a greater number of legal votes than Mr. Stewart; and that a scrutiny had been held, and praying that a Committee may be appointed according to Law, to enquire into the merits of the return, and such relief granted, as may be proper.

Ordered, That the Petition do lie on the Table.

Order for consideration of Petition

On motion, *resolved*, that this House will, on Thursday next, the 9th instant, at one of the clock, take into consideration the said Petition, complaining of an undue Election for the County of Cumberland.

MEMORANDUM.—In pursuance of the Act to regulate the Trials of Controverted Elections or Returns of Members to serve in the House of Assembly of this Province, the like Notices, as in former cases, were sent to the several Parties, with orders for their attendance, by themselves, their Counsel or Agents, at the time on which the said Petition was ordered to be taken into consideration.

Petition of Lot Church against Return of Members for County of Lunenburg

A Petition of Lot Church and others, was presented by Mr. Howe, and read, setting forth various violent and notorious proceedings at the late Election of Members, for the County of Lunenburg.

WEDNESDAY and THURSDAY, 1st and 2d FEBRUARY, 1837.

of Lunenburg, at which Election Petitioner was a Candidate, and praying that the said Election may therefore be declared null and void.

Ordered, That the Petition do lie on the Table.

Mr. Doyle, pursuant to leave given, presented a Bill to repeal the Act, entitled, An Act for limiting the duration or continuance of the General Assemblies, and for substituting other provisions in lieu thereof; and the same was read a first time.

Bill presented to repeal Septennial Assemblies Act

Ordered, That the Bill be read a second time.

Mr. Uniacke reported from the Committee appointed to wait on His Excellency the Lieutenant-Governor, to know his pleasure when he would receive the Address of the House, in answer to His Excellency's Speech; that the Committee had, pursuant to order, waited on His Excellency, and that His Excellency was pleased to appoint to-morrow, at three of the clock, at Government House.

Report from Committee to ascertain when Governor would receive Address of House

Then the House adjourned until To-morrow, at twelve of the Clock.

Thursday, 2d February, 1837.

On motion of Mr. Stewart, *resolved*, that a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, and respectfully request His Excellency to inform this House whether any and what answer has been given by His Majesty's Government, to the request of the House of Assembly, in its last Session, to extend to its Members the privilege of Franking Letters through the Post-Office.

Committee to obtain from Governor information as to Franking Letters

Ordered, That Mr. Stewart, Mr. J. Young and Mr. Chipman, be a Committee for the above purpose.

On motion of Mr. J. Young, *resolved*, that it be the order in future, that this House meet at half-past ten of the clock in the morning.

Order for time of meeting the House

On motion of Mr. Uniacke, *resolved*, that the Roll shall be called each morning before the Journals are read, and any Member not then in his place, or retiring without permission from the Chair, shall forfeit one day's pay.

Order for calling Roll, &c.

On motion of Mr. Rudolf, *resolved*, that no Petition of a private nature, be received after Wednesday, the 22d instant.

Limitation for receiving Private Petitions

A Petition of James Flemming, was presented by Mr. Archibald, and read, setting forth that at the late Election of a Representative in General Assembly, for the Township of Londonderry; the Petitioner was a Candidate in opposition to Mr. McLellan, the sitting Member; that the Petitioner had a majority of votes of persons duly qualified, and proceeded with a scrutiny before the returning Officer, which Mr. McLellan did not attend, although duly notified to do so, and praying that the return to the Writ for the Election may be altered, and Petitioner be admitted to his seat in this House, as Representative for said Township.

Petition of J. Flemming against return of Mr. McLellan for Londonderry

Ordered, That the Petition do lie on the Table.

On motion, *resolved*, that this House will, on Monday next, the 6th inst. at three of the clock, take into consideration the said Petition complaining of an undue Election for the Township of Londonderry.

Order for consideration of Petition

MEMORANDUM.—In pursuance of the Act to regulate the Trials of Controverted Elections or Returns of Members to serve in the House of Assembly of this Province, the like Notices, as in former Cases, were sent to the several Parties, with orders for their attendance, by themselves, their Counsel or Agents, at the time on which the said Petition was ordered to be taken into consideration.

On motion of Mr. Howe, *resolved*, that this House will, on Tuesday next, the 7th inst. at one of the clock, take into consideration the Petition of Lot Church and others, complaining of an undue Election for the County of Lunenburg.

Order for consideration of Mr. Church's Petition against Lunenburg Election

Mr.

THURSDAY, 2d FEBRUARY, 1837.

Poll Books and
Scrutinies on Gran-
ville and Annapolis
Township Elections
laid before House

Mr. Speaker laid before the House, the Poll Books and proceedings on Scrutinies, held by the Sheriff of the County of Annapolis, upon the Elections for the Townships of Granville and Annapolis, respectively transmitted by the said Sheriff to the Clerk of this House.

Ordered, That the said Documents and Papers do lie on the Table.

Petition of L'Epousie & Hall, Insolvent Debtors

A Petition of George H. L'Epousie and David Hall, was presented by Mr. Bell, and read, setting forth their having failed in business in Halifax, in January, 1834, and having then assigned all their Estate, Effects and Credits, for the benefit of their Creditors generally—that they had, since then, three times, taken the benefit of the Acts for the relief of Insolvent Debtors, after long imprisonment—that they have now again been arrested and are in confinement in Gaol, and are precluded from taking the advantage of said Acts, in consequence of the Creditor's delaying to enter up Judgment against them, and praying that an Act may be passed to relieve them from their present imprisonment, and to protect them from future arrests for Debts due by the late firm of L'Epousie and Hall.

Ordered, That the Petition be referred to Mr. Bell, Mr. Forrester, and Mr. Uniacke, to report thereon, by Bill or otherwise.

Select Committee thereon

House attend Governor with Answer to Address

Mr. Speaker and the House attended His Excellency the Lieutenant-Governor with the Address, pursuant to the order of yesterday.

And being returned,

Mr. Speaker reported that His Excellency was pleased to give this answer to the Address of this House.

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

Reply of Governor thereto

I beg to thank you for this Address. It is very gratifying to me to receive this assurance of your cordial co-operation in our relative duties.

It shall be the object of my unremitting attention, to study the welfare of this Province, by every means in my power; and I shall confidently hope, through the blessings of Divine Providence, and the exercise of sound and constitutional Legislation on your part, to see its prosperity advance by rapid steps.

Quorum of House altered

On motion of Mr. Huntington, *resolved*, that the Quorum of this House shall, in future, consist of twenty-four Members, besides the Speaker.

Petition from Clements on right to vote in Township of Annapolis

A Petition of John Ditmars and others, Freeholders and Inhabitants of Clements, in the County of Annapolis, was presented by Mr. Chipman, and read, setting forth that the portion of Clements, in which their lands lie, was formerly included in the Township of Annapolis, and the owners of such lands enjoyed and exercised the right of voting at the Election of a Representative in General Assembly, for that Township; that such right was recognized by the House of Assembly, in the years 1800 and 1806, after the aforesaid portion now of Clements had been separated from the Township, and included in a new Township, (that of Clements) for local purposes, that the right aforesaid has been constantly exercised, but has been disputed at the late Election for the Township of Annapolis, and praying that this House will sanction and confirm such right, until the Township of Clements shall have a distinct Representative in the General Assembly.

Ordered, That the Petition do lie on the Table.

New Counties' Sheriffs Bill presented

Mr. Uniacke, pursuant to leave given, presented a Bill to authorize the appointment of Sheriffs in the several Counties therein mentioned; and the same was read a first time.

Ordered, That the Bill be read a second time.

Report from Committee to obtain information on Franking

Mr. Stewart reported from the Select Committee appointed this day to wait upon His Excellency the Lieutenant-Governor, and request information on the subject of Franking Letters, by Members of this House; that the Committee had performed that duty, and that His Excellency in reply to the application, was pleased to say, that the required information should be furnished immediately.

On

THURSDAY and FRIDAY, 2d and 3d FEBRUARY, 1837.

On motion of Mr. J. Young, *resolved*, that a Committee of this House be appointed for the purpose of examining the Public Accounts, with a Committee of His Majesty's Council.

Joint Committee on Public Accounts

Ordered, That Mr. G. Smith, Mr. J. Young, Mr. Dewolf, Mr. Taylor and Mr. Uniacke, be a Committee of this House, for the above purpose, and that the Clerk do acquaint the Council therewith.

Ordered, That Mr. Stewart, Mr. Fairbanks and Mr. Dodd, be a Committee to examine into, and report on, the expiring Laws.

Committee on Expiring Laws

On motion of Mr. Doyle—the following Resolutions were passed *unanimously*.

Resolved, That the practice hitherto pursued by His Majesty's Legislative Council, in this Province, of excluding the people from their deliberations, is not only at variance with that of the House of Lords, in England, and that of several of the Legislative Councils, in the other British North American Colonies, but contrary to the spirit of the British Constitution, and injurious to the interests and liberties of this Country.

Resolutions as to deliberations of Council with closed doors

Resolved, That while this House have no desire to deny to the Upper Branch of the Legislature the right enjoyed by the Representatives of the People, and sanctioned by public opinion, of closing their doors during the discussion of questions of Order and Privilege, and on particular occasions, when the public interests may require secret deliberation: Yet, they should fail in their duty if they did not express to His Majesty's Council, the deliberate conviction of those they represent—that the system of invariable exclusion pursued for a series of years, is fraught with much evil, and has a tendency to foster suspicion and distrust.

Resolved, That this House is prepared to provide for the expenses which may be incurred for the accommodation of the Public in the Legislative Council Chamber.

On motion of Mr. Doyle, *resolved*, that a Conference, by Committee, be desired with the Council, on the General State of the Province; and that, upon such Conference, the Committee of this House do communicate the foregoing Resolutions to the Committee of the Council.

Conference to be held on State of Province to communicate Resolutions

Ordered, That the Clerk do request such Conference.

A Bill to repeal the Act entitled, An Act for limiting the duration or continuance of the General Assemblies, and for substituting other provisions in lieu thereof, was read a second time.

Septennial Assemblies repeal Bill read 2d time, committed

Ordered, That the Bill be committed to a Committee of the whole House.

MEMORANDUM.—Upon the Petition of Lot Church and others, complaining of an undue Election for the County of Lunenburg, being this day ordered to be taken into consideration on Tuesday next, the 7th inst. In pursuance of the Act to regulate the Trials of Controverted Elections or Returns of Members to serve in the House of Assembly of this Province, the like Notices, as in former Cases, were sent to the several Parties, with orders for their attendance, by themselves, their Counsel or Agents, at the time on which the said Petition was ordered to be taken into consideration.

Then the House adjourned until To-morrow, at half-past ten of the Clock.

Friday, 3d February, 1837.

On motion, the rules of the House having been read by the Clerk,

Ordered, That the said rules be referred to the Committee of Privileges, to examine the same, and report to the House what modifications thereof have been introduced in practice, and what further modifications thereof may be considered expedient.

Rules of House referred to Committee

A Bill to authorize the appointment of Sheriffs, in the several Counties therein mentioned, was read a second time.

Sheriff's Bill read 2d time and committed

Ordered, That the Bill be committed to a Committee of the whole House.

Mr. Speaker laid before the House, a Letter received by him from Mr. Secretary George, dated

FRIDAY, 3d FEBRUARY, 1837.

Letter from Provincial Secretary with Despatches, &c relative to Franking Letters by Members

dated this day, (with reference to the request of this House, made yesterday to His Excellency the Lieutenant-Governor, for information whether any and what answer had been given by His Majesty's Government to the request of the House, in the last Session, that the privilege of Franking Letters might be extended to Members,) enclosing by His Excellency's command, for the information of the House, a copy of a Despatch from the Principal Secretary of State for the Colonies, enclosing a copy of a Letter from one of the Secretaries of the Treasury; and a copy of the Report of the Earl of Lichfield, His Majesty's Post-Master General; which enclosed Papers Mr. Speaker also laid before the House; and the same were read by the Clerk.

(See Appendix, No. 1.)

Ordered, That the said Letter and accompanying Papers do lie on the Table.

Committee on Bills

On motion, the House resolved itself into a Committee of the whole House, on the consideration of Bills committed.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had made some progress in the business referred to them, and had directed him to move for leave to sit again, on the consideration of Bills committed, which the House agreed to.

Balloting for Granville Election Committee

At two of the clock, the Serjeant at Arms was directed to go to the places adjacent, and require the immediate attendance of the Members, on the business of the House; who, having returned, and reported that he had done so, the House was counted, and forty-five Members being present, (exclusive of Mr. Speaker and Mr. Thorne, the sitting Member,) and all other previous measures prescribed by the Act of the General Assembly, made and passed in the first and second year of His late Majesty's Reign, entitled, "An Act to regulate the Trial of Controverted Elections, or Returns of Members to serve in the House of Assembly, of this Province," having been taken, and the Petitioner and the sitting Member, with their Counsel, being in attendance at the Bar of the House; the doors of the House were locked, and the order of the day was read, whereupon the House proceeded to ballot for a Select Committee, to try the merits of the Return and Election of Stephen S. Thorne, as a Member for the Township of Granville, in the manner prescribed by said Act, when the following names of fifteen Members present, (and not appearing to be under the disqualifications mentioned in said Act,) were drawn, viz:—Mr. W. Sargent, Mr. Annand, Mr. Benjamin, Mr. Fairbanks, Mr. Dewolf, Mr. Lewis, Mr. Elder, Mr. Archibald, Mr. Taylor, Mr. Kavanagh, Mr. McDougall, Mr. G. Smith, Mr. Howe, Mr. Doyle and Mr. Holdsworth; and thereupon, Mr. W. Young was named by James Delap, Esquire, the Petitioner, to be added to those so chosen by lot; and Mr. Uniacke was thereupon named by Mr. Thorne, the sitting Member, to be also added thereto. Whereupon, Mr. W. Young offered and verified under oath, an excuse against serving on said Committee; and the substance of his allegations in excuse as aforesaid, so verified upon oath as aforesaid, being taken down by the Clerk, is as follows: "I, William Young, Member for the County of Juste-au-Corps, having been nominated as Nominee of the Petitioner, on the Petition of James Delap, Esq. against the Election and return of Stephen S. Thorne, Esq. for the Township of Granville, do make oath, that my brother and partner in business, Geo. R. Young, Esq. Barrister at Law, appearing at the Bar, as one of the Counsel for the Petitioner, and his Retainer as such, as well as my nomination as Nominee aforesaid, being wholly unknown to, and unexpected by me, I, the said William Young pray for that reason to be excused from serving on the Select Committee, which has been now balloted for;" whereupon, the Counsel for the Petitioner signified to the House, that the Petitioner withdrew his nomination of the said William Young, Esquire, made as aforesaid, and the sense of the House being taken as to whether the said William Young should be excused from serving upon the said Committee, it was resolved in the Affirmative; and he was excused accordingly. Whereupon, Mr. Morton was named by James Delap, the Petitioner, to be added to those so chosen by lot, as aforesaid, in place of Mr. W. Young,

Mr. W. Young excused from serving on Committee

Parties withdraw to reduce list

FRIDAY, 3d FEBRUARY, 1837.

Young, so excused, as aforesaid.—And Lists of the fifteen Members so drawn, having been given to the Petitioners and sitting Member respectively, they with their Counsel withdrew with the Assistant Clerk in order to reduce the same pursuant to said Act.

On motion of Mr. McLellan, *resolved*, that the Sheriff for the County of Halifax, be requested to return forthwith to this Honorable House, the minutes of the scrutiny conducted by his Deputy, in the contested Election for the Township of Londonderry, and referred to in the Petition of James Flemming, Esquire, the petitioning Candidate, for the information of this Honorable House.

Order for Sheriff of Halifax to return Scrutiny on Londonderry Election

Ordered, That the Clerk do transmit a Copy of the foregoing Resolution to the Sheriff of the County of Halifax.

Mr. Dodd, pursuant to leave given, presented a Bill to enable Members of the House of Assembly to vacate their seats in said House; and the same was read a first time.

Member's Seats vacation Bill presented

Ordered, That the Bill be read a second time.

A Petition of Philip Jost, Junior, and others, was presented by Mr. Heckman, and read, praying aid to deepen and clear out the Narrows, called Tanner's Pass, near Lunenburg, so as to enable boats to pass through at half-tide.

Petition for aid to deepen Narrows in Lunenburg

Ordered, That the Petition do lie on the Table.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have appointed Mr. Cunard, Mr. McNab and Mr. Allison, a Committee to join a Committee of the House of Assembly, to examine the Public Accounts.

Council nominate Committee on Public Accounts

The Council agree to the Conference desired by this Honorable House, on the General State of the Province, and the Committee of the Council are ready to meet the Committee of this House.

Council agree to Conference on General State of Province

And then the Messenger withdrew.

Mr. Doyle moved, that the Managers of said Conference be a Member from each County; which, being seconded,

Motion for Committee of Members from each County

Mr. Uniacke moved in amendment, that a Committee of five Members do manage said Conference: which, being seconded and put, and the House dividing thereon, there appeared, for the latter motion, twenty-three; against it, nineteen.

Amendment for five Members passed in affirmative

So it passed in the Affirmative.

Ordered, That Mr. Doyle, Mr. Uniacke, Mr. J. Young, Mr. Howe and Mr. Forrester, do manage said Conference.

Committee named

So they went to the Conference,

And being returned, Mr. Doyle reported that the Managers had been at the Conference, and had complied with the instructions of the House.

Conference held & reported

Mr. Bell reported from the Committee on the Petition of George H. L'Epousie and David Hall; and thereupon, presented to the House a Bill for the relief of George H. L'Epousie and David Hall, Insolvent Debtors; and the same was read a first time.

Committee on Petition of L'Epousie & Hall report Bill for their relief

Ordered, That the Bill be read a second time.

The Assistant Clerk delivered into the House the names of the seven Members remaining after the number drawn by ballot, this day, in regard to the Election for the Township of Granville, had been reduced according to Law, by the parties alternately striking off the names therefrom; and the names of the said seven Members so delivered in, being read, are as follow:—Mr. Annand, Mr. Benjamin, Mr. Elder, Mr. Taylor, Mr. McDougall, Mr. Howe and Mr. Holdsworth; and thereupon, these seven Members last named, together with Mr. Uniacke and Mr. Morton, so nominated by the parties as aforesaid, were duly sworn by the Clerk, at the Table of the House, "well and truly to try the merits of the Petition referred to them; and a true judgment to give according to the evidence," pursuant to the provisions of the said Act.

Lists of Granville Election Committee returned and Com. sworn

Ordered, That the said Select Committee do meet to-morrow morning, at half-past ten of the

Order for meeting of Committee

FRIDAY and SATURDAY, 3d and 4th FEBRUARY, 1837.

the clock, in the Committee-Room of this House, in which the Supreme Court usually sit, for the purpose of hearing and determining the merits of the return and Election of Mr. Thorne, so as aforesaid, taken this day into consideration.

Petitions and
Scrutiny referred to
Committee

Ordered, That the Petition of James Delap, against said return, and also, the Poll Book and proceedings upon the scrutiny of said Election, and all papers before the House relating thereto, be referred to the said Committee.

Committee on Bills

On motion, the House again resolved into a Committee of the whole House, on the further consideration of Bills committed.

Mr. Speaker left the Chair.

Mr. Kavanagh took the Chair.

Mr. Speaker resumed the Chair.

Report progress

The Chairman reported from the Committee, that they had made further progress in the business referred to them, and had directed him to move for leave to sit again on the consideration of Bills committed, which the House agreed to.

Then the House adjourned until To-morrow, at half-past Eleven of the Clock.

Saturday, 4th February, 1837.

Londonderry Scrutiny laid before House

Mr. Speaker laid before the House the proceedings upon the Scrutiny of the contested Election, for the Township of Londonderry, received by the Clerk from the Sheriff of the County of Halifax.

Ordered, That the same do lie upon the Table.

Committee on subject of Franking Letters by Members

On motion, *resolved*, that a Committee be appointed to take into consideration the subject of Franking Letters through the Post-Office, by Members of this House, and to report thereon.

Ordered, That Mr. Stewart, Mr. J. Young and Mr. Morton, be a Committee for the above purpose.

Petition with charges against Mr. McLellan sitting Member for Londonderry

A Petition of A. Peppard and others, resident Freeholders of the Township of Londonderry, was presented by Mr. Uniacke, and read, containing charges against Mr. McLellan, the sitting Member for that Township, and praying that, by preferring James Flemming, Esq. (the Candidate who opposed Mr. McLellan, at the late Election, for that Township,) to his seat in this House, the Township might be shielded from the confusion and distress which would ensue in another Election; and thereupon,

Motion to refer the same to Committee of Privileges

Mr. Dodd moved, that the Petition be referred to the Committee of Privileges, to examine and report upon; which, being seconded,

Amendment for dismissal of Petition passed

Mr. W. Sargent moved, by way of amendment to the question, that the Petition be dismissed: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-eight; against it, seventeen.

For the amendment,

| | | |
|-------------|--------------|---------------|
| Mr Goudge | Mr Annand | Mr Holdsworth |
| Mr Rudolf | Mr DesBarres | Mr Forrester |
| Mr Heckman | Mr Elder | Mr Whitman |
| Mr Taylor | Mr W Sargent | Mr Fairbanks |
| Mr G Smith | Mr J Sargent | Mr Thorne |
| Mr Morton | Mr Upham | Mr Spearwater |
| Mr J Young | Mr Holland | Mr McDonald |
| Mr Dewolf | Mr W Young | Mr Bell |
| Mr Benjamin | Mr Allison | Mr B Smith |
| Mr Wilkins | | |

Against the amendment.

| | |
|----------------|------------|
| Mr Archibald | Mr Lewis |
| Mr Clements | Mr Dodd |
| Mr Huntington | Mr Howe |
| Mr Kavanagh | Mr Doyle |
| Mr Halton | Mr Holms |
| Mr Uniacke | Mr Stewart |
| Mr D'Entremont | Mr Chipman |
| Mr Dickey | Mr Miller |
| Mr McDougall | |

So it passed in the Affirmative.

Message from Lieut. Gov. with Copies of Despatches from Col. Sec. &c.

Mr. Secretary George acquainted the House, that he had a Message from His Excellency the Lieutenant-Governor; and he read the said Message at the Bar of the House, all the Members being uncovered, and afterwards delivered the same to the House, and it was again read, and is as follows:—

Message :

SATURDAY, 4th FEBRUARY, 1837.

MESSAGE.

C. CAMPBELL.

The Lieutenant-Governor lays before the House of Assembly, copies of several Orders of the King, in Council, confirming or disallowing various Acts, passed by the Legislature of this Province; also copies of several Despatches from His Majesty's Principal Secretary of State for the Colonies having reference to certain Addresses or Resolutions of the late House of Assembly, with a copy of a Despatch from the same Right Honorable Secretary, marked "Circular," representing the inconvenience that has arisen from measures adopted by various Colonial Legislatures, for revising and altering the rates at which different Coins should pass current, and be a legal tender, with reference to local Monies of Account.

The Lieutenant-Governor annexes a list of the Documents herewith submitted, and recommends to the particular attention of the House of Assembly, the observations and suggestions contained in the three Despatches, which are the last noted in the list.

Government-House,
February, 1837.

List alluded to in the foregoing Message.

- No. 1. Order of the King, in Council, dated 13th April, 1836, confirming "An Act to divide the County of Halifax, and to regulate the representation thereof."
2. Order of the King, in Council, dated 15th June, 1836, confirming An Act relating to the Fisheries, and for the prevention of Illicit Trade, &c.
3. Order of the King, in Council, dated 6th July, 1836, relating to the same Act.
4. Order of the King, in Council, dated 19th August, 1836, confirming seventy-nine Acts, passed in the year 1836.
5. Order of the King, in Council, of same date, confirming three Acts, passed with suspending Clauses.
6. Order of the King, in Council, of same date, disallowing an Act to give effect and validity to a certain devise or settlement of Real Estate, made in the Will of John McKay, late of Windsor.
7. Order of the King, in Council, of same date, disallowing an Act to continue the Act to encourage the manufacture of Chocolate.
8. Order of the King, in Council, dated 30th November, 1836, confirming An Act for the better regulation of Sable Island and Seal Islands.
9. Despatch, dated 29th February, 1836, in reference to the joint Address of His Majesty's Council, and House of Assembly, praying that no alteration may be made in the existing Duties on Timber, imported into the United Kingdom.
10. Despatch, dated 12th April, 1836, relative to the Address of the House of Assembly, on the subject of appointments, in the department of the Customs.
11. Despatch, dated 9th June, 1836, on the same subject, inclosing a copy of a Letter from Mr. Spearman, one of the Secretaries of the Treasury, dated 14th May, 1836.
12. Despatch, dated 15th April, 1836, in reference to a Resolution of the House of Assembly, relative to the establishment of a Rail Road between St. Andrews and Quebec.
13. Despatch, dated 16th June, 1836, relative to the Address of the Assembly, objecting to the oaths required to be taken by the Members of the House.
14. Despatch, dated 16th July, 1836, in answer to the Address of the House of Assembly, relative to the Fees received by the Chief-Justice and Puisne Judges of the Supreme Court.
15. Despatch, dated 31st March, 1836, pointing out various objections to the three following Acts, viz:—The Act for Incorporating a Marine Insurance Company. The Act for establishing a Fire Insurance Company. And the Act for the encouragement of the Manufacture of Chocolate.
16. Despatch, dated 31st August, 1836, containing observations on various Acts, passed in the Session of 1836.

List of papers sent
with Message from
Governor

SATURDAY, 4th FEBRUARY, 1837.

17. Despatch, marked "Circular," dated 31st August, 1836, directing that no Act, Ordinance, Proclamation or Regulation, be permitted to go into operation, relating to the local Currency and circulating Medium, or to the circulation of Promissory Notes, or other Paper, without His Majesty's previous sanction.

Mr. Secretary George, also delivered to the House, the several Papers mentioned in said list; and the same were read by the Clerk.

(See Appendix, No. 2.)

(PARTS FROM 1 TO 17 AS NUMBERED IN THE LIST.)

Ordered, That the said Message and accompanying Papers do lie on the Table, to be perused by the Members of this House.

Order of day Ballotting for Amherst Election Committee

At one of the clock, (being the time appointed for considering the Petitions of Thomas Logan, and of Luther Lusby and others, against the Election and Return of Mr. Dickey, the sitting Member for the Township of Amherst,) the Serjeant at Arms was directed to go to the places adjacent, and require the immediate attendance of the Members, on the business of the House; who, having returned, and reported that he had done so, the House was counted and forty-four Members being present, (exclusive of Mr. Speaker and Mr. Dickey, the sitting Member,) and all other previous measures prescribed by the Act of the General Assembly, made and passed in the first and second year of His late Majesty's Reign, entitled, "An Act to regulate the Trials of Controverted Elections, or Returns of Members to serve in the House of Assembly of this Province," having been taken, and the Petitioner, Thomas Logan, and the Counsel of the Petitioners, as also, the sitting Member, and his Counsel, being in attendance at the Bar of the House—the doors of the House were locked, and the Order of the Day for considering said Petitions, was read; whereupon, the House proceeded to ballot for a Select Committee, to try the merits of the Return and Election of Robert McGowan Dickey, Esquire, as a Member for the Township of Amherst, in the manner prescribed by said Act, when the following names of fifteen Members present, and not appearing disqualified by said Act, were drawn, viz:—Mr. J. Sargent, Mr. D'Entremont, Mr. Goudge, Mr. Uniacke, Mr. Lewis, Mr. Elder, Mr. Allison, Mr. Forrester, Mr. Fairbanks, Mr. Annand, Mr. Holdsworth, Mr. Archibald, Mr. Bell, Mr. Holland and Mr. Holmes; and thereupon, Mr. J. Young was named by the Counsel of the Petitioners, to be added to those so chosen by lot, and Mr. Dodd was named by the Counsel, for the sitting Member, to be added thereto; and thereupon, lists of the fifteen Members so chosen by lot were given to the respective Counsel of the Petitioners, and the sitting Member, who then withdrew, with the Assistant Clerk, in order to reduce the said number to seven, in the manner prescribed by said Act.

Names drawn

Parties retire to Strike

Petition for aid to clear out head of Tusket river & make Canal

A Petition of Jesse Gray and others, Inhabitants of the County of Yarmouth, was presented by Mr. D'Entremont, and read, praying aid to remove obstructions from the Lakes and Runs of water, between the Bridge, at the head of the tide of Tusket River and Kempt, a distance of about thirty-five miles, so as to form a Canal.

Ordered, That the Petition do lie on the Table.

Petitions from County of Annapolis against return of Mr. Robicheau

Four Petitions of Freeholders, of the County of Annapolis, viz:—Of J. W. Ruggles and others—of D. J. Ditmars and others—of John Wade, Senior, and others—and of John McNeil and others, were presented by Mr. Uniacke, and read respectively, setting forth that Frederick Robicheau, Esquire, returned duly elected as a Representative in General Assembly, for the County of Annapolis, is not qualified by Law as such, and praying that John W. Ritchie, Esquire, one of the Candidates at said Election, may be returned as Member for said County, in place of Mr. Robicheau.

Ordered, That the Petitions do lie on the Table.

List of Amherst Election Committee returned as Struck

The Assistant Clerk delivered to the House, the names of the seven Members remaining after the numbers drawn by ballot this day, in regard to the Election for the Township of Amherst, had been reduced according to Law, by the parties alternately striking off the names therefrom; and the names of said seven Members so delivered in, being read, are as follows,

viz:

SATURDAY, 4th FEBRUARY, 1837.

viz:—Mr. J. Sargent, Mr. Goudge, Mr. Elder, Mr. Allison, Mr. Annand, Mr. Holdsworth, and Mr. Holmes; and thereupon, those seven Members last named, together with Mr. J. Young and Mr. Dodd, so nominated by the parties as aforesaid, were duly sworn by the Clerk, at the Table of the House, “well and truly to try the merits of the Petition referred to them, and a true judgment to give according to the evidence” pursuant to the provisions of the Statute.

Com. sworn

Ordered, That the said Select Committee so formed, do meet on Monday Morning next, the 6th inst. in the Committee Room of this House, in which the Supreme Court usually sit, for the purpose of hearing and determining the merits of the Election and Return of Mr. Dickey, taken this day into consideration.

Order for meeting of Committee

Ordered, That the Petitions of Thomas Logan, and of Luther Lusby and others, be referred to the said Select Committee.

Order for Reference of Petitions to Committee

Mr. Elder, Chairman of the Select Committee, appointed to try and determine the merits of the Petition, against the return of Mr. Thorne, as a Member for the Township of Granville, reported that the Committee had directed him to ask the leave of this House to adjourn their sitting until Wednesday next, at half past ten of the clock; and thereupon,

Ordered, That the said Committee have leave accordingly.

At three of the clock, (being the time appointed for considering the Petitions of Joseph Fitz Randolph, and of David Morse and others, against the Election and Return of Mr. Whitman, the sitting Member for the Township of Annapolis,) the Serjeant at Arms was directed to go to the places adjacent, and require the immediate attendance of the Members on the business of the House, who, having returned, and reported that he had so done, the House was counted, and forty-five Members being present, (exclusive of Mr. Speaker, and Mr. Whitman, the sitting Member,) and all other previous measures prescribed by the Act of the General Assembly, made and passed in the first and second year of the Reign of His late Majesty, entitled “An Act to regulate the Trials of Controverted Elections, or Returns of Members to serve in the House of Assembly of this Province, having been taken, and the Petitioner, Joseph Fitz Randolph, and the Counsel for the Petitioners; and also, the sitting Member and his Counsel, being in attendance at the Bar of the House, the doors of the House were locked, and the Order of the Day for considering said Petitions, was read; whereupon, the House proceeded to ballot for a Select Committee, to try the merits of the Election and Return of Elnathan Whitman, Esquire, a Member for the Township of Annapolis, in the manner prescribed by said Act, when the following names of fifteen Members present (against whose Return no Petition was depending, and who did not appear to have voted at said Election,) were drawn, viz:—Mr. W. Young, Mr. Benjamin, Mr. J. Young, Mr. Goudge, Mr. DesBarres, Mr. Clements, Mr. Doyle, Mr. Forrester, Mr. Uniacke, Mr. Fairbanks, Mr. McDonald, Mr. Annand, Mr. Bell, Mr. Allison and Mr. Holmes; and thereupon, Mr. W. Young offered, and verified, under oath, an excuse for not serving on said Committee, and the substance of his allegations so made in excuse, being taken down by the Clerk, is as follows:—“I, William Young, Member for the County of Juste-au-Corps, being drawn on the Select Committee, for trying the merits of the Petitions, against the Election and Return of Elnathan Whitman, Esquire, for the Township of Annapolis, do, on oath, offer, as an excuse for not serving on such Committee, that my brother and partner in business, George R. Young, Esq. is Counsel for the sitting Member.” Whereupon, Mr. Speaker took the sense of the House, whether Mr. W. Young should be excused from serving upon the said Select Committee; and it being resolved in the affirmative—he was excused accordingly; the name of Mr. Morton was then drawn, to supply the place of Mr. William Young, so excused; and thereupon, Mr. Howe was named by the Counsel of the Petitioners, to be added to those so chosen by lot, and Mr. Dodd was named by the Counsel for the sitting Member, to be likewise added thereto, and lists of the fifteen Members so chosen by lot, were given to the respective Counsel, of the Petitioners and sitting Member, who then withdrew with the Assistant Clerk, in order to reduce the said number to seven in the manner prescribed by said Act.

Consideration of Annapolis County Election

Balloting.

Mr W. Young excused

Parties withdraw to strike Committee

A

SATURDAY, 4th FEBRUARY, 1837.

Petition of A Lawson for return of of duty on Printing Press &c. Imported into Yarmouth

A Petition of Alexander Lawson, Editor and Proprietor of a Newspaper, published at Yarmouth, was presented by Mr. Huntington, and read, praying a return of the Duties paid by him, upon the importation of a new Printing Press and apparatus, entered by him at Yarmouth, from the United States of America.

Ordered, That the Petition do lie on the Table.

List of Committee of Annapolis Election returned

The Assistant Clerk delivered in to the House, the names of the seven Members remaining, after the numbers drawn by ballot, this day, in regard to the Election for the Township of Annapolis, had been reduced according to Law, by the parties alternately striking off names therefrom, and the names of the said seven Members so delivered in, being read by the Clerk, are as follow, viz:—Mr. Goudge, Mr. Clements, Mr. Forrester, Mr. Bell, Mr. Allison, Mr. Holmes and Mr. Morton; and thereupon, those seven Members last named, together with Mr. Howe and Mr. Dodd, so nominated by the parties as aforesaid, were duly sworn by the Clerk, at the Table of the House, “well and truly to try the merits of the Petition referred to them, and a true judgment to give according to the evidence,” pursuant to the provisions of the said Act.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have directed me to deliver to this Honorable House, a Message, which is in writing; and he read the said Message at the Bar of the House, and afterwards delivered it in to the House, and then withdrew.

The said Message was again read by the Clerk, at the Table of the House, and is as follows:

Council Chamber, 4th February, 1837.

Resolved unanimously, That a Message be sent to the House of Assembly, to inform them that the Council cannot continue the Conference, to which they consented yesterday, as it commenced on the part of the House, by a breach of the privilege of the Council, and a violation of Parliamentary usage, which prohibits one House from interfering with the internal regulations of the other.

The British Constitution does not confer a right upon any person to be present at the deliberations of any branch of the Legislature, of which he is not a Member.—The rights of an Englishman are not held by so precarious a tenure as the courtesy of any of his fellow subjects; and it is notorious that the only mode of gaining admission to the House of Lords, is, by procuring a special permission from a Member of that House, which may be either granted or withheld, at the pleasure of the person to whom the application is made, and it is therefore obvious, that it is asked and received as a courtesy, and not claimed as a right.

But, altho' His Majesty's Council do not admit the right, they have for some time had under consideration, the expediency of adopting the example of the two Houses of Parliament, in the Mother Country, who now very generally refrain from enforcing the standing orders which preclude strangers from being present at their debates.

Altho' this practice is not unaccompanied by inconveniences—it is productive of much good. It gives to Members of the Legislature an opportunity of explaining the reasons which induce them to support or oppose the measures under discussion with greater publicity, and may thus not only shield themselves from misconstruction, but may also remove much misconception relative to those measures, from the public mind.

His Majesty's Council have this subject still under consideration, and will come to such decision upon it as they shall deem most conducive to the public good. But they cannot permit the House of Assembly to interfere with their deliberations upon it.

The best interests of the Country require that each branch of the Legislature should scrupulously preserve that independence which the Constitution has bestowed upon it, and which would soon be destroyed, if either were to allow the other to interfere in the regulations of its own House.

His Majesty's Council have seen by the Journals of the House of Assembly, that the House has, this Session, departed from the pious usage which has ever prevailed in this Country, and the Parent State. They regret that their coadjutors, in Legislation, do now discuss and decide upon the various measures which the public interest bring under their consideration, without

Message in writing from Council declining further conference on subject of their deliberations with closed doors, &c

SATURDAY and MONDAY, 4th and 6th FEBRUARY, 1837.

without offering up their united supplications for the aid and guidance of Him, from whom alone all good Counsels and all just works do proceed; but deeply as they may deplore this, they feel that they have no right to interfere, and the subject is only alluded to, to shew that if such interference of one House with the regulations of another could ever be proper, His Majesty's Council might be more justified in reminding the House of Assembly of the duty of adhering to the ancient and Christian practice of daily and unitedly imploring the Divine Blessing upon our Gracious Sovereign, and their own deliberations, than the House of Assembly can be, in applying to His Majesty's Council to adopt a practice now in this Country, and which, notwithstanding its many advantages, has had its attendant evils wherever it has been introduced.

Ordered, That the Deputy-Clerk do carry the foregoing Message to the House of Assembly.

Mr. J. Young moved that the foregoing Message do lie on the Table; which, being seconded and put, was agreed to by the House.

Message to lie on Table

Then the House adjourned until Monday next, at half-past ten of the Clock.

Monday, 6th February, 1837.

A Petition of John Dunn was presented by Mr. Chipman, and read, praying aid in the erection of an Oat Mill and Kiln, near the centre of the Eastern part of the Dalhousie Settlement.

Petition from Dalhousie for aid to Oat Mill

Ordered, That the Petition do lie on the Table.

A Bill for the relief of George Henry L'Epousie and David Hall, Insolvent Debtors; was read a second time.

L'Epousie & Hall's Bill read 2d time

Ordered, That the Bill be committed to a Committee of the whole House.

On motion, the House resolved itself into a Committee of the whole House, on the further consideration of Bills committed.

Committee on Bills

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had gone through the Bill for the relief of George Henry L'Epousie and David Hall, Insolvent Debtors, and had made an amendment to the same, which they had directed him to report to the House with the Bill; and that they had also gone through with the Bill to authorize the appointment of Sheriffs, in the several Counties therein mentioned; and had directed him to report the same to the House, without amendment.

Report L'Epousie & Hall's Bill and

Sheriffs Bill

The Chairman also acquainted the House, that he was directed by the Committee to move for leave to sit again, on the consideration of Bills committed, which the House agreed to.

The said amendment, reported to the first mentioned Bill, was read throughout a first and second time, and, upon the question put thereupon, was agreed to by the House.

Ordered, That the Bill with the amendment be engrossed.

Ordered, That the Bill reported without amendment be engrossed.

Mr. Doyle, pursuant to leave given, presented a Bill for abolishing the Office of Associate Judge of the Supreme Court; and the same was read a first time.

Bill presented to abolish office of Associate Judge

Ordered, That the Bill be read a second time.

At one of the clock, (being the time appointed for considering the Petition of Alexander Hamilton, against the Election and Return of Mr. Spearwater, the sitting Member for the Township of Shelburne,) the Serjeant at Arms was directed to go to the places adjacent, and require the immediate attendance of the Members on the business of the House; who, having returned, and reported that he had so done, the House was counted, and forty-five Members being present; (exclusive of Mr. Speaker, and the sitting Member,) and all other previous measures prescribed by the Act of the General Assembly, made and passed in the

Consideration of Shelburne Election

MONDAY, 6th FEBRUARY, 1837.

first and second year of the Reign of His late Majesty, entitled "An Act to regulate the Trials of Controverted Elections, or Returns of Members to serve in the House of Assembly of this Province," having been taken, and the Petitioner, Alexander Hamilton, and his Counsel, as also Mr. Spearwater, the sitting Member and his Counsel, being in attendance at the Bar of the House, the doors of the House were locked, and the Order of the Day for considering said Petition was read; whereupon, the House proceeded to ballot for a Select Committee, to try the merits of the Election and Return of Peter Spearwater, Junior, Esquire, as a Member for the Township of Shelburne, in the manner prescribed by said Act, when the following names of fifteen Members present (against whose Return no Petition was depending, and who did not appear to have voted at said Election,) were drawn, viz:—Mr. J. Sargent, Mr. Annand, Mr. Forrester, Mr. W. Sargent, Mr. Heckman, Mr. Elder, Mr. Fairbanks, Mr. DesBarres, Mr. Dodd, Mr. D'Entremont, Mr. Doyle, Mr. Holmes, Mr. Howe, Mr. Wilkins and Mr. Hatton; and thereupon, Mr. Chipman was named by the Petitioner to be added to those so chosen by lot, and Mr. Bell, was named by the sitting Member, to be likewise added thereto, and lists of the fifteen Members, so chosen by lot, were given to the respective Counsel of the Petitioner and the sitting Member, who then withdrew with the Assistant Clerk, in order to reduce the said number to seven in the manner prescribed by said Act.

Order of Day read

Ballotting for Shelburne Election Committee

Names drawn

Parties retire to strike Committee

Committee to wait on Gov. to obtain return of fees received at Pro. Sec. Office and their disposal

On motion of Mr. Doyle, *resolved*, that a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, and request that His Excellency will be pleased to direct the proper Officer to lay before this House an Account of all Fees received at the Provincial Secretary's Office, during the last five years, specifying the particular items—the several sources whence they are derived—and how they are disposed of.

Ordered, That Mr. Doyle, Mr. J. Young and Mr. Miller, be a Committee for the above purpose.

List of Committee struck on Shelburne Election returned to House

Names.

Committee sworn

The Assistant Clerk delivered into the House the names of the seven Members remaining after the number drawn by ballot, this day, in regard to the Election for the Township of Shelburne, had been reduced according to Law, by the parties alternately striking off names therefrom, and the names of the said seven Members so delivered in, being read by the Clerk, are as follow, viz:—Mr. J. Sargent, Mr. Heckman, Mr. DesBarres, Mr. Dodd, Mr. D'Entremont, Mr. Holmes and Mr. Howe; and thereupon, those seven Members last named, together with Mr. Chipman and Mr. Bell, so nominated by the parties as aforesaid, were duly sworn by the Clerk, at the Table of the House, "well and truly to try the merits of the Petition referred to them, and a true judgment to give according to the evidence," pursuant to the provisions of the Statute.

Order for meeting of Committee

Ordered, That the said Select Committee, so formed, do meet to-morrow, at three of the clock, in the Committee-room of this House, in which the Supreme Court usually sit, for the purpose of hearing and determining the merits of the Election and Return of Mr. Spearwater, taken this day into consideration.

Petition & referred to Committee

Ordered, That the Petition of Alexander Hamilton, and also, the Schedule of qualification of Mr. Spearwater, be referred to the said Select Committee.

Message of Council made order of Day for Saturday

Mr. J. Young moved, that it be the Order of the Day, on Saturday next, to take into consideration the Message of the Council sent to this House on Saturday last: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-six; against it, twenty.

For the motion,

| | | |
|---------------|---------------|----------------|
| Mr Miller | Mr B Smith | Mr D'Entremont |
| Mr Chipman | Mr McLellan | Mr Annand |
| Mr DesBarres | Mr Whitman | Mr Holdsworth |
| Mr Doyle | Mr Thorne | Mr W Young |
| Mr G Smith | Mr Goudge | Mr Mc Dougall |
| Mr Huntington | Mr Spearwater | Mr Clements |
| Mr J Young | Mr Forrester | Mr Dewolf |
| Mr Holmes | Mr Howe | Mr Archibald |
| Mr Kavanagh | Mr Upham | |

Against the motion.

| | |
|--------------|--------------|
| Mr W Sargent | Mr Heckman |
| Mr Halton | Mr Stewart |
| Mr Taylor | Mr Benjamin |
| Mr Holland | Mr Dodd |
| Mr Dickey | Mr Morlon |
| Mr Bell | Mr Unacke |
| Mr Rudolf | Mr Allison |
| Mr Lewis | Mr Wilkins |
| Mr Elder | Mr Fairbanks |
| Mr McDonald | Mr J Sargent |

So it passed in the Affirmative.

At

At three of the clock, (being the time appointed for considering the Petition of James Flemming, against the Election and Return of Mr. McLellan, the sitting Member for the Township of Londonderry,) the Serjeant at Arms was directed to go to the places adjacent, and require the immediate attendance of the Members, on the business of the House; who, having returned, and reported that he had so done, the House was counted, and forty-five Members being present, (exclusive of Mr. Speaker and the sitting Member,) and all other previous measures prescribed by the Act of the General Assembly, made and passed in the first and second year of His late Majesty's Reign, entitled, "An Act to regulate the Trials of Controverted Elections, or Returns of Members to serve in the House of Assembly of this Province," having been taken, and the Petitioner, James Flemming, and his Counsel, as also Mr. McLellan, the sitting Member, and his Counsel, being in attendance at the Bar of the House, the doors of the House were locked, and the Order of the Day for considering said Petition was read; whereupon, the House proceeded to ballot for a Select Committee, to try the merits of the Election and Return of Glorid Wilson McLellan, Esquire, as a Member for the Township of Londonderry, in the manner prescribed by said Act, when the names of fifteen Members present, (against whose return no Petition was depending, and who did not appear to have voted at said Election,) were drawn, viz:—Mr. Doyle, Mr. McDougall, Mr. Morton, Mr. Archibald, Mr. J. Sargent, Mr. McDonald, Mr. Forrester, Mr. Fairbanks, Mr. Lewis, Mr. Wilkins, Mr. D'Entremont, Mr. Huntington, Mr. Kavanagh, Mr. Annand and Mr. G. Smith; and thereupon, Mr. Uniacke was named by the Petitioner, to be added to the number of those so chosen by lot; and Mr. DesBarres was named by the sitting Member, to be likewise added to the said number; and lists of the fifteen Members so drawn by lot, were given to the respective Counsel of the Petitioner and the sitting Member, who then withdrew, with the Assistant Clerk, in order to reduce the said number so drawn to seven, by alternately striking off the names of Members in said lists, as prescribed by the aforesaid Act of the General Assembly.

Consideration on Londonderry Election

Order of Day read

Ballotting for Committee

Names drawn

Parties withdraw to strike Committee

On motion of Mr. Doyle, *resolved*, that a Committee be appointed to search the Journals of the Council, and report to this House the proceedings in Council, in relation to the Resolutions of this House as to the deliberations of the Council with closed doors, communicated to the Council by Conference.

Committee to search Journals of Council upon proceedings on resolutions as to closed doors

Ordered, That Mr. Doyle, Mr. Chipman and Mr. J. Young, be a Committee for the above purpose.

The Assistant Clerk delivered in to the House the names of the seven Members remaining, after the number drawn by ballot this day, in regard to the Election for the Township of Londonderry, had been reduced according to Law, by the parties alternately striking off names therefrom. And the names of the said seven Members, so delivered in, being read, are as follow, viz:—Mr. Morton, Mr. J. Sargent, Mr. Forrester, Mr. Fairbanks, Mr. Lewis, Mr. Huntington and Mr. Annand; and thereupon, those seven Members last named, together with Mr. Uniacke and Mr. DesBarres, so nominated by the parties as aforesaid, were duly sworn by the Clerk at the Table of the House, "well and truly to try the merits of the Petition referred to them, and a true judgment to give according to the evidence," pursuant to the provisions of the Statute.

List of Londonderry Election Committee returned

Names of Committee sworn

Ordered. That the said Select Committee, so formed, do meet on Saturday next at ten o'clock, in the Committee Room of this House, in which the Supreme Court usually sit, for the purpose of hearing and determining the merits of the election and return of Mr. McLellan, taken this day into consideration.

Order for meeting of Committee

Ordered, That the Petition of James Flemming, and the proceedings upon the Scrutiny of the Londonderry Election returned to this House, be referred to the said Select Committee.

Petition and scrutiny of Londonderry Election referred to Committee

On motion of Mr. Uniacke, *resolved*, that the Sheriff of the County of Cumberland be directed forthwith to return to this House the proceedings upon the Scrutiny of the late Election for the County of Cumberland.

Order on Sheriff of County of Cumberland to return scrutiny of Election for County of Cumberland

Ordered,

MONDAY and TUESDAY, 6th and 7th FEBRUARY, 1837.

Ordered, That the Clerk do communicate the foregoing Resolution to the Sheriff of the County of Cumberland.

Then the House adjourned until To-morrow, at half-past Ten of the Clock.

Tuesday, 7th February, 1837.

Engrossed Bills for relief of L'Epousie & Hall

An engrossed Bill for the relief of George Henry L'Epousie and David Hall, Insolvent Debtors, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act for the relief of George Henry L'Epousie and David Hall, Insolvent Debtors.

And for appointment of Sheriffs read 3d time and passed in Council

An engrossed Bill to authorise the appointment of Sheriffs in the several Counties therein mentioned, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act for the appointment of Sheriffs for the several Counties of Juste-au-Corps, Pictou, Colchester and Richmond.

Post-Office Committee appointed

On motion of Mr. Uniacke, *resolved*, that a Committee be appointed to take into consideration all matters connected with the Post-Office Department in this Province, and to report thereon, by Bill or otherwise.

Ordered, That Mr. Uniacke, Mr. Dewolf, Mr. W. Young, Mr. Stewart and Mr. Fairbanks, be a Committee for the above purpose.

Bank of British North America Company Bill presented

Mr. Stewart, pursuant to leave given, presented a Bill to enable a Company, called the Bank of British North America, to sue and be sued in the name of any one of the Local Directors, or of the Managers of the Branches of the said Bank, established or to be established in this Province; and the same was read a first time.

Ordered, That the Bill be read a second time.

Consideration of Lunenburg County Election

At one of the clock, (being the time appointed for considering the Petition of Lot Church and others, in reference to the late Election for the County of Lunenburg,) the Serjeant at Arms was directed to go to the places adjacent, and require the immediate attendance of the Members, on the business of the House; who, having returned, and reported that he had done so, the House was counted, and forty-three Members being present, (exclusive of Mr. Speaker and the two sitting Members for the County of Lunenburg,) and all other previous measures prescribed by the Act of the General Assembly, made and passed in the first and second year of His late Majesty's Reign, entitled, "An Act to regulate the Trials of Controverted Elections, or Returns of Members to serve in the House of Assembly of this Province," having been taken, and the Petitioner, Lot Church, for himself, and the other Petitioners, and the sitting Members Mr. Rudolf and Mr. Miller, being in attendance—the doors of the House were locked, and the Order of the Day for considering said Petition was read; whereupon, the House proceeded to ballot for a Select Committee, to try the merits of the Election and Return of William Rudolf and Garret Miller, Esquires, as Members for the County of Lunenburg, in the manner prescribed by said Act, when the following names of fifteen Members present, (against whose return no Petition was depending; and who did not appear to have voted at said Election,) were drawn, viz:—Mr. Lewis, Mr. Benjamin, Mr. Fairbanks, Mr. DesBarres, Mr. Upham, Mr. Wilkins, Mr. J. Young, Mr. Allison, Mr. Anand, Mr. Chipman, Mr. B. Smith, Mr. Dodd, Mr. Kavanagh, Mr. Uniacke and Mr. Forrester; and thereupon, Mr. Doyle was named by the Petitioner, Lot Church, to be added to those so chosen by lot, and Mr. G. Smith was named by the sitting Members, to be likewise added thereto; and lists of the fifteen Members so chosen by lot being given to the Petitioner, Lot Church, and the sitting Members respectively, they then withdrew, with the Assistant Clerk, in order to reduce the said number to seven, in the manner prescribed by the said Act—and soon after the Assistant Clerk delivered in to the House the names of the seven Members remaining after the number so drawn as aforesaid had been reduced according to the said Act, which names being read by the Clerk, are as follow, viz:—Mr. Lewis, Mr. Benjamin, Mr. DesBarres, Mr. Allison, Mr. Chipman, Mr. Dodd and Mr. Kavanagh; and

Order of Day read

Balloting for Committee

Names drawn

Lists returned

Names of Committee struck

TUESDAY, 7th FEBRUARY, 1837.

and thereupon, those seven Members last named, together with Mr. Doyle and Mr. G. Smith, so nominated by the parties as aforesaid, were, according to said Act, duly sworn by the Clerk, at the Table of the House, "well and truly to try the merits of the Petition referred to them, and a true judgment to give according to the evidence."

Ordered, That the said Select Committee so formed, do meet to-morrow, at twelve of the clock, in the Committee Room of this House, in which the Supreme Court usually sit, for the purpose of hearing and determining the merits of the Election and Return of Mr. Rudolf and Mr. Miller, taken this day into consideration.

Ordered, That the Petition of Lot Church and others, be referred to the said Select Committee.

Order for Meeting
of Lunenburg Elec-
tion Committee

Petition referred to
Committee

On motion of Mr. Uniacke, the following Resolution was passed :

Whereas, Encroachments on the Fishing Grounds of this Province, by the Citizens of other Nations, deprive the Inhabitants of a legitimate source of wealth, and transfer to Foreigners productions which exclusively belong to this Country:

Resolved, That for the purpose of defining, with accuracy, the true meaning of the Treaties now in force, and for the adoption of some energetic measures to prevent infringements thereof—that a Committee be appointed to enquire into the State of our Fisheries—take evidence, and report fully on this important subject, and that such Committee have power to send for persons and papers.

Resolutions for
Committee on Coast
Fisheries

Ordered, That Mr. Uniacke, Mr. DesBarrés, Mr. Bell, Mr. W. Young, Mr. Huntington, Mr. Taylor and Mr. W. Sargent, be a Committee accordingly.

Names of Commit-
tee

Mr. Goudge, Chairman of the Select Committee, on the Amherst Election, reported that the Committee had directed him to ask the leave of this House to adjourn over until Friday, the 17th inst. ; and thereupon,

Leave to Amherst
Election Commit-
tee to adjourn over

Ordered, That the said Committee have leave accordingly.

Mr. Stewart reported from the Select Committee on the subject of Franking Letters through the Post-Office by Members of the House ; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

Report from Com-
mittee on Franking
Letters

(See Appendix, No. 3.)

On motion, *resolved*, that the Report be received and adopted by this House.

Ordered, That a Copy of said Report be sent to the Deputy Post-Master General, and that it be published in the Newspapers.

Ordered to be pub-
lished, &c.

Mr. Wilkins, pursuant to leave given, presented a Bill to amend an Act, passed in the fourth and fifth year of the Reign of His late Majesty George the Fourth, entitled, An Act to make further provision for the equal Administration of Justice in the Province of Nova-Scotia ; and the same was read a first time.

Act relating to
Courts of Common
Pleas presented
and deferred

Mr. Doyle moved, that the further consideration of the Bill be deferred to this day three months ; which, being seconded and put, and the House dividing thereon, there appeared for the motion, thirty-eight ; against it, four.

For the motion,

| | | |
|---------------|---------------|---------------|
| Mr Doyle | Mr Allison | Mr Thorne |
| Mr G Smith | Mr Elder | Mr Dickey |
| Mr Miller | Mr McDonald | Mr Taylor |
| Mr Huntington | Mr Whitman | Mr Chipman |
| Mr Forrester | Mr Howe | Mr Goudge |
| Mr Fairbanks | Mr Bell | Mr McDougall |
| Mr Rudolf | Mr Spearwater | Mr Holdsworth |
| Mr Lewis | Mr Upham | Mr Holland |
| Mr Dewolf | Mr Archibald | Mr Hatton |
| Mr Holmes | Mr Clements | Mr B Smith |
| Mr Morton | Mr McLellan | Mr W Young |
| Mr Kavanagh | Mr W Sargent | Mr Heckman |
| Mr Benjamin | Mr DesBarres | |

Against the motion,

| |
|--------------|
| Mr Wilkins |
| Mr Stewart |
| Mr J Sargent |
| Mr Uniacke |

So it passed in the Affirmative.

TUESDAY, 7th FEBRUARY, 1837.

Order of Day to consider Judiciary

On motion of Mr. Howe, *resolved*, that it be the Order of the Day, on Tuesday next, the 14th inst. to consider the subject of the Judiciary of this Province.

Leave to Shelburne Election Com. to adjourn over

Mr. Dodd, Chairman of the Select Committee, on the Shelburne Election, reported that he was directed by the Committee to ask for the Committee to adjourn over to Tuesday, the 21st inst. at ten of the clock.

Ordered, That the Committee have leave accordingly.

Order on Sheriff of Shelburne to return Poll Book

Ordered, That the Sheriff of the County of Shelburne do send forthwith to this House his Poll Book, and Proceedings upon the late Election, for the Township of Shelburne; and that the Clerk do acquaint him herewith.

Message from Council with Bill in amendment of Act relating to Wills &c.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have passed a Bill, entitled, An Act in further amendment of an Act, made and passed in the thirty-second year of His Majesty King George the Second, entitled, An Act relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates; to which Bill, they desire the concurrence of this Honorable House.

And then the Messenger withdrew.

The aforesaid Bill from the Council was read a first time; and thereupon,

Referred to Select Committee

Ordered, That the Bill be referred to Mr. W. Young, Mr. Doyle, Mr. G. Smith, Mr. Fairbanks, Mr. Uniacke, Mr. DesBarres and Mr. Stewart, to examine and report upon to this House.

Sheriff of Cumberland ordered to send Poll Book of Amherst Election

On motion of Mr. Goudge, Chairman of the Amherst Election Committee, *resolved*, that the Sheriff of the County of Cumberland do send forthwith to this House, the Poll Book kept by him, and the proceedings upon the late Election, for the Township of Amherst.

Ordered, That the Clerk to acquaint the said Sheriff with the foregoing Resolution.

Petition of Rev. Mr. Cossman of Lunenburg for return of Duties

A Petition of the Rev. Carl Ernst Cossman, Lutheran Missionary at Lunenburg, was presented by Mr. Miller and read, praying a return of Duty paid by him upon a Piano Forte, brought by him from Germany, for his own use, and the benefit of his Parishioners, and not for traffic or sale.

Ordered, That the Petition do lie on the Table.

Committee to wait on Gov. to obtain information as to quantity of Coal raised at Mines

On motion of Mr. Uniacke, *resolved*, that a Committee be appointed to wait on His Excellency the Lieutenant-Governor, and respectfully request that he will direct the proper Officers to transmit to this House a statement of the number of Chaldrons of Coals, Winchester measure, sold from His Majesty's Coal Mines, in Cape-Breton, and the Albion Mines, in the years 1833, 1834, 1835 and 1836, and the amount paid into the Casual and Territorial Revenue, for Royalty thereon; also, a statement of the sales of the Crown Lands, from 1833 to 1837 inclusive, and how the proceeds have been applied.

Ordered, That Mr. Uniacke, Mr. Stewart and Mr. J. Young, be a Committee for the above purpose.

Committee to wait on Governor for information as to Address of last Session regarding Free Ports

On motion of Mr. Stewart, *resolved*, that a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, and respectfully request that he will be pleased to lay before this House such information as he may possess relative to the Address of this House, concerning the opening of the Ports of this Colony to the advantages of Foreign Trade.

Ordered, That Mr. Stewart, Mr. Dodd and Mr. Rudolf, be a Committee for the above purpose.

Petition from Cornwallis for aid to Barley Mill

A Petition of Abel Benjamin, Junior, and others, was presented by Mr. Morton and read, praying aid in the erection of a Mill for hulling and grinding Barley, at the Black Rock Settlement, in Cornwallis, on the Shore of the Bay of Fundy.

Ordered, That the Petition do lie on the Table.

On

TUESDAY, WEDNESDAY and THURSDAY, 7th, 8th and 9th FEBRUARY, 1837.

On motion of Mr. J. Young, *resolved*, that a Committee be appointed to take into consideration the state of the Agriculture of this Province, and the best means of encouraging its advancement, and to report thereon to this House.

Agricultural Committee appointed

Ordered, That Mr. J. Young, Mr. Morton, Mr. Dewolf, Mr. Holland, Mr. G. Smith, Mr. DesBarres, Mr. Archibald, Mr. Goudge and Mr. Lewis, be a Committee for the above purpose.

A Petition of Charles McKenzie was presented by Mr. Dodd and read, praying aid in part of the expense of a Grist and Shelling Mill with a Kiln, erected by him at Wagamatcook, or Middle River, in the County of Cape-Breton; and

Petitions for aid to Mills in Cape-Breton

A Petition of John McDonald, was also presented by Mr. Dodd and read, praying aid towards the erection of a Grist Mill by him at Cape North, in the North Eastern District of Cape-Breton.

Ordered, That the Petitions do lie on the Table.

Ordered, That this House do, on Friday next, the 10th inst. resolve itself into a Committee of the whole House, on the consideration of the Bill to repeal the Act, entitled, An Act for limiting the duration or continuance of the General Assemblies, and for substituting other provisions in lieu thereof.

Septennial Assemblies repeal Bill made Order of Day

Then the House adjourned until To-morrow, at half-past ten of the Clock.

Wednesday, 8th February, 1837.

A Bill for abolishing the Office of Associate Judge of the Supreme Court, was read a second time.

Bill to abolish Associate Judge read 2d time

Ordered, That the Bill be committed to a Committee of the whole House.

A Petition of James Soley and Daniel Faulkner was presented by Mr. Upham and read, praying aid in the erection of an Oat Mill, at Lower Economy.

Petition for aid to Oat-Mill in Economy

Ordered, That the Petition do lie on the Table.

Then the House adjourned until To-morrow, at twelve of the Clock.

Thursday, 9th February, 1837.

A Petition of John Osborne and others was presented by Mr. J. Sargent and read, praying aid to erect a School-House at Barrington.

Petitions for aids to School-Houses in Barrington

A Petition of William Cunningham and others, was also presented by Mr. J. Sargent and read, praying aid in building a School-House, on Cape Sable Island.

Ordered, That the Petitions do lie on the Table.

On motion of Mr. McLellan, *resolved*, that the Sheriff of the County of Halifax be directed to send forthwith to this House the Poll Book, kept by him, at the late Election for the Township of Londonderry.

Order to return Londonderry Poll Book

Ordered, That the Clerk do transmit a copy of the foregoing Resolution to the Sheriff of the County of Halifax.

Mr. Morton, Chairman of the Annapolis Township Election Committee, reported that the Committee had directed him to ask the leave of the House, for the Committee to adjourn over their Meeting until Monday next, at one o'clock.

Leave to Annapolis Township Election Committee to adjourn over

Ordered, That the Committee have leave accordingly.

Mr. Dodd, Chairman of the Lunenburg County Election Committee, reported that the Committee had directed him to ask the leave of the House to adjourn over their meeting until Monday next, at ten o'clock.

Leave to Lunenburg Election Committee to adjourn over

Ordered, That the Committee have leave accordingly.

Mr.

THURSDAY, 9th FEBRUARY, 1837.

Provincial Account
current for 1836
laid before House

Mr. G. Smith presented to the House an Account from Mr. Treasurer Wallace, of all Monies received into, and payments made from, the Provincial Treasury, between the 1st January and the 31st December, 1836.

(See Appendix, No. 4.)

Ordered, That the Account do lie on the Table, to be perused by the Members of this House.

Petition for aid to
Yarmouth Academy

A Petition of the Trustees of the Yarmouth Academy was presented by Mr. Clements and read, praying that the Institution, in addition to the usual annual grant, may receive the sum by law allowed, for a Combined Common and Grammar School, in order that an Usher may be employed.

Annual Report of
Yarmouth Academy

Mr. Clements also presented to the House, the annual report of the Trustees of the Yarmouth Academy, respecting the expenditure of the Monies granted for its support, and the general State of the Institution; and the same was read by the Clerk.

(See Appendix, No. 5.)

Ordered, That the Petition and Report do lie on the Table.

Consideration of
Cumberland County
Election

At one of the clock, (being the time appointed for considering the Petition of Andrew McKim, against the Election and Return of Mr. Stewart, one of the sitting Members for the County of Cumberland,) the Serjeant at Arms was directed to go to the places adjacent, and require the immediate attendance of the Members, on the business of the House; who, having returned, and reported that he had so done, the House was counted, and forty-four Members being present, (exclusive of Mr. Speaker and Mr. Stewart, the said sitting Member,) and all other previous measures prescribed by the Act of the General Assembly, made and passed in the first and second year of His late Majesty's Reign, entitled, "An Act to regulate the Trials of Controverted Elections, or Returns of Members to serve in the House of Assembly of this Province," having been taken, and the Counsel of the Petitioner, and also the sitting Member, and his Counsel, being in attendance at the Bar of the House, the doors of the House were locked, and the Order of the Day for considering said Petition was read; whereupon, the House proceeded to ballot for a Select Committee to try the merits of the Election and Return of Alexander Stewart, Esquire, as a Member for the County of Cumberland, in the manner prescribed by said Act, when the following names of fifteen Members present, (against whose return no Petition was depending, and who did not appear to have voted at said Election,) were drawn, viz:—Mr. Morton, Mr. Holmes, Mr. Clements, Mr. B. Smith, Mr. McDonald, Mr. W. Sargent, Mr. Huntington, Mr. Uniacke, Mr. Elder, Mr. Bell, Mr. McDougall, Mr. Dodd, Mr. Fairbanks, Mr. Goudge and Mr. Archibald; and thereupon, Mr. W. Young was named by the Counsel for the Petitioner, to be added to those so chosen by lot as aforesaid, and Mr. Chipman was named by the Counsel for the sitting Member, to be likewise added thereto; and lists of the fifteen Members so chosen by lot, were given to the respective Counsel of the Petitioner and the sitting Member, who then withdrew, with the Assistant Clerk, in order to reduce the said number to seven, in the manner prescribed by said Act; and soon after, the Assistant Clerk delivered in to the House the names of the seven Members remaining, after the number so drawn as aforesaid had been reduced according to said Act; which names so delivered in being read by the Clerk, are as follow, viz:—Mr. Morton, Mr. Clements, Mr. McDonald, Mr. W. Sargent, Mr. Huntington, Mr. Bell and Mr. Fairbanks; and thereupon, those seven Members last named, together with Mr. W. Young and Mr. Chipman, so nominated as aforesaid, were, according to said Act, duly sworn by the Clerk at the Table of the House, "well and truly to try the merits of the Petition referred to them, and a true judgment to give according to the evidence,"

Ballotting

Names drawn

Reduced list of
Committee

Committee sworn

Order for meeting
of Select Committee
on Cy. Cumberland
Election

Ordered, That the said Select Committee, so formed, do meet on Tuesday next, at ten of the o'clock, in the Committee Room of this House, in which the Supreme Court usually sit, for the purpose of hearing and determining the merits of the election and return of Mr. Stewart, Member for the County of Cumberland, taken this day into consideration.

Ordered, That the Petition of Andrew McKim be referred to the said Select Committee.

Franking Letters
limited

On motion of Mr. W. Young, resolved, that no member be allowed to Frank more than four single Letters per week.

Ordered,

THURSDAY, 9th FEBRUARY, 1837.

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| <i>Ordered</i> , That the Bill relating to the Company, called the Bank of British North America, be read a second time, on Tuesday next, the 14th inst. | Order of day for 2d reading British N. A. Bank Bill |
| Mr. Doyle, pursuant to leave given, presented a Bill to vacate the seats of the Members of Assembly, in certain cases; and the same was read a first time. | Bill presented to vacate seats of Members |
| <i>Ordered</i> , That the Bill be read a second time. | |
| Mr. Stewart reported, in part, from the Committee on the expiring Laws; and thereupon, presented forty-five Bills for continuing various Acts of the General Assembly, about to expire; and the same were read a first time, viz:— | Report from Committee on Expiring Laws 45 Continuing Bills |
| A Bill to continue the Act to suspend the operation of several Acts of the General Assembly, passed to prevent Forestalling, Regrating and Monopolizing. | Suspension of Forestalling |
| A Bill to continue the Act to suspend the operation of the Acts to prevent Forestalling, Regrating and Monopolizing, of Cordwood in the Town of Halifax. | Suspension of Acts against Forestalling Cordwood |
| A Bill to continue the Act to prevent disorderly Riding, and to regulate the driving of Carriages, on the Streets of Halifax, or other Towns, or on the public Roads of this Province, and for repealing certain Acts therein mentioned. | Driving Carriages |
| A Bill to continue the Act in addition to the Act for regulating the Rates and Prices of Carriages. | Prices of Carriages |
| A Bill to continue the Act in addition to, and in amendment of, the Act to prevent Nuisances by Hedges, Wears, and other incumbrances, obstructing the passage of Fish in the Rivers in this Province. | Nuisances in Rivers |
| A Bill to continue the Act for the better preservation of the Property of the Inhabitants of the Town of Halifax, by providing for a sufficient Watch at Night. | Halifax Night Watch |
| A Bill to continue the Act for the support and regulation of Light-Houses. | Light-Houses |
| A Bill to continue an Act in amendment of certain Acts relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates. | Amendment of Wills Act |
| A Bill to continue the Act, entitled, An Act in further addition to the Act relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates. | Addition to Wills Act |
| A Bill to continue the Act to regulate the Pilotage of Vessels at the Port of Halifax, and the several Acts in amendment thereof and additional thereto. | Pilotage at Halifax |
| A Bill to continue the Act to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape-Breton. | Pilotage at Sydney C. B. |
| A Bill to continue the Act to preserve and regulate the Navigation of the Harbour of Pugwash. | Pugwash Harbour |
| A Bill to continue the Act to lessen the expenses of the proof of Written Documents in Actions depending in any of the Courts within this Province. | Proof of Writings in Courts |
| A Bill to continue the Act in amendment of an Act, made and passed in the first and second years of His late Majesty's Reign, entitled, An Act to extend the Laws and Ordinances of the Province of Nova-Scotia to the Island of Cape-Breton. | Laws of Nova-Scotia extended to C. Breton |
| A Bill to continue the Act in further addition to, and in amendment of, the Act for the choice of Town Officers and Regulating of Townships, and the Act to alter and amend the same. | Town Officers |
| A Bill to continue the Act to prevent damage to the Nets of Fishermen by Coasting Vessels. | Fishermen's Nets |
| A Bill to continue the Act concerning Malicious Injuries to Property. | Malicious injuries |
| A Bill to continue the Act to prevent the spreading of Contagious Diseases and for the performance of Quarantine, and the Act in amendment thereof. | Quarantine |
| A Bill to continue the Acts to provide for the Regulation and Management of the Grammar School or Academy at Annapolis. | Annapolis Academy |
| A Bill to continue the Act concerning the Terms of the Supreme Court at Halifax. | Terms of Sup. Court |
| A Bill to continue the Act to amend an Act for establishing a Public School in the Town of Halifax. | Halifax Grammar School |
| A Bill to continue the Acts now in force relating to Trespasses. | Trespasses |

THURSDAY, 9th FEBRUARY, 1837.

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| Billeting of Troops | A Bill to continue the Act to provide for the Accommodation and Billeting of His Majesty's Troops or of the Militia, when on their march from one part of the Province to another, and also the Act in amendment thereof. |
| Road expenditure | A Bill to continue the Act to regulate the Expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges, and the Act in amendment thereof. |
| Bridewell | A Bill to continue the several Acts concerning the Bridewell and Police in Halifax. |
| Assize of Bread | A Bill to continue the Act to amend the Act to regulate the Assize of Bread. |
| Commissioners Court | A Bill to continue an Act relating to the Court of Commissioners at Halifax. |
| Summary Trials | A Bill to continue the Act for the Summary Trial of Actions, and the Act in amendment thereof. |
| Shubenacadie Fishery | A Bill to continue the Act for regulating the Fishery, in the River Shubenacadie. |
| Addition to Act relating to Wills | A Bill to continue the Act in addition to, and in amendment of, the Act relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates. |
| Killing Bears &c. | A Bill to continue the Act to encourage the killing of Bears, Loup-Cerviers and Wild Cats. |
| Grand Jurors | A Bill to continue the Act relating to Grand Jurors. |
| Trespasses | A Bill to continue the Act further to amend the Act relating to Trespasses. |
| Supervisors of Public Grounds | A Bill to continue the Act for appointing Supervisors to take charge of Public Grounds and for other purposes, and the Act in amendment thereof. |
| Sea Manure in Queen's County | A Bill to continue the Act to authorize the Sessions of the Peace, for the County of Queen's County, to make regulations for the gathering of Sea Manure in the said County. |
| Settlement of the Poor | A Bill to continue the Act in amendment of the Act for the settlement of the Poor, in the several Townships within this Province. |
| Regulation of Sable and Seal Islands | A Bill to continue the Act for the better regulation of Sable Island and Seal Islands in this Province. |
| Firewards | A Bill to continue the Act to repeal the Act to amend the Acts respecting Firewards and Fires in Halifax, and to substitute other provisions in lieu thereof. |
| Amendment of Highway Act | A Bill to continue the Act in amendment of the Act relating to Highways, Roads and Bridges. |
| Fees of Constable of Commissioners Court | A Bill to continue the Act to regulate the Fees of the Constable of the Court of Commissioners at Halifax. |
| Restraining Attachments | A Bill to continue the Act to restrain the issuing Writs of Attachment, in certain cases. |
| Marriage Licenses | A Bill to continue the Act relating to Marriage Licenses. |
| Inspection of Pickled Fish | A Bill to continue the several Acts now in force relative to the Inspection of Pickled Fish. |
| Cape-Breton Commissioners Courts | A Bill to continue the Act to establish Courts of Commissioners in the Island of Cape-Breton. |
| Supreme Court Circuits | A Bill to continue the Act respecting the Trial of Issues in the Supreme Court, and for regulating the times of holding the Circuits of the said Court, in the several Counties and Districts of this Province. |
| | <i>Ordered,</i> That the Bills be read a second time. |
| Petition for aid to Oat Mill S. W. branch of Margaree | A Petition of John McFarlane, of the South West Branch of Margaree River, Cape-Breton, was presented by Mr. W. Young and read, stating his having erected a Grist and Shelling Mill at that place, with a Kiln, for drying Oats—that the floor of the latter, being of hardwood, had taken fire, whereby the Kiln was destroyed, and praying a grant of a sum of Money to enable him to erect a Kiln with Sheet Iron flooring. |
| Petition for aid to Oat-Mill N. E. branch of Margaree River | A Petition of John Philips, Senior, of the North East Branch of Margaree, County of Juste-au-Corps, was also presented by Mr. W. Young, and read, praying a Bounty for having erected, at a large expense, at the above place, a Grist and Shelling Mill with a Kiln—the profits of which have been circumscribed by the failure of last year's crop. |
| | <i>Ordered,</i> That the Petitions do lie on the Table. |
| Committee on Members pay and attendance | On motion of Mr. Stewart, <i>resolved,</i> that a Committee be appointed, to consist of a Member from each County, to consider of, and report to, this House, the proper amount of pay to be allowed |

THURSDAY, and FRIDAY, 9th and 10th FEBRUARY, 1837.

allowed to the Members of this House, and further, to consider of an effectual mode of enforcing the regular attendance of Members, during the Session.

Ordered, That Mr. Annand, Mr. Archibald, Mr. G. Smith, Mr. McDougall, Mr. DesBarres, Mr. W. Young, Mr. Dodd, Mr. Kavanagh, Mr. Lewis, Mr. Elder, Mr. Chipman, Mr. Thorne, Mr. Huntington, Mr. W. Sargent, Mr. Fairbanks and Mr. Rudolf, be a Committee for the above purpose.

Names of Committee

Then the House adjourned until To-morrow, at twelve of the Clock.

Friday, 10th February, 1837.

Mr. Speaker laid before the House the Poll Book kept at the late Election for the Township of Londonderry, received by the Clerk from the Sheriff of the County of Halifax.

Londonderry Poll Book laid before House

Ordered, That the said Poll Book be referred to the Select Committee appointed to try the merits of the Controverted Election for the Township of Londonderry.

Referred to Election Committee

The following Bills were read a second time, viz :—

Continuing Bills read 2d time

A Bill to continue the Act to suspend the operation of several Acts of the General Assembly, passed to prevent Forestalling, Regrating and Monopolizing.

A Bill to continue the Act to suspend the operation of the Act to prevent Forestalling, Regrating and Monopolizing, of Cord Wood in the Town of Halifax.

A Bill to continue the Act to prevent Disorderly Riding, and to regulate the Driving of Carriages, on the Streets of Halifax or other Towns, or on the Public Roads of this Province, and for repealing certain Acts therein mentioned.

A Bill to continue the Act in addition to the Act for regulating the Rates and Prices of Carriages.

A Bill to continue the Act in addition to, and in amendment of, the Act to prevent Nuisances by Hedges, Wears and other Incumbrances, obstructing the Passage of Fish in the Rivers in this Province.

A Bill to continue the Act for the better preservation of the Property of the Inhabitants of the Town of Halifax, by providing for a sufficient Watch at Night.

A Bill to continue the Act for the Support and Regulation of Light-Houses.

A Bill to continue an Act in amendment of certain Acts relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates.

A Bill to continue the Act, entitled, An Act in further addition to the Act relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates.

A Bill to continue the Act to regulate the Pilotage of Vessels at the Port of Halifax, and the several Acts in amendment thereof and additional thereto.

A Bill to continue the Act to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape-Breton.

A Bill to continue the Act to preserve and regulate the Navigation of the Harbour of Pugwash.

A Bill to continue the Act to lessen the expenses of the proof of Written Documents in Actions depending in any of the Courts within this Province.

A Bill to continue the Act in amendment of an Act, made and passed in the first and second years of His late Majesty's Reign, entitled, An Act to extend the Laws and Ordinances of the Province of Nova-Scotia to the Island of Cape-Breton.

A Bill to continue the Act in further addition to, and in amendment of, the Act for the choice of Town Officers and regulating of Townships, and the Act to alter and amend the same.

A Bill to continue the Act to prevent damage to the Nets of Fishermen by Coasting Vessels.

A Bill to continue the Act concerning Malicious Injuries to Property.

Continuing Bills read 2d time

FRIDAY, 10th FEBRUARY, 1837.

A Bill to continue the Act to prevent the spreading of Contagious Diseases and for the performance of Quarantine, and the Act in amendment thereof.

A Bill to continue the Acts to provide for the Regulation and Management of the Grammar School or Academy at Annapolis.

A Bill to continue the Act concerning the Terms of the Supreme Court at Halifax.

A Bill to continue the Act to amend an Act for establishing a Public School in the Town of Halifax.

A Bill to continue the Acts now in force relating to Trespasses.

A Bill to continue the Act to provide for the Accommodation and Billetting of His Majesty's Troops or of the Militia, when on their march from one part of the Province to another, and also the Act in amendment thereof.

A Bill to continue the Act to regulate the Expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges, and the Act in amendment thereof.

A Bill to continue the several Acts concerning the Bridewell and Police in Halifax.

A Bill to continue the Act to amend the Act to regulate the Assize of Bread.

A Bill to continue an Act relating to the Court of Commissioners at Halifax.

A Bill to continue the Act for the Summary Trial of Actions, and the Act in amendment thereof.

A Bill to continue the Act for regulating the Fishery in the River Shubenacadie.

A Bill to continue the Act in addition to, and in amendment of, the Act relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates.

A Bill to continue the Act to encourage the killing of Bears, Loup-Cerviers and Wild Cats.

A Bill to continue the Act relating to Grand Jurors.

A Bill to continue the Act further to amend the Act relating to Trespasses.

A Bill to continue the Act for appointing Supervisors to take charge of Public Grounds and for other purposes, and the Act in amendment thereof.

A Bill to continue the Act to authorise the Sessions of the Peace for the County of Queen's County, to make Regulations for the gathering of Sea Manure in the said County.

A Bill to continue the Act in amendment of the Act for the Settlement of the Poor in the several Townships within this Province.

A Bill to continue the Act for the better Regulation of Sable Island and Seal Islands in this Province.

A Bill to continue the Act to repeal the Act to amend the Acts respecting Firewards and Fires in Halifax, and to substitute other provisions in lieu thereof.

A Bill to continue the Act in amendment of the Act relating to Highways, Roads and Bridges.

A Bill to continue the Act to regulate the Fees of the Constable of the Court of Commissioners at Halifax.

A Bill to continue the Act to restrain the issuing Writs of Attachment in certain cases.

A Bill to continue the Act relating to Marriage Licenses.

A Bill to continue the Act respecting the Trial of Issues in the Supreme Court, and for regulating the Times of holding the Circuits of said Court in the several Counties and Districts of this Province.

Bills committed

Ordered, That the said several Bills be committed to a Committee of the whole House.

A Bill to continue the several Acts now in force relative to the Inspection of Pickled Fish, was read a second time.

Bill to continue Pickled Fish Inspection Acts read 2d time and referred to Select Com.

Ordered, That the Bill be referred to Mr. DesBarres, Mr. Uniacke, Mr. W. Sargent, Mr. Kavanagh, Mr. Fairbanks, Mr. Huntington, Mr. Holdsworth, Mr. Annand, Mr. Heckman, Mr. McDougall, Mr. W. Young and Mr. G. Smith, to examine and report thereon, and generally upon the subject of the Inspection of Pickled Fish.

Bill to continue Cape-Breton Comrs. Court Act read 2d time and referred to Select Com.

A Bill to continue the Act to establish Courts of Commissioners in the Island of Cape-Breton; was read a second time.

Ordered, That the Bill be referred to Mr. W. Young, Mr. Dodd and Mr. Doyle, to examine and report generally, by Bill or otherwise.

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FRIDAY and SATURDAY, 10th and 11th FEBRUARY, 1837.

A Petition of Charles E. Leonard, Collector of the Colonial Revenue, at Sydney, Cape-Breton, was presented by Mr. Dodd and read, praying payment of certain expenses incurred by him in taking charge of, and securing the Duties upon, the Cargoes of the Brig Abena, wrecked on Scatarie Island; and of the Brigantine Walker, wrecked at Porta Nova, in the Island of Cape-Breton.

Petition of C. E. Leonard Collector of Impost at Sydney, C. B.

Ordered, That the Petition be referred to Mr. Huntington, Mr. Dodd and Mr. Goudge, to examine and report upon to this House.

Referred to Select Committee

A Petition of Daniel Strang was presented by Mr. Lewis and read, praying aid in running a Packet Boat between Pugwash and Prince Edward Island.

Petition for aid to Packet between Pugwash and P E Island

Ordered, That the Petition do lie on the Table.

Mr. Archibald, pursuant to leave given, presented a Bill to reduce the expenses of Suits at Law, on Judgments by Confession; and the same was read a first time.

Bill to reduce expenses on Judgments by Confession

Ordered, That the Bill be read a second time.

On motion of Mr. Clements, *resolved,* that a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, and respectfully request that he will be pleased to direct the proper Officer to lay before this House a copy of the correspondence or other proceedings that may have taken place under the Resolution of the late House of Assembly, in the last Session, regarding the erection of a Light-House, on the west side of the entrance of Yarmouth Harbour.

Com. to wait on Gov. relative to proposed Yarmouth Light House

Ordered, That Mr. Clements, Mr. W. Sargent and Mr. D'Entremont, be a Committee for the above purpose.

On motion, the Order of the Day was read; and thereupon,

The House resolved itself into a Committee of the whole House, for the purpose of considering the Bill to repeal the Act, entitled, An Act for limiting the duration or continuance of the General Assemblies, and for substituting other provisions in lieu thereof.

Order of Day

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had gone through the Bill referred to them, and had directed him to report the same to the House without any amendment, and he then delivered the Bill in at the Clerk's Table.

Bill to reduce term of Prov. Parliament Committee of whole thereon

Bill reported without amendment

Ordered, That the Bill be engrossed.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have passed a Bill, entitled, An Act in addition to, and in amendment of, the various Acts, made and passed by the General Assembly of this Province, for the relief of Insolvent Debtors; to which Bill they desire the concurrence of this Honorable House.

Message from Council with Bill in amendment of Insolvent Acts

And then the Messenger withdrew.

Mr. Elder, Chairman of the Granville Election Committee, reported that he had been directed by the Committee to ask for the leave of the House, that the Committee might have leave to adjourn over until Wednesday the 22d inst. at ten o'clock.

Granville Election Com. adjourn over

Ordered, That the said Select Committee have leave accordingly.

Then the House adjourned until To-morrow, at Twelve of the Clock.

Saturday, 11th February, 1837.

Mr. Morton, Chairman of the Londonderry Election Committee, reported that the Committee had directed him to ask the leave of the House for the Committee to adjourn over to Monday the 27th inst. at ten o'clock.

Londonderry Election Committee adjourn over

Ordered, That leave be granted to the Committee accordingly.

SATURDAY, 11th FEBRUARY, 1837.

- Pat. of Messrs. Piers for duty on Cordage A Petition of Temple F. Piers and Lewis E. Piers, of Halifax, Merchants, was presented by Mr. Bell and read, praying protection for their Manufacture of Cordage, by the imposition of specific, instead of ad-valorem Duties, upon the importation of that article.
- Referred to Committee *Ordered*, That the Petition be referred to Mr. Bell, Mr. Huntington, Mr. W. Young, Mr. Elder and Mr. Wilkins, to examine into and report upon the merits thereof.
- Report from Com. to wait on Gov. as to Free Ports Address Mr. Stewart, from the Committee appointed on Tuesday last, to wait upon His Excellency the Lieutenant-Governor, and request information relative to the Address of the House, concerning the opening of the Ports to Foreign Trade, reported that the Committee had performed that duty, and that His Excellency had been pleased to say to the Committee, in answer to the application, that he had not, as yet, any information in relation to said Address, and that as soon as he should receive any he would communicate it to the House.
- Postage to Lines of U S of America referred to Committee On motion of Mr. Bell, *resolved*, as follows:—
Whereas, inconvenience is felt from the regulation at present existing, which requires the payment of Postage, as far as the Lines, upon Letters, when put into the Post-Office in this Province, for any part of the United States of America. *Resolved*, that it be referred to the Committee on the Post-Office Department, to consider of that subject, and report a remedy therefor, if expedient and practicable.
- Insolvent Bill from Council read 1st time The engrossed Bill sent yesterday from the Council, entitled, An Act in addition to, and in amendment of, the various Acts, made and passed by the General Assembly of this Province, for the relief of Insolvent Debtors, was read a first time.
Ordered, That the Bill be read a second time.
- Poll Book and Scrutiny of Cumberland Election referred to Committee Mr. Speaker laid before the House the Poll Book and Proceedings upon the Scrutiny of the late Election for the County of Cumberland, received from the Sheriff of that County.
Ordered, That the same be referred to the Select Committee, appointed to try the merits of the Election and Return of Mr. Stewart, for said County.
- Poll Book Amherst Election referred to Committee Mr. Speaker also laid before the House the Poll Book kept by the Sheriff of the County of Cumberland, at the late Election for the Township of Amherst.
Ordered, That the same be referred to the Select Committee, appointed to try the merits of said Election.
- Order of Day, consideration of Council's Message Message read The Order of the Day for taking into consideration the Message of the Council, sent to this House on Saturday, the 4th inst. being read.
Ordered, That the said Message be read; and the same being read accordingly,
- Resolutions moved. Mr. J. Young moved, that the House do come to the Resolutions following, viz:—
Resolved, That this House do most sincerely regret the sudden interruption of the Conference by Committee, which had been desired of His Majesty's Council on the General State of the Province. In passing the Resolutions which were presented in the Conference, on the entire exclusion of the Public from the deliberations of His Majesty's Council, this House disclaim any intention on their part of violating the privileges of the Council, of improperly interfering with their internal regulations, or of breaking down the rules of Parliamentary usage. This House did conceive it their duty, as representing the wishes and feelings of the People, to express temperately the general murmurs which now pervade the Country against the closed doors of the Council Chamber, and to point to the practice of the House of Lords, as worthy of imitation in that respect in this peaceable and loyal Colony. While the House were anxious to convey this expression of their opinion, they cautiously guarded against all disrespectful language in their communication with the other branch; and they adopted the method of Conference, as being the least objectionable, which the forms of Parliament recognize.—Whether the admission of Strangers is to be regarded as a mere act of courtesy or not, it is undeniable that neither branch of the Legislature in England would be justified in that rigid and unvariable system of shutting out the People from their debates and proceedings, which His Majesty's Council have persevered in here, notwithstanding the manifold clamours against it, as well as the several Resolutions to the same effect
- Exclusion of Public from deliberations of Council

SATURDAY and MONDAY, 11th and 13th FEBRUARY, 1837.

effect, entered on the Journals of the House of Assembly, in 1834 and 1836; and that any attempt of that kind, in the illustrious Country to which we have the honor of belonging, would be met with the determined and steadfast resistance of the People, and would engender very general dissatisfaction. Similar sentiments of consitutional freedom are growing and propagating fast in this Province: they were openly declared during the late General Election, and this new House, coming fresh from the hands of the Constituency, could not easily resist the impulse which had been thus impressed on it. It becomes then matter of grave deliberation with His Majesty's Council, to consider whether the time has not now come for yielding prudently to the pressure of popular opinion, and for relinquishing a right, at all events, of doubtful expediency, and which is in opposition to the more liberal spirit that has thrown open the doors of the British Peers and those of the Legislative Councils in the North American Provinces. This House frankly disown any wish to intermeddle with the conditions, rules, and restrictions under which the Council may see fit to introduce the Public to their proceedings; but they cannot refrain from earnestly expressing their conviction, that the continuance of closed doors in the present temper of the times, will be a fruitful source of agitation, and may eventually disturb that harmony and good feeling that ought to subsist between both Houses of the Legislature, and the people over whose welfare and interests they preside. It will be matter of sincere congratulation, if His Majesty's Council shall come to such decision on this question, which they now have under their consideration, as will satisfy the reasonable expectations of the people, and remove all grounds of complaint and distrust.

Resolved, That the House, in dispensing with the personal attendance of a Chaplain, were, actuated in the first instance, by the consideration of the impropriety of selecting, always for this duty, a Clergyman of the Established Church; and next, of the difficulty of pitching on another, out of the different Religious Denominations, who may all prefer a claim; and, on these accounts, they concluded it better to commit themselves to the prayers of the pious and faithful generally, and they besought all the Clergy in the public ministrations of Religion, to implore the Divine Blessing on their Legislative labours, that these might be so directed and overruled, as to promote the peace, happiness and prosperity, of this favored portion of the British Empire; which, being seconded,

Chaplain

Mr. Howe moved, as an amendment to the said proposed Resolutions, to leave out all the words thereof, except the first word thereof, viz:—the word "Resolved," and, in place of the words so left out, to substitute after the said word "Resolved," the following words, viz:—

That in the infancy of this Colony, its whole Government was necessarily vested in a Governor and Council; and even after a Representative Assembly was granted, the practice of choosing Members of Council exclusively from among the heads of Departments, and persons resident in the Capital was still pursued, and with a single solitary exception, has been continued down to the present time. That the practical effects of this system, have been in the highest degree injurious to the best interests of the Country—inasmuch as one entire branch of the Legislature has generally been composed of men, who, from the want of local knowledge and experience, were not qualified to decide upon the wants or just claims of distant portions of the Province, by which the efforts of the Representative branch were, in many instances, neutralized or rendered of no avail; and of others, who had a direct interest in thwarting the views of the Assembly, whenever it attempted to carry economy and improvement into the departments under their control; which amendment being seconded, and the question being proposed that the amendment be agreed to, and a Debate ensuing in the House; thereupon,

Amendment proposed as to Constitution of Council

Ordered, That the Debate be adjourned till Monday next.

Debate Adjourned

Then the House adjourned until Monday next, at twelve of the Clock.

Monday, 13th February, 1837.

Mr. Holland, pursuant to leave given, presented a Bill to divide the County of Annapolis, and to regulate the representation thereof; and the same was read a first time.

Bill presented to divide County of Annapolis

Ordered, That the Bill be read a second time.

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MONDAY, 13th FEBRUARY, 1837.

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| Petition of E. Sherlock, School Mistress | A Petition of Eliza Sherlock was presented by Mr. Bell and read, stating her having assisted in teaching one of the Common Schools near Halifax, under the expectation of receiving Provincial aid, and praying some assistance. <i>Ordered,</i> That the Petition do lie on the Table. |
| Petition of Mr. Hierlihy for expenses in regard prosecuting breach of Quarantine Laws | A Petition of John George Hierlihy was presented by Mr. McDougall and read, praying compensation of expenses of Witnesses paid by him, and for his attendance for several terms at the Court of Sessions, in Antigonish, to prosecute a delinquent for an infringement of the Quarantine Law. <i>Ordered,</i> That the Petition be referred to Mr. McDougall, Mr. Wilkins, Mr. Kavanagh, Mr. Chipman and Mr. Archibald, to examine and report thereon to this House. |
| Referred to Select Committee | |
| Amherst Election Bill presented | Mr. Dickey, pursuant to leave given, presented a Bill relative to Elections for the Township of Amherst; and the same was read a first time. <i>Ordered,</i> That the Bill be read a second time. |
| Grand Jury Bill presented | Mr. Benjamin, pursuant to leave given, presented a Bill to provide for the proper selection of Grand Jurors; and the same was read a first time. <i>Ordered,</i> That the Bill be read a second time. |
| Bill to amend absconding debtors' Acts presented | Mr. Chipman, pursuant to leave given, presented a Bill to amend the Acts for recovering Debts from absent or absconding Debtors; and the same was read a first time. <i>Ordered,</i> That the Bill be read a second time. |
| Council's Insolvent debtors' Bill read 2d time And committed | The engrossed Bill from the Council, entitled, An Act in addition to, and in amendment of, the various Acts, made and passed by the General Assemblies of this Province, for the relief of Insolvent Debtors, was read a second time. <i>Ordered,</i> That the Bill be committed to a Committee of the whole House. |
| House go in Com. of whole on Bills | On motion, the House resolved itself into a Committee of the whole House, on the further consideration of the several Bills which stood committed. Mr. Speaker left the Chair. Mr. Kavanagh took the Chair. Mr. Speaker resumed the Chair. |
| Council's Insolvent Bill reported with amendment Continuing Bills reported without amendment Forestalling | The Chairman reported from the Committee, that they had gone through the engrossed Bill from the Council, entitled, An Act in addition to, and in amendment of, the various Acts, made and passed by the General Assemblies of this Province, for the relief of Insolvent Debtors, and had made an amendment thereto, which they had directed him to report to the House; that they had also gone through the Bill to continue the Act to suspend the operation of several Acts of the General Assembly, passed to prevent Forestalling, Re-grating and Monopolizing; the Bill to continue the Act to suspend the operation of the Acts to prevent Forestalling, Re-grating and Monopolizing, of Cordwood in the Town of Halifax; the Bill to continue the Act to prevent disorderly Riding, and to regulate the driving of Carriages on the Streets of Halifax or other Towns, or on the public Roads of this Province, and for repealing certain Acts therein mentioned; the Bill to continue the Act in addition to the Act for regulating the Rates and Prices of Carriages; the Bill to continue an Act in amendment of certain Acts relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates; the Bill to continue the Act, entitled, An Act in further addition to the Act relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates; the Bill to continue the Act to preserve and regulate the Navigation of the Harbour of Pugwash; the Bill to continue the Act to lessen the expense of the proof of Written Documents in Actions depending in any of the Courts within this Province; the Bill to continue the Act in amendment of an Act, made and passed in the first and second years of His late Majesty's Reign, entitled, An Act to extend the Laws and Ordinances of the Province of Nova-Scotia to the Island of Cape-Breton; the Bill to continue the Act in further addition to, and in amendment of, the Act for the choice of Town Officers and Regulating of Townships, and the Act to alter and amend the same; the Bill to continue the Act to prevent damage to the Nets of Fishermen by Coasting Vessels; the Bill |
| Forestalling Cordwood Regulating Driving Carriages | |
| Regulating Prices of Carriages Amendment of Wills Act | |
| Addition to Wills Act | |
| Pugwash Harbour | |
| Proof of Written Documents | |
| Extention of Laws to C. Breton | |
| Town Officers | |
| Fishermen's Nets | |

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to continue the Act concerning Malicious Injuries to Property; the Bill to continue the Act to prevent the spreading of Contagious Diseases and for the performance of Quarantine, and the Act in amendment thereof; the Bill to continue the Acts to provide for the Regulation and Management of the Grammar School or Academy at Annapolis; the Bill to continue the Act concerning the Terms of the Supreme Court at Halifax; the Bill to continue the Act to amend an Act for establishing a Public School in the Town of Halifax; the Bill to continue the Acts now in force relating to Trespasses; the Bill to continue the Act for regulating the Fishery, in the River Shubenacadie; the Bill to continue the Act in addition to, and in amendment of, the Act relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates; the Bill to continue the Act to encourage the killing of Bears, Loup-Cerviers and Wild Cats; the Bill to continue the Act further to amend the Act relating to Trespasses; the Bill to continue the Act for appointing Supervisors to take charge of Public Grounds and for other purposes, and the Act in amendment thereof; the Bill to continue the Act to authorize the Sessions of the Peace, for the County of Queen's County, to make regulations for the gathering of Sea Manure in the said County; the Bill to continue the Act in amendment of the Act for the settlement of the Poor, in the several Townships within this Province; the Bill to continue the Act in amendment of the Act relating to Highways, Roads and Bridges; the Bill to continue the Act to restrain the issuing Writs of Attachment, in certain cases; and the Bill to continue the Act relating to Marriage Licenses; and had directed him to report the said Bills to the House, severally, without any amendment; that they had also had under consideration the Bill to continue the Act for the support and regulation of Light-Houses; the Bill to continue the Act to regulate the Pilotage of Vessels at the Port of Halifax, and the several Acts in amendment thereof; the Bill to continue the Act to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape-Breton; the Bill to continue the Act to regulate the Expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges, and the Act in amendment thereof; and the Bill to continue the Act for the Summary Trial of Actions; and the Act in amendment thereof; and recommended to the House to refer the said Bills respectively to Select Committees, to examine and report upon to the House; and he afterwards delivered the several Bills, with the amendment to the first mentioned Bill, in at the Clerk's Table.

The Chairman also acquainted the House, that he was directed by the Committee to ask for leave to sit again, on the consideration of Bills committed, which the House agreed to.

The amendment reported from the Committee, to the engrossed Bill from the Council, was read throughout a first and second time, and, upon the question put thereupon, was agreed to by the House.

Ordered, That the Bills reported without amendment be engrossed.

Ordered, That the Bill to continue the Act for the support and regulation of Light-Houses, be referred to Mr. Doyle, Mr. DesBarres, Mr. Clements, Mr. Rudolf, Mr. Huntington, Mr. Goudge and Mr. Dickey, to examine and report thereon to this House.

Ordered, That the Bill to regulate the Pilotage of Vessels at the Port of Halifax, and the several Acts in amendment thereof; and also, the Bill to continue the Act to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape-Breton, be referred to Mr. Howe, Mr. Miller, Mr. W. Sargent, Mr. Dodd and Mr. Taylor, to examine and report thereon respectively to this House.

Ordered, That the Bill to continue the Act to regulate the Expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges, and the Act in amendment thereof, be referred to Mr. Stewart, Mr. Morton and Mr. Dickey, to examine and report thereon to this House.

Ordered, That the Bill to continue the Act for the Summary Trial of Actions, and the Act in amendment thereof, be referred to Mr. Chipman, Mr. Goudge, Mr. Lewis, Mr. Archibald, Mr. G. Smith, Mr. McDougall, Mr. DesBarres, Mr. Annand, Mr. Heckman, Mr. Fairbanks, Mr. Huntington, Mr. J. Sargent and Mr. Holland, to examine and report thereon to this House.

The engrossed Bill from the Council, entitled, An Act in addition to, and in amendment

Malicious injuries

Quarantine

Annapolis Academy
Terms of Sup. Court
Halifax Grammar
School
Trespasses
Shubenacadie Fish-
eryAddition to Act re-
lating to Wills
Killing Bears &c.Amendment of
Trespass Act
Supervisors of Pub-
lic Grounds
Sea Manure
in Queen's County
Settlement of the
Poor
Amendment of
Highway Act
Restraining Attach-
ments
Marriage Licenses
Bills to Select Com-
mittees
Light-Houses
Pilotage at Halifax
Pilotage at Sydney
C. B.

Road expenditure

Summary Trials

Amdt. to Council's
Insolvent Bill agreed
toBills without a-
mendment to be
engrossed
Light Houses contg.
Bill referred to Se-
lect Committee
Halifax Pilotage
and Sydney, C. B.
contg. Bills refer-
red to Select Com.Road expenditure
contg. Bill referred
to Select Com.Summary Trials
contg. Bill referred
to Select Com.

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Council's Insolvent
Bill agreed to with
amendts.

of, the various Acts, made and passed by the General Assemblies of this Province, for the relief of Insolvent Debtors, was read a third time, with the amendment.

Resolved, That this House do agree to the Bill, with the amendment, and that the Clerk do take to the Council the Bill and amendment, and acquaint them therewith.

A Message from the Council, by Mr. Halliburton :

Mr. Speaker,

Council pass Bill
relating to Sheriffs

The Council have passed a Bill, entitled, An Act in addition to, and in amendment of, the several Acts in this Province, relating to the office and appointment of Sheriffs, for the several Counties in this Province: to which Bill they desire the concurrence of this Honorable House.

And then the Messenger withdrew.

Council's Sheriffs
Bill read

The said engrossed Bill from the Council was read a first time.

Ordered, That the Bill be read a second time.

Petition for reduc-
tion of number of
Judges, &c

A Petition of Hezekiah J. Cogswell and others was presented by Mr. Morton and read, praying a reduction of the number of Judges of the Supreme Court and of the Inferior Courts of Common Pleas; and also, the reduction of other unnecessary Offices, and the regulation of Salaries in proportion to the services performed, as the House may consider will best promote the interests of the Province.

Ordered, That the Petition do lie on the Table.

Petition of Mr
McLellan, Member
for Londonderry,
praying inquiry as
to seizure of his
Goods, &c

A Petition of Glorid W. McLellan, Esquire, Member for the Township of Londonderry, was presented by Mr. Stewart and read, setting forth that he hath long carried on business as a Merchant in Londonderry, importing his Liquors principally from New-Brunswick—that the late Collector of Impost at Onslow allowed Petitioner, on account of the distance at which they resided apart, to land his Goods without the usual formalities; and as soon as convenient afterwards, the Duties were paid or secured thereon—that the present Collector resides at a distance of twenty miles from Petitioner—that in the month of November last, Petitioner arrived at Londonderry in the Schooner Dolphin, having on board of her Goods and Merchandize of considerable value, and intending to secure the Duties, landed his Goods, having desired the Captain of the Dolphin, who, after landing Petitioner's Goods, was to proceed to Truro to land other Merchandize at that place, to inform the said Collector of the course he intended to pursue; but the Dolphin did not reach Truro in consequence of the Tides and contrary winds, until after the said Collector had left his residence for Londonderry with a view of seizing Petitioner's Goods—that on the 21st of said Month the said Collector seized part of them, of the value of £81; and Petitioner being then much engaged by the close contest for the Representation of Londonderry, the Poll being opened on the said day, was greatly agitated and alarmed by this procedure of the Collector—that immediately upon such seizure, Petitioner's brother tendered every security which might be required, that the said Goods should, if ultimately condemned, be returned or full value paid, if the said Collector would permit them to remain in his possession; nevertheless, he refused, and caused them to be transported to Truro at a heavy expense, which Petitioner hath been subsequently obliged to pay—that His Majesty's Attorney-General has proceeded against Petitioner for the penalty of One Hundred Pounds, and also for the forfeiture of the said Goods—that a part of his Goods have been delivered up to him on Bond, conditioned to respond the judgment to be given in the Suit; and he hath paid to the said Collector, (besides the costs and charges which he has incurred, and shall incur in defence of said Suit to his Counsel and Attorney) the sum of £9 15s. for expenses attending the seizure and return of said Goods—that part of the Goods were stolen on their transit to Truro, and among those seized, (Petitioner having been compelled to give Bond for the appraised value of the whole, viz: £81,) were some of considerable value, the property of Mr. Dunlap, of Truro, upon which the said Collector admitted the Duties had been paid by the said Mr. Dunlap—that the Petitioner is advised by his Counsel, that the above circumstances, furnish to him, in Law, no defence to the said Suit, inasmuch as whatever may have been his intention, the requisitions of the Revenue Acts have not been complied with by him; but he sub-
mits

MONDAY and TUESDAY, 13th and 14th FEBRUARY, 1837.

mits to this Honorable House, that he ought not, in equity, to be subject to such severe punishment for his infraction of the Law; unless it was committed with the fraudulent intention of evading the payment of the Duties; the Petitioner also submits, that the circumstances themselves shew it to be extremely improbable that such was his intention.—He landed them at mid-day on the eve of the General Election, at which he was a known Candidate, in the face of the Public in a Populous Village; he exposed them publicly for Sale in his Store, and he directed the Captain of the Vessel in which he imported them, to apprise the Collector of his proceedings—that Petitioner believes also, that he can make it appear that since Mr. Romans' (the present Collector's) accession to office, other persons have been permitted to dispense with a compliance with the formalities of the Law, in the first instance, as was the practice in the time of the late Collector, Mr. Dickson, and as the extent of his District, and the peculiar Navigation of the Bay of Funday, render almost inevitable.—The Petitioner therefore prays this Honorable House to make such inquiries into the circumstances of his case as they may think meet, and grant him such relief, as, upon investigation, his case may entitle him to.

Ordered, That the Petition be referred to Mr. Doyle, Mr. Dodd, Mr. Howe, Mr. Forrester and Mr. Chipman, to examine into the merits thereof, and report thereon to this House.

Mr McLellan's Pet. referred to Select Committee

Mr. Wilkins moved that the House do come to a Resolution as followeth, viz:—

Resolved, That His Excellency the Lieutenant-Governor be requested to expend the sum of Twenty-five Pounds, in the purchase of Food, for the immediate relief of the suffering Indians of Nova-Scotia; and that this House will make the same good, in this present Session: which, being seconded and put, and the House dividing thereon—it passed in the affirmative.

Vote of credit for relief of Indians

Ordered, That Mr. Wilkins, Mr. Chipman and Mr. Dodd, be a Committee to wait on His Excellency the Lieutenant-Governor, with a copy of the foregoing Resolution.

Com. to wait on Gov. therewith

Mr. Dodd, Chairman of the Lunenburg Election Committee, reported, that he was directed by the Committee to ask for the leave of the House, for the Committee to adjourn over until Monday, the 20th inst., at 10 o'clock.

Lunenburg Election Com. adjourn over

Ordered, That the said Committee have leave accordingly.

Mr. Morton, pursuant to leave given, presented a Bill to lessen the expenses of the Judicial Establishment of this Province, and the same was read a first time.

Bill presented to reduce Judiciary

Ordered, That the Bill be read a second time.

Ordered, That the adjourned Debate, upon the Resolutions and Amendment proposed on Saturday last, upon the consideration of the Council's Message, be postponed until to-morrow.

Adjourned Debate postponed

Then the House adjourned until To-morrow, at Twelve of the Clock.

Tuesday, 14th February, 1837.

A Bill relative to Elections for the Township of Amherst, was read a second time.

Amherst Election Bill Referred to Com. to report generally as to duration of Polls, &c

On motion, *resolved*, that the Bill be referred to a Select Committee, who are to report by Bill or otherwise, generally, as to the places of holding Polls for the Elections of Representatives to serve in General Assembly, and the duration of such Polls being kept open.

Ordered, That Mr. Howe, Mr. Archibald, Mr. Dickey, Mr. G. Smith, Mr. Kavanagh, Mr. Dodd, Mr. W. Young, Mr. B. Smith, Mr. DesBarres, Mr. McDougall, Mr. Chipman, Mr. Holland, Mr. Huntington, Mr. W. Sargent, Mr. Fairbanks and Mr. Rudolf, be a Committee for the above purpose.

Names of Com.

A Bill to provide for the proper selection of Grand Jurors, was read a second time.

Ordered, That the Bill be committed to a Committee of the whole House.

Grand Jury Bill read 2d time and committed Expenses of Judgments by Confession Bill read 2d time

A Bill to reduce the expenses of Suits at Law on Judgments by Confession, was read a second time.

Ordered,

TUESDAY and WEDNESDAY, 14th and 15th FEBRUARY, 1837.

- Referred to Select Committee
Ordered, That the Bill be referred to Mr. Archibald, Mr. W. Young, Mr. Morton, Mr. Doyle and Mr. Miller, to examine and report thereon to this House.
- Bill to amend Absconding Act read 2d time and committed
 A Bill to amend the Acts for recovering Debts from absent or absconding Debtors, was read a second time.
Ordered, That the Bill be committed to a Committee of the whole House.
- Pet. for aid to Lunenburg National School with report
 A Petition of the Trustees of the National School, at Lunenburg, (accompanied by a Report of the state of the Institution,) was presented by Mr. Heckman and read, praying continued aid to that Establishment.
Ordered, That the Petition and Report do lie on the Table.
- Pet. of Overseers of Poor Chester for expenses of Transient Pauper
 A Petition of the Overseers of the Poor, for the Township of Chester, was presented by Mr. Miller and read, praying reimbursement of the expenses of a Transient Pauper, who had missed his way on the Common of Chester, and had been severely frost bitten.
- Pet. for aid to Oat Mill in Horton
 A Petition of Leonard Davidson, of Horton, Miller, was presented by Mr. Benjamin and read, praying aid in the erection of an Oat Mill and Kiln, at Beech Hill, near Kentville.
Ordered, That the Petitions do lie on the Table.
- Bill presented to amend Act to incorporate Albion Fire and Life Insurance Company
 Mr. Uniacke, pursuant to leave given, presented a Bill in addition to, and amendment of, an Act made and passed in the fifth year of His Majesty's Reign, entitled, An Act to incorporate a Company for Insurance against Fire, and on Lives; and the same was read a first time.
Ordered, That the Bill be read a second time.
- Council's Sheriff's Bill read 2d time
 The engrossed Bill from the Council, entitled, An Act in addition to, and in amendment of, the several Acts in this Province, relating to the office and appointment of Sheriffs, for the several Counties in this Province, was read a second time.
Ordered, That the Bill be committed to a Committee of the whole House.
- and committed Pet. for aid to Oat Mill in Granville
 A Petition of Jonathan Woodberry was presented by Mr. Thorne and read, praying a Bounty upon an Oat Mill and Grist Mill, erected by him at a large expense, near Bridgetown, in Granville.
Ordered, That the Petition do lie on the Table.
- Pet. of S Archibald for over-expenditure on Truro Road
 A Petition of Samuel Archibald, Road Commissioner, was presented by Mr. Archibald and read, praying payment of an over-expenditure made by him, on the new line of road from Truro to Halifax.
Ordered, That the Petition be referred to Mr. Archibald, Mr. G. Smith and Mr. Miller, to examine and report upon to this House.
- Judiciary postponed
 The Orders of the Day, being read,
Ordered, That this House will, to-morrow, consider the subject of the Judiciary of this Province.
Ordered, That the British North American Bank Bill be read a second time to-morrow.
- 2d reading of N A Bank Bill postponed
 Adjourned Debate upon Council's Message postponed
Ordered, That the adjourned Debate upon the Resolutions and amendment proposed on Saturday last, upon consideration of the Council's Message, be postponed until to-morrow.
 Then the House adjourned until To-morrow, at twelve of the Clock.

Wednesday, 15th February, 1837.

- Pet. for aid to rebuild Wilmot Breakwater
 A Petition of James Gates, the 2d, and others, was presented by Mr. Holland and read, setting forth that the Breakwater erected on the shore of the Bay of Fundy, called "the Wilmot Breakwater," was totally destroyed on the 6th January last, by a violent Gale from the North East—that great advantages had been derived from said Breakwater by Petitioners and the public at large, and that £100 had been subscribed, and more would probably be

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be added for building another near the same place, but in a much better situation, and on an improved plan for safety, and praying that this House will afford aid to the undertaking.
Ordered, That the Petition do lie on the Table.

Mr. Fairbanks, Chairman of the Cumberland County Election Committee, reported from the Committee that they had directed him to ask for leave to adjourn over until Monday next, at eleven o'clock.

Cumberland County Election Com. get leave to adjourn over

Ordered, That leave be granted accordingly.

On motion, the House resolved itself into a Committee of the whole House, on the further consideration of the several Bills which stood committed.

House go into Com. on Bills

Mr. Speaker left the Chair.

Mr. Kavanagh took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had gone through the engrossed Bill, sent from the Council, entitled, An Act in addition to, and in amendment of, the several Acts in this Province relating to the office and appointment of Sheriffs for the several Counties in this Province; and had made several amendments thereto, which they had directed him to report to the House, and he afterwards delivered the Bill with the amendments in at the Clerk's Table.

Engrossed Bill from Council reported with amendments

The Chairman also acquainted the House, that he was directed by the Committee to move for leave to sit again, on the consideration of Bills committed, which the House agreed to.

The amendments reported from the Committee were read throughout a first and second time, (with the exception of the last amendment,) and, upon the question put thereupon, agreed to by the House.

Amendts. agreed to except last

Ordered, That the consideration of the last amendment be deferred until to-morrow.

Mr. Stewart reported further from the Committee upon the Expiring Laws, and thereupon, presented to the House,

Report further from Com. on expiring Laws—4 continuing Bills

A Bill to continue the Act to regulate the Weighing of Beef.

Weighing Beef Bite of Animals

A Bill to continue the Act to provide against the occurrence of Diseases from the Bite of Animals.

Common Pleas

A Bill to continue the Act concerning the Inferior Court of Common Pleas within this Province.

Militia Acts

A Bill to continue the several Acts for the regulation of the Militia; and the said Bills were severally read a first time.

Militia Acts

Ordered, That the Bills be read a second time.

A Bill in addition to, and in amendment of, an Act, made and passed in the fifth year of His Majesty's Reign, entitled, An Act to Incorporate a Company for Insurance against Fire and upon Lives, was read a second time.

Bill to amend Fire Insurance Act read 2d time and committed

Ordered, That the Bill be committed to a Committee of the whole House.

Mr. Dodd, pursuant to leave given, presented a Bill for deepening the East River of Picton, and the same was read a first time.

Bill presented for deepening East River of Picton Ordered to be published in Gazette

On motion of Mr. Holmes, *resolved*, that the Bill be published in the Royal Gazette.

Ordered, That the Bill be read a second time after such publication.

Mr. Morton, Chairman of the Annapolis Township Election Committee, reported from the Committee that they had directed him to ask for leave to adjourn to Saturday next, at ten o'clock.

Annapolis Township Election Com. adjourn over

Ordered, That leave be granted accordingly.

Mr. Clements, from the Committee appointed on Friday last to wait upon His Excellency the Lieutenant-Governor, and request information regarding the proposed erection of a Light-House near Yarmouth, reported that the Committee had attended to that duty, and

Report from Com. to wait on Gov. as to Yarmouth Light House

that

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that His Excellency in answer to the application was pleased to say, that he would comply with the request of the House upon that subject.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

Agree to amendt. of House to their Insolvent Act

The Council have agreed to the amendments proposed by this Honorable House to the Bill, sent from the Council, entitled, An Act in addition to, and in amendment of, the various Acts, made and passed by the General Assembly of this Province, for the relief of Insolvent Debtors. And then the Messenger withdrew.

House agree to amended Bill and send it to Council

Resolved, That this House do agree to the Bill as amended.

Ordered, That the Clerk do take the said amended Bill to the Council, and acquaint them that this House have agreed to the same.

House resolved into Com. on Bills

On motion, the House again resolved itself into a Committee of the whole House, on the further consideration of the several Bills which stood committed.

Mr. Speaker left the Chair.

Mr. Kavanagh took the Chair.

Mr. Speaker resumed the Chair.

Pass Fire Insurance without amendment

The Chairman reported from the Committee, that they had gone through the Bill in addition to, and amendment of, an Act, made and passed in the fifth year of His Majesty's Reign, entitled, An Act to Incorporate a Company for Insurance against Fire and on Lives, and had directed him to report the same to the House without any amendment, and he thereupon delivered the Bill in at the Clerk's Table.

The Chairman also acquainted the House that he was directed by the Committee to move for leave to sit again, on the consideration of Bills committed, which the House agreed to.

Ordered, That the Bill be engrossed.

Pet. of Margaree Temp. Society

A Petition of the Temperance Society of the North East Branch of Margaree was presented by Mr. W. Young and read, praying certain measures in regard to Licenses for selling Ardent Spirits.

Pet. from Five Islands for annexation to Colchester

A Petition of Andrew Doyle and others, of the Five Islands, was presented by Mr. Chipman and read, praying that said Settlement may be annexed to the County of Colchester.

Ordered, That the Petitions do lie on the Table.

Engrossed contg. Bills read 3d time and passed, viz Forestalling

An engrossed Bill to continue the Act to suspend the operation of several Acts of the General Assembly, passed to prevent Forestalling, Re-grating and Monopolizing, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act to suspend the operation of several Acts of the General Assembly, passed to prevent Forestalling, Re-grating and Monopolizing.

Forestalling Cordwood

An engrossed Bill to continue the Act to suspend the operation of the Act to prevent Forestalling, Re-grating and Monopolizing, of Cord Wood in the Town of Halifax, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act to suspend the operation of the Acts to prevent Forestalling, Re-grating and Monopolizing, of Cordwood in the Town of Halifax.

Disorderly riding

An engrossed Bill to continue the Act to prevent Disorderly Riding, and to regulate the Driving of Carriages, on the Streets of Halifax or other Towns, or on the Public Roads of this Province, and for repealing certain Acts therein mentioned, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act to prevent disorderly Riding, and to regulate the Driving of Carriages on the Streets of Halifax or other Towns, or on the Public Roads of this Province, and for repealing certain Acts therein mentioned.

Prices of Carriages

An engrossed Bill to continue the Act in addition to the Act for regulating the Rates and Prices of Carriages, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act in addition to the Act for regulating the Rates and Prices of Carriages. An

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An engrossed Bill to continue an Act in amendment of certain Acts relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates, was read a third time. Amendment of Wills Act

Resolved, That the Bill do pass, and that the title be, An Act to continue an Act in amendment of certain Acts relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates.

An engrossed Bill to continue the Act, entitled, An Act in further addition to the Act relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates, was read a third time. Addition to Will-Act

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act entitled, An Act in further addition to the Act relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates.

An engrossed Bill to continue the Act to preserve and regulate the Navigation of the Harbour of Pugwash, was read a third time. Pugwash Navigation

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act to preserve and regulate the Navigation of the Harbour of Pugwash.

An engrossed Bill to continue the Act to lessen the expense of the proof of Written Documents in Actions depending in any of the Courts within this Province, was read a third time. Proof of Written Documents

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act to lessen the expense of the proof of Written Documents in Actions depending in any of the Courts within this Province.

An engrossed Bill to continue the Act in amendment of an Act, made and passed in the first and second years of His late Majesty's Reign, entitled, An Act to extend the Laws and Ordinances of the Province of Nova-Scotia to the Island of Cape-Breton, was read a third time. Extension of Law of Nova-Scotia to Cape Breton

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act in amendment of an Act, made and passed in the first and second years of His late Majesty's Reign, entitled, An Act to extend the Laws and Ordinances of the Province of Nova-Scotia to the Island of Cape-Breton.

An engrossed Bill to continue the Act in further addition to, and in amendment of, the Act for the choice of Town Officers and Regulating of Townships, and the Act to alter and amend the same, was read a third time. Town Officers, &c

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act in further addition to, and in amendment of, the Act for the choice of Town Officers, and Regulating of Townships, and the Act to alter and amend the same.

An engrossed Bill to continue the Act to prevent damage to the Nets of Fishermen by Coasting Vessels, was read third time. Fishermen's Nets

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act to prevent damage to the Nets of Fishermen by Coasting Vessels.

An engrossed Bill to continue the Act concerning Malicious Injuries to Property, was read a third time. Malicious injuries

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act concerning Malicious Injuries to Property.

An engrossed Bill to continue the Act to prevent the spreading of Contagious Diseases and for the performance of Quarantine, and the Act in amendment thereof, was read a third time. Quarantine

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act to prevent the spreading of Contagious Diseases and for the performance of Quarantine, and the Act in amendment thereof.

An engrossed Bill to continue the Acts to provide for the Regulation and Management of the Grammar School or Academy at Annapolis, was read a third time. Annapolis Academy

Resolved, That the Bill do pass, and that the title be, An Act to continue the Acts to provide for the Regulation and Management of the Grammar School or Academy at Annapolis.

An engrossed Bill to continue the Act concerning the Terms of the Supreme Court at Halifax, was read a third time. Terms of Sup. Court

Resolved,

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- Resolved*, That the Bill do pass, and that the title be, An Act to continue the Act concerning the Terms of the Supreme Court at Halifax.
- Halifax Grammar School
An engrossed Bill to continue the Act to amend an Act for establishing a Public School in the Town of Halifax, was read a third time.
- Resolved*, That the Bill do pass, and that the title be, An Act to continue the Act to amend an Act for establishing a Public School in the Town of Halifax.
- Trespasses
An engrossed Bill to continue the Acts now in force relating to Trespasses, was read a third time.
- Resolved*, That the Bill do pass, and that the title be, An Act to continue the Acts now in force relating to Trespasses.
- Shubenacadie Fishery
An engrossed Bill to continue the Act for regulating the Fishery in the River Shubenacadie, was read a third time.
- Resolved*, That the Bill do pass, and that the title be, An Act to continue the Act for regulating the Fishery in the River Shubenacadie.
- Addition to Act relating to Wills
An engrossed Bill to continue the Act in addition to, and in amendment of, the Act relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates, was read a third time.
- Resolved*, That the Bill do pass, and that the title be, An Act to continue the Act, in addition to, and in amendment of, the Act relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates.
- Killing Bears &c.
An engrossed Bill to continue the Act to encourage the killing of Bears, Loup-Cerviers and Wild Cats, was read a third time.
- Resolved*, That the Bill do pass, and that the title be, An Act to continue the Act to encourage the killing of Bears, Loup-Cerviers and Wild Cats.
- Trespass Act
An engrossed Bill to continue the Act further to amend the Act relating to Trespasses, was read a third time.
- Resolved*, That the Bill do pass, and that the title be, An Act to continue the Act further to amend the Act relating to Trespasses.
- Supervisors of Public Grounds
An engrossed Bill to continue the Act for appointing Supervisors to take charge of Public Grounds and for other purposes, and the Act in amendment thereof, was read a third time.
- Resolved*, That the Bill do pass, and that the title be, An Act to continue the Act for appointing Supervisors to take charge of Public Grounds and for other purposes, and the Act in amendment thereof.
- Sea Manure in Queen's County
An engrossed Bill to continue the Act to authorize the Sessions of the Peace for the County of Queen's County, to make Regulations for the gathering of Sea Manure in the said County, was read a third time.
- Resolved*, That the Bill do pass, and that the title be, An Act to continue the Act to authorize the Sessions of the Peace for the County of Queen's County, to make Regulations for the gathering of Sea Manure in the said County.
- Settlement of the Poor
An engrossed Bill to continue the Act in amendment of the Act for the Settlement of the Poor in the several Townships within this Province, was read a third time.
- Resolved*, That the Bill do pass, and that the title be, An Act to continue the Act in amendment of the Act for the Settlement of the Poor in the several Townships within this Province.
- Amendment of Highway Act
An engrossed Bill to continue the Act in amendment of the Act relating to Highways, Roads and Bridges, was read a third time.
- Resolved*, That the Bill do pass, and that the title be, An Act to continue the Act in amendment of the Act relating to Highways, Roads and Bridges.
- Restraining Attachments
An engrossed Bill to continue the Act to restrain the issuing Writs of Attachment in certain cases, was read a third time.
- Resolved*, That the Bill do pass, and that the title be, An Act to continue the Act to restrain the issuing Writs of Attachment in certain cases.
- Marriage Licenses
An engrossed Bill to continue the Act relating to Marriage Licenses, was read a third time.
- Resolved*,

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Resolved, That the Bill do pass, and that the title be, An Act to continue the Act relating to Marriage Licenses.

The Orders of the Day being read,

Ordered, That this House will, to-morrow, consider the subject of the Judiciary of this Province.

Ordered, That the British North American Bank Bill be read a second time to-morrow.

Ordered, That the adjourned Debate upon the Resolutions and amendment proposed upon Saturday last, upon consideration of the Council's Message, be postponed until to-morrow.

Order of Day postponed
Judiciary

N A Bank Bill

Debate on Council's
Message

Then the House adjourned until To-morrow, at twelve of the Clock.

Thursday, 16th February, 1837.

Mr. Huntington reported from the Select Committee, on the Petition of Charles E. Leonard; and he read the Report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix, No. 6.)

Ordered, That the Report do lie on the Table.

Report on Petition
of C E Leonard

On motion of Mr. Fairbanks, Chairman of the Committee on the County of Cumberland Election,

Resolved, That the Sheriff of the County of Cumberland do forthwith send to this House whatever other Poll Book he may have kept at the late Election for said County, besides the one already transmitted by him to this House.

Ordered, That the Clerk do transmit to said Sheriff a copy of the foregoing Resolution.

Sheriff of Cumberland to send additional Poll Book of County Election

A Petition of Elisha Payson and others was presented by Mr. Holland and read, praying aid in erecting a Building for a Grammar School, at Brier Island, in the County of Annapolis.

Pet. for aid to Grammar School House at Brier Island

A Petition of Daniel Dakin and others was also presented by Mr. Holland and read, praying that regulations may be made in regard to the Fisheries, carried on at the head of St. Mary's Bay, in the Township of Digby, by Wears and Hedges.

Pet. for Fishery regulations St. Mary's Bay

Ordered, That the Petitions do lie on the Table.

A Petition of John Kelly was presented by Mr. Doyle and read, praying that the Fees for culling Fish, may be regulated by Law.

Pet. for regulations as to culling Fish

Ordered, That the Petition be referred to Mr. Doyle, Mr. Huntington, and Mr. W. Sargent, to examine and report upon to this House.

A Petition of Major Chipman and others, Freeholders of the Township of Wilmot; also, a Petition of Henry Simpson and others, Freeholders of the Township of Annapolis, were presented by Mr. Holland and read, praying that in the event of Mr. F. Robicheau being declared not duly qualified by Law to represent the County of Annapolis in General Assembly—John W. Ritchie, Esquire, may not be declared duly elected as a Member for that County.

Pets. from County of Annapolis against return of John W. Ritchie, Esq. in case Mr Robicheau should be declared disqualified

A Petition of Thomas James and others, Freeholders of Granville, was presented by Mr. Doyle and read, praying to the same effect as the two last foregoing Petitions.

Ordered, That the Petitions do lie on the Table.

A Petition of Mary Wiswall, Widow of the late Peleg Wiswall, Esquire, Associate Judge of the Supreme Court, was presented by Mr. Holdsworth and read, praying that the Salary of her said late Husband, up to the end of the year 1836, in which he died, may be paid to her, as hath been usual in like cases.

Pet. of Widow of Judge Wiswall for arrears of his salary

A Petition of the Trustees on behalf of the Yarmouth Education Society, was presented by Mr. Clements and read, praying that a grant may be made towards finishing the Building

Pet. of Yarmouth Education Society for aid to finish School House

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of that Institution, in place of one voted by the House, in 1830, and lost through the unfortunate difference between the Council and House, in that year; in consequence of which, the building has not only been left unfinished, but a debt has been incurred therefor.

Ordered, That the Petitions do lie on the Table.

Pet. of W. McKay
for aid to publish
Book on Land Sur-
veying

A Petition of William McKay was presented by Mr. Bell and read, praying aid in the publication of a Work composed by him upon Land Surveying.

Ordered, That the Petition be referred to Mr. Elder, Mr. Huntington, Mr. Lewis, Mr. Bell, Mr. Holmes, Mr. McDonald and Mr. B. Smith, to examine into the merits thereof, and to report thereon to this House.

Com. to revise
Election Laws

On motion of Mr. W. Young, *resolved*, that a Committee be appointed to revise and amend the Laws for the Election of Members, to ascertain in what form, and under what guards and restrictions, a General Registration of Voters may be effected, and to report thereon by Bill or otherwise, at the next Session.

Ordered, That Mr. W. Young, Mr. Uniacke, Mr. Doyle, Mr. Howe, Mr. Stewart, Mr. Bell and Mr. Forrester, be a Committee for the above purpose.

Same Com. to re-
vise Laws of con-
tested Elections

On motion of Mr. W. Young, *resolved*, that a Committee be appointed to revise and amend the Law for the Trial of Controverted Elections, with leave to report by Bill or otherwise, at the next Session.

Ordered, That the Committee under the last previous Resolution be a Committee for the purpose contemplated by this Resolution.

Continuing Bills
read 2d time, viz
Beef weighing
Bite of Animals

The following Bills were severally read a second time, viz:—

A Bill to continue the Act to regulate the Weighing of Beef.

A Bill to continue the Act to provide against the occurrence of Diseases from the bite of Animals.

Common Pleas

A Bill to continue the Act concerning the Inferior Courts of Common Pleas within this Province; and,

Militia

A Bill to continue the several Acts for the regulation of the Militia.

Ordered, That the Bills be committed to a Committee of the whole House.

Engrossed Quad-
rennial Bill read 3d
time

An engrossed Bill to repeal the Act, entitled, An Act for limiting the duration or continuance of the General Assemblies, and for substituting other provisions in lieu thereof, was read a third time; and thereupon,

Motion to defer Bill
to next Session

Mr. Stewart moved that the further consideration of the Bill be deferred until the next Session: which, being seconded and put, and the House dividing thereon, there appeared for the motion, fourteen; against it, twenty-nine.

For the motion,

Mr Wilkins Mr Fairbanks
Mr Stewart Mr Allison
Mr G Smith Mr Dewolf
Mr Uniacke Mr Whitman
Mr Rudolf Mr Taylor
Mr W Sargent
Mr Morton
Mr Benjamin
Mr Miller

Against the motion,

Mr B Smith Mr Archibald Mr W Young
Mr Kavanagh Mr McDougall Mr Upham
Mr Dickey Mr Forrester Mr Holmes
Mr D'Entremont Mr Elder Mr Dodd
Mr Spearwater Mr Heckman Mr Lewis
Mr Annand Mr Chipman Mr Goudge
Mr J Sargent Mr Huntington Mr Bell
Mr Elements Mr McLellan Mr Doyle
Mr Halton Mr Holland Mr Holdsworth
Mr DesBarres Mr McDonald

So it passed in the Negative.

Bill passed

Resolved, That the Bill do pass, and that the title be, An Act to repeal the Act, entitled, An Act for limiting the duration or continuance of the General Assemblies, and for substituting other provisions in lieu thereof.

Ordered, That the Clerk do carry the Bill to the Council, and desire their concurrence.

Last amendt. to
Sheriff's Bill con-
sidered

Ordered, That the last amendment, reported yesterday, from the Committee of the whole House, to the engrossed Bill from the Council, entitled, An Act in addition to, and in amendment of, the several Acts in this Province, relating to the office and appointment of Sheriffs for the several Counties in this Province, be now considered; and the same being read, is as follows:—

That

That the following Enacting Clause, be added to the Bill, viz:—

And be it further enacted, That no Sheriff nominated as aforesaid, shall, during his continuance in such Office, hold the situation of Deputy-Registrar of Deeds or Judge of Probates, for the County for which he shall be appointed such Sheriff; and thereupon,

Amendment

Mr. Uniacke moved that the said proposed Clause, by way of amendment, be not agreed to by the House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, sixteen; against it, twenty-six.

Motion to disagree to amendt. negativ'd

So it passed in the Negative.

Mr. Uniacke then moved that the following Proviso be added to said Clause, and form part thereof, viz:—

Motion to add proviso to amendt. negativ'd

Provided always, That nothing in this Clause or Section contained shall extend, or be construed to extend, to any person or persons now holding the Office of Sheriff, either at present or upon any re-appointment or future appointment to such Office of Sheriff: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, fourteen; against it, twenty-seven.

For the motion.

Against the motion.

Mr Uniacke
Mr Wilkins
Mr W Sargent
Mr Dodd
Mr Clements
Mr Fairbanks
Mr Dewolf

Mr Spearwater
Mr J Sargent
Mr Stewart
Mr Halton
Mr Dickey
Mr Whitman
Mr Taylor

Mr Kavanagh
Mr Holdsworth
Mr D'Entremont
Mr Annand
Mr Doyle
Mr McDougall
Mr B Smith
Mr Archibald
Mr Holmes

Mr Holland
Mr Forrester
Mr Elder
Mr Huntington
Mr Miller
Mr Chipman
Mr Benjamin
Mr Heckman
Mr McDonald

Mr McLellan
Mr Upham
Mr Merion
Mr G Smith
Mr W Young
Mr Rudolf
Mr Goudge
Mr DesBarres
Mr Lewis

So it passed in the Negative.

The said Amendment as reported from the Committee of the whole House, was then, upon the question put thereupon, agreed to by the House.

Amendt. agreed to

Mr. Stewart moved that the following enacting Clause, with the Preamble thereto, be added by way of rider to the amendments to the said Bill, and stand part thereof, viz:—

And whereas, the Sheriff of the County of Halifax hath, since the last day of the last Michaelmas Term, continued the Sheriff of the said Counties of Colchester and Pictou, performing the duties of his Office in such Counties by Deputies, under certain agreements relative to the emoluments of the said Office. *And whereas,* the said Sheriff of the County of Halifax hath been, and is primarily responsible for all the acts of his said Deputies up to the present time; and it is reasonable that his said Deputies, if appointed to the Office of Sheriff for the said Counties of Colchester and Pictou, should perform their said agreements with the said Sheriff of the County of Halifax, until the end of the current year:

Rider added to amendts. to save contracts of Sheriff of Halifax

Be it therefore enacted, That if the present Deputy Sheriffs now acting under the authority of the Sheriff of the County of Halifax, in the said Counties of Colchester and Pictou, shall be appointed Sheriffs of the said last mentioned Counties, or either of such Deputies shall be appointed Sheriff of either of such Counties; such Deputies, or either of them, so appointed Sheriff, shall perform and keep, and shall be compelled to perform and keep the agreement or agreements by him or them made, and now in existence, respecting the fees, perquisites and emoluments, of the said Office, with the Sheriff of the County of Halifax, for and during the present current year, in the same manner as if such Deputies, or either of them, so appointed, had still remained under the authority of the Sheriff of the County of Halifax. *Provided always,* that said contracts do not extend beyond the first day of April, as regards the present County of Pictou, and the first day of July, as regards the said present County of Colchester: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, thirty; against it, eleven.

For

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| For the motion, | | | Against the motion, |
|-----------------|--------------|---------------|---------------------|
| Mr Stewart | Mr Benjamin | Mr Dewolf | Mr Holdsworth |
| Mr Lewis | Mr Dodd | Mr Holmes | Mr Huntington |
| Mr DesBarres | Mr McDougall | Mr Holland | Mr Anand |
| Mr Heckman | Mr Dickey | Mr Elder | Mr Goudge |
| Mr G Smith | Mr Taylor | Mr Spearwater | Mr Hatton |
| Mr Wilkins | Mr McLellan | Mr B Smith | Mr Archibald |
| Mr Rudolf | Mr Chipman | Mr Doyle | Mr Allison |
| Mr Uniacke | Mr Clements | Mr Bell | Mr Forrester |
| Mr Morton | Mr Miller | Mr Kavanagh | Mr McDonald |
| Mr W Young | Mr Fairbanks | Mr Whitman | Mr W Sargent |
| | | | Mr Upham |

So it passed in the Affirmative.

Ordered, That the foregoing Preamble and Clause be added to the amendments, and form part thereof; which being done, and the said amendments being again read,

Ordered, That the Clerk do carry to the Council the said engrossed Bill with the foregoing proposed amendments, and do inform the Council that this House have agreed to the Bill with the said amendments, and desire the concurrence of the Council to the amendments.

Amendts sent to Council for concurrence

Report from Com. to wait on Gov. in regard to Coals and Crown Lands

Mr. Uniacke reported from the Select Committee appointed on the 7th inst. to wait on His Excellency the Lieutenant-Governor, to request statements in regard to the Coals raised in the Province, and the amount of Royalty paid thereon, and also as to the Sales of Crown Lands; that the Committee had performed the duty assigned to them, and that His Excellency, in answer to the application, was pleased to say that he would give the necessary directions for the required returns to be laid before the House.

Report from Joint Com. of Public Accounts

Mr. G. Smith reported from the Committee appointed to join a Committee of His Majesty's Council to examine the Public Accounts; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix, No. 7.)

Ordered, That the Report do lie on the Table.

Com. of whole on state of Province in relation to Road Service made order of day
Pet. of A Campbell for compensation for loss at Govt. N. Farm

On motion of Mr. Stewart, *resolved*, that this House will, on Monday next, the 20th inst. resolve itself into a Committee of the whole House, on the consideration of the General State of the Province in relation to the Road Service.

A Petition of Alexander Campbell was presented by Mr. Forrester and read, setting forth that the Petitioner had become a tenant of the Government North Farm, near Halifax, and, having expended large sums in buildings and repairs thereon, had been turned out of the same, at the expiration of about three years, to his great loss, and praying relief.

Ordered, That the Petition do lie on the Table.

Engrossed Fire Insurance Bill read 3d time passed, &c

An engrossed Bill in addition to, and amendment of, an Act made and passed in the fifth year of His Majesty's reign, entitled, An Act to Incorporate a Company for Insurance against Fire and upon Lives, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act in addition to, and amendment of, an Act made and passed in the fifth year of His Majesty's reign, entitled, An Act to Incorporate a Company for Insurance against Fire and upon Lives.

Ordered, That the Clerk do carry the Bill to the Council, and desire their concurrence.

Pet. of O Fuller for aid to Mills in Horton

A Petition of Oliver Fuller was presented by Mr. Dewolf and read, setting forth that the Petitioner was owner of Grist, Oat, and Saw Mills, and a Carding Machine, at Horton—the whole of which were consumed by Fire, in the last Season; that the Petitioner was unable to replace them—but, by the assistance of some well disposed persons, has been enabled to get the Mills partially into operation, and praying aid to assist him in completing the same.

Ordered, That the Petition do lie on the Table.

Members Seats Vacating Bill read 2d time

On motion of Mr. Dodd, a Bill to enable Members of the House of Assembly to vacate their Seats in said House, was read a second time; and thereupon,

On the usual question being put that the Bill be committed to a Committee of the whole House

THURSDAY and FRIDAY, 16th and 17th FEBRUARY, 1837.

House—the House dividing thereon, there appeared, for committing the Bill, twenty-two; against it, twenty. So it passed in the affirmative.

Ordered, That the Bill be committed to a Committee of the whole House.

Bill committed

On motion, the House resolved itself into a Committee of the whole House; on the further consideration of the several Bills which stood committed.

Committee of whole on Bills

Mr. Speaker left the Chair.

Mr. Kavanagh took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had considered the Bill to enable Members of the House of Assembly to vacate their Seats in said House, and had directed him to report that the Committee recommend to the House to defer the further consideration of said Bill to this day three months; and he also delivered the Bill in at the Clerk's Table.

Report that Members Seats Vacating Bill should be deferred

The Chairman likewise acquainted the House that he was directed by the Committee to move for leave to sit again, on the consideration of Bills referred to the Committee—which the House agreed to.

Mr. Dodd moved that the Report from the Committee, as to said Bill, be not received by the House, and the Bill be re-committed to a Committee of whole House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, fifteen; against it, twenty six.

Motion not to defer Bill but to re-commit it

Division thereon

For the motion,

Mr Chipman
Mr Heckman
Mr Morton
Mr Dodd
Mr Dewolf
Mr Doyle
Mr Holmes
Mr McLellan

Mr Dickey
Mr W Young
Mr Upham
Mr Huntington
Mr B Smith
Mr Hatton
Mr Annand

Against the motion,

Mr Archibald
Mr Goudge
Mr Elder
Mr J Sargent
Mr McDougall
Mr Whitman
Mr Dea Burres
Mr McDonald
Mr Taylor

Mr Forrester
Mr Spearwater
Mr W Sargent
Mr Holland
Mr Fell
Mr Clements
Mr Benjamin
Mr Fairbanks
Mr Rudolf

Mr Uniacke
Mr Allison
Mr G Smith
Mr Stewart
Mr Lewis
Mr Miller
Mr Kavanagh
Mr Wilkins

So it passed in the Negative.

Ordered, That the further consideration of the Bill be deferred to this day three months.

Bill deferred

The Orders of the Day being read,

Ordered, That this House will, to-morrow, consider the subject of the Judiciary of this Province.

Judiciary postponed

Ordered, That the British North American Bank Bill be read a second time to-morrow.

2d reading of British N. A. Bank Bill postponed

Ordered, That the adjourned Debate upon the Resolutions and amendment proposed on Saturday last, upon consideration of the Council's Message, be further postponed until to-morrow.

Adjourned debate postponed

Then the House adjourned until To-morrow, at twelve of the Clock.

Friday, 17th February, 1837.

Mr. Goudge, Chairman of the Amherst Election Committee, reported from the Committee that he was directed by them to ask for the leave of the House that the Committee might adjourn over until Tuesday next, at ten of the clock.

Amherst Election Com. adjourn over

Ordered, That the Committee have leave accordingly.

A Petition of John Wallace and William Wallace was presented by Mr. B. Smith and read, praying aid in the erection of an Oat Mill and Kiln at Shubenacadie.

Pet. for aid to Oat Mill at Shubenacadie

A Petition of John T. Sneden and others, Inhabitants of the County of Annapolis, was presented by Mr. Thorne and read, gratefully noticing the liberal support heretofore given to the Annapolis Academy by the Legislature, but deploring that the benefits conferred upon the Public by means of the Institution, have been wholly inadequate to the expense at which it has been maintained; and praying that the House may assimilate the Establishments they may endow for the purposes of Education, as much as circumstances will admit, to the Universities, Parochial and Borough Schools of Scotland, rendering them eligible places of resort

Pet. from Annapolis County praying regulations in regard to Annapolis Academy

resort for Pupils of all Religious Denominations—that a Grant of Public Money may be appropriated to the support of the Annapolis Academy; but that it be restricted in the manner following: 1st, to remunerate the person who now occupies the Annapolis Academy as a School, in proportion to the public services he may render.—2d, that the money which may be so appropriated be placed under the control of the Representatives in the House of Assembly for the Townships of Annapolis, Digby and Granville.

Pet. for aid to Annapolis Academy

A Petition of the Trustees of the Annapolis Grammar School was presented by Mr. Whitman and read, setting forth that, finding it difficult to get a person within this Province to take charge of the Institution, they engaged a Gentleman from Scotland, well recommended, whom the Trustees employed as Master—that shortly after his commencement, there were twenty-five Boys at the School, but that he had hardly commenced before it was discovered that he was not exactly suited to the situation—the Parents of the Children became dissatisfied, and the School was reduced to six Scholars—that the Trustees, finding the Institution was likely to suffer by keeping the Master, gave him three months notice, prior to the expiration of the year, which took place on the first day of January last, that they would not require his services beyond that period—that they not only paid him his Salary, but made an additional allowance to compensate him for the loss of time in coming from Scotland—that the Petitioners have received the applications of three persons for the office of Master; but as it will be necessary to secure to the person appointed, his Salary, Petitioners are delicate in making the engagement, as the Funds granted by the House of Assembly are expended, (save twenty-five pounds,) and they have not other means sufficient to enable them to pay the Salary for a year.—Therefore, praying that this Honorable House will be pleased to grant a sum of money in aid of the Institution, to enable them to employ and pay a Master.

Ordered, That the Petitions do lie on the Table.

Pet. from St Mary's to be set off as a District in County of Guysborough

A Petition of William Bent and others, Freeholders and Inhabitants of the Township of St. Mary's, was presented by Mr. McDonald and read, setting forth that the Inhabitants of that Section of the County of Guysborough have long laboured under great inconveniencies, on account of their local situation being so great a distance from the Town of Guysborough, where the Courts of Justice are held, owing to which the expenses to the Inhabitants of the Township in attending as Grand Jurors, &c. are very great; and that a building has been erected (at Sherbrooke Village, in said Township,) for a Court-House and Jail, which will be completed at a small expense; and praying that the said Township of St. Mary's may be set off as a District of said County, to be called the Western District of the County of Guysborough, with the privilege of having an Inferior Court and General Sessions of the Peace held at Sherbrooke Village.

Pet. referred to Committee

Ordered, That the Petition be referred to Mr. McDonald, Mr. Uniacke, Mr. DesBarres, Mr. McDougall and Mr. Annand, to examine and report thereon to this House by Bill or otherwise.

Order of Day
2d reading of B. N. A. Bank Bill
Bill read 2d time

Ordered, That the Order of the Day for the second reading of the British North American Bank Bill be now read; and the said Order being read,

Ordered, That the said Bill be now read a second time; and it was accordingly read a second time.

Ordered, That the Bill be committed to a Committee of the whole House.

Committee on Militia Law

On motion of Mr. Chipman, *resolved*, that a Committee be appointed to take into consideration the present Militia Law, with reference to the expenses of the Militia, and the expediency of lessening the same; and also, such other regulations as will be found necessary, in regard to the discipline and management of the Militia, and to report by Bill or otherwise.

Ordered, That Mr. Chipman, Mr. Stewart, Mr. Huntington, Mr. Heckman, Mr. Morton, Mr. G. Smith, Mr. Rudolf, Mr. DesBarres and Mr. Goudge, be a Committee for the above purpose.

On motion of Mr. Uniacke, *resolved*, that a Committee be appointed to wait upon His Excellency

FRIDAY and SATURDAY, 17th and 18th FEBRUARY, 1837.

cellency the Lieutenant-Governor, and respectfully request His Excellency to direct the proper Officer to transmit an account of the receipts and payments of the Casual and Territorial Revenue, for the year, 1836, shewing the amounts received, and from what sources respectively, and the amounts paid, and to whom and for what purpose particularly.

Ordered, That Mr. Uniacke, Mr. Dodd and Mr. Heckman, be a Committee for the above purpose.

On motion, the House resolved itself into a Committee of the whole House, on the further consideration of the several Bills which stood committed.

Mr. Speaker left the Chair.

Mr. Kavanagh took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had gone through the Bill to continue the Act to regulate the Weighing of Beef; the Bill to continue the Act to provide against the occurrence of Diseases from the bite of Animals; the Bill to continue the Act concerning the Inferior Courts of Common Pleas within this Province; and, the Bill to amend the Acts for recovering Debts from absent or absconding Debtors, and had directed him to report the said Bills to the House severally without amendment, and he thereupon delivered the Bills in at the Clerk's Table.

The Chairman also acquainted the House that he was directed by the Committee to move for leave to sit again, on the consideration of the several Bills which stand committed—which the House agreed to.

Ordered, That the Bills be engrossed.

The Orders of the Day for considering the subject of the Judiciary of the Province, being read,

Ordered, That this House will, to-morrow, take into consideration the subject of the Judiciary of this Province.

The Order of the Day for resuming the adjourned Debate upon the Resolutions and amendment proposed on Saturday last, upon the consideration of the Council's Message, being read,

Ordered, That the said adjourned Debate, be resumed to-morrow.

Then the House adjourned until To-morrow, at Twelve of the Clock.

Saturday, 18th February, 1837.

Mr. Morton, Chairman of the Annapolis Township Election Committee, reported that the Committee had directed him to ask the leave of the House, for the Committee to adjourn over till Monday, the 6th day of March next, at ten of the o'clock.

Ordered, That the Committee have leave accordingly.

An engrossed Bill to continue the Act to regulate the Weighing of Beef, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act to regulate the Weighing of Beef.

An engrossed Bill to continue the Act to provide against the occurrence of Diseases from the Bite of Animals, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act to provide against the occurrence of Diseases from the Bite of Animals.

An engrossed Bill to continue the Act concerning the Inferior Courts of Common Pleas, within this Province, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act concerning the Inferior Courts of Common Pleas within this Province.

An engrossed Bill to amend the Acts for recovering Debts from absent or absconding Debtors, was read a third time.

Resolved,

Com. to wait on Gov. for returns relating to Casual Revenue, &c

Com. of whole on Bills

Report without amendment
Bill to continue Beef Weighing Act
Bill to continue Act to provide against Bite of Animals
Bill to continue Inferior Court Act
Bill to amend Absconding Debtors Act

Order of Day on Judiciary postponed

Order of Day Adjourned Debats postponed

Annapolis Election Com. adjourn over

Engrossed Bills read 3d time and passed, viz—
Beef Weighing

Bite of Animals

Courts of Common Pleas

Amendment of Absconding Acts

SATURDAY, 18th FEBRUARY, 1837.

Resolved, That the Bill do pass, and that the title be, An Act to amend the Acts for recovering Debts from absent or absconding Debtors.

Ordered, That the Clerk do carry the Bills to the Council, and desire their concurrence.

Engrossed Bills sent to Council

Report from Com. to wait on Gov. for Survey, &c of Road from Windsor Bridge to Horton

Mr. Dewolf, from the Select Committee, appointed on Thursday the 9th inst., to wait on His Excellency the Lieutenant-Governor, and request that the House may be furnished with the Survey and Report of the new line of Road, from Windsor Bridge to Horton, reported that the Committee had so waited on His Excellency, and made the request which the House had directed; and that His Excellency in answer thereto, was pleased to say, that the Documents required should be furnished immediately.

Omission of entry in relation to foregoing subject
Note of omission in Journal of former day

NOTE.—The entry of the appointment of the foregoing Committee was omitted in printing the Journals of the 9th instant, and a Resolution and Order should have been there inserted, as follows, viz:—

“On motion of Mr. Dewolf, *resolved*, that a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, and respectfully request that His Excellency will be pleased to furnish this House with the Survey and Report of Mr. Munro, of the new route of road from the new Windsor Bridge to Horton, made pursuant to the request of the House of Assembly, in its last Session.

Ordered, That Mr. Dewolf, Mr. Morton and Mr. Elder, be a Committee for the above purpose.”

Pet. of J Crook for remuneration for burying shipwrecked bodies at Liscomb Harbour

A Petition of Jacob Crook was presented by Mr. McDonald and read, praying remuneration for having buried the dead bodies of seven persons, belonging to the Brigantine Gratitude, wrecked near Liscomb Harbour, in January last, in which service he was obliged to employ several persons to convey the bodies for some distance from the rocks, for interment.

Referred to Select Committee

Ordered, That the Petition be referred to Mr. Huntington, Mr. McDonald and Mr. Chipman, to examine into the merits thereof, and report thereon to this House.

Pet. relating to Annapolis Academy referred to Select Committee

Ordered, That the Petition of John T. Sneden and others, on the subject of the Annapolis Academy, presented yesterday to this House, be referred to Mr. Doyle, Mr. Dewolf, Mr. Bell, Mr. Holland and Mr. W. Young, to examine and report upon to the House.

Pet. of G Handley complaining of interruption in his Fishery

A Petition of George Handley, of Halifax, Merchant, was presented by Mr. Bell and read, setting forth that the Petitioner had been subjected to serious injury and loss, in the prosecution of his business, in the Fisheries, by the unjustifiable interference of Foreigners in Harbours belonging to His Majesty, as will more fully appear by a Pamphlet annexed. That His Excellency the Lieutenant-Governor had been pleased to intimate to Petitioner his intention to transmit the original Documents, for the consideration of His Majesty's Government, and praying that this Honorable House will be pleased to take the matter into consideration, and adopt such measures as will enable Petitioner to obtain that redress to which, as a Subject of His Majesty, he is entitled, and insure future protection to Petitioner, and the Subjects of His Majesty engaged in the Trade and Fisheries of the Province.

Referred to Com. on Fisheries

Ordered, That the Petition be referred to the Committee, appointed on the 7th inst., on the state of the Fisheries, &c.

Com. report amendments to Judgments by Confession Bill

Mr. Archibald reported from the Select Committee on the Bill to reduce the expenses of Suits at Law, on Judgments by Confession; that the Committee had considered the Bill, and had made some amendments thereto, which they recommend to the House to adopt; and he read the said amendments in his place, and afterwards delivered them in at the Clerk's Table, where they were again read.

Ordered, That the Bill with the amendments be committed to a Committee of the whole House.

Pet. for aid to School in Annapolis County

A Petition of John Ray and others, Inhabitants of Grenton Settlement, in the County of Annapolis, was presented by Mr. Holland and read, praying aid to establish a School for the instruction of Youth in that Settlement.

Ordered, That the Petition do lie on the Table.

A Petition of John Fox, Surgeon, was presented by Mr. Dewolf and read, praying remuneration for his loss of time, &c. in attendance and detention, as also for travel, &c. in a case at the Shelburne Assizes, at which he was obliged to attend as a Witness, to give evidence against a Woman accused of the Murder of her child; and thereupon,

Petition of Dr. Fox for pay for attending Court as Witness

Mr. Dewolf moved, that the Petition be referred to a Select Committee to report upon: which, being seconded and put, and the House dividing thereon, there appeared; for the motion, sixteen; against it, twenty-three.

Motion to refer Petition to Select Com. Negatived

So it passed in the Negative.

Mr. Archibald then moved that Mr. Dewolf have leave to withdraw the Petition: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-two; against it, eighteen.

Pet. withdrawn

So it passed in the Affirmative.

On motion, the House resolved itself into a Committee of the whole House, on the further consideration of the several Bills which stood committed.

Com. of whole on Bills

Mr. Speaker left the Chair.

Mr. Kavanagh took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had gone through the Bill to enable a Company, called the Bank of British North America, to sue and be sued, in the name of any one of the Local Directors, or of the Managers of the Branches of the said Bank, established or to be established in this Province, and the Bill to reduce the expenses of Suits at Law on Judgments by Confession, and had made sundry amendments to the said Bills respectively; which amendments the Committee had directed him to report to the House, and he afterwards delivered the Bills with the amendments in at the Clerk's Table.

Report R. N. A. Bank Bill and Judgments by Confession Bill with amendments

The Chairman also reported that the Committee had considered the Bill to provide for the proper selection of Grand Jurors, and recommend to the House to refer said Bill to a Select Committee, to examine and report upon; and he thereupon delivered the said last mentioned Bill in at the Clerk's Table.

Recommend Grand Jury Bill to Select Com.

The Chairman also acquainted the House that he was directed by the Committee to move for leave to sit again, on the consideration of the several Bills which may stand committed, which the House agreed to.

The amendments reported from the Committee to the British North American Bank Bill, and the Judgments by Confession Bill, respectively, were read throughout a first and second time, and, upon the questions severally put thereon, were agreed to by the House.

Ordered, That the Bills with the amendments be engrossed.

Ordered, That the Bill to provide for the proper selection of Grand Jurors be referred to Mr. Dodd, Mr. W. Young, Mr. Doyle, Mr. DesBarres, Mr. McDougall, Mr. G. Smith, Mr. Upham, Mr. Stewart, Mr. B. Smith, Mr. Benjamin, Mr. Holland, Mr. Clements, Mr. W. Sargent, Mr. Fairbanks, Mr. Miller and Mr. Forrester, to examine and report upon to this House.

Grand Jury Bill referred to Select Committee

Ordered, That the same Committee do consider generally of the subject of Jurors, and report thereon by Bill or otherwise.

Com. to consider of Juries generally

Mr. Uniacke, from the Select Committee appointed to wait upon His Excellency the Lieutenant-Governor, and request certain statements of the Casual and Territorial Revenue, reported that the Committee had performed that duty, and that His Excellency was pleased to say, that the returns requested, should be made as soon as possible.

Report from Com. to wait on Gov. for returns of Casual Revenue

Mr. W. Young reported from the Committee of Privileges, in relation to the rules of the House referred to the Committee; 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:

Report from Com. of Privileges on Rules of House

The Committee of Privileges, to whom it was referred to examine the rules of the House, and to report what modifications thereof have been introduced in practice, and what further modifications thereof may be considered expedient, beg leave to report, that they have carefully examined the old rules adopted in 1804, with all subsequent alterations therein, and having

SATURDAY and MONDAY, 18th and 20th FEBRUARY, 1837.

having likewise referred to the rules of the other Colonial Assemblies, they have incorporated such parts thereof, as appeared to the Committee most consistent with Parliamentary usage, and the established course of proceeding in this House, into the accompanying set of Rules, which they recommend to be adopted, and printed in the Appendix to the Journals.

- Set of Rules laid on Table Mr. W. Young also delivered to the House the set of Rules mentioned in said Report, and the same was read by the Clerk.
Ordered, That the Report and set of Rules do lie on the Table, for further consideration.
- Orders of Day The Orders of the Day being read,
Judiciary postpon'd *Ordered*, That this House will, on Monday next, proceed to consider the subject of the Judiciary.
- Adjourned Debate further postponed *Ordered*, That the adjourned Debate of Saturday last, upon consideration of the Council's Message, be further adjourned until Monday next.
- Motion for Com. on Light House Commission and dismissal of Mr Tidmarsh Mr. Howe moved that the House do come to a Resolution, as followeth, viz:—
Resolved, That a Select Committee be appointed, with power to send for Persons and Papers, to enquire into, and report upon, the general condition of the Light-Houses of the Province, and the mode of business pursued by the Light-House Commission; and the causes which have led to the recent dismissal of James H. Tidmarsh, Esquire: which, being seconded, and a Debate arising in the House thereupon,
- Previous question of adjournment carried Mr. Rudolf moved that the House do now adjourn: which, being seconded and put, and the House dividing thereon, passed in the Affirmative.
And the House accordingly adjourned until Monday next, at twelve of the Clock.

Monday, 20th February, 1837.

- Pet. for aid to School at Ferguson's Cove A Petition of Samuel Smith and others was presented by Mr. Bell and read, praying aid to establish a School at Ferguson's Cove, near Halifax.
- Pet. for aid to Infant School at Halifax A Petition of the Committee of the Infant School, in Halifax, was presented by Mr. Bell and read, praying a continuance of the aid to that Establishment.
- Pet. for aid to Rev. Mr Uniacke's Schools A Petition of the Reverend Fitzgerald Uniacke, was presented by Mr. Bell and read, praying a continuance of the aid to the Schools for Poor Children under his superintendance, in the North Suburbs of the Town of Halifax.
Ordered, That the Petitions do lie on the Table.
- Pet. of J. Northrup for remuneration of Provincial Notes burnt A Petition of John Northrup, of Halifax, was presented by Mr. Bell and read, praying a remuneration of the amount of two Provincial Treasury Notes destroyed by fire.
Ordered, That the Petition be referred to Mr. Bell, Mr. Morton and Mr. Archibald, to examine and report upon to the House.
- Pet. of J F Muncay for Seal Bounty A Petition of John Francis Muncay was presented by Mr. Bell and read, praying a grant of a Bounty upon the Seal Fishery, prosecuted by him in the last year, and which he would have been entitled to have drawn, under the existing Law, had he not been too late in exhibiting his Certificates at the Treasury.
Ordered, That the Petition be referred to Mr. Huntington, Mr. Howe and Mr. Bell, to examine and report thereon to this House.
- Cumberland Election Com. adjourn Mr. Fairbanks, Chairman of the Cumberland County Election Committee, reported from the Committee, that they had directed him to ask for leave to adjourn over until Friday next, the 24th inst. at ten of the o'clock.
Ordered, That the said Committee have leave accordingly.
- Pet. of C Campbell for relief from Judgt. against him at suit of Crown as Executor of Surety A Petition of Colin Campbell, of Weymouth, was presented by Mr. Huntington and read, praying to be relieved from a judgment entered against him, at the suit of the Crown, upon a Bond given by his late Father, (of whose last Will he is Executor,) as Surety for Samuel Campbell, Esquire, late Collector of Colonial Duties at Weymouth aforesaid.
Ordered,

MONDAY, 20th FEBRUARY, 1837.

Ordered, That the Petition be referred to Mr. G. Smith, Mr. Fairbanks and Mr. Bell, to examine and report thereon to this House. Referred to Com.

On motion of Mr. Howe, *resolved*, that a Select Committee be appointed, with power to send for Persons and Papers, to enquire into the causes which led to the dismissal of James H. Tidmarsh, Esquire, from the Light-House Commission; and also, into the mode in which the business of that Commission is conducted. Com. to enquire into dismissal of J H Tidmarsh and conducting of Light-House Commission

Ordered, That Mr. Howe, Mr. Uniacke, Mr. Forrester, Mr. Rudolf, Mr. Huntington, Mr. Taylor and Mr. Dodd, be a Committee for the above purpose.

Mr. W. Young, pursuant to leave given, presented a Bill to enable Members of the House of Assembly, about to leave the Province, or unable from indisposition to attend their duty, to resign their seats; and the same was read a first time. Bill presented to enable Members to resign their seats on leaving the Province or being ill

Ordered, That the Bill be read a second time.

At one of the clock, (being the time appointed for considering the Petition of John W. Ritchie, against the election and return of Mr. Robicheau, one of the Members returned for the County of Annapolis,) the Serjeant at Arms was directed to go to the places adjacent, and require the immediate attendance of the Members on the business of the House; who, having returned, and reported that he had so done, the House was counted, and forty-five Members being present, (exclusive of Mr. Speaker, and Mr. Robicheau, the latter absent from illness,) and all other previous measures prescribed by the Act of the General Assembly, made and passed in the first and second year of His late Majesty's Reign, entitled, "An Act to regulate the Trials of Controverted Elections, or returns of Members to serve in the House of Assembly of this Province," having been taken, and the Petitioner and his Counsel, as also the Agent of Mr. Robicheau, being in attendance at the Bar of the House; the doors of the House were locked, and the Order of the Day for considering said Petition was read; whereupon, the House proceeded to ballot for a Select Committee, to try the merits of the election and return of Frederick A. Robicheau, Esquire, as a Member for the County of Annapolis, in the manner prescribed by said Act, when the following names of fifteen Members present, (against whose return no Petition was depending, and who did not appear to have voted at said Election,) were drawn, viz:—Mr. Dodd, Mr. Holmes, Mr. Hatton, Mr. Benjamin, Mr. Chipman, Mr. Heckman, Mr. D'Entremont, Mr. Elder, Mr. Huntington, Mr. Kavanagh, Mr. J. Sargent, Mr. McDonald, Mr. Uniacke, Mr. Fairbanks and Mr. Doyle; and thereupon, Mr. G. Smith was named by the Petitioner to be added to those so chosen by lot, as aforesaid; and Mr. Howe was named by the Agent for Mr. Robicheau, to be likewise added thereto, and lists of the fifteen Members, so chosen by lot, were given to the Petitioner and the Agent for Mr. Robicheau respectively, who then withdrew with the Assistant-Clerk, in order to reduce the said number to seven, in the manner prescribed by said Act; and the doors of the House were unlocked, and the House proceeded to other business. House counted

Consideration of Annapolis County Election

House counted

Order of Day read

Balloting

Names drawn

A Petition of J. & M. Tobin and others, Inhabitants of the Town and County of Halifax, was presented by Mr. Howe and read, praying aid to open a Road from Dartmouth, by Musquedobit, to Guysborough, running near the South East Coast. Pet. from Halifax for New Guysboro' Road

A Petition of William A. McKeen and others, of St. Mary's, in the County of Guysborough, was presented by Mr. DesBarres and read, praying aid to open the same road. Pet. from Guysboro' for same Road

Ordered, That the Petitions be referred to Mr. Howe, Mr. Bell, Mr. Annand, Mr. McDonald, Mr. Forrester, Mr. Stewart and Mr. Elder, to examine and report thereon to this House. Pets. referred to Select Committee

A Petition of James Harris, Junior, and others, was presented by Mr. Dewolf, and read, praying aid to open a new line of Road from the New Windsor Bridge to Lower Horton, according to the recent survey. Pet. for opening New Road from Windsor Bridge to Horton

Ordered, That the Petition do lie on the Table.

The Assistant Clerk delivered to the House the names of the seven Members remaining after the numbers drawn by ballot this day, in regard to the Election for the County of Annapolis, Reduced list of C'y. of Annapolis Election Committee

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napolis, had been reduced according to Law, by the parties alternately striking off names therefrom; and the names of the said seven Members so delivered in, being read, are as follow, viz:—Mr. Dodd, Mr. Benjamin, Mr. Chipman, Mr. Heckman, Mr. Elder, Mr. J. Sargent and Mr. McDonald; and thereupon those seven Members, together with Mr. G. Smith and Mr. Howe, so nominated on behalf of the parties as aforesaid, were duly sworn by the Clerk, at the Table of the House, according to the Statute, "well and truly to try the merits of the Petition referred to them, and a true Judgment to give according to the evidence."

Names

Committee sworn

Order for meeting of Committee

Pets. and Schedule referred to Com.

Lunenburg Election Com. adjourn over

Ordered, That the said Select Committee so formed do meet this day, at four of the clock in the afternoon, in the Committee Room of this House, in which the Supreme Court usually sit, for the purpose of hearing and determining the merits of the Election and Return of Mr. Robicheau, taken this day into consideration.

Ordered, That the Petition of John W. Ritchie, and the Schedule of qualification of Mr. Robicheau; also the several Petitions from the County of Annapolis in relation to the Election for said County, be referred to the said Select Committee.

Mr. Dodd reported from the Select Committee appointed to try the merits of the Lunenburg County Election, that the Committee had directed him to ask the leave of the House for the Committee to adjourn over to Monday next, the 27th inst. at ten of the clock.

Ordered, That the said Committee have leave accordingly.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

Council desire Conference on amendments to Sheriff's Bill

The Council request a Conference, by Committee, with a Committee of this Honorable House, on the subject of the amendments proposed by this House to the Bill, entitled, An Act in addition to, and in amendment of, the several Acts in this Province relating to the office and appointment of Sheriffs for the several Counties in this Province,

And then the Messenger withdrew.

Conference agreed to

On motion, *resolved*, that this House do agree to the said Conference as desired by the Council.

Ordered, That Mr. DesBarres, Mr. Young, Mr. McDougall, Mr. Stewart and Mr. Holland, do manage the said Conference.

So they went to the Conference.

Order of the Day Com. of whole on Road Service

The Order of the Day, for considering in Committee of the whole House the General State of the Province in relation to the Road Service, being read,

The House resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Rudolf took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had come to a Resolution, 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, viz:

Resolved, That it is the opinion of this Committee, that the sum of Ten Thousand Pounds can be applied to the Road and Bridge service, for the present year.

Resolution reported from Com. for £10,000 for Roads

Motion for re-committal of Resolution to insert £8,000 Negatived

Mr. Huntington moved that the said Resolution be not received by the House, but be re-committed, for the purpose of inserting therein, the word "eight," instead of the word "ten;" which, being seconded and put, and the House dividing thereon, there appeared, for the motion, seventeen; against it, twenty-five.

For the motion,

Mr D'Entremont Mr Annand
Mr J Sargent Mr Clements
Mr Elder Mr Spearwater
Mr W Young Mr Morton
Mr Lewis Mr Bell
Mr Forrester Mr Holland
Mr Howe Mr Holdsworth
Mr Chipman Mr Dickey
Mr Huntington

Against the motion,

Mr Taylor Mr DesBarres Mr Fairbanks
Mr B Smith Mr Benjamin Mr Stewart
Mr Whitman Mr McLellan Mr Wilkins
Mr McDougall Mr Dodd Mr Allison
Mr Kavanagh Mr Thorne Mr Uniacke
Mr Hutton Mr Dawolf Mr G Smith
Mr Archibald Mr Holmes Mr Miller
Mr McDonald Mr Heckman Mr Rudolf
Mr Upham

So it passed in the Negative.

The

MONDAY and TUESDAY, 20th and 21st FEBRUARY, 1837.

The said Resolution was then, upon the question put thereupon, agreed to by the House.

Mr. W. Young from the Committee to whom was referred the engrossed Bill from the Council, entitled, An Act in further amendment of an Act, made and passed in the Thirty-second Year of His Majesty King George the Second, entitled, An Act relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates, reported that the Committee had considered the Bill, and had made some amendments thereto, which they propose to the House to adopt; and he read the amendments in his place, and afterwards delivered them in at the Clerk's Table; and thereupon,

The said Bill was read a second time with the amendments.

Ordered, That the Bill and amendments be committed to a Committee of the whole House.

Mr. Dodd, Chairman of the Annapolis County Election Committee, reported that he was directed by the Committee to ask for leave to adjourn over till Tuesday, the 7th day of March next, at ten o'clock.

Annapolis County
Election Com. ad
journ over

Ordered, That the said Committee have leave accordingly.

The Order of the Day, for considering the Judiciary of the Province, being read,

Ordered, That this House will, to-morrow, proceed to consider the subject of the Judiciary of this Province.

The Order of the Day, for resuming the adjourned Debate upon the Resolutions and amendment proposed upon the consideration of the Council's Message, being read,

Ordered, That the said Debate, be further adjourned until to-morrow.

Then the House adjourned until To-morrow, at Twelve of the Clock.

Tuesday, 21st February, 1837.

A Petition of the Avon Bridge Company was presented by Mr. Wilkins and read, praying a grant of the amount paid by them for Land to form a Highway, which they had made at a considerable expense, connecting the New Avon Bridge with the great Western Route, and for which Land they could not obtain the value from the Treasury, owing to a deficiency in the Law, and offering to expend the amount that may be granted in making the said Road more complete.

Pet. of Avon Bridge
Company

Ordered, That the Petition do lie on the Table.

A Petition of David Crichton and others, Merchants, of Pictou, was presented by Mr. Hatton; and a Petition of Thomas Meagher and others, Tavern Keepers and others, resident in the County of Pictou, was presented by Mr. G. Smith, and the same were read respectively, praying that the Duties upon Licences for selling Spirituous Liquors may be reduced, and Traders be allowed to sell in quantity as low as a quart.

Pets. from Pictou
relative to prices of
Licences for selling
Spirituous Liquors

Ordered, That the Petitions be referred to Mr. Uniacke, Mr. Hatton, Mr. Holland, Mr. Bell, Mr. G. Smith, Mr. McDougall and Mr. Morton, who are to report thereon, and generally on the Laws relating to Licences for the Sale of Spirituous Liquors, by Bill or otherwise.

Referred to Select
Committee

A Petition of the Rev. William Fraser, Bishop of Tanen and others, residing at Antigonish, was presented by Mr. McDougall; and a Petition of William Matheson and others, Inhabitants of Pictou and its vicinity, was presented by Mr. Howe, and the same were read, praying that measures may be taken to have the restrictions removed upon the Importation from Foreign Countries of re-prints of British Authors, and of other Books.

Petitions for removal
of restrictions on
importation of
Books from Foreign
Ports

Ordered, That the Petitions do lie on the Table.

A Message from His Excellency the Lieutenant-Governor, by Mr. Secretary George :
Mr. Speaker,

His Excellency the LIEUTENANT-GOVERNOR has commanded me to deliver to this House an Estimate of the Expense of the Civil Government of this Province for the year 1837.

Message from Lt.
Gov. with estimate
of Civil Establish-
ment

And he then delivered in the said Estimate at the Bar of the House, and withdrew. The said Estimate was read by the Clerk; and thereupon,
Ordered, That the Estimate do lie on the Table.

Report from Com. of Conference

Mr. Stewart, from the Committee of Conference, held yesterday, with a Committee of the Council, on the subject of the amendments to the Sheriffs' Bill, reported that the Managers had been at the Conference, and stated the substance of the Conference to the House.

Further Conference desired with Special Instructions

On motion of Mr. Stewart, *resolved*, that a further Conference be requested with His Majesty's Council, and that the Committee of this House be instructed to state to the Committee of His Majesty's Council, that the House conceives it to be unparliamentary to require from the House the reasons which have induced this House to propose the amendments to the Bill, entitled, "An Act in addition to, and in amendment of, the several Acts in this Province, relating to the office and appointment of Sheriffs, for the several Counties in this Province," His Majesty's Council not having disagreed to the said amendments. The object of Conferences upon amendments proposed to Bills being to apprise the House, which has proposed them, of the reasons which have induced the House to decline giving their assent to the proposed amendments; but His Majesty's Council have not informed the House that the proposed amendments have been disagreed to. Upon a free Conference which may succeed a second Conference, the arguments *pro* and *con* may be freely discussed; but until the proceedings between the two Houses have arrived at the stage in which a free Conference can, with propriety, be required by the House upon these amendments, the House cannot, consistently with Parliamentary usage, be required to state the reasons which have induced the House to propose the amendments referred to.

Ordered, That the Clerk do request the said further Conference.

Petition on Pickled Fish Inspection

A Petition of Clement Hubert and others, Merchants, and others, of Arichat, was presented by Mr. Doyle and read, setting forth the insufficiency of the present Laws relating to the inspection of Pickled Fish, and praying that the same may be altered in several respects, pointed out in the Petition.

Referred to Com.

Ordered, That the Petition be referred to the Committee appointed on the subject of the Inspection of Pickled Fish.

Petitions complaining of encroachments of Americans on Fisheries of Coast

A Petition of the Fishermen of St. Margaret's Bay, Dover and Prospect, A Petition of Thomas Smith and others, engaged in the Fisheries on the Shores of this Province, A Petition of Jacob Crook and others, engaged in the like Fisheries, And a Petition of John Lang and others, also engaged in said Fisheries, were presented by Mr. Howe and read, setting forth the serious loss and injuries suffered by British Subjects engaged in our Coast Fisheries by the constant encroachments of American Fishermen, and praying redress.

Referred to Select Committee

Ordered, That the Petitions be referred to the Select Committee appointed in regard to the state of our Fisheries and encroachments thereon by Foreigners.

Petition from New Glasgow for Lock-up-House

A Petition of Merchants, Traders and others, Inhabitants of New Glasgow, and the East River of Pictou, was presented by Mr. G. Smith and read, praying that an Act may be passed authorizing the Justices and Grand Jury in Session for the County of Pictou to assess themselves for the erection and maintenance of a Lock-up-House in the Town of New Glasgow.

Leave to bring in Bill thereon

Ordered, That the Petition be referred to Mr. G. Smith, with leave to bring in a Bill pursuant to the prayer thereof.

Shelburne Election Committee adjourn over

Mr. Dodd, Chairman of the Shelburne Election Committee, reported from the Committee that they had directed him to ask the leave of the House for the Committee to adjourn over until Tuesday next, the 28th inst. at ten of the clock.

Ordered, That the Committee have leave accordingly.

Petition from Pictou against Quacks

A Petition of James Dawson and others, Inhabitants of the County of Pictou, was presented by Mr. G. Smith and read, praying that a more efficient Law may be passed to prevent ignorant and unskillful persons from practising in the profession of Medicine.

Ordered, That the Petition do lie on the Table.

TUESDAY, 21st FEBRUARY, 1837.

A Petition of James Dawson was presented by Mr. G. Smith and read, praying a Drawback upon a quantity of Printing Paper exported by him to Prince Edward Island.

Ordered, That the Petition be referred to Mr. G. Smith, Mr. W. Young and Mr. Huntington, to examine and report upon to this House.

Petition of J Dawson for drawback on printing paper
Referred to Select Committee

A Petition of the Pilots for the Port of Halifax, was presented by Mr. Howe and read, praying that further and more efficient regulations may be made in regard to the Pilotage of Vessels at said Port.

Ordered, That the Petition be referred to the Committee on the Bills to continue Acts relating to Pilotage.

Petition relating to Pilotage at Halifax

Referred to Com.

A Petition of James Whitney was presented by Mr. Howe and read, praying a continuance of the grant heretofore made to him for running a Steam Boat and Sailing Packet, carrying the Mails between Annapolis, Digby and St. John.

A Petition of the Committee of the Mechanics' Institute, in Halifax, was presented by Mr. Howe and read, praying further pecuniary assistance towards the objects of the Institution.

A Petition of the President and Committee of the Halifax Mechanics' Library, was presented by Mr. Howe and read, praying aid to assist their exertions for the ensuing year.

Petition of Mr. Whitney for aid to Steam Boat

Petition of Mechanics' Institute

Petition of Mechanics' Library

Ordered, That the Petitions do lie on the Table.

A Petition of the Committee of the Horticultural Society, in Halifax, was presented by Mr. Howe and read, setting forth that they had fixed upon a Site in the Western Suburbs of the Town of Halifax, where they intend to found a Public Garden, and to support the same by Annual proceeds which shall arise from the Subscriptions and by the Sale of Seeds, Plants and Trees—that the Site fixed upon, consists of a part of the Common Lots, two of which have been relinquished to the Society by one of the Lessees, and that they have made arrangements for purchasing the Leases of others with buildings and improvements thereon; and praying that an Act may be passed suspending the Rents of the said Lots accruing to the Town of Halifax, and that the Lots may be given up to the said Horticultural Society for so long a period as the Ground composing the same shall be used as such Public Garden, and supported by the Society for the benefit of the Town, &c.

Ordered, That the Petition be referred to Mr. Howe, Mr. Bell and Mr. W. Young, to examine and report thereon to this House.

Petition of Horticultural Society in Halifax

Referred to Select Com.

A Petition of Peter Starat and others was presented by Mr. Holland and read, praying aid in the completion of Public Wharves or Piers at Marshall's Cove, on the Shore of the Bay of Fundy, in the County of Annapolis.

Ordered, That the Petition do lie on the Table.

Petition for aid to Piers at Marshall's Cove, County of Annapolis

A Petition of R. M. Cutler and others, Freeholders, Merchants, Fishermen, and other inhabitants of the County of Guysborough, was presented by Mr. DesBarres and read, setting forth the inefficiency of the present Laws in regard to the Inspection of Pickled Fish, and praying that various other enactments may be made in regard thereto.

Ordered, That the Petition be referred to the Committee on the subject of the Inspection of Pickled Fish.

Petition from Guysborough as to Pickled Fish Inspection

Referred to Com.

A Petition of John Newton and others, Freeholders and Inhabitants of the County of Guysborough, was presented by Mr. DesBarres and read, praying aid in opening the proposed New Great South Eastern Road, from Halifax to Guysborough, through Musquedoboit and St. Mary's.

Ordered, That the Petition be referred to the Committee appointed yesterday, on Petitions relative to said Road, and that Mr. DesBarres and Mr. Dodd, be added to the said Committee.

Petition from Guysborough for aid to new road through Musquedoboit

Referred to former Committee

A Petition of Samuel G. Archibald and others, Merchants, Owners of Vessels, and other Inhabitants of Sydney, and North Sydney, Cape-Breton, was presented by Mr. Dodd and read, praying an alteration in the Laws of Pilotage, at the Ports of Sydney.

Ordered, That the Petitions be referred to the Select Committee, on the Bills to continue the Pilotage Acts.

Petition from Sydney C B relative to Pilotage

Referred to Com.

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TUESDAY, 21st FEBRUARY, 1837.

Petition for aid to
Grist Mill Kempt
Town

A Petition of Daniel Hingley and others, Inhabitants of Kempt Town, was presented by Mr. Archibald and read, praying aid in the completion of a Grist Mill, near the new Bridge on the Salmon River.

Petition for aid to
Oat Mill at New
Antrim

A Petition of John Kerr, of New Antrim Settlement, in Halifax County, was presented by Mr. Howe and read, praying a Bounty upon the erection of an Oat Mill and Kiln, in said Settlement.

Petition for aid to
Oat Mill at Knoy-
dart

A Petition of Ranald McDonald, was presented by Mr. G. Smith and read, praying aid in the completion of an Oat Mill, with a Kiln, at Knoydart, in Maxwelltown, County of Pictou, in the erection of which he has been at a very great expense.

Petition for aid to
main shore road
Queen's County

A Petition of Snow Parker and others, Inhabitants of Queen's County, was presented by Mr. Fairbanks and read, praying aid to improve and render passable for Carriages the Main Shore Road, between Liverpool and Barrington.

Petition for aid to
Halifax Dispensary

A Petition of John Sterling and William Grigor, Surgeons, was presented by Mr. Bell and read, praying a continuance of the aid to the Halifax Dispensary.

Ordered, That the Petitions do lie on the Table.

Petition of Reid
and Clarke on sub-
ject of Seizures of
Goods from New
York

A Petition of Adam Reid and Robert D. Clarke, of Halifax, Merchants, was presented by Mr. Bell and read, setting forth that in a Cargo shipped by their Agent, in New-York, for Halifax, were included, twenty boxes of Oranges, and fifteen bags of Filberts, which Petitioners believed to be of American growth and origin, until their arrival and seizure by the Collector of Customs, at Halifax—that Mr. Reid, the Petitioner, also shipped with said Cargo, twenty bags of Coffee for Exportation, believing that he might lawfully do so, and that the same was also seized at Halifax, by said Collector—that the Petitioners having had no design to defraud the Revenue—have addressed the Lords of the Treasury, for restitution of said Property, and praying that a Special Committee may be appointed to enquire into the facts, so that the Petitioners may receive such relief as may seem expedient.

Petition of J. Leish-
man for return of
duty twice paid by
them on Muslin

A Petition of James Leishman, of Halifax, Merchant, was presented by Mr. Bell and read, stating his having bought at the Sale of Wrecked Goods of the American Ship Eagle, a quantity of Muslin, upon which the Duty was here paid, as the Law requires upon Wrecked Goods so sold—that he was obliged to export the Muslin to England, to have the same made saleable by being redressed, and afterwards received the same back at this Port, and was obliged to pay the Colonial Duty thereon a second time, and praying a return thereof.

Petitions referred to
Select Committee

Ordered, That the two foregoing Petitions be referred to Mr. Howe, Mr. W. Young and Mr. Dewolf, to examine and report thereon to this House.

Petition of Halifax
Steam Boat Com.
for further aid

A Petition of the Halifax Steam Boat Company was presented by Mr. Bell and read, setting forth that since their Incorporation, notwithstanding the very heavy sums they have expended, they have never yet been able to make a dividend to the Stockholders, or even to make the receipts from the Boat meet the expenditure—that in the course of the last year they have expended upwards of £550 in erecting stabling and shelter for Travellers and Carriages—that they are providing an additional Steam Boat now building at Dartmouth, and have contracted for an Engine of the power of twenty-five horses, to be shipped from England early in the Spring—and praying that aid may be afforded in the support of their Establishment.

Ordered, That the Petition do lie on the Table.

Poor House Ac-
counts laid before
House

Mr. Bell presented to the House an Account of Paupers admitted into the Halifax Asylum for the Poor, during the year 1836, distinguishing Halifax from Transient, and the places from whence the Transient Poor came; also, an aggregate List of Articles purchased for the Halifax Asylum for the Poor during the year of 1836; and an Account of the Funds received for the use of the Halifax Asylum for the Poor during the year 1836, and from where received.

(See Appendix, No. 8.)

Ordered, That the Accounts do lie on the Table.

Petition of Greeno
and others for re-
turn of part fine on
plaster Vessel

A Petition of Robert Greeno, John Allison and William Bennet, of Newport, in the County of Hants. Mariners, was presented by Mr. Goudge and read, setting forth their being joint

owners of a small Schooner engaged in the Plaister Trade in the Bay of Fundy, and which was seized with other Vessels by a Man of War—the said Schooner having on board four Barrels of Flour on her return voyage from Eastport to Newport—that the several Vessels seized were released upon payment by each owner of £25—that Petitioners were obliged to pay £25 each, whereas upon other Vessels, much larger, owned by one person, but £25 was paid, and praying that £59, of the £75 so paid by them into the Treasury, may be returned; and thereupon,

Mr. Goudge moved, that the Petition be referred to a Select Committee to examine and report upon: which, being seconded,

Mr. Archibald moved, as an amendment to the question, that Mr. Goudge have leave to withdraw the said Petition: which, being seconded and put, and the House dividing thereon, there appeared, for the amendment, twenty-three; against it, fourteen.

For the amendment,

- | | | |
|---------------|---------------|--------------|
| Mr Rudolf | Mr Fairbanks | Mr Howe |
| Mr G Smith | Mr Thorne | Mr Forrester |
| Mr Heckman | Mr McLellan | Mr McDonald |
| Mr Archibald | Mr Lewis | Mr Untacke |
| Mr Whitman | Mr Holland | Mr McDougall |
| Mr Huntington | Mr Hatton | Mr DesBarres |
| Mr Morton | Mr Holdsworth | Mr Taylor |
| Mr Annand | Mr Holmes | |

Against the amendment,

- | | |
|--------------|-------------|
| Mr Elder | Mr Benjamin |
| Mr Pell | Mr Allison |
| Mr J Sargent | Mr B Smith |
| Mr W Sargent | Mr Goudge |
| Mr Wilhins | Mr W Young |
| Mr Clements | Mr Chipman |
| Mr Kavanagh | |
| Mr Dewolf | |

So it passed in the Affirmative.

A Petition of John Dauphinee and others, Inhabitants of the Town of Chester and Margaret's Bay, and those residing on the Shore Road, from Halifax to Chester, was presented by Mr. Howe and read, praying that the Post Communication by that Road may be restored.

A Petition of W. S. Morris and others, Inhabitants of the Towns of Liverpool, Lunenburg and Windsor, was presented by Mr. Fairbanks and read, praying that no alteration may be made in the present route of the Mails to those places, by the Road from Windsor to Chester.

Ordered, That the foregoing Petitions be referred to the Committee on the Post-Office Department.

A Petition of William Crook and others, was presented by Mr. Howe and read, setting forth that a sum of Money granted last Session, to clear out the run at the outlet of Lake Porter, had not been expended, owing to a greater advantage to be derived from opening a new passage from said Lake to the Sea, which would require an additional sum, besides the subscriptions raised for that purpose, and praying that such additional sum may be granted.

A Petition of Christian Loy and others, Inhabitants of Lake Porter and Lawrence Town, was also presented by Mr. Howe and read, setting forth the disadvantages to said Loy and the Public at large, by making the contemplated new cut from Lake Porter to the Sea, and praying that the old run may be cleared out in place thereof.

Ordered, That the said Petitions be referred to Mr. Howe, Mr. Huntington, Mr. W. Young, Mr. Morton and Mr. Thorne, to examine and report thereon to this House.

A Petition of Joseph Chipman, Surgeon, and others, of the Medical Profession throughout the Province, was presented by Mr. Huntington and read, praying that Enactments may be passed to prevent ignorant and uneducated Persons from practising Physic and Surgery.

Ordered, That the Petition do lie on the Table.

A Petition of John Martin and others, Fishermen of Ketch Harbor, was presented by Mr. Forrester and read, praying that regulations may be made in regard to the setting of Nets and Seines for the taking of Fish in the Harbors.

Ordered, That the Petition be referred to Mr. Uniacke, Mr. Forrester, Mr. J. Sargent, Mr. Rudolf, Mr. Spearwater, Mr. DesBarres and Mr. Holdsworth, to examine and report upon to the House.

Mr. Speaker laid before the House a Letter received by him from Mr. Secretary George, dated this day, with reference to certain Resolutions of the late and present House of Assembly,

Motion to refer to Select Committee

Amendment for withdrawal of Petition
Amendment passed

Petition for Post Communication by Margaret's Bay

Petition for Post Communication by Windsor to Chester

Referred to Post-Office Committee

Petition for aid to make new cut from Porter's Lake to the Sea

Petition against same

Petitions refered to Select Committee

Petition against Quacks

Petition from Fishermen for regulating Seines

Referred to Select Committee

Letter from Provincial Secretary with papers viz :

TUESDAY, 21st FEBRUARY, 1837.

- sembly, transmitting by command of His Excellency the Lieutenant-Governor certain papers which Mr. Speaker also laid before the House, which were read by the Clerk, viz :
- Relating to removal of Blacks
No. 1. Copies of Letters from the Reverend A. Gray, and E. H. Lowe, Esquire, relative to the removal of the People of Color from Hammond's Plains and Preston to Trinidad or Demerara.
(See Appendix, No. 9.)
Ordered, That the said Copies of Letters, with the Letter from the Provincial Secretary, do lie on the Table.
- Cross Island Light-House
No. 2. Copy of a Letter from the Commissioners of Light-Houses, relative to the Light-House on Cross Island, with four Petitions recently addressed to the Lieutenant-Governor on the same subject, praying that the Light-House may be rendered effectual by being lighted up.
(See Appendix, No. 10.)
Ordered, That the said Copy of Letter and Petitions be referred to the Select Committee appointed yesterday on the subject of the Light-House Commission, and that they do report on this matter.
- Referred to Light-House Committee
No. 3. Report and Plan of Messrs. Munroe and McKenzie of a new line of road from the new Avon Bridge, in Falmouth, to the Post Road near Mud Bridge, in Horton.
(See Appendix, No. 11.)
Ordered, That the said Report and Plan do lie on the Table.
- Survey of New Road from Avon Bridge to Horton
No. 4. Copies of Letters from the Lieutenant-Governor and Naval Commander in Chief, relative to a proposed Light-House on the west side of the Yarmouth Harbour.
(See Appendix, No. 12.)
Ordered, That the said Copies of Letters be referred to the Committee appointed yesterday, in regard to the Light-House Commission, who are to examine and report upon this subject.
- Proposed Yarmouth Light-House
A Message from the Council, by Mr. Halliburton:
Mr. Speaker,
The Council agree to the further Conference desired by this Honorable House on the subject of the last Conference, and the Committee of the Council are now ready to meet the Committee of this Honorable House.
And then the Messenger withdrew.
Ordered, That the Managers who managed the last Conference do manage this Conference.
So they went to the Conference.
And being returned, Mr. Stewart reported that the Managers had been at the Conference and had thereon complied with the Instructions of the House.
- Referred to Light-House Committee
Conference held and reported
A Petition of the Directors of the Bank of Nova-Scotia, on behalf of the Shareholders in that Corporation, was presented by Mr. Howe and read, praying that they may be at liberty to issue Notes below £5 according to the original Charter, which has been altered by an Act of the late Assembly ; and thereupon,
Mr. Goudge moved, that Mr. Howe have leave to withdraw the Petition : which, being seconded and put, and the House dividing thereon, there appeared, for the motion, thirty-four ; against it, eleven.
- Petition from Nova Scotia Bank for leave to issue Notes under £5, &c
leave to withdraw Petition

For the motion.

| | | |
|---------------|-----------------|----------------|
| Mr. Chipman | Mr. Whitman | Mr. McDougall |
| Mr. Annand | Mr. Morton | Mr. Allison |
| Mr. Miller | Mr. Elder | Mr. B. Smith |
| Mr. Goudge | Mr. Upham | Mr. Holland |
| Mr. Doyle | Mr. Benjamin | Mr. W. Sargent |
| Mr. Rudolf | Mr. Thorne | Mr. Holdsworth |
| Mr. G. Smith | Mr. D'Entremont | Mr. Hatton |
| Mr. Wilkins | Mr. McDonald | Mr. McLellan |
| Mr. DesBarres | Mr. Archibald | Mr. Spearwater |
| Mr. Dewolf | Mr. Taylor | Mr. J. Sargent |
| Mr. Clements | Mr. W. Young | Mr. Huntington |
| Mr. Heckman | | |

Against the motion.

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|---------------|
| Mr. Dickey |
| Mr. Dodd |
| Mr. Holmes |
| Mr. Bell |
| Mr. Lewis |
| Mr. Howe |
| Mr. Fairbanks |
| Mr. Kavanagh |
| Mr. Stewart |
| Mr. Forrester |
| Mr. Uniacke |

So it passed in the Affirmative.

A

TUESDAY and WEDNESDAY, 21st and 22d FEBRUARY, 1837.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have not agreed to the amendments proposed by this Honorable House to the Bill, entitled, An Act in addition to, and in amendment of, the several Acts in this Province, relating to the office and appointment of Sheriffs for the several Counties in this Province.

And then the Messenger withdrew.

A Petition of the Trustees of the School at the Western Shore, in the Township of Chester, and others, inhabitants of the same place, was presented by Mr. Miller and read, praying aid to pay off a Debt incurred in erecting a School House, with apartments for the Teacher, at said place.

A Petition of Thomas Holland and others, inhabitants of St. Margaret's Bay, was presented by Mr. Miller and read, praying that an Act may be passed, erecting that District into a Parish, by the style and title of St. Margaret's.

Ordered, That the Petitions do lie on the Table.

A Petition of James Bain, James N. Shannon and Edward Allison, of Halifax, Merchants, was presented by Mr. Bell and read, setting forth that Petitioners purchased, at the sale of the cargo of the American Ship Eagle, a quantity of Goods, on which the Imperial Duty was paid at the Custom-House here—that they shipped the said Goods to New-York and Boston, where the high Tariff Duties were paid on the same—that in making such shipment, Petitioners anticipated that the Duties paid here would be returned, as the object of the Imperial Act was to prevent the Sale and Consumption of Foreign Goods in the Colonies in preference to British Goods, and that the Colonial Policy is only to require the payment of Duty upon Articles consumed or used in the Province; and praying a return of the amount of Duties virtually paid by them on said Goods, by the increased price on the purchase thereof by them.

Ordered, That the Petition be referred to Mr. Stewart, Mr. Bell and Mr. G. Smith, to examine and report thereon to this House.

A Petition of William Marshall and others, of the Upper District of the County of Annapolis; also, a Petition of E. Morton and others, of the Western District of the County of Annapolis; also, a Petition of Caleb Smith and others, of the Township of Clements, in the County of Annapolis, were presented by Mr. Holland and read, respectively praying that the said County may be divided, with an increase of Representation.

Ordered, That the Petitions do lie on the Table.

The Orders of the Day being read,

Ordered, That this House do, to-morrow, take into consideration the subject of the Judiciary of the Province.

Ordered, That the adjourned Debate on the Resolutions and amendment proposed on the consideration of the Council's Message, be further adjourned until to-morrow.

Then the House adjourned until To-morrow, at Twelve of the Clock.

Wednesday, 22d February, 1837.

A Petition of T. C. Tobias and others, of the County of Annapolis, was presented by Mr. Whitman and read, praying that a heavier duty may be imposed upon Licences to Pedlars.

Ordered, That the Petition be referred to Mr. Whitman, with leave to bring in a Bill in accordance with the prayer thereof.

Mr. Goudge, Chairman of the Amherst Election Committee, reported that he was directed by the Committee to move for leave to adjourn over until Saturday next, at ten of the o'clock.

Ordered, That the Committee have leave accordingly.

Council disagree to amendments to Sheriff's Bill

Petition for aid to School House on Chester shore

Petition from St. Margaret's Bay to be made a Parish

Petition of J. Bain and others for return of duty paid on wrecked Goods exported

Petitions for Division of County of Annapolis

Orders of Day Judiciary postponed

Debate adjourned

Petition for increased Duty on Pedlar's Licenses

Leave to bring in Bill thereon

Amherst Election Committee adjourn over

WEDNESDAY, 22d FEBRUARY, 1837.

- Petition for African School, Halifax
- A Petition of the Reverend Robert Willis, D. D. Rector of St. Paul's Church, on behalf of the Colored People of Halifax, was presented by Mr. Bell and read, praying aid for the African School in Halifax.
- Ordered,* That the Petition do lie on the Table.
- Petition of Mr Irish respecting his Land at Moose River injured by Act of last Session
- A Petition of J. W. M. Irish of St. John, in the Province of New Brunswick, Merchant, was presented by Mr. Bell and read, stating that he is the owner of certain Lands situate on Moose River, in the Township of Parrsborough; the Tide-way of which River was, by an Act of last Session, granted to James R. Smith and Hugh Hartshorne, Esquires, for the erection of Mills, with a Dam, &c., much to his detriment, and praying that a Special Committee may be appointed to take the subject into consideration.
- Ordered,* That the Petition be referred to Mr. W. Young, Mr. Holmes, Mr. Stewart, Mr. Chipman and Mr. Bell, to examine and report upon to this House.
- Referred to Select Committee
- Petition of Hector McNeil, Red Islands respecting seizure of his goods
- A Petition of Hector McNeil of the Red Islands, in the County of Richmond, and Island of Cape Breton, was presented by Mr. Uniacke and read, praying relief in regard to the seizure of certain Rum and Tobacco as set forth in his Petition of last Session.
- Ordered,* That the Petition be referred to Mr. Huntington, Mr. Goudge and Mr. Uniacke, to examine into the merits thereof, and report thereon to this House.
- Referred to Select Committee
- Petition of G. G. Hill for bounty on invention of Saw Mill
- A Petition of George G. Hill was presented by Mr. Uniacke and read, setting forth that whilst engaged in attempting to discover perpetual motion, he invented a Mill for sawing upon an improved principle, and which is now in operation in Cape-Breton; a model of which he has forwarded to the Provincial Secretary's Office—that the Petitioner is unable to pay the fees necessary to the obtaining a Patent for his said discovery, and praying a Bounty upon the invention.
- Petition of D. Henderson Cape John County Pictou for encouragement in making Whiskey
- A Petition of Donald Henderson, of Cape John, in the County of Pictou, was presented by Mr. G. Smith and read, setting forth, that upon Emigrating to this Country fifteen years ago, he brought with him the necessary Apparatus for Distilling Whiskey, which is the favorite beverage of a large proportion of the inhabitants of the above County—that he wishes to commence the distillation of superior Whiskey from Grain; and praying that he may be exempted from paying Provincial Duty on what he may Manufacture from the produce of his own individual property.
- Ordered,* That the Petitions do lie on the Table.
- Petition for Bill to Assess Pictou to pay expences of Poor
- A Petition of David Crichton and James Crichton, of Pictou, Merchants, was presented by Mr. W. Young and read, praying that an Act may be passed to authorise the Assessment of the Township of Pictou, to pay the amount due them for advances formerly made for the support of the Poor in that Township.
- Ordered,* That the Petition be referred to Mr. W. Young, Mr. G. Smith and Mr. Hatton, to examine and report thereon to this House, by Bill or otherwise.
- Referred to Select Com.
- Petition of Grocers in Halifax for reduction of Licence Duty
- A Petition of James Croskill and others, Grocers, of the Town of Halifax, was presented by Mr. Forrester and read, representing the disadvantages under which they labor from the high Duty required upon Licenses for the sale of Spirituous Liquors, and praying that the same may be reduced.
- Ordered,* That the Petition be referred to Mr. Forrester, Mr. Bell and Mr. Uniacke, to examine and report thereon by Bill or otherwise.
- Referred to Select Committee
- Petition of Western Stage Coach Company
- A Petition of the Committee of the Western Stage Coach Company was presented by Mr. Howe and read, praying further aid to that Establishment; and thereupon,
- Motion for withdrawal Amended by reference to S. Com.
- Mr. Benjamin moved that leave be given to withdraw said Petition; which being seconded, Mr. Howe moved, by way of amendment to the question, that the Petition be referred to a Select Committee, to examine into the merits thereof, and report thereon to the House; which, being seconded and put, passed in the affirmative.
- Ordered,* That the Petition be referred to Mr. Howe, Mr. Huntington, Mr. Uniacke, Mr. Dodd, Mr. G. Smith, Mr. Benjamin and Mr. B. Smith, for the above purpose.

WEDNESDAY, 22d FEBRUARY, 1837.

A Petition of John Ross, Proprietor of the Line of Eastern Stage Coaches, was presented by Mr. G. Smith and read, praying further aid to that Establishment.

Ordered, That the Petition be referred to the Committee on the last foregoing Petition, who are likewise to examine and report upon this Petition.

Pet. for aid to Eastern Stage Coaches

Referred to same Committee

Mr. Forrester moved that the House do come to a Resolution as followeth, viz:—

Whereas, the Jury System is a part and a very important part of the British Constitution, and is so recognised in every portion of His Majesty's Dominions; and as the wilful omission of the names of persons qualified to serve on Juries, or as any undue interference with the making up Jury Lists, returning or striking Juries, disturb the very roots of Justice; and as it appears to this House, that discrepancies exist in the mutual statements of the Sheriff of the County of Halifax and the Prothonotary of this Province, respecting the annual lists of Juries, which, for a series of years, have been returned to the Crown Office. *Resolved*, that this matter be referred to the Select Committee on the Bill to provide for the proper selection of Grand Jurors, with power to send for Persons and Papers, and that said Committee report fully thereon to this House: which, being seconded and put, and the House dividing thereon, there appeared, for the Resolution, nine; against it, thirty-five.

Motion to enquire as to returns of Juries, &c. negatived

For the Resolution,

Mr Doyle
Mr Howe
Mr Holdsworth
Mr Forrester
Mr Lewis
Mr Holland
Mr McLellan
Mr Goudge
Mr D'Entremont

Against the Resolution,

| | | |
|---------------|--------------|--------------|
| Mr Elder | Mr Annand | Mr Uniacke |
| Mr Kavanagh | Mr W Sargent | Mr Dodd |
| Mr Dewolf | Mr Taylor | Mr Stewart |
| Mr J Sargent | Mr Fairbanks | Mr Heckman |
| Mr DesBarres | Mr Morton | Mr Miller |
| Mr Thorne | Mr Upham | Mr Rudolf |
| Mr Archibald | Mr Bell | Mr Wilkins |
| Mr Dickey | Mr Whitman | Mr G Smith |
| Mr Halton | Mr B Smith | Mr Chipman |
| Mr McDonald | Mr Clements | Mr Allison |
| Mr Spearwater | Mr W Young | Mr McDougall |
| Mr Huntington | Mr Benjamin | |

So it passed in the Negative.

A Message from the Council by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act to amend the Acts for recovering Debts from absent or absconding Debtors, with amendments, to which amendments they desire the concurrence of this Honorable House.

Council agree to Bill to amend absconding Acts with amendments
Also agree to thirty Bills without amendment
Forestalling

The Council have also agreed to thirty Bills for continuing Acts of the General Assembly about to expire, without any amendment, which Bills are entitled as follows, viz:—

An Act to continue the Act to suspend the operation of several Acts of the General Assembly, passed to prevent Forestalling, Regrating and Monopolizing.

An Act to continue the Act to suspend the operation of the Acts to prevent Forestalling, Regrating and Monopolizing, of Cord Wood in the Town of Halifax.

Forestalling Cord-wood

An Act to continue the Act to prevent Disorderly Riding, and to regulate the Driving of Carriages, on the Streets of Halifax or other Towns, or on the Public Roads of this Province, and for repealing certain Acts therein mentioned.

Disorderly riding

An Act to continue the Act in addition to the Act for regulating the Rates and Prices of Carriages.

Rates of Carriages

An Act to continue an Act in amendment of certain Acts relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates.

Amendment of Wills Act

An Act to continue the Act, entitled, An Act in further addition to the Act relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates.

Addition to Wills Act

An Act to continue the Act to preserve and regulate the Navigation of the Harbour of Pugwash.

Pugwash Navigation

An Act to continue the Act to lessen the expense of the proof of Written Documents in Actions depending in any of the Courts within this Province.

Proof of Written Documents

An Act to continue the Act in amendment of an Act, made and passed in the first and second

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|---|--|
| Extension of Laws of Nova-Scotia to Cape-Breton | second years of His late Majesty's Reign, entitled, An Act to extend the Laws and Ordinances of the Province of Nova-Scotia to the Island of Cape-Breton. |
| Town Officers | An Act to continue the Act in further addition to, and in amendment of, the Act for the choice of Town Officers and Regulating of Townships, and the Act to alter and amend the same. |
| Fishermen's Nets | An Act to continue the Act to prevent damage to the Nets of Fishermen by Coasting Vessels. |
| Malicious injuries | An Act to continue the Act concerning Malicious Injuries to Property. |
| Quarantine | An Act to continue the Act to prevent the spreading of Contagious Diseases and for the performance of Quarantine, and the Act in amendment thereof. |
| Annapolis Academy | An Act to continue the Acts to provide for the Regulation and Management of the Grammar School or Academy at Annapolis. |
| Sup. Court Halifax | An Act to continue the Act concerning the Terms of the Supreme Court at Halifax. |
| Halifax Grammar School | An Act to continue the Act to amend an Act for establishing a Public School in the Town of Halifax. |
| Trespasses | An Act to continue the Acts now in force relating to Trespasses. |
| Shubenacadie Fishery | An Act to continue the Act for regulating the Fishery in the River Shubenacadie. |
| Addition to Act relating to Wills | An Act to continue the Act in addition to, and in amendment of, the Act relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates. |
| Killing Bears, &c | An Act to continue the Act to encourage the killing of Bears, Loup-Cerviers and Wild Cats. |
| Trespass Act | An Act to continue the Act further to amend the Act relating to Trespasses. |
| Supervisors of Public Grounds | An Act to continue the Act for appointing Supervisors to take charge of Public Grounds and for other purposes, and the Act in amendment thereof. |
| Sea Manure Queen's County | An Act to continue the Act to authorize the Sessions of the Peace for the County of Queen's County, to make Regulations for the gathering of Sea Manure in the said County. |
| Settlement of the Poor | An Act to continue the Act in amendment of the Act for the Settlement of the Poor in the several Townships within this Province. |
| Amendt. of Highway Act | An Act to continue the Act in amendment of the Act relating to Highways, Roads and Bridges. |
| Restraining Attachments | An Act to continue the Act to restrain the issuing Writs of Attachment in certain cases. |
| Marriage Licenses | An Act to continue the Act relating to Marriage Licenses. |
| Beef Weighing | An Act to continue the Act to regulate the Weighing of Beef. |
| Bite of Animals | An Act to continue the Act to provide against the occurrence of Diseases from the Bite of Animals. |
| Courts of Common Pleas | An Act to continue the Act concerning the Inferior Courts of Common Pleas within this Province. And then the Messenger withdrew. |
| Amendt. to Absconding Debtors Bill agreed to | The amendments proposed by the Council to the Bill, entitled, An Act to amend the Acts for recovering Debts from absent or absconding Debtors, were read throughout a first and second time; and thereupon, On motion, <i>resolved</i> , that this House do agree to the said Amendments. <i>Ordered</i> , That the Clerk do carry the Bill and amendments to the Council, and acquaint them that this House have agreed to the said amendments. |
| Pet. for leave to build Mill-dams on Petite Rieer | A Petition of Francis Parker, of Walton, in the County of Hants, Esquire, was presented by Mr. Wilkins and read, praying that the Petite Plaister and Mills Company may be at liberty to erect Dams for Mills at the head of the shipping place on the River Petite. <i>Ordered</i> , That the Petition be referred to the Committee on the Bill in amendment of the Act to Incorporate the Petite Plaister and Mills Company. |
| Supply made Order of Day | On motion of Mr. Stewart, <i>resolved</i> , that a Supply be granted to His Majesty. On motion of Mr. Stewart, <i>resolved</i> , that this House will, to-morrow, resolve itself into a Committee of the whole House to consider of the Supply to be granted to His Majesty. |
| Estimate referred to Com. of Supply | <i>Ordered</i> , That the Estimate of the Expenses of the Civil Establishment of this Province, for the present year, be referred to the Committee of Supply. On |

WEDNESDAY, 22d FEBRUARY, 1837.

On motion of Mr. Stewart, *resolved*, that this House will, on Saturday next, resolve itself into a Committee of the whole House to consider of Ways and Means, for raising the Supply granted to His Majesty. **Ways and Means made Order of Day**

A Petition of Henry Green was presented by Mr. Howe and read, setting forth his having discovered a cure for Wens and Cancers, by means of a Salve, and praying to be exempted from the operation of the Laws to prevent persons, not duly qualified, from practising Physic and Surgery. **Pet. of H. Green, curer of Cancers for exemption from Law against Quacks**

Ordered, That the Petition be referred to Mr. Miller, Mr. Howe and Mr. Bell, to examine and report thereon to this House.

A Petition of J. & C. E. Ratchford, of Parrsborough, was presented by Mr Dewolf and read, praying aid in establishing a Stage Coach Communication, carrying the Mail between Parrsborough and Amherst. **Pet. for aid to Mail Coach from Parrsborough to Amherst**

Ordered, That the Petition be referred to the Committee on the Post-Office Department.

A Petition of Murdo McCaskill and others was presented by Mr. W. Young and read, setting forth the injurious tendency of the Commissioners Courts for the recovery of small Debts, established in the Island of Cape-Breton, by an Act of the last Session, and praying the repeal of the said Act, and that the jurisdiction of Magistrates in regard to Debts may be extended to Ten Pounds. **Pet. against Cape-Breton Commrs. Court Act**

Ordered, That the Petition be referred to the Committee appointed on the Bill to continue the Cape-Breton Commissioners Court Act. **Referred to Com.**

A Petition of John W. Harris and others, President, and Office Bearers of the Pictou Subscription Library Society, was presented by Mr. G. Smith and read, praying Legislative assistance to that Institution. **Pet. from Pictou Library for aid**

Ordered, That the Petition do lie on the Table.

Mr. W. Young, pursuant to leave given, presented a Bill to change the name of the County of Juste-au-Corps to the County of Inverness, and the same was read a first time. **Bill presented to change name of County of Juste-au-Corps**

Ordered, That the Bill be read a second time.

Mr. W. Young, pursuant to leave given, presented a Bill for establishing and regulating Ferries, and to repeal the Act now in force, and the same was read a first time. **Bill presented for regulating Ferries**

Ordered, That the Bill be referred to Mr. W. Young, Mr. G. Smith, Mr. Miller, Mr. Chipman, Mr. Holdsworth, Mr. Uniacke, and Mr. Upham, to examine and report upon to this House. **Referred to Special Committee**

On motion of Mr. Uniacke, *resolved*, that a Committee be appointed to examine into and report upon the state of the Provincial Buildings, and to ascertain their condition and the repairs necessary to be performed thereon. **Com. to examine Provincial Buildings**

Ordered, That Mr. Uniacke, Mr. J. Young, Mr. Doyle, Mr. Bell, and Mr. W. Young, be a Committee for the above purpose.

On motion of Mr. Chipman, *resolved*, that a Committee be appointed to wait on His Excellency the Lieutenant-Governor with an extract from that part of the report of the Joint Committee of His Majesty's Council and this House, appointed to examine the Public Accounts, which relates to the Loan Office at Annapolis, and respectfully to request that His Excellency would be pleased to direct such measures to be adopted as would secure a compliance with the recommendations of the Committee. **Com. to wait on Gov. relative to Annapolis County Loan Office**

Ordered, That Mr. Chipman, Mr. Stewart and Mr. G. Smith, be a Committee for the above purpose.

Mr. Uniacke, pursuant to leave given, presented a Bill to amend the Act to incorporate sundry Persons by the name of the President, Directors, and Company of the Bank of Nova Scotia, and the same was read a first time. **Bill presented to amend N. S. Bank Incorporation Act.**

Mr. Fairbanks, pursuant to leave given, presented a Bill relating to the Commissioners of Streets **Bill presented relating to Commrs. of Streets**

WEDNESDAY and THURSDAY, 22d and 23d FEBRUARY, 1837.

Streets, in and for the several Towns throughout this Province, and the same was read a first time.

Ordered, That the Bills be read a second time.

Pet. of W. Wheelock for maintaining and conveying prisoners to Halifax

A Petition of Welcome Wheelock, Keeper of the Annapolis County Jail, was presented by Mr. Whitman and read, praying re-imbusement of the expenses incurred by him in maintaining Clem Petit and Samuel Laramore, accused of murder on the High Seas, and also of transporting to Halifax Daniel Holland, sentenced by the Supreme Court to Imprisonment in the Bridewell.

Ordered, That the Petition do lie on the Table.

Pet of J. Ferguson Chocolate Manufacturer for protection

A Petition of John Ferguson, of Halifax, Chocolate Manufacturer, was presented by Mr. Stewart and read, praying encouragement in the manufacture of Chocolate, by him carried on in Halifax.

Ordered, That the Petition be referred to Mr. Stewart, Mr. Bell and Mr. Howe, to examine and report upon the minutes thereof to this House.

Referred to Special Committee

Pet. of Bar Society for return of duty and removal of restrictions on Importation of Books

A Petition of the Committee of the Bar Society, in Halifax, was presented by Mr. Stewart and read, praying a return of Duties paid by them, upon certain Law Books, imported from the United States of America, for the use of the Library and also, that measures may be taken for removing the restrictions upon the importation from the United States of reprints of British Works of Literature.

Ordered, That the Petition be referred to Mr. Howe, Mr. Bell, Mr. Morton, Mr. Dewolf and Mr. Miller, to examine and report upon to the House.

Referred to Select Com.

Pet. from Baptist Education Society

A Petition of the Managing Committee of the Nova-Scotia Baptist Education Society, was presented by Mr. Dewolf and read, praying further aid to the Horton Academy.

Ordered, That the Petition do lie on the Table.

Report and amendments to Petite Plaister Company Bill

Mr. Wilkins, from the Select Committee, on the Bill in amendment of the Act to incorporate the Petite Plaister and Mills Com; any, reported that the Committee had considered the Bill, and had made some amendments thereto, which they recommend to be adopted; and he read the amendments in his place, and afterwards delivered them in at the Clerk's Table, where they were again read.

Ordered, That the Bill be now read a second time, with the amendments; and the said Bill was accordingly read a second time, with the proposed amendments.

Bill read 2d time with amendments and committed

Ordered. That the Bill and amendments, be committed to a Committee of the whole House.

Orders of Day Judiciary postponed

The Orders of the Day being read,

Ordered, That this House will, to-morrow, proceed to the consideration of the Judiciary of the Province.

Debate further adjourned

Ordered, That the Debate upon the Resolutions and amendment on the consideration of the Council's Message, be further adjourned until to-morrow.

Then the House adjourned until To-morrow, at twelve of the Clock.

Thursday, 23d February, 1837.

Petition of J. Farquhar for return of Duties on Goods destroyed by Fire

A Petition of John Farquhar, of Halifax, Trader, was, by Special leave of the House, presented by Mr. Forrester and read, praying a return of Duties paid upon certain articles of Merchandize belonging to him, and intended for sale, but destroyed by Fire in February last.

Referred to Select Committee

Ordered, That the Petition be referred to Mr. Forrester, Mr. W. Young and Mr. Doyle, to examine and report upon the merits thereof to this House.

Annapolis County Division Bill read 2d time and committed

A Bill to divide the County of Annapolis, and to regulate the Representation thereof, was read a second time.

Ordered, That the Bill be committed to a Committee of the whole House.

An

THURSDAY, 23d FEBRUARY, 1837.

An engrossed Bill to enable a Company, called the Bank of British North America, to sue and be sued, in the name of any one of the Local Directors, or of the Managers of the Branches of the said Bank, established or to be established in this Province, was read a third time; and thereupon,

Engrossed N. A. Bank Bill read 3d time

On motion of Mr. Howe, *resolved*, that the words "*And whereas*, it is expected, that this Province will be greatly benefitted by the formation of such Company," be left out of the Preamble to the Bill, and the following words be substituted in place thereof, viz:—" *And whereas*, it is the intention of the said Company, to introduce into this Province the system of Cash Credits, and of allowing Interest upon Deposits, usually called the Scotch system of Banking, with such checks and restrictions as experience have proved to be necessary; whereby it is expected that this Province will be greatly benefitted;" and the Preamble to the Bill having been so altered,

Preamble altered

Resolved, That the Bill do pass, and that the title be, An Act to enable a Company, called the Bank of British North America, to sue and be sued, in the name of any one of the Local Directors, or of the Managers of the Branches of the said Bank, established or to be established in this Province.

Bill passed

An engrossed Bill to reduce the Expenses of Suits at Law on Judgments by Confession, was read a third time.

Engrossed Judgments by Confession Bill read 3d time
Bill passed

Resolved, That the Bill do pass, and that the title be, An Act to reduce the Expenses of Suits at Law on Judgments by Confession.

Ordered, That the Clerk do carry the Bills to the Council, and desire their concurrence.

On motion of Mr. W. Young, *resolved*, that a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, and request that he will be pleased to direct the proper Officer to lay before this House the Militia Returns for this Province, for the years 1827, 1830, 1833 and 1836.

Com. to request from Gov. Militia returns

Ordered, That Mr. W. Young, Mr. Chipman and Mr. Dodd, be a Committee for the above purpose.

On motion of Mr. Howe, *resolved*, that the Committee appointed to enquire into the mode of conducting Light-House Business, and the dismissal of James H. Tidmarsh, Esquire, from the Light-House Commission, do wait upon His Excellency the Lieutenant-Governor, and respectfully request that His Excellency will be pleased to furnish to this House any papers or other information which he may think fit to communicate on the subject of the investigation by the Committee.

Com. on Light-House Commission to obtain information from Gov. as to dismissal of Mr. Tidmarsh, &c.

The Order of the Day being read for the House to resolve itself into a Committee of the whole House on the consideration of a Supply to be granted to His Majesty,

Order of Day Com. of Supply

The House resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Rudolf took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had made some progress in the business referred to them, and had come to a Resolution thereupon, 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.

Report

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

The Resolution reported from the Committee was again read by the Clerk, and is as follows:

Resolved, That it is the opinion of this Committee, that the sum of Ten Thousand Pounds be granted for the service of Roads and Bridges, for the present year.

Resolution reported for £10,000 for Road Service

Mr. Goudge moved that the Resolution be not received by the House, but that it be committed for the purpose of substituting the word "Eight" therein, in place of the word "Ten": which, being seconded and put, and the House dividing thereon, there appeared, for the motion, fifteen; against it, twenty-eight.

Motion for £8,000 instead of £10,000 negatived

THURSDAY, 23d FEBRUARY, 1837.

For the motion,

| | |
|----------------|---------------|
| Mr Chipman | Mr Huntington |
| Mr Howe | Mr Forrester |
| Mr Morton | Mr Goudge |
| Mr Clements | Mr Bell |
| Mr D'Entremont | Mr Annand |
| Mr W Sargent | Mr Holdsworth |
| Mr W Young | Mr J Sargent |
| Mr Elder | |

Against the motion,

| | | |
|---------------|--------------|--------------|
| Mr McLellan | Mr B Smith | Mr Dewolf |
| Mr Spearwater | Mr Fairbanks | Mr Dickey |
| Mr Kavanagh | Mr Allison | Mr Heckman |
| Mr Lewis | Mr Wilkins | Mr Dodd |
| Mr DesBarres | Mr Benjamin | Mr Whitman |
| Mr McDougall | Mr Holmes | Mr G Smith |
| Mr Thorne | Mr Untacke | Mr Stewart |
| Mr Taylor | Mr McDonald | Mr Rudolf |
| Mr Hatton | Mr Miller | Mr Archibald |
| Mr Holland | | |

So it passed in the Negative.

Resolution agreed to

The Resolution as reported from the Committee was then, upon the question put thereupon, agreed to by the House.

Ordered, That the Clerk to carry the Resolution to the Council, and desire their concurrence.

Report on Petition of J. F. Muncey

Mr. Huntington reported from the Select Committee upon the Petition of John Francis Muncey; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix, No. 13.)

Ordered, That the Report and Petition do lie on the Table.

Message from Gov. relative to proposed Light-Houses on Scatarie and St. Paul's

Mr. Secretary George acquainted the House that he had a Message from His Excellency the Lieutenant-Governor; and he read the said Message at the Bar of the House—all the Members being uncovered, and afterwards delivered the same to the House, with certain Papers therein referred to, and withdrew.

The said Message was then again read by the Clerk, and is as follows:

M E S S A G E.

C. CAMPBELL.

The Lieutenant-Governor acquaints the House of Assembly that, under the authority of an Act passed in the last Session of the Legislature, he appointed the Honorable Samuel Cunard, and Edmund M. Dodd, Esquire, to be Commissioners on the part of this Province, to make the necessary arrangements, in concert with the Commissioners appointed on behalf of Lower Canada, New-Brunswick and Prince Edward Island, for the erection and maintenance of the Light-Houses proposed to be built on the Islands of St. Paul and Scatarie.

The Commissioners from the several Colonies met at Miramichi in August last; and the Lieutenant-Governor now lays before the House of Assembly a copy of the Award which was then agreed upon. It assigns the duty of superintending the construction of the Light-Houses to the Light-House Board of this Province, and apports the sum of Two Hundred and Fifty Pounds as the amount of the annual contribution to be made by Nova-Scotia towards their support—for which expense, the Lieutenant-Governor recommends that a permanent provision may be made by Law.

The Lieutenant-Governor also lays before the House of Assembly, a copy of a Despatch from Lord Glenelg, with several inclosures, as well as some other papers on this subject. It will be seen in one of these Communications, that the Lords of the Treasury were unwilling to authorise any steps being taken with respect to the execution of the works before receiving the Report and Estimates, which the Commissioners of Light-Houses here were appointed to prepare. These Documents were forwarded by the last Packet; but the Lieutenant-Governor being apprehensive that another Season might be lost, and disastrous consequences might ensue, were he to wait the further instructions of His Majesty's Government, founded, upon information, so recently transmitted, without, in the meanwhile, causing any preparations to be made for the early completion of the works, has given directions to the Commissioners to proceed with such preparations immediately; and it affords him much satisfaction to add, that these much needed Establishments will probably be in effective operation in the course of the next Autumn.

Government-House, 23d February, 1837.

The

- The following Papers, accompanying said Message, were also read by the Clerk, viz :
- No. 1 A Copy of the Award made by the Commissioners, from the several Provinces, in regard to the Expenses of maintaining said proposed Light-Houses, on Scatarie and St. Paul's Islands, referred to in said Message.
(See Appendix, No. 14.)
 - No. 2 A Copy of a Despatch from Lord Glenelg, dated 10th November, with inclosures.
(See Appendix, No. 15.)
 - No. 3 Extract of a Letter from the Lieutenant-Governor to Lord Glenelg, dated 16th January, 1837, inclosing a Copy of the Report and Estimate of the Commissioners of Light-Houses, dated 12th January, 1837.
(See Appendix, No. 16.)
 - No. 4 Plans, &c. of the intended Light-Houses and Keepers' Houses.
Ordered, That the said Message and accompanying Papers, do lie on the Table.

On motion, the House proceeded to the re-consideration of the amendments proposed by this House to the engrossed Bill from the Council, entitled, An Act in addition to, and in amendment of, the several Acts in this Province, relating to the office and appointment of Sheriffs, for the several Counties in this Province; and which amendments were returned from the Council not agreed to: and said amendments being read,

Mr. McDougall moved that this House do adhere to the whole of said proposed amendments; which, being seconded,

Mr. DesBarres moved, by way of amendment to the question, that this House do adhere only to the first amendment, (which is to add to the Bill, the two Clauses relating to the qualification of future Sheriffs by Freehold Estate, with a Preamble thereto,) and do not adhere to the two remaining amendments proposed to said Bill: which, being seconded and put, passed in the Negative.

Mr. Howe then moved, by way of amendment to the main question, that this House do adhere to the first and second proposed amendments to said Bill, viz:—(the foregoing Clauses and Preamble, relating to the qualification of Sheriffs, and a further Clause proposed to be added to prevent Sheriffs holding the Office of Registrar of Deeds or Judge of Probate,) and do not adhere to the last proposed amendments, (relating to the contracts of the Sheriff of the County of Halifax, with his Deputies): which, being seconded and put, and the House dividing thereon, there appeared for the last moved amendment to the main question, thirty; against it, fourteen.

For the amendment,

- | | | |
|--------------|----------------|---------------|
| Mr Rudolf | Mr McLellan | Mr W Young |
| Mr Miller | Mr Spearwater | Mr Howe |
| Mr Upham | Mr B Smith | Mr DesBarres |
| Mr G Smith | Mr Holland | Mr Dewolf |
| Mr Hackman | Mr Lewis | Mr Annand |
| Mr Archibald | Mr Holdsworth | Mr McDougall |
| Mr McDonald | Mr D'Entremont | Mr Chipman |
| Mr Elder | Mr Marton | Mr Allison |
| Mr Benjamin | Mr Thorne | Mr Goudge |
| Mr Bell | Mr Forrester | Mr Huntington |

Against the amendment,

- | | |
|--------------|--------------|
| Mr Kavanagh | Mr Fairbanks |
| Mr Taylor | Mr J Sargent |
| Mr Whitman | Mr Doyle |
| Mr W Sargent | Mr Stewart |
| Mr Halton | |
| Mr Wilkins | |
| Mr Dodd | |
| Mr Holmes | |
| Mr Dickey | |
| Mr Uniacke | |

So it passed in the Affirmative.

Ordered, That the Clerk do carry the Bill and amendments back to the Council, and acquaint them with the foregoing Resolution of this House, in regard to said amendments.

On motion, the House resolved itself into a Committee of the whole House, on the further consideration of the several Bills which stood committed.

Mr. Speaker left the Chair.

Mr. Kavanagh took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported, from the Committee, that they had gone through the Bill in amendment of the Act to Incorporate the Petite Plaister and Mills Company, and had made the amendments thereto which had been recommended by the Select Committee on said Bill, and referred to this Committee, and had directed him to report the same to the House; and he then delivered the Bill with the amendments in at the Clerk's Table.

Papers accompanying Message
Copy of award of Commissioners

Despatch and Inclosures

Letter from Lt. Gov. to Col. Secy.

Plans, &c. of Light-Houses

Reconsideration of amendments to Council's Sheriff's Bill

Motion to adhere to amendments

Amendment to adhere only to first amendment

Amendment negatived

Another amendment to adhere to two first amendts.

Amendment passed

Bill and amendts. sent back to Council

Com. on Bills

Report Petite Plaister Company Bill with amendments

THURSDAY and FRIDAY, 23d and 24th FEBRUARY, 1837.

The Chairman also acquainted the House, that he was directed by the Committee to move for leave to sit again on the consideration of Bills committed, which the House agreed to.

The said amendments reported from the Committee, being read by the Clerk, were, upon the question put thereupon, agreed to by the House.

Ordered, That the Bill with the amendments be engrossed.

A Bill to enable Members of the House of Assembly about to leave the Province, or unable, from indisposition, to attend their duty, to resign their Seats therein; also,

A Bill to change the name of the County of Juste-au-Corps to the County of Inverness; also,

A Bill to amend the Act to Incorporate sundry Persons, by the name of the President, Directors and Company of the Bank of Nova-Scotia; also,

A Bill relating to the Commissioners of Streets, in and for the several Towns throughout this Province, in which such Commissioners are now by Law appointed; were severally read a second time.

Ordered, That the Bills be committed to a Committee of the whole House.

The Order of the Day, for considering the subject of the Judiciary of the Province, being read,

Ordered, That this House will consider the same to-morrow.

The Order of the Day on the adjourned Debate upon the Resolutions and amendments proposed upon consideration of the Council's Message, being read,

Ordered, That the said adjourned Debate, be resumed to-morrow.

Then the House adjourned until To-morrow, at Twelve of the Clock.

Friday, 24th February, 1837.

Pets. for division of County of Annapolis

A Petition of Frederick A. Robicheau and others, of the Township of Clare; and a Petition of Samuel Cornwell and others, of the County of Annapolis, were presented by Mr. Holland and read, praying that the said County of Annapolis may be divided, with an increase of Representation.

Pet. with regard to lines of Cornwallis Township

A Petition of Eleazar Bishop and others, Inhabitants of King's County, was presented by Mr. Benjamin and read, noticing the Petition of William Allen Chipman and others, presented to the House of Assembly, in the last Session, and by Resolution of the House, published in the Royal Gazette, which prayed that the lines of the Proprietors of the Township of Cornwallis, might be confirmed to Low Water Mark at ordinary tides. This Petition, now presented, setting forth that, by so doing, His Majesty's Subjects would be deprived of a valuable Fishery, and of the right of taking grass growing on the Flats below High Water Mark, at ordinary Tides, which, in the scarcity of Hay, during the last Seaaon, was found of great benefit, and praying that they may not be deprived of such privileges.

Ordered, That the Petitions do lie on the Table.

Order of Day on Judiciary postponed

The Order of the Day, for considering the subject of the Judiciary of the Province, being read,

Ordered, That this House will, to-morrow, consider the said subject of the Judiciary.

Order of Day re-suming adjourned debate

The Order of the Day being read, for resuming the adjourned Debate upon the Resolutions and amendment proposed on Saturday, the 11th inst., upon consideration of the Message of the Council,

The said Resolutions and amendment were severally, with leave of the House, withdrawn.

Resolutions and amendment withdrawn
Resolution moved as to Constitution of Council and grievances therefrom

Mr. Howe moved that the House do come to a Resolution, as followeth, viz:—

Resolved, That in the infancy of this Colony its whole Government was necessarily vested in a Governor and Council; and, even after a Representative Assembly was granted, the practice of choosing Members of Council, exclusively from among the heads of Departments and persons

FRIDAY and SATURDAY, 24th and 25th FEBRUARY, 1837.

persons resident in the Capital, was still pursued, and, with one or two solitary exceptions, has been continued down to the present time—that the practical effects of this system have been, in the highest degree, injurious to the best interests of the Country—inasmuch as one entire branch of the Legislature has been composed of Men, who, from the want of local knowledge and experience, were not qualified to decide upon the wants or just claims of distant portions of the Province, by which the efforts of the Representative Branch were, in many instances, neutralized or rendered of no avail; and of others, who had a direct interest in thwarting the views of the Assembly, whenever it attempted to carry economy and improvement into the Departments under their control: which, being seconded,

Mr. Uniacke moved as an amendment of the said proposed Resolution, to leave out all the words thereof, except the word "Resolved," and then to insert before the said word "Resolved," the words following, viz:

"Whereas, this House has, for a series of years, expressed the opinion of the people—that the structure of His Majesty's Council was defective, and that the Legislative and Executive functions of that body are incompatible, and should be severed, in order to insure to the Inhabitants of this Province the blessings of a free Constitution; and also, that the deliberations of that branch of the Legislature should not be conducted in secret, but with open doors, in imitation of the House of Lords in England; and whereas, the Territorial and Casual Revenues of this Province are disposed of, and distributed, by the Government, without responsibility to the People: a system having a tendency to create and perpetuate charges for the support of the Civil Establishment, beyond the exigencies and resources of the Colony;" and that after the said word "Resolved," the words following should be inserted, and stand part of the question, in place of the words so to be left out of said proposed Resolution, viz:—
"That a Committee be appointed to prepare an Address to His Majesty, setting forth the grievances under which this Colony in these and other respects labors, and soliciting his Royal consideration of them, and a speedy redress thereof, either by granting an Elective Legislative Council, or by such other re-construction of the Local Government, as shall yield satisfaction to the People": which amendment being seconded, and a Debate arising in the House upon said proposed Resolution and amendment,

Ordered, That the Debate be adjourned until to-morrow.

Then the House adjourned until To-morrow, at twelve of the Clock.

Saturday, 25th February, 1837.

Mr. G. Smith, from the Committee appointed on the 9th inst. to consider and report upon the pay of Members, and of a mode of enforcing their regular attendance—reported, that the Committee are of opinion, that the allowance to Members should be Twelve Shillings and Six Pence per day, for their actual attendance; provided no Member shall be entitled to receive more than £40 in any one Session, besides his travelling charges, as heretofore; provided also, that such allowance shall be subject to the usual guards for enforcing attendance.

On motion, resolved, that the Report be agreed to.

Resolved, That it is the opinion of this House, that the sum of Twelve Shillings and Six Pence per day, be paid to each and every of the Members of the House of Assembly, for their attendance in General Assembly for the present Session, to be paid on certificate of the Speaker; also, the travelling charges as heretofore. No Member to receive pay for more than sixty-four days' attendance.

Ordered, That the Clerk do carry the Resolution to the Council, and desire their concurrence.

A Petition of David Clow and others, Inhabitants of Nine Mile River Settlement, and parts adjacent, in the Township of Douglas, in the County of Hants, was presented by Mr. B. Smith and read, praying that the Post Communication may be extended from Hall's, on the

Amendment moved for separation of Legislative and Executive functions of Council and Address to His Majesty

Debate adjourned

Report from Committee on Member's pay

Resolution thereon

Petition from Douglas for extension of Post Communication

SATURDAY, 25th FEBRUARY, 1837.

Great Eastern Road, through the Nine Mile River Settlements, to Stephen Taggart's, in Douglas.

Ordered, That the Petition be referred to the Committee on the Post-Office Department.

Letter from Pro. Sec. with Returns of Coal, Crown Lands and Casual Revenue

Mr. Speaker laid before the House a Letter received by him from Mr. Secretary George, dated yesterday, enclosing, by command of His Excellency the Lieutenant-Governor, for the information of this House, the Returns requested by their Resolutions of the 7th and 17th February instant; which Mr. Speaker also laid before the House, and the same were read by the Clerk, viz:—

Coals

A Statement of the number of Chaldrons of Coals, Winchester Measure, sold from His Majesty's Coal Mines, in the years 1833, 1834, 1835 and 1836, and of the amount paid into the Casual and Territorial Revenue.

(See Appendix, No. 17.)

Crown Lands

A Statement of the Sales of Crown Lands, from 1833 to 1837, and of the application of their proceeds.

(See Appendix, No. 18.)

Casual Revenue

An Account of the Receipts and payments of the Casual and Territorial Revenue.

(See Appendix, No. 19.)

Ordered, That the Letter and Returns do lie on the Table.

Letter from Pro. Sec. with plan and report of new road from Avon Bridge to Horton

Mr. Speaker also laid before the House a letter received by him from Mr. Secretary George, dated this day, enclosing by command of His Excellency the Lieutenant-Governor, for the information of the House of Assembly, an additional Plan and Report of the proposed line of new road, from Avon Bridge, Windsor, to Mud Bridge, in Horton, made by Mr. McKenzie, one of the Gentlemen employed in the Survey—and which Mr. Speaker also laid before the House of Assembly; and the said Report was read by the Clerk.

(See Appendix, No. 20.)

Ordered, That the Letter, Plan and Report, do lie on the Table.

Report from Com. to wait on Gov. as to Light-House Commission

Mr. Howe, from the Committee appointed to wait upon His Excellency the Lieutenant-Governor, to obtain information as to the mode of conducting the business of the Light-House Commission, and as to the dismissal of James H. Tidmarsh, Esquire, reported that the Committee had performed that duty, and that His Excellency, in answer to the application, said to the Committee, as follows:—

GENTLEMEN,

Answer of Gov.

I shall immediately direct the proper Officers to supply such Papers as the House of Assembly may require, as to the mode of conducting the Light-House business.—As I am not aware of any precedent which requires me, as the King's Representative, to state to the House of Assembly, my reasons for dispensing with the further services of Mr. Tidmarsh, as a Commissioner of Light-Houses, I am unwilling to depart from the usual course, and therefore, must decline assigning my reasons for so doing.

Report from Com. to wait on Gov. relative to Loan Office at Annapolis

Mr. Chipman, from the Committee appointed to wait upon His Excellency the Lieutenant-Governor, with an extract from that part of the Report of the Joint Committee on the Public Accounts, which relates to the Loan Office at Annapolis, reported that the Committee had performed the duty assigned to them, and that His Excellency was pleased to say, that he would immediately appoint a new Loan Officer, at Annapolis, pursuant to the recommendations contained in the said Report.

Amherst Election Com. adjourn over

Mr. Goudge, Chairman of the Amherst Election Committee, reported that the Committee had directed him to move for leave to the Committee to adjourn over till Wednesday next, the 1st March, at 10 o'clock.

Ordered, That the said Committee have leave accordingly.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The

SATURDAY and MONDAY, 25th and 27th FEBRUARY, 1837.

The Council have agreed to the Bill, entitled, An Act to authorize the appointment of Sheriffs for the several Counties of Juste-au-Corps, Pictou, Colchester and Richmond, with amendments; to which amendments, they desire the concurrence of this Honorable House.

And then the Messenger withdrew.

The Orders of the Day, being read,

Ordered, That this House do proceed to consider the subject of the Judiciary, on Monday next. Judiciary postponed

Ordered, That this House will, on Monday next, resolve itself into a Committee of the whole House, to consider of Ways and Means, for raising the Supply granted to His Majesty. Ways and Means postponed

Ordered, That this House do now resume the adjourned Debate of yesterday, upon the Resolution proposed yesterday by Mr. Howe, in reference to the Constitution of the Council, and the amendment thereto, moved by Mr. Uniacke. Adjourned debate resumed

The said Resolution and amendment were read by the Clerk, and after some time spent in Debate thereupon; the question was proposed by Mr. Speaker, that the amendment be agreed to: which being put, and the House dividing thereon, there appeared, for agreeing to the amendment, twenty; against it, twenty-six. Resolutions and amendment read

For the Amendment,

Mr Holmes
Mr Dodd
Mr Dewolf
Mr Uniacke
Mr Stewart
Mr Rudolf
Mr Heckman
Mr Fairbanks
Mr J Sargent
Mr Miller
Mr Taylor
Mr W Sargent
Mr Allison

Mr Dickey
Mr Elder
Mr Hatton
Mr Wilkins
Mr Thorne
Mr Clements
Mr Whitman

Against the Amendment,

Mr Forrester
Mr Holdsworth
Mr B Smith
Mr Bell
Mr DesBarres
Mr Spearwater
Mr Huntington
Mr Chipman
Mr McDougall
Mr Archibald
Mr Holland
Mr D'Entremont
Mr Upham

Mr Benjamin
Mr McLellan
Mr Kavanagh
Mr Goudge
Mr McDonald
Mr Lewis
Mr Howe
Mr G Smith
Mr Morton
Mr Doyle
Mr Annand
Mr W Young
Mr J Young

Amendment not agreed to

So it passed in the Negative.

Ordered, That the Debate, upon the Resolution originally proposed, be adjourned until Monday next. Debate on Resolution adjourned

Then the House adjourned until Monday next, at Twelve of the Clock.

Monday, 27th February, 1837.

The amendments proposed by the Council to the Bill, entitled, An Act to authorize the appointment of Sheriffs for the several Counties of Juste-au-Corps, Pictou, Colchester and Richmond, were read a first time.

Amendments of Council to Sheriffs Bill read 1st time

Ordered, That the amendments be read a second time.

On motion of Mr. Uniacke, *resolved*, that the Report and Award of the Honorable Samuel Cunard, Edmund M. Dodd, Esquire, the Honorable Joseph Cunard, Alexander Rankin and William Abrams, Esquires, Augustin Norbert Morin, Esquire, and Thomas Owen, Esquire, Commissioners, duly appointed by the respective Governments of Lower-Canada, New-Brunswick, Prince Edward's Island, and this Province, to ascertain and define the most fit sites for Light-Houses, and the most efficient structure of the same, to be erected on the Islands of St. Paul and Scatarie, be adopted, ratified and confirmed, by this House, and that a Committee be appointed to bring in a Bill, if necessary, to carry the terms of said Award into effect.

Resolution for Com. to frame Bill to confirm award on Light-Houses at St. Paul's and Scatarie

Ordered, That Mr. Uniacke, Mr. Howe and Mr. Dodd, be a Committee for the above purpose. Committee named

Mr. McDougall reported from the Committee on the Petition of John George Hierlihy; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read. Report on Petition of J. G. Hierlihy

See

MONDAY, 27th FEBRUARY, 1837.

(See Appendix, No. 21.)

Ordered, That the Report do lie on the Table.

Amendments to
Sheriffs Bill read
2d time

The amendments proposed by the Council, to the Bill, entitled, An Act to authorize the appointment of Sheriffs, for the several Counties of Juste-au-Corps, Pictou, Colchester and Richmond, were read a second time.

Ordered, That the amendments be read a third time.

Poll Book of Shel-
burne Election laid
before House

Mr. Speaker laid before the House the Poll Book kept by the Sheriff of the County of Shelburne, at the late Election for the Township of Shelburne, received by the Clerk of this House, from the said Sheriff, pursuant to order.

Ordered, That the said Poll Book be referred to the Select Committee on the Shelburne Township Election.

Referred to Shel-
burne Election
Committee

Petition for Light-
House in Bay of
Fundy

A Petition of John Wier and others was presented by Mr. Goudge and read, stating the want of a Light-House in the Bay of Fundy—either on Cape d'Or, or Isle Haut, and praying that the Commissioners of Light-Houses may be directed to have an examination made of the places named, and to make a report of the same.

Ordered, That the Petition be referred to Mr. Goudge, Mr. Wilkins, Mr. Morton, Mr. Stewart and Mr. Rudolf, to examine and report thereon to this House.

Referred to Select
Committee

Amendments of
Council to Sheriffs
Bill read 3d time

The amendments proposed by the Council to the Bill, entitled, An Act to authorize the appointment of Sheriffs for the several Counties of Juste-au-Corps, Pictou, Colchester and Richmond, were read a third time; and thereupon,

On motion of Mr. DesBarres, *resolved*, that this House do not agree to the amendments.

Ordered, That the Clerk do carry the Bill and amendments back to the Council, and acquaint them that this House have not agreed to the said amendments.

Amendments not
agreed to
Sent back to Coun-
cil

Report from
Committee to wait
on Gov. and re-
quest Militia Re-
turns

Mr. W. Young, from the Committee appointed to wait on His Excellency the Lieutenant-Governor, and request Returns relative to the Militia, reported, that the Committee had so done, and that His Excellency was pleased to say, that the said Returns should be laid before the House without delay.

Petition from Mer-
chants of Halifax
against Court of
Vice Admiralty

A Petition of Merchants and others, interested in the Trade and Navigation of the Port of Halifax, was presented by Mr. Bell and read, setting forth the great expenses and inconveniences suffered by Ship-Owners and Consignees, from proceedings taken in the Court of Vice Admiralty by Seamen, suing there for small arrears of Wages, and otherwise, praying relief.

Ordered, That the Petition be referred to Mr. Bell, Mr. W. Young, Mr. Uniacke, Mr. G. Smith and Mr. Taylor, to examine and report upon to the House.

Referred to Select
Committee

Engrossed Petite
Plaister Company
Bill read 3d time
Bill passed and
sent to Council

An engrossed Bill in amendment of the Act to Incorporate the Petite Plaister and Mills Company, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act in amendment of the Act to Incorporate the Petite Plaister and Mills Company.

Ordered, That the Clerk do carry the Bill to the Council and desire their concurrence.

Orders of Day

The Orders of the Day being read,

Judiciary postponed

Ordered, That the consideration of the subject of the Judiciary, be postponed until to-morrow.

Ways and Means
postponed

Ordered, That this House will, to-morrow, resolve itself into a Committee of the whole House, on the consideration of Ways and Means, to raise the Supply granted to His Majesty.

Adjourned Debate
on Constitution of
Council

Ordered, That this House do now resume the adjourned Debate on the Resolution moved by Mr. Howe, on Friday last, relative to the constitution of His Majesty's Council; and thereupon,

The said Resolution being again read,

Amendment moved
and carried

Mr. W. Young moved, as an amendment of the said proposed Resolution, to leave out all the words thereof, except the word "*Resolved*," and in place of the words so left out, to substitute

MONDAY, 27th FEBRUARY, 1837.

stitute the following, after the said word "*Resolved*," viz:—That in the infancy of this Colony, its whole Government was necessarily vested in a Governor and Council, and even after a Representative Assembly was granted, the practice of choosing Members of Council almost exclusively from the heads of Departments, and persons resident in the Capital, was still pursued, and, with a single solitary exception, has been continued for the last thirty years—that the practical effects of this system have been, in the highest degree, injurious to the best interests of the Country, inasmuch as one entire branch of the Legislature has generally been composed of Men, who, from the want of local knowledge, or on account of their official stations, were not qualified to decide upon the wants or just claims of the People of this Province, by which the efforts of the Representative branch were, in many instances, neutralised or rendered of no avail:—which, being seconded and put, and the House dividing thereon, there appeared, for the amendment, twenty-two; against it, twenty-two.

For the Amendment.

Mr Rudolf
Mr Miller
Mr Hockman
Mr Goudge
Mr J Young
Mr McDougall
Mr Taylor
Mr Dewolf
Mr Clements
Mr W Sargent
Mr Elder
Mr McLellan
Mr McDonald
Mr B Smith
Mr Dodd
Mr Bell
Mr Holmes
Mr DesBarres
Mr W Young
Mr Thorne
Mr Allison
Mr J Sargent

Against the Amendment.

Mr Sparwater
Mr Archibald
Mr Holdsworth
Mr Kavanagh
Mr Benjamin
Mr Forrester
Mr Annand
Mr Upham
Mr Howe
Mr Holland
Mr Huntington
Mr D'Entremont
Mr Wilkins
Mr Lewis
Mr Merton
Mr G Smith
Mr Dickey
Mr Fairbanks
Mr Chipman
Mr Doyle
Mr Uniacke
Mr Stewart

Whereupon, Mr. Speaker gave his casting vote in favor of the amendment, and it passed in the Affirmative. Mr Speaker votes for amendment

A Message from the Council by Mr. Halliburton:

Mr. Speaker,

The Council desire a Conference by Committee, with a Committee of this Honorable House, on the subject of the Resolution for granting the sum of £10,000, for the service of Roads and Bridges. Message from Council

The Council do not adhere to the amendments proposed by them to the Bill, entitled, An Act to authorize the appointment of Sheriffs, for the several Counties of Juste-au-Corps, Pictou, Colchester and Richmond, and have agreed to the Bill without amendment. Do not adhere to amandts. to Sheriff's Bill but agree to Bill

The Council have agreed to the Bill, entitled, An Act to amend the Acts for recovering Debts from Absent or Absconding Debtors, as amended. Agree to amended Absconding Bill

And then the Messenger withdrew.

On motion, *resolved*, that the Conference be agreed to, as desired by the Council, and that the Clerk do acquaint the Council therewith. Conference agreed to

Ordered, That Mr. G. Smith, Mr. Stewart and Mr. Uniacke, do manage the Conference. So they went to the Conference. Managers named

And being returned, Mr. G. Smith reported that the Managers had been at the Conference, and stated the substance of the Conference to the House. Conference held and reported

Mr. Howe moved that the House do come to a Resolution, as followeth, viz:—

Resolved, That among the many proofs that might be adduced of the evils arising from this imperfect structure of the upper branch—it is only necessary to refer to the unsuccessful efforts of the Assembly, to extend to the Out-Ports the advantages of Foreign Trade—to the enormous sum which it was compelled, after a long struggle, to resign, for the support of the Customs' Establishment—to the difficulties thrown in the way of a just and liberal system of Education, and to the recent abortive attempts to abolish the illegal and unnecessary Fees taken by the Judges of the Supreme Court: which, being seconded and put, and the House dividing thereon, there appeared for the motion, twenty-nine; against it, sixteen. Resolution moved as to results of Constitution of Council Resolution passed

MONDAY and TUESDAY, 27th and 28th FEBRUARY, 1837.

For the Resolution,

| | | |
|----------------|---------------|---------------|
| Mr D'Entremont | Mr Huntington | Mr Holland |
| Mr Doyle | Mr Chipman | Mr B Smith |
| Mr Rudolf | Mr W Young | Mr Spearwater |
| Mr DesBarres | Mr Forrester | Mr Archibald |
| Mr Norton | Mr Upham | Mr Lewis |
| Mr J Young | Mr Bell | Mr Clements |
| Mr G Smith | Mr McDougall | Mr Dewolf |
| Mr Annand | Mr Hows | Mr Holdsworth |
| Mr Hackman | Mr Goudge | Mr Kavanagh |
| Mr McDonald | Mr McLellan | |

Against the Resolution,

| | |
|--------------|--------------|
| Mr Halton | Mr Uniacke |
| Mr Whitman | Mr Miller |
| Mr Elder | Mr Fairbanks |
| Mr Thorne | Mr Dodd |
| Mr Allison | Mr Wilkins |
| Mr W Sargent | Mr Stewart |
| Mr Dickey | |
| Mr J Sargent | |
| Mr Holmes | |
| Mr Taylor | |

So it passed in the Affirmative.

Ordered, That this House will, to-morrow, resume the consideration of the Constitution of the Council.

Then the House adjourned until To-morrow, at twelve of the Clock.

Tuesday, 28th Februry, 1837.

Pets. of G. B. Watson Teacher in Annapolis Academy

Two Petitions of George Bolton Watson, of Annapolis Royal, in the County of Annapolis, were, by special leave of the House, presented by Mr. Holland and read, setting forth that Petitioner left Scotland in the beginning of November, 1835, under an assurance that the Mastership of the Annapolis Academy had been conferred upon him. That disputes arising among the Trustees, and other circumstances occurring, the number of Scholars in the School has been much lessened, and Petitioner has received intimation that his services are no longer required. That Petitioner left a wife and family in his own country when he embarked for America, and having incurred great expenses by coming hither, and by remitting money to Great-Britain for their support, he is destitute of the funds requisite to enable him to return home, in case he should be deprived of the means of livelihood in this Colony; and praying that if this House should not make any provision for the support of an Academy in the County of Annapolis, by which his services can be retained, that the sum of twenty-five pounds may be appropriated to his especial use, as a compensation for his labors in his present occupation for one quarter of a year.

Ordered, That the Petition be referred to the Select Committee on the Petition of John T. Sneden and others, to examine and report upon.

Referred to Com. on former Petition

Powers to Com. on Vice-Admiralty Court

On motion of Mr. Bell, *resolved*, that the Committee to whom was referred yesterday, the Petition of Merchants and others interested in the Trade and Navigation of the Port of Halifax, relative to the Vice-Admiralty Court, have power to send for persons and papers with leave to report by Bill or otherwise.

Pet. for School House at LaHave

A Petition of George Michael Fancy and others, residents at Bridgewater, (LaHave,) was, by special leave of the House, presented by Mr. Miller and read, praying aid to finish a School House at that place, with apartments for the Teacher.

Ordered, That the Petition do lie on the Table.

Londonderry Election Com. adjourn over

Mr. Morton, Chairman of the Londonderry Election Committee, reported that the Committee had directed him to ask the leave of the House for the Committee to adjourn over to Thursday next, the 2d March, at ten o'clock.

Ordered, That the Committee have leave accordingly.

Bill presented for better application of Fines and Penalties

Mr. Morton, pursuant to leave given, presented a Bill to provide for the better application of Fines and Penalties—and the same was read a first time.

Ordered, That the Bill be read a second time.

Orders of Day Judiciary postponed

The Orders of the Day being read,

Ordered, That this House will, to-morrow, proceed to consider the subject of the Judiciary.

Ways and Means postponed

Ordered, That this House will, to-morrow, resolve itself into a Committee of the whole House, to consider of Ways and Means, for raising the Supply granted to His Majesty.

On

TUESDAY, 28th FEBRUARY, 1837.

On motion, the House resumed the consideration of the Constitution of the Council: and thereupon,

Further consideration of Constitution of Council

Mr. Howe moved, that the House do come a Resolution as followeth, viz:—

Resolved, That while the population of this Province is composed, as appears by the last census taken in 1827, of 28,659 members of the Episcopal Church, and 115,195 Dissenters, which proportions may be assumed as fair at the present time, the appointments to the Council always secure to the members of the Church, embracing but one fifth of the population, a clear and decided majority at the Board. That there are now in that body eight members representing the Church; that the Presbyterians who outnumber them by about nine thousand, have but three; the Catholics who are nearly equal, have but one; while the Baptists, amounting by the census of 1827 to 19,790, and the Methodists to 9,498, and all the other Sects and Denominations, are entirely unrepresented, and shut out from influence in a body whose duty it is to legislate for all: which, being seconded,

Resolution proposed as to comparative number of religious sects in Province and Council

Mr. Fairbanks moved as an amendment of the proposed Resolution, to leave out all the words thereof except the word "*Resolved*," and to substitute therefor the following words after the said word "*Resolved*," That while the population of this Province is composed, as appears by the last census taken in 1827, of 28,659 members of the Episcopal Church, and 115,195 Dissenters, which proportions may be assumed as fair at the present time, the appointments to the Council have secured to the members of the Church, embracing but one fifth of the population, a clear and decided majority at the Board. That there are now in that body eight members connected with the Church, and but three with the Presbyterians, who outnumber the Church by about nine thousand, and but one with the Roman Catholics, who are nearly equal in numbers to the Church; while the Baptists, amounting by the census of the same year, to 19,790, and the Methodists to 9,498, and all other Sects and Denominations are without any of their members in that body, whose duty it is to legislate for all.

Amendment moved

Which amendment being seconded and put, was agreed to by the House.

Amendment agreed to

On motion of Mr. Howe, *resolved*, that while the Catholic Bishop has no seat at the Council Board, and while Clergymen of that and other denominations are, as they ought to be, excluded, the Bishop of the Episcopal Church has been, since the year 1809, and still is, a Member.

Resolution as to seat of Bishop in Council passed

Mr. Howe then moved that the House do come to the following Resolution, viz:—

Resolved, That while Dissenters, as they have a right to, justly complain of a state of things so exclusive and insulting, they would regard its continuance with more indifference if it did not lead to a general and injurious system of favoritism and monopoly extending throughout almost every department of the public service, over which the Local Government have control; thereby vesting in the hands of a part of the population the resources arising from the industry of the whole, and creating invidious distinctions and jealous discontent in the minds of large numbers of His Majesty's loyal Subjects; which, being seconded,

Resolution proposed as to influence of exclusiveness of Council

Mr. W. Young moved, as an amendment of the proposed Resolution, to leave out all the words thereof except the first word "*Resolved*," and in place of the words so left out, to substitute the following after the said word "*Resolved*," That while Dissenters, as they have a right to, justly complain of a state of things so exclusive, they would regard its continuance with more indifference if it did not lead to a system of favoritism in the administration of the Local Government, thereby creating invidious distinctions, and dissatisfying large numbers of His Majesty's Loyal Subjects; which, being seconded and put, and the House dividing thereon, there appeared, for the amendment, eighteen; against it, twenty-five.

Amendment proposed

For the Amendment,

Against the Amendment,

Mr Chipman
Mr Doyle
Mr Howe
Mr Annand
Mr G Smith
Mr McDonald
Mr Morton
Mr J Young
Mr Benjamin

Mr W Young
Mr Lewis
Mr McLellan
Mr Huntington
Mr D'Entremont
Mr Clements
Mr Spearwater
Mr Holdsworth
Mr Upham

Mr Elder
Mr Whitman
Mr Thorne
Mr Kavanagh
Mr Hallon
Mr J Sargent
Mr Taylor
Mr Allison
Mr Goudge

Mr Uniacke
Mr W Sargent
Mr Bell
Mr Holland
Mr Stewart
Mr Forrester
Mr Miller
Mr DesBarres
Mr Holmes

Mr Wilkins
Mr Rudolf
Mr Heckman
Mr Dewolf
Mr Dodd
Mr B Smith
Mr Fairbanks

Amend. negatived

So it passed in the Negative.

The

TUESDAY and WEDNESDAY, 28th FEBRUARY, and 1st MARCH, 1837.

Resolution nega-
tived

The Resolution, originally proposed, was then put from the Chair, and the House dividing thereon, there appeared, for the Resolution, eighteen; against it, twenty-five.

For the Resolution,

Mr Chipman Mr W Young
Mr Doyle Mr Lewis
Mr Howe Mr McLellan
Mr Annand Mr Huntington
Mr G Smith Mr D'Entremont
Mr McDonald Mr Clements
Mr Forrester Mr Spearwater
Mr J Young Mr Holdsworth
Mr Benjamin Mr Upham

Against the Resolution.

Mr Elder Mr Uniacke Mr Wilkins
Mr Whitman Mr W Sargent Mr Rudolf
Mr Thorne Mr Ball Mr Heckman
Mr Kavanagh Mr Holland Mr Dewolf
Mr Halton Mr Stewart Mr Dodd
Mr J Sargent Mr Morton Mr B Smith
Mr Taylor Mr Miller Mr Fairbanks
Mr Allison Mr DesBarres
Mr Goudge Mr Holmes

So it passed in the Negative.

Order for further
consideration

Ordered, That this House will, to-morrow, resume the consideration of the Constitution of the Council.

Letter from Prov
Secy. relative to
Light-Houses on St.
Paul and Scatarie

Mr. Speaker laid before the House a Letter received by him from Mr. Secretary George, dated this day, stating that the Lieutenant-Governor had commanded him (Mr. Secretary) to acquaint Mr. Speaker, for the information of this House; that since His Excellency's Message to the House of the 23d inst. he had received a Despatch from Lord Glenelg, transmitting a copy of a correspondence with the Treasury, the Board of Admiralty and Trinity House, relative to the proposed Light-Houses on the Islands of St. Paul and Scatarie; and enclosing communications, and stating that as His Majesty's Government will not be prepared to come to any final decision with respect to the expediency of exhibiting one Light or two Lights on St. Paul's, until they shall have received the Report of Captain Bayfield, of His Majesty's Schooner *Gulnarc*, who has been directed to proceed to that Island, in company with the Commissioners from Lower Canada, New-Brunswick, Prince Edward's Island and this Province, for the purpose of examining on the spot the several propositions that have been made to His Majesty's Government on this subject; His Excellency has deemed it necessary to direct the Light-House Board here to suspend the preparations which they were instructed to make for the immediate erection of the proposed Light-Houses; and the said Letter was read by the Clerk.

Copy of Despatch
from Col. Sec. with
correspondence on
subject of Light-
Houses on Scatarie
and St. Paul

Mr. Speaker also laid before the House, the Copy of Despatch from Lord Glenelg, and the accompanying Copy of Correspondence referred to in said Letter, and the same were read by the Clerk.

(See Appendix, No. 22.)

Ordered, That the said Letter and accompanying Papers, do lie on the Table.

Letter from Prov.
Secy. laid before
House with returns
of Fees received at
Secretary's Office

Mr. Speaker also laid before the House, another Letter received by him from Mr. Secretary George, dated this day, enclosing by command of His Excellency the Lieutenant-Governor, for the information of this House, the returns of Fees received at the Secretary's Office, for the five last years, as required by a Resolution of the House; and which Returns Mr. Speaker also presented to the House; and the same were read by the Clerk.

(See Appendix, No. 23.)

Ordered, That the Letter and Returns do lie on the Table.

Then the House adjourned until To-morrow, at Twelve of the Clock.

Wednesday, 1st March, 1837.

Pet. from Granville
for increase of duty
on Pedlar's Licenses

A Petition of John Mills and others, Inhabitants of Granville, was presented by Mr. Thorne and read, praying that the duty upon Pedlars' Licenses may be increased.

Ordered, That the Petition do lie on the Table.

Report on Pet. of
C. Campbell

Mr. G. Smith reported from the Select Committee, on the Petition of Colin Campbell; and he read the Report in his place, and afterwards delivered it in at the Clerk's Table.

(See Appendix, No. 24.)

Ordered, That the Report do lie on the Table.

The

The Orders of the Day being read,

Ordered, That this House will proceed, to-morrow, to the consideration of the subject of the Judiciary.

Ordered, That this House will, to-morrow, resolve itself into a Committee of the whole House, to consider of Ways and Means, for raising the Supply granted to His Majesty.

The House then proceeded to the further consideration of the Constitution of the Council; and thereupon,

On motion of Mr. Howe, *resolved*, that whether designed or not the mere circumstance of one denomination of Christians having such an overwhelming influence in the Legislative and Executive Councils, has a tendency to excite a suspicion, that, in the distribution of patronage, the fair claims of the Dissenting Population, founded upon their numbers, respectability and intelligence, are frequently overlooked.

Mr. Howe then moved that the House do come to a Resolution as followeth, viz:—

Resolved, That two family connexions embrace five Members of the Council—that, until very recently when two of them retired from the firm, five were Co-partners in one Banking Establishment, and to this latter circumstance, mainly may be attributed the failure of the efforts of this Assembly to fix a Standard of Value, and establish a legal Currency in the Province; which, being seconded,

Mr. Wilkins moved as an amendment, to leave out all the words of the Resolution, after the word "Establishment:" which, being seconded and put, passed in the Negative.

The Resolution, as originally proposed, was then put, and the House dividing thereon, there appeared, for the Resolution, thirty-three; against it, ten.

For the Resolution,

Against the Resolution,

| | | |
|------------|----------------|---------------|
| Mr Uniacke | Mr Doyle | Mr McDougall |
| Mr Goudge | Mr Howe | Mr D Smith |
| Mr Stewart | Mr D'Entremont | Mr Holdsworth |
| Mr Rudolf | Mr Benjamin | Mr Upham |
| Mr Dodd | Mr W Young | Mr Forrester |
| Mr G Smith | Mr Holland | Mr Spearwater |
| Mr Thorne | Mr DesBarres | Mr Kananagh |
| Mr J Young | Mr Holmes | Mr Clements |
| Mr Morton | Mr Lewis | Mr Huntington |
| Mr Annand | Mr McDonald | Mr Archibald |
| Mr Chipman | Mr Dewolf | Mr McLellan |

| |
|--------------|
| Mr Halton |
| Mr Elder |
| Mr J Sargent |
| Mr Taylor |
| Mr W Sargent |
| Mr Brill |
| Mr Wilkins |
| Mr Whisman |
| Mr Heckman |
| Mr Fairbanks |

So it passed in the Affirmative.

On motion of Mr. Howe, *resolved*, that the People of this Province have for years asserted, and still most respectfully assert, their right to control and distribute the Casual and Territorial Revenues of the Country, whether arising from the Fees of Office, the sale of Lands, or the Royalty paid upon the produce of the Mines. The Lands of the Province are in effect Mortgaged to pay to the Commissioner a Salary, out of all proportion to the services he is called on to perform; while all the Mines and Minerals of the Province have been leased for sixty years to a wealthy English Company, without the consent of, and independent of all the control by, the Representatives of the People.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act to enable a Company, called the Bank of British North America, to sue and be sued, in the name of any one of the Local Directors, or of the Managers of the Branches of the said Bank, established or to be established in this Province, with amendments—to which amendments they desire the concurrence of this Honorable House.

The Council have agreed to the Resolution of this Honorable House, regarding the allowance to its Members for their attendance in General Assembly.

And then the Messenger withdrew.

Mr. Howe moved that the House do come to a Resolution as followeth, viz:—

Resolved, That, apart from the mere question of Judges Fees, the presence of the Chief Justice at the Council Board is unwise and injurious, having a tendency to lessen the respect

which

Orders of day

Judiciary postponed

Ways and Means postponed

Further consideration of Constitution of Council Resolution as to influence of one denomination in Council

Resolution proposed as to Family connections and Co-partnership of Members of Council

Amend. moved and negatived

Resolution negatived

Resolution as to Casual and Territorial Revenues

Message from Council

Council agree to North Am. Bank Bill with amendments

Council agree to resolution of Members pay

Resolution moved regarding seat of Chief Justice at Council Board

WEDNESDAY, THURSDAY and FRIDAY, 1st, 2d and 3d MARCH, 1837.

which the People ought to feel for the Court over which he presides; from the warm interest he has always manifested in public questions, and particularly in some of those in which the Representative Branch and His Majesty's Council have been diametrically opposed, he has frequently been brought into violent conflict with a People imbued with the truly British idea that Judges ought not to mingle in the heats and contentions of Politics: which, being seconded,

Amendment moved Mr. Uniacke moved as an amendment of the question, to leave out all the words of the proposed Resolution, except the word "*Resolved*," and in place of the words so left out to substitute the following, after the said word "*Resolved*," That apart from the mere question of Judges Fees, the presence of the Chief-Justice at the Council Board has a tendency to lessen the respect which the People ought to feel for the Courts over which he presides: which, being seconded and put, and the House dividing thereon, there appeared, for the amendment, twenty-three; against it, twenty-one.

Amendt. passed

For the Amendment.

| | |
|--------------|--------------|
| Mr Fairbanks | Mr Holmes |
| Mr Rudolf | Mr Elder |
| Mr Upham | Mr Dodd |
| Mr Stewart | Mr Taylor |
| Mr Miller | Mr McDougall |
| Mr G Smith | Mr McDonald |
| Mr Heckman | Mr Hatton |
| Mr Whitman | Mr Clements |
| Mr Uniacke | Mr Thorne |
| Mr DesBarres | Mr Allison |
| Mr Dewolf | Mr B Smith |
| Mr W Sargent | |

Against the Amendment.

| | |
|----------------|---------------|
| Mr Kavanagh | Mr Goudge |
| Mr Holland | Mr Doyle |
| Mr Forrester | Mr Howe |
| Mr J Sargent | Mr J Young |
| Mr Wilkins | Mr W Young |
| Mr Holdsworth | Mr Morton |
| Mr Spearwater | Mr Annand |
| Mr Benjamin | Mr Huntington |
| Mr McLellan | Mr Chipman |
| Mr Lewis | |
| Mr Bell | |
| Mr D'Entremont | |

So it passed in the Affirmative.

Order for further consideration of Constitution of Council

Ordered, That this House will, to-morrow, resume the further consideration of the Constitution of the Council.

Then the House adjourned until To-morrow, at twelve of the Clock.

Thursday, 2d March, 1837.

Report on Petition of Jacob Crook

Mr. Huntington reported from the Select Committee, on the Petition of Jacob Crook, of Liscomb Harbor; and he read the Report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix, No. 25.)

Referred to Com. of Supply

Ordered, That the Petition and Report be referred to the Committee of Supply.

House adjourn until afternoon
House meet again

Then the House adjourned until Four of the Clock, in the afternoon of this day. The House again met, pursuant to adjournment.

Orders of day adjourned

The Orders of the Day being read,

Ordered, That this House will, to-morrow, proceed to the consideration of the subject of the Judiciary.

Ordered, That this House will, to-morrow, resolve itself into a Committee of the whole House, to consider of Ways and Means, to raise the Supply granted to His Majesty.

Ordered, That this House will, to-morrow, resume the consideration of the Constitution of the Council.

Then the House adjourned until To-morrow, at Twelve of the Clock.

Friday, 3d March, 1837.

Sheriff of County of Annapolis ordered to send Poll Book of County Election

On motion of Mr. Uniacke, resolved, that the Sheriff of the County of Annapolis be directed to send forthwith to this House the Poll Book kept by him at the late Election for the County of Annapolis.

Ordered, That the Clerk do communicate the foregoing Resolution to the said Sheriff.

Mr.

FRIDAY, 3d MARCH, 1837.

Mr. Dodd, Chairman of the Select Committee on the Shelburne Election, reported from the Committee, that they had directed him to ask the leave of the House for the Committee to adjourn over until Monday next, the 6th inst. at ten of the clock.

Ordered, That the Committee have leave accordingly.

A Message from His Excellency the Lieutenant-Governor, by Mr. Secretary George :

Mr. Speaker,

His Excellency the Lieutenant-Governor commands this House to attend His Excellency immediately in the Council Chamber.

Accordingly, Mr. Speaker, with the House, attended His Excellency in the Council Chamber, and being returned, Mr. Speaker reported that the House had attended His Excellency in the Council Chamber, and that His Excellency was pleased to give his assent to the several Bills following, viz :—

A Bill, entitled, An Act in addition to, and in amendment of, the various Acts made and passed by the General Assembly of this Province, for the relief of Insolvent Debtors.

A Bill, entitled, An Act to authorize the appointment of Sheriffs for the several Counties of Juste-au-Corps, Pictou, Colchester and Richmond.

A Bill, entitled, An Act to amend the Acts for recovering Debts from Absent or Absconding Debtors.

A Bill, entitled, An Act to continue the Act to suspend the operation of several Acts of the General Assembly, passed to prevent Forestalling, Re-grating and Monopolizing.

A Bill, entitled, An Act to continue the Act to suspend the operation of the Acts to prevent Forestalling, Re-grating and Monopolizing, of Cord Wood in the Town of Halifax.

A Bill, entitled, An Act to continue the Act to prevent Disorderly Riding, and to regulate the Driving of Carriages, on the Streets of Halifax or other Towns, or on the Public Roads of this Province, and for repealing certain Acts therein mentioned.

A Bill, entitled, An Act to continue the Act in addition to the Act for regulating the Rates and Prices of Carriages.

A Bill, entitled, An Act to continue an Act in amendment of certain Acts relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates.

A Bill, entitled, An Act to continue the Act, entitled, An Act in further addition to the Act relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates.

A Bill, entitled, An Act to continue the Act to preserve and regulate the Navigation of the Harbour of Pugwash.

A Bill, entitled, An Act to continue the Act to lessen the expense of the proof of Written Documents in Actions depending in any of the Courts within this Province.

A Bill, entitled, An Act to continue the Act in amendment of an Act made and passed in the first and second years of His late Majesty's Reign, entitled, An Act to extend the Laws and Ordinances of the Province of Nova-Scotia to the Island of Cape-Breton.

A Bill, entitled, An Act to continue the Act in further addition to, and in amendment of, the Act for the choice of Town Officers and Regulating of Townships, and the Act to alter and amend the same.

A Bill, entitled, An Act to continue the Act to prevent damage to the Nets of Fishermen by Coasting Vessels.

A Bill, entitled, An Act to continue the Act concerning Malicious Injuries to Property.

A Bill, entitled, An Act to continue the Act to prevent the spreading of Contagious Diseases and for the performance of Quarantine, and the Act in amendment thereof.

A Bill, entitled, An Act to continue the Acts to provide for the Regulation and Management of the Grammar School or Academy at Annapolis.

A Bill, entitled, An Act to continue the Act concerning the Terms of the Supreme Court at Halifax.

A Bill, entitled, An Act to continue the Act to amend an Act for establishing a Public School in the Town of Halifax.

A Bill, entitled, An Act to continue the Acts now in force relating to Trespasses.

Shelburne Election
Committee adjourn
over

Message from Lt.
Governor com-
manding attend-
ance of House

House attend Lt.
Governor

Governor assents to
Bills viz :

Insolvent Bill

Sheriff's Bill

Absconding debtors
Bill

And the thirty
continuing Bills
Forestalling

Forestalling Cord-
wood

Disorderly Riding

Rates of Carriages

Amendment of
Wills Act

Addition to Wills
Act

Pugwash Naviga-
tion

Written Documents

Extension of Laws
of Nova-Scotia to
Cape-Breton

Town Officers

Fishermen's Nets

Malicious Injuries

Quarantine

Annapolis Academy

Supreme Court Ha-
lifax

Halifax Grammar
School

Trespasses

A

FRIDAY, 3d MARCH, 1837.

| | |
|-------------------------------|--|
| Shubenacadie Fishery | A Bill, entitled, An Act to continue the Act for regulating the Fishery in the River Shubenacadie. |
| Addition to Wills Act | A Bill, entitled, An Act to continue the Act in addition to, and in amendment of, the Act relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates. |
| Killing Bears, &c. | A Bill, entitled, An Act to continue the Act to encourage the killing of Bears, Loup-Cerviers and Wild Cats. |
| Trespass Act | A Bill, entitled, An Act to continue the Act further to amend the Act relating to Trespases. |
| Supervisors of Public Grounds | A Bill, entitled, An Act to continue the Act for appointing Supervisors to take charge of Public Grounds and for other purposes, and the Act in amendment thereof. |
| Sea Manure Queen's County | A Bill, entitled, An Act to continue the Act to authorize the Sessions of the Peace for the County of Queen's County, to make Regulations for the gathering of Sea Manure in the said County. |
| Settlement of Poor | A Bill, entitled, An Act to continue the Act in amendment of the Act for the Settlement of the Poor, in the several Townships within this Province. |
| Amdt. of Highway Act | A Bill, entitled, An Act to continue the Act in amendment of the Act relating to Highways, Roads and Bridges. |
| Restraining Attachments | A Bill, entitled, An Act to continue the Act to restrain the issuing Writs of Attachment in certain cases. |
| Marriage Licenses | A Bill, entitled, An Act to continue the Act relating to Marriage Licenses. |
| Beef Weighing | A Bill, entitled, An Act to continue the Act to regulate the Weighing of Beef. |
| Bite of Animals | A Bill, entitled, An Act to continue the Act to provide against the occurrence of Diseases from the Bite of Animals. |
| Courts of Co. Pleas | A Bill, entitled, An Act to continue the Act concerning the Inferior Courts of Common Pleas within this Province. |

Final Report of Lunenburg Election Committee in favor of sitting Members

Mr. Dodd, Chairman of the Select Committee, appointed to try and determine the merits of the Petition of Lot Church and others, against the Election and Return of William Rudolf and Garret Miller, Esquires, for the County of Lunenburg, reported finally from said Committee; 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 Select Committee appointed according to Law, to try and determine the merits of the Petition of Lot Church and others, against the Election and Return of William Rudolf and Garret Miller, the sitting Members for the County of Lunenburg, have determined to report, and do finally report as follows:

That the Committee having heard the Petitioner, Lot Church, and all the Witnesses which he had ready to produce, and duly considered the allegations and evidence, do not find any sufficient ground for disturbing the Election and Return of the sitting Members for the County of Lunenburg.—And the Committee do find, and finally report, that William Rudolf and Garret Miller, Esquires, have been and are duly elected and returned Members in this General Assembly for the County of Lunenburg, and are entitled to remain and sit as such in this House.

And further, the Committee have determined, and do report, that the said Petition of Lot Church and others, against the said Election, referred to the Committee, does not appear to the Committee to be frivolous and vexatious.

EDMUND M. DODD, Chairman.

3d March, 1837.

Ordered, That the Report do lie on the Table, and be entered on the Journals of this House.

Resolution to request from Gov. Returns of Real Estate, Taxes in Town of Halifax, &c.

On motion of Mr. Forrester, *resolved*, that a Committee be appointed to wait on His Excellency the Lieutenant-Governor, and respectfully request him to cause the proper Officers to lay before this House an Abstract of the Title Deeds, and Memorandum of the Tenure of all the Real Property belonging to the Town of Halifax, including County Court-House, so called,

called, Jail, Poor Asylum, Work-House, Meat and Fish Markets Slips, &c.; also an Account of the Real Property purchased for the Town, by whom purchased, and by what authority; and whether the same is Mortgaged; and to whom, and when so incumbered, what interest has been paid, and from what Fund, and what amount of interest is due up to the 31st Dec. 1836; also, a Return of the Annual Rents of the Public Property of this Town, designating the amount of each Tenement, and the names of Persons who occupied the same, and paid such Rents, and the manner in which the same have been appropriated for the last ten years; also, a Return of the sums for which the Town of Halifax has been annually rated, and the sums which have been actually paid annually on account of those Rates, shewing whether on account of Fire, or Poor and County Rates for the last ten years; also, a Return of Salaries paid, and to whom paid, out of the Funds of the Town, exhibiting an annual feature for the last ten years; also, a Return of all the Fines and Fees, and on what account taken in the Police Office and Commissioners' Court, exhibiting an Alphabetical List of the parties who paid the Fines, for the last ten years; also, a Return of the sums received and expended annually by the Commissioners of Streets, now in office, belonging to Halifax, designating the sums paid annually on account of Salaries, and to whom paid, and on account of Commissions, per Centages or Annual Disbursements, and to whom paid, since said Commissioners came into office, to the 31st Dec. 1836; also, the name or names of the parties from whom the £10,000 was borrowed for the repairs and improvements of the Streets of Halifax.

Ordered, That Mr. Forrester, Mr. Doyle and Mr. Howe, be a Committee for the above Committee named purpose.

Mr. Morton, Chairman of the Select Committee on the Election for the Township of Londonderry, reported that the Committee had yesterday directed him to ask the leave of the House for the Committee to adjourn over until to-morrow, the 4th inst. at ten of the clock; and that the House had adjourned yesterday before he had an opportunity of asking such leave.

Londonderry Election Committee adjourn over

Ordered, That the said Committee have the leave of this House to adjourn over as requested.

The Orders of the Day, being read,

Orders of day

Ordered, That the consideration of the Judiciary be postponed until to-morrow.

Judiciary postponed

Ordered, That this House will, to-morrow, resolve itself into a Committee of the whole House, to consider of Ways and Means, to raise the Supply granted to His Majesty.

Ways and Means postponed

The House then proceeded to the Order of the Day, on the further consideration of the Constitution of the Council; and thereupon,

Further consideration of Constitution of Council

Mr. Howe moved that the House do come to a Resolution as followeth, viz:—

Resolved, That the evils arising from the structure of His Majesty's Council, and the disposition evinced by some of its Members to protect their own interests and emoluments at the expense of the public, are heightened and rendered more injurious by the unparliamentary and mischievous practice, still pertinaciously adhered to by that Body, of shutting out the people from their deliberations: This practice they invariably maintain, although it is opposed to that of the House of Lords in England, and that of the Legislative Councils of Lower Canada, New-Brunswick and Newfoundland; and notwithstanding the murmurs and complaints of the people for a long series of years, and the repeated representations and remonstrances of this Assembly; which, being seconded,

Resolution as to structure of Council

Mr. Uniacke moved, as an amendment of the said proposed Resolution, to leave out all the words thereof except the first word "*Resolved*," and in place thereof, to substitute the following words after the said word "*Resolved*," "that the evils arising from the structure of His Majesty's Council are heightened by that Body shutting out the people from their deliberations, a practice opposed to that of the House of Lords in England, and that of the Legislative Councils of Lower Canada, New-Brunswick and Newfoundland.

Amendment moved

Which proposed amendment being seconded and put, and the House dividing thereon, there appeared, for the amendment, twelve; against it, thirty.

Amendment negatived

FRIDAY, 3d MARCH, 1837.

| For the Amendment, | | Against the Amendment; | | | |
|---------------------|---------------------|------------------------|---------------------|----------------------|-------------------|
| <i>Mr Wilkins</i> | <i>Mr Elder</i> | <i>Mr Spearwater</i> | <i>Mr Allison</i> | <i>Mr Clements</i> | <i>Mr Morton</i> |
| <i>Mr Fairbanks</i> | <i>Mr Stewart</i> | <i>Mr Holdsworth</i> | <i>Mr Forrester</i> | <i>Mr Benjamin</i> | <i>Mr Doyle</i> |
| <i>Mr Rudolf</i> | <i>Mr J Sargent</i> | <i>Mr Kavanagh</i> | <i>Mr Holland</i> | <i>Mr J Young</i> | <i>Mr Chipman</i> |
| <i>Mr Miller</i> | <i>Mr Thorne</i> | <i>Mr B Smith</i> | <i>Mr McLellan</i> | <i>Mr Upham</i> | <i>Mr Annand</i> |
| <i>Mr Heckman</i> | | <i>Mr McDougall</i> | <i>Mr McDonald</i> | <i>Mr W Young</i> | <i>Mr G Smith</i> |
| <i>Mr Holmes</i> | | <i>Mr Hatton</i> | <i>Mr Bell</i> | <i>Mr Huntington</i> | <i>Mr Lewis</i> |
| <i>Mr Uniacke</i> | | <i>Mr Taylor</i> | <i>Mr Howe</i> | <i>Mr Dewolf</i> | |
| <i>Mr W Sargent</i> | | <i>Mr D'Entremont</i> | <i>Mr Goudge</i> | <i>Mr DesBarres</i> | |

So it passed in the Negative.

Another amend-
ment moved

Mr. Huntington then moved, as an amendment of the said originally proposed Resolution, to leave out all the words thereof except the first word "*Resolved*," and in place of the words so left out to substitute the following after the said word "*Resolved*," that the evils arising from the structure of His Majesty's Council, and the disposition evinced by some of its Members to protect their own interests and emoluments at the expense of the public, are heightened and rendered more injurious by the practice still adhered to by that Body, of shutting out the people from their deliberations; this practice they still maintain, although it is opposed to that of the House of Lords in England, and that of the Legislative Councils of Lower Canada, New-Brunswick and Newfoundland; and notwithstanding the murmurs and complaints of the people for a long series of years, and the representations and remonstrances of this Assembly:

Amend. passed

Which amendment being seconded and put, and the House dividing thereon, there appeared, for the amendment, twenty-five; against it, eighteen.

| For the Amendment, | | | Against the Amendment. | |
|----------------------|----------------------|-----------------------|------------------------|---------------------|
| <i>Mr Chipman</i> | <i>Mr Lewis</i> | <i>Mr Forrester</i> | <i>Mr J Sargent</i> | <i>Mr W Sargent</i> |
| <i>Mr Doyle</i> | <i>Mr Dewolf</i> | <i>Mr McDougall</i> | <i>Mr Hatton</i> | <i>Mr Uniacke</i> |
| <i>Mr Annand</i> | <i>Mr J Young</i> | <i>Mr Clements</i> | <i>Mr Taylor</i> | <i>Mr Holmes</i> |
| <i>Mr DesBarres</i> | <i>Mr Benjamin</i> | <i>Mr D'Entremont</i> | <i>Mr Allison</i> | <i>Mr Heckman</i> |
| <i>Mr G Smith</i> | <i>Mr Holdsworth</i> | <i>Mr Kavanagh</i> | <i>Mr Stewart</i> | <i>Mr Miller</i> |
| <i>Mr Morton</i> | <i>Mr McDonald</i> | <i>Mr Spearwater</i> | <i>Mr Bell</i> | <i>Mr Wilkins</i> |
| <i>Mr Upham</i> | <i>Mr B Smith</i> | <i>Mr Goudge</i> | <i>Mr Holland</i> | <i>Mr Rudolf</i> |
| <i>Mr Huntington</i> | <i>Mr Howe</i> | | <i>Mr Thorne</i> | <i>Mr Fairbanks</i> |
| <i>Mr W Young</i> | <i>Mr McLellan</i> | | <i>Mr Elder</i> | <i>Mr Dodd</i> |

So it passed in the Affirmative.

Another resolution
moved as to Coun-
cil

Mr. Howe then moved that the House do come to a Resolution as followeth, viz: *Resolved*, That while the House has a due reverence for British Institutions, and a desire to preserve to themselves and their children the advantages of that Constitution, under which their bretheren on the other side of the Atlantic have enjoyed so much prosperity and happiness, they cannot but feel that those they represent participate but slightly in these blessings. They know that the spirit of that constitution—the genius of those Institutions is complete responsibility to the people by whose resources and for whose benefit they are maintained.—But sad experience has taught them, that in this Colony, the People and their Representatives are powerless, exercising upon the local Government very little influence, and possessing no effectual control. In England, the People by one vote of their Representatives can change the Ministry, and alter any course of policy injurious to their interests—here the Ministry are His Majesty's Council, combining Legislative, Judicial, and Executive powers—holding their seats for life, though nominally at the pleasure of the Crown, and often treating with indifference the wishes of the People, and the representations of the Commons.—In England the Representative Branch can compel a redress of grievances, by withholding the Supplies, here they have no such remedy, because the Salaries of nearly all the Public Officers being provided for by permanent Acts, or paid out of the Casual and Territorial Revenues, or from the produce of Duties collected under Imperial Acts—a stoppage of Supplies, while it inflicted great injury upon the Country, by leaving the Roads, Bridges, and other essential services unprovided for—would not touch the emoluments of the heads of Departments in the Council, or of any, but a few of the subordinate Officers of the Government: which, being seconded and put, and the House dividing thereon, there appeared, for the Resolution, twenty-eight; against it, fourteen.

Resolution passed

For

FRIDAY and SATURDAY, 3d and 4th MARCH, 1837.

For the Resolution,

| | | | |
|---------------|-------------|---------------|-----------------|
| Mr Doyle | Mr G Smith | Mr Holdsworth | Mr D' Entremont |
| Mr Huntington | Mr Lewis | Mr McDonald | Mr Bell |
| Mr Annand | Mr W Young | Mr Howe | Mr Stewart |
| Mr Chipman | Mr Dewolf | Mr Holland | Mr Allison |
| Mr DesBarres | Mr J Young | Mr McDougall | Mr Kavanagh |
| Mr Clements | Mr Benjamin | Mr McLellan | Mr Spearwater |
| Mr Morton | Mr Goudge | Mr Forrester | Mr Upham |

Against the Resolution,

| | |
|--------------|--------------|
| Mr J Sargent | Mr Wilkins |
| Mr Halton | Mr Holmes |
| Mr Taylor | Mr Heckman |
| Mr Thorne | Mr Miller |
| Mr Elder | Mr Fairbanks |
| Mr W Sargent | Mr Rudolf |
| Mr Uniacke | Mr Dodd |

So it passed in the Affirmative.

Mr. Howe then moved that the House do come to the following Resolution, viz:

Resolved, That as a remedy for these grievances, His Majesty be implored to take such steps, either by granting an Elective Legislative Council, or by such other re-construction of the local Government as will ensure responsibility to the Commons, and confer upon the People of this Province, what they value above all other possessions, the blessings of the British Constitution: which, being seconded,

Mr. Stewart moved as an amendment of the said proposed Resolution, to leave out all the words thereof, except the first word "Resolved," and in place of the words so left out to substitute the following after the said word "Resolved," that as a remedy for these grievances His Majesty be implored to grant to this Province a Legislative Council, distinct from an Executive Council, whereby responsibility will be secured to the Commons; and, what they value above all other possessions, will be conferred upon the People of this Province, the blessings of the British Constitution: which, being seconded and debated,

Mr. J. Young moved that this House do now adjourn: which, being seconded and put, passed in the negative.

The proposed amendment was then put, and passed in the negative.

The Resolution as originally proposed was then put from the Chair, and the House dividing thereon, there appeared, for the Resolution, twenty-six; against it, sixteen.

For the Resolution,

| | | |
|-----------------|--------------|---------------|
| Mr W Young | Mr McDonald | Mr B. Smith |
| Mr McDougall | Mr Annand | Mr Spearwater |
| Mr Allison | Mr Dewolf | Mr Holland |
| Mr Chipman | Mr Clements | Mr Bell |
| Mr Upham | Mr Howe | Mr Thorne |
| Mr D' Entremont | Mr W Sargent | Mr Holdsworth |
| Mr G Smith | Mr Uniacke | Mr Kavanagh |
| Mr Benjamin | Mr Lewis | Mr Doyle |
| Mr McLellan | Mr Forrester | Mr Huntington |

Against the Resolution,

| | |
|--------------|--------------|
| Mr Taylor | Mr Miller |
| Mr Halton | Mr Heckman |
| Mr Elder | Mr Rudolf |
| Mr J Sargent | Mr J Young |
| Mr Morton | Mr Fairbanks |
| Mr Holmes | Mr DesBarres |
| Mr Wilkins | Mr Stewart |
| Mr Goudge | Mr Dodd |

So it passed in the Affirmative.

Then the House adjourned until To-morrow, at twelve of the Clock.

Saturday, 4th. March, 1837.

Mr. Speaker laid before the House, a letter received by him, from Mr. Secretary George, dated yesterday, stating that he (Mr. Secretary) was directed by His Excellency the Lieutenant-Governor, to request that Mr. Speaker would lay before this House certain enclosed Papers, of which a list was annexed, and the said Papers with the list thereof, were also laid before the House by Mr. Speaker; and the list being read, is as follows:

List of accompanying Papers.

Petition of Mary Hughes, praying payment of the value of the Lot of Land (£17 10s.) belonging to her, in the Town of Digby, on which the Block House is built, with the Commanding Royal Engineer's Report thereon.

Letter from the Deputy-Post-Master-General, dated 24th January, 1837, enclosing Letters from Thomas Dickson, Esquire, and Mr. John Ross, Chief Proprietor of the Eastern Stage Coach, relative to the claim of the latter, for compensation for sums paid by him to the late Mail Couriers, and for Ferriage to the Steam-Boat Company.

Letters from the respective Officers of the Ordnance, at Halifax, dated 6th September, 1836, enclosing a copy of a Letter from the Honorable Board of Ordnance, claiming payment of the value of Ammunition expended by the Royal Artillery, in firing fog-signals, during the

Resolution to implore His Majesty to redress grievances by Elective Council or otherwise

Amendment moved without reference to Elective Council

Adjournment negatived

Amendment negatived

Resolution passed

Letter from Provincial Secy. with sundry Papers

Pet. of Mary Hughes for pay for lot of Land at Digby taken for Block-house with Engineer's Report

Letter from Dy. Post Master Gen. with claim for Eastern Stage

Claim of Ordnance for pay for Powder used at Sambro for fog signals

SATURDAY, 4th MARCH, 1837.

the year 1835, at Sambro Light-House and York Redoubt, amounting to £38 10s 7d, Sterling.

Claim of Admiralty
for expenses of Con-
victs

Copies of Letters from Lord Glenelg, dated 18th May and 20th October, 1836, requiring re-payment to be made to the Admiralty, of the expenses incurred by that Department, amounting to £10, Sterling, in conveying Convicts from Halifax to Bermuda, and Portsmouth.

Statement of Dy.
Post Master Gen.
of disbursements
with Estimate

Letter from the Deputy-Post-Master-General, dated 24th February, 1837, enclosing a statement of the payments made by him, in aid of the Post Communication, in the year 1836, and stating, that £1,520 will be required for similar services, in the present year.

Ordered, That the said Letter List, and accompanying Papers do lie on the Table.

Another Letter from
Provincial Sec. with
Accounts of Expens-
ses

Mr. Speaker also laid before the House, another Letter from Mr. Secretary George, dated this day, stating that he (Mr. Secretary) was directed by His Excellency the Lieutenant-Governor, to request that Mr. Speaker would lay before this House, certain Papers enclosed, relating to expenses incurred in the last year; for the payment of which His Excellency has recommended the House to make provision; and which Mr. Speaker accordingly laid before the House, with an Abstract of the said Expenses; and the said Abstract being read, is as follows:

Abstract of expen-
ses

ABSTRACT of Expenses incurred with the Lieutenant-Governor's sanction, in the year, 1836; for the payment of which no provision has been made.

Provisions for dis-
tressed Settlers in
Cape-Breton

| SUM | SERVICE. |
|---------|---|
| £42 7 6 | 6—For Thirty Barrels of Indian Meal, sent to Margaree, for the relief of distressed Settlers.—See their Petition, and the Certificate of the Magistrates, and principal Inhabitants, No. 1. |

Ditto

| | |
|--------|--|
| 117 18 | 9—For Eighty-Five Barrels of Indian Meal, and Fifty-eight bags of Flour and |
| 55 11 | 4 Ship Stuff, sent to Judge Marshall, and the Magistrates, at Sydney, and to Mr. McAlpine, at Louisburg, for the relief of distressed Settlers.—See Judge Marshall's Letter—Petition from St. Anne's, and Letter from Mr. McAlpine, No. 2. |

Expenses of Emi-
grants at Sydney,
C. B.

| | |
|-------|--|
| 69 17 | 9—Expended by the Magistrates and Board of Health, at Sydney, in relieving |
| 33 16 | 8 a number of destitute Emigrants, who arrived at that Port, in September last, many of whom were infected with Small Pox.—See Judge Marshall's Letter, &c. No. 3. |

Humane House,
Scatarie

| | |
|------|--|
| 40 0 | 0—Expense of Humane Establishment, on the Island of Scatarie, under the superintendance of J. R. Dodd, Esquire, No. 4. |
|------|--|

Expenses of prose-
cution of Laramore
and Petit in Spe-
cial Admiralty
Court.

| | |
|--------|--|
| 218 17 | 6—Expense incurred in the prosecution of Samuel Laramore and Clem Petit, charged with Murder on the high Seas, and tried at a Special Court of Vice-Admiralty, in Halifax, in ——— last, No. 5. |
|--------|--|

Of Comrs. of Sca-
tarie and St. Paul's
Light-Houses

| | |
|---------|---|
| 13 5 10 | 10—Paid by the Commissioners appointed, on behalf of the Province, to meet the Commissioners from the other Colonies, interested in the erection of the proposed Light-Houses on St. Paul's and Scatarie, for drawing up their Award—No. 6. |
|---------|---|

Printing of Coun-
cil's Journals

| | |
|---------|---|
| 72 10 0 | 0—Bill of J. Howe & Son, for Printing the Journals of His Majesty's Council, No. 7. |
|---------|---|

Extra Printing

| | |
|---------|--|
| 33 10 0 | 0—Bill of ditto, for Extra Printing for the Government, No. 8. |
|---------|--|

£697 15 4

Gov. recommends
payment

I recommend the House of Assembly to provide means for the payment of the foregoing expenses.

C. CAMPBELL.

Government-House, 3d March, 1837.

Ordered, That the said Letter, Abstract and other Papers, do lie on the Table.

On motion of Mr. Bell, *resolved*, as follows:

Whereas, the Colored Population of Hammond's Plains, Preston and Birch Hill, are in a state

Vote of Credit for
relief of Colored
People

SATURDAY, 4th MARCH, 1837.

state of extreme destitution, and, without immediate relief, many of them must actually furnish; therefore, *Resolved*, that a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, and respectfully request that he will be pleased to cause provisions to be distributed to those so suffering, and this House will provide for payment to the extent of £25, if required.

Ordered, That Mr. Bell, Mr. Uniacke and Mr. Howe, be a Committee for the above purpose.

Com. to wait on Gov. therewith

The amendments proposed by the Council, to the Bill, entitled, An Act to enable a Company, called the Bank of British North America, to sue and be sued, in the name of any one of the Local Directors, or of the Managers of the Branches of the said Bank, established or to be established in this Province, were read a first and second time; and thereupon,

Amendments of Council to British N. A. Bank Bill not agreed to

On motion of Mr. Stewart, *resolved*, that the said amendments be not agreed to by this House.

Ordered, That the Clerk do carry the Bill and amendments back to the Council, and acquaint them that this House, have not agreed to said amendments.

And sent back to Council

On motion of Mr. Doyle, *resolved*, that a Committee be appointed to search the Journals of the Council, and ascertain and report to this House, the proceedings in Council, upon the Bill sent up from this House, entitled, An Act to repeal the Act, entitled, An Act for limiting the duration or continuance of the General Assemblies, and for substituting other provisions in lieu thereof.

Com. to search Journals of Council as to Quadrennial Bill

Ordered, That Mr. Doyle, Mr. Stewart and Mr. Dodd, be a Committee for the above purpose.

Mr. W. Young, from the Select Committee, on the Petition of David Crichton and James Crichton, reported, and presented a Bill to enable the Freeholders of the Township of Pictou to assess themselves for certain arrears of Poor Rates; and the same was read a first time.

Bill reported for assessment of Poor Rates in Pictou

Ordered, That the Bill be read a second time.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act in addition to, and amendment of, an Act made and passed in the fifth year of His Majesty's reign, entitled, An Act to Incorporate a Company for Insurance against Fire and upon Lives, with amendments—to which amendments they desire the concurrence of this Honorable House.

Council agree to Fire Insurance Bill with amendment

And then the Messenger withdrew.

Mr. Howe moved that the House do come to the following Resolution:—

Resolved, That a Committee be appointed to prepare an Address to His Majesty, on the subject of the Constitution of His Majesty's Council, in conformity with the Resolutions of this House in relation thereto: which, being seconded,

Motion for Com. to prepare Address to His Majesty on resolution as to Council

Mr. Uniacke moved as an amendment of the said proposed Resolution, to leave out all the words thereof except the first word "*Resolved*," and then to substitute before the said word "*Resolved*," the words following, viz:—

Amendment moved thereon

Whereas, it is the opinion of this House, that Legislative and Executive functions ought not, at present, to be combined in His Majesty's Council, and that the deliberations of the Legislative Council should be public, under the usual Parliamentary Restrictions and Regulations; *And whereas*, this House are also of opinion, that the Casual and Territorial Revenues of Nova Scotia, whether arising from Royalties, Fees or Sales of Crown Lands, should be placed at the disposal, and under the control of, the Legislature; and in reference to the question of the Fees now taken by the Chief-Justice and Judges of His Majesty's Supreme Court, that it is inexpedient that those Officers should receive any portion of their Income from such a source.

And that after the said word "*Resolved*," so left in said Resolution, the words following should also be inserted, viz:—

Resolved, That a Committee be appointed to prepare Addresses to His Majesty upon these several

SATURDAY, 4th MARCH, 1837.

several subjects, praying that His Majesty will be pleased to afford to His Loyal Subjects in Nova-Scotia relief in respect of the Grievances above recited :

Which, being seconded and put, and the House dividing thereon, there appeared, for the amendment, seventeen ; against it, twenty-eight.

For the Amendment,

Mr Dodd Mr Hatton
Mr Fairbanks Mr Stewart
Mr Rudolf Mr Elder
Mr Heckman Mr J Sargent
Mr Miller Mr Thorne
Mr Wilkins Mr Whitman
Mr Allison Mr Holmes
Mr Uniacke
Mr Taylor
Mr W Sargent

Against the Amendment.

Mr Holland Mr McDougall Mr Forrester
Mr B Smith Mr Dickey Mr J Young
Mr Kavanagh Mr Goudge Mr G Smith
Mr Lewis Mr Howe Mr Annand
Mr Clements Mr D'Entremont Mr Morton
Mr Holdsworth Mr McDonald Mr W Young
Mr Spearwater Mr Huntington Mr DesBarres
Mr McLellan Mr Dewolf Mr Doyle
Mr Upham Mr Benjamin Mr Chipman
Mr Bell

So it passed in the Negative.

The Resolution as originally proposed, was then put from the Chair, and the House dividing thereon, there appeared, for the Resolution, twenty-eight ; against it, seventeen.

So it passed in the Affirmative.

Ordered, That Mr. Howe, Mr. Bell, Mr. W. Young, Mr. J. Young, Mr. Doyle, Mr. G. Smith and Mr. DesBarres, be a Committee to prepare and report an Address to His Majesty, pursuant to said Resolution.

Petition from Windsor for repeal of Windsor Fire Engine Act

A Petition of Inhabitants of the Township of Windsor, resident within the jurisdiction of the Commissioners of Streets, of that Township, was presented by Mr. Wilkins and read, praying the repeal of an Act passed in the year of Our Lord 1832, entitled, An Act to enable the Inhabitants of Windsor to provide Monies for procuring a Fire Engine for the said Town.

Leave to bring in Bill

Ordered, That the Petition be referred to Mr. Wilkins, with leave to bring in a Bill pursuant to the prayer thereof.

Amendts. of Council to Fire Insurance Bill agreed to

The amendments proposed by the Council, to the Bill, entitled, An Act in addition to, and in amendment of, an Act made and passed in the fifth year of His Majesty's Reign, entitled, An Act to Incorporate a Company for Insurance against Fire and on Lives, was read a first and second time.

And sent to Council

On motion of Mr. Uniacke, *resolved*, that the said amendments be agreed to by this House. *Ordered*, That the Clerk do carry the Bill and amendments back to the Council, and acquaint them that this House have agreed to the said amendments.

Leave of absence to Mr Goudge

Ordered, That Mr. Goudge have leave of absence till Monday next, to return home on urgent private business.

Orders of Day Judiciary postponed

The Orders of the Day being read, *Ordered*, That the consideration of the subject of the Judiciary, be postponed until Monday next.

House go into Com. of Ways and Means

Ordered, That this House do now resolve itself into a Committee of the whole House, to consider of Ways and Means, for raising the Supply granted to His Majesty ; and accordingly,

The House resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Rudolf took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had made some progress in the business referred to them, and had directed him to move for leave to sit again, on the consideration of Ways and Means, which the House agreed to.

Further order for Ways and Means

Ordered, That this House will, on Monday next, again resolve itself into a Committee of Ways and Means.

Mr. J. Sargent, from the Amherst Election Committee, (in the absence of Mr. Goudge, the Chairman),

SATURDAY, MONDAY and TUESDAY, 4th, 6th and 7th MARCH, 1837.

Chairman,) reported that he was directed by the Committee to ask for leave to adjourn over until Tuesday next, at 10 of the clock.

Leave to Amherst Election Com. to adjourn over

Ordered, That the Committee have leave accordingly.

Then the House adjourned until Monday next, at Twelve of the Clock.

Monday, 6th March, 1837.

The list of Papers and Abstract of Expenses, respectively received yesterday, by this House, from Mr. Secretary George, communicated to the House, by command of His Excellency the Lieutenant-Governor, being read,

List of Papers & Abstract sent yesterday from Prov. Sec. read

Ordered, That the Accounts of Expenses incurred for the relief of distressed Settlers, in Cape-Breton—of destitute Emigrants, at Sydney, C. B.—and of the Humane Establishment, on Scatarie, be referred to Mr. W. Young, Mr. Dewolf and Mr. G. Smith, to examine and report upon to this House.

Expenses for distressed Settlers in Cape-Breton referred to Select Com.

Ordered, That the Accounts of Expenses incurred in the prosecution of Laramore and Petit, for Murder on the High Seas, be referred to Mr. J. Young, Mr. Chipman, and Mr. Thorne, to examine and report upon to this House.

Expenses in Special Admiralty Court referred to Select Com.

Ordered, That the Account for the sum paid by the Commissioners, on the subject of the proposed Light-Houses, on St. Paul's and Scatarie, be referred to the Committee of Supply.

Account for sums paid by Comrs. on St. Paul's and Scatarie Light-Houses referred to Supply Accts. for printing referred to Select Committee

Ordered, That the Accounts of Messrs. John Howe & Son, for printing the Journals of the Council, and for extra printing, be referred to Mr. Doyle, Mr. W. Young and Mr. Huntington, to examine and report upon to this House.

Pet. of M. Hughes referred to Select Com.

Ordered, That the Petition of Mary Hughes, with the accompanying Report of the Commanding Royal Engineer, be referred to Mr. G. Smith, Mr. Holdsworth and Mr. McDougall, to examine and report upon to this House.

Ordered, That the Letters of the Deputy-Post-Master-General, and his statements of disbursements in his department for the last year, and his Estimate for the current year, together with the Letters of Thomas Dickson, Esq., and Mr. John Ross, proprietor of the Eastern Mail Coaches, be referred to the Committee on the Post-Office Department, to examine and report upon to this House.

Account of Dy. Post Master Gen. and Letters on Eastern Stages referred to Post-Office Com.

Ordered, That the Letters and other Papers, relative to the claims of reimbursement of the Expenses, of firing fog signals, at Sambro, and of conveyance of Convicts, be referred to Mr. Stewart, Mr. G. Smith and Mr. Chipman, to examine the same respectively, and to report thereon to this House.

Expenses of fog signals and conveyance of Convicts referred to Select Com.

Mr. Speaker laid before the House, the Poll Book kept by the Sheriff of the County of Annapolis, at the late Election for that County, sent to the House by said Sheriff, pursuant to order.

Poll Book of Annapolis C'ty. Election laid before House

Ordered, That the said Poll Book be referred to the Select Committee, appointed to try the merits of the return of Mr. Robicheau, as Member for the said County of Annapolis.

Referred to Election Com.

The Orders of the Day being read,

Ordered, That this House will proceed to-morrow, to consider the subject of the Judiciary.

Orders of Day Judiciary postponed

Ordered, That this House will, to-morrow, again resolve itself into a Committee of Ways and Means.

Ways and Means postponed

Then the House adjourned until To-morrow, at twelve of the Clock.

Tuesday, 7th March, 1837.

Mr. Speaker laid before the House, a Letter, dated yesterday, received by him from Mr. Secretary George, enclosing by command of His Excellency the Lieutenant-Governor, to be laid before this House, the Militia Returns, required by the Resolution of this House, of the 23d ult.; and which Mr. Speaker also laid before the House, and the same were read, being for the years 1827, 1830, 1833 and 1836.

Letter from Pro. Sec. with Militia Returns

See

TUESDAY, 7th MARCH, 1837.

(See Appendix, No. 26.)

Ordered, That the Letter and Returns, do lie on the Table.Pet. for leave to
shut up old road in
City of Sydney

A Petition of Angus McDonald and others, residing on the old Ohio road, in the County of Sydney, was, by special leave of the House, presented by Mr. McDougall and read, praying that an Act may be passed for the shutting up an old road, the place of which has been supplied by a new one lately opened, from Whidden's Mill to Andrew Whalen's south line, in that County.

Leave to bring in
Bill thereon

Ordered, That the Petition be referred to Mr. McDougall, with leave to bring in a Bill, in conformity with the prayer thereof.

Pet. of Overseers of
Poor for Dorchester
for expenses of
Transient Paupers

A Petition of the Overseers of the Poor, for the Township of Dorchester, was, by special leave of the House, presented by Mr. McDougall and read, praying reimbursement of the Expenses of certain Transient Paupers in that Township.

Ordered, That the Petition do lie on the Table.

Final Report of
Granville Election
Com. in favor of
Sitting Member

Mr. Elder, Chairman of the Select Committee appointed to try and determine the merits of the Election for the Township of Granville, reported finally from the said Committee; and he read the final report and determination in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as follows:

The Select Committee appointed to try and determine the merits of the Petition of James Delap, against the Election and Return of Stephen S. Thorne, the sitting Member for the Township of Granville, have agreed to report, and do finally report as follows:

That the Committee having heard the allegations of the Petitioner, his Witnesses and his Counsel; and also, the Counsel and Witnesses of the sitting Member, have determined to report, and do report, that Stephen S. Thorne, Esquire, the sitting Member for the Township of Granville, has been, and is duly returned as the Representative for that Township, and is entitled to retain his seat as such in the House of Assembly.

Pet. not frivolous

And further, the Committee have determined, and do report, that the said Petition of James Delap, against the Election and Return of the said Stephen S. Thorne, does not appear to the Committee frivolous or vexatious.

JOHN ELDER, Chairman.

Committee Room, 6th March, 1837.

Report to be enter-
ed on Journals

Ordered, That the Report do lie on the Table, and be entered on the Journals of this House.

Bill for deepening
East River of Pic-
tou, read 2d time
and committed

A Bill for deepening the East River of Pictou, was read a second time.

Ordered, That the Bill be committed to a Committee of the whole House.

Pets. from Hants
County for abolish-
ing Inferior Courts
& extending the
Jurisdiction of Ma-
gistrates

A Petition of David Frieze and others, Inhabitants of the County of Hants; a Petition of John Robinson and others, of Douglas, in the County of Hants; a Petition of George McLellan and others, Inhabitants of the County of Hants; and a Petition of James Grant and others, of the Eastern Section of the County of Hants, were presented by Mr. B. Smith and read, respectively praying that the Inferior Courts of Common Pleas may be abolished, and the jurisdiction of Magistrates, in cases of Debt, extended to higher sums, or that Courts of Commissioners, in cases of small Debts, may be established.

Motion to refer
Petitions to Select
Com. negatived

Mr. B. Smith then moved that the Petitions be referred to a Select Committee, to examine and report upon: which, being seconded and put, passed in the negative.

Ordered, That the Petitions do lie on the Table.

Petition for aid to
to erect a Break-
water on Shore of
Bay of Fundy in
Cornwallis

A Petition of James Hamilton and others, was, by special leave of the House, presented by Mr. Morton and read, praying aid to erect a Breakwater near Givan's Mill, on the Bay of Fundy Shore, about three miles below Black Rock, in the Township of Cornwallis.

Ordered, That the Petition do lie on the Table.

A Message from the Council by Mr. Halliburton:

Mr. Speaker,

The

TUESDAY, 7th MARCH, 1837.

The Council have passed a Bill, entitled, An Act for the further amendment of the Law and for the better advancement of Justice, to which Bill they desire the concurrence of this Honorable House.

Council send down a Bill to amend law, &c.

And then the Messenger withdrew.

The said engrossed Bill from the Council was read a first time.

Ordered, That the Bill be referred to Mr. W. Young, Mr. Stewart, Mr. Fairbanks, Mr. Huntington and Mr. G. Smith, to examine and report thereon to this House by amendments or otherwise.

Bill from Council referred to Select Com.

The Order of the Day, for the House to again resolve itself into a Committee, to consider of Ways and Means for raising the Supply granted to His Majesty, being read,

Order of Day Ways and Means House go into Com. thereon

The House resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Rudolf took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had made some progress in the business referred to them, and had come to two 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.

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 was agreed to by the House.

The first Resolution, reported from the Committee, was again read by the Clerk, and is as follows:

Resolved, That it be recommended to the House to appoint a Committee to enquire into the expediency of continuing the Bounty or any part thereof, granted for the manufacture of Tobacco, in this Province; which Resolution, upon the question put thereon, was agreed to by the House.

Resolution reported for Committee on Bounty on Manufacture of Tobacco

Ordered, That Mr. G. Smith, Mr. Bell and Mr. J. Young, be a Committee for the purpose mentioned in said Resolution.

Committee appointed

The second Resolution, reported from the Committee, was then read by the Clerk, and is as follows:

Resolved, That it is the opinion of this Committee, that the system of Revenue now existing be continued for the present year, subject to the following exceptions, viz:—that Barilla and Soda be duty free.

Resolution to continue system of Revenue with exception of Barilla and Soda from Duty

Mr. Uniacke moved that Salted Pork be added to the exceptions in the Resolution, and be duty free: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty; against it, twenty-five.

Motion to add Salted Pork to exceptions negatived

For the motion,

| | |
|----------------|---------------|
| Mr Huntington | Mr McDonald |
| Mr Rudolf | Mr Dodd |
| Mr Uniacke | Mr Taylor |
| Mr D'Entremont | Mr Howe |
| Mr Forrester | Mr Bell |
| Mr Heckman | Mr W Sargent |
| Mr Miller | Mr J Sargent |
| Mr Fairbanks | Mr Spearwater |
| Mr DesBarres | Mr Kavanagh |
| Mr Clements | Mr Doyle |

Against the motion,

| | | |
|---------------|-------------|------------|
| Mr Archibald | Mr Chipman | Mr Morton |
| Mr Stewart | Mr Dickey | Mr Holmes |
| Mr Whitman | Mr Holland | Mr G Smith |
| Mr Elder | Mr McLellan | Mr Allison |
| Mr Goudge | Mr Thorne | Mr Lewis |
| Mr McDougall | Mr Benjamin | Mr J Young |
| Mr Annand | Mr Halton | Mr Dewolf |
| Mr B Smith | Mr Wilkins | Mr W Young |
| Mr Holdsworth | | |

So it passed in the Negative.

The said Resolution was then, upon the question put thereon, agreed to by the House.

Resolution agreed to

Ordered, That Mr. Stewart, Mr. G. Smith and Mr. J. Young, be a Committee for the purpose of preparing and reporting to this House, a Revenue Bill or Bills, to carry the last foregoing Resolution into effect.

Committee to bring in Revenue Bills

TUESDAY, 7th MARCH, 1837.

A Message from the Council, by Mr. Halliburton :

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act in addition to, and an amendment of, an Act made and passed in the fifth year of His Majesty's reign, entitled, An Act to Incorporate a Company for Insurance against Fire, and upon Lives, as amended.

And then the Messenger withdrew.

Council agree to amended Fire Insurance Bill

Letter from Prov. Sec. with Pet. from Sherbrooke for Provisions and Seed

Mr. Speaker laid before the House, a letter received by him from Mr. Secretary George, dated this day, enclosing by command of His Excellency the Lieutenant-Governor to be laid before the House, and recommended by His Excellency to the favorable consideration of the House, a letter of the Reverend Mr. Shreve, transmitting a Petition from several Inhabitants of Sherbrooke, in the County of Lunenburg, representing their want of Provisions, and Seed Potatoes and Grain; and the said Letter and Petition were also presented to the House by Mr. Speaker, and were read by the Clerk.

Referred to Agricultural Committee

Ordered, That the said Letters and Petitions be referred to the Committee on the subject of Agriculture, to examine and report upon.

Petitions for aid to Mills, &c. referred to Agricultural Com.

Ordered, That the several Petitions for aid to Mills, and all other matters before the House connected with the subject of Agriculture, be referred to the said Agricultural Committee to examine and report upon.

Bill presented relating to Courts in Cape-Breton

Mr. Dodd, pursuant to leave given, presented a Bill respecting the Inferior Courts, General Sessions, and Justices of the Peace, within the Island of Cape Breton—and the same was read a first time.

Report of Bill for Lock-up House at New Glasgow

Mr. G. Smith reported on the Petition of Inhabitants of New Glasgow and East River of Pictou; and thereupon, presented to the House a Bill to authorise the Grand Jury and the Court of Sessions in the County of Pictou to present and assess Monies for the erection of a Lock-up-House in New Glasgow, in the said County—and the same was read a first time.

Bill presented to amend Act to Incorporate Marine Insurance Company

Mr. Howe, pursuant to leave given, presented a Bill further to amend the Act to Incorporate a Marine Insurance Company in Halifax—and the same was read a first time.

Ordered, That the Bills be read a second time.

A Message from the Council, by Mr. Halliburton :

Mr. Speaker,

Message from the Council in relation to Resolutions of House on their structure

The Council have directed me to deliver to this Honorable House a Message, which is in writing.

And he read the said Message at the Bar of the House, and afterwards delivered it in to the House, and then withdrew.

The Message was then again read by the Clerk, at the Table of the House, and is as follows :

In Council, 7th March, 1837.

HIS Majesty's Council perceive by the Journals of the House of Assembly, which the Council have this day received—that the House have passed several Resolutions, conveying accusations against His Majesty's Council, and among others, one declaring that some of the "*Members of His Majesty's Council have evinced a disposition to protect their own interests and emoluments at the expense of the Public.*"

His Majesty's Council admit, that it is not only the right, but the duty, of the House of Assembly to propose any alteration in the Institutions of the Country, which they think would prove beneficial to the People; but they cannot admit the House of Assembly have any right to pronounce the Members of the Council to be guilty of acting from corrupt motives; and if they have evinced a disposition to protect their own interests and emoluments at the expense of the Public their motives must be corrupt.

That decorum, which regulates the intercourse of Society, could not long be preserved in private life, if, in the transactions of the Legislature, where a more ceremonious observance of it ought to prevail, one branch should be permitted to commit so great a violation of it upon the other, without expostulation or resistance.

His

TUESDAY and WEDNESDAY, 7th and 8th MARCH, 1837.

His Majesty's Council trust that the House of Assembly will, upon further consideration, perceive, that a Resolution containing such accusation against a co-ordinate branch of the Legislature is inconsistent with these rules of decorum.

His Majesty's Council would deeply deplore the evils the Country would sustain from an interruption of the public business; they trust that the House of Assembly would equally deprecate such an event; and they therefore earnestly hope, that the House will feel the propriety of rescinding this Resolution, as His Majesty's Council feel, that if they were to continue to hold communication with the House, while that Resolution remains unrescinded, they would justly forfeit their self-respect, as well as the respect and confidence of the Public.

It therefore now remains with the House of Assembly to prevent any interruption of the public business; and the Council repeat their earnest hope, that the House of Assembly, by an act of justice, will enable the Council to co-operate honorably with the House of Assembly in carrying forward the business of the Session, and bringing it to an harmonious and happy issue, with all possible benefit to the People and to the Province.

Resolved unanimously, That the foregoing Message be sent to the House of Assembly.

Ordered, That the Message do lie on the Table.

Mr. Forrester, from the Committee appointed on Friday last to wait upon His Excellency the Lieutenant-Governor, and request that he would direct to be laid before the House several Returns relating to the municipal affairs and property of the Town of Halifax, reported that the Committee had so done, and that His Excellency was pleased to say to the Committee, that he would direct the Returns requested by the Resolution to be laid before the House as soon as they could be prepared.

Report from Com. to wait on Gov. & request Returns as to affairs of Town of Halifax

Ordered, That the Order of the Day, for considering the Judiciary of the Province, be postponed until to-morrow.

Order of Day - Judiciary postpon'd

Then the House adjourned until To-morrow, at twelve of the Clock.

Wednesday, 8th March, 1837.

A Petition of Clement Hubert and others, of Arichat, was presented by Mr. Doyle and read, praying that the Laws relating to the Inspection of Pickled Fish, may be repealed or modified.

Petition from Arichat on Inspection of Pickled Fish referred to Committee on that subject

Ordered, That the Petition be referred to the Committee appointed on the Bill to continue the Acts relating to the Inspection of Pickled Fish.

Mr. Bell reported from the Committee appointed on the Petition of John Northrup; and he read the report in his place, and afterwards delivered it in at the Clerk's Table where it was again read.

Report on Petition of J. Northrup for compensation for loss of Province Notes by Fire made and referred to Com. of Supply

(See Appendix, No. 27.)

Ordered, That the Petition and Report be referred to the Committee of Supply.

A Petition of Wentworth Taylor and Aaron D. Harrington, Road Commissioners, was, by special leave of the House, presented by Mr. Desbarres and read, praying reimbursement of a sum by them over-expended on the Main Post Road from Guysborough to Antigonish, and thence to the County line, Gulf Shore.

Petition for payment of over-expended on Main Road in Counties of Sydney and Guysborough Motion for Select Com. thereon

Mr. DesBarres moved that the Petition be referred to a Select Committee, to examine and report upon: which, being seconded,

Mr. Huntington moved, by way of amendment to the question, that the Petition be referred to the Members for the Counties of Sydney and Guysborough, to examine the same, and provide therefor, if the claim be just, out of the Road Monies to be appropriated to the said Counties of Sydney and Guysborough: which, being seconded and put, was agreed to by the House.

Amendment to refer Petition to Members of Counties carried

A Petition of Samuel Beckwith and others was presented by Mr. Chipman and read, praying

Petition for alteration of Law relating to Statute Labor on Highways

WEDNESDAY, 8th MARCH, 1837.

praying that an alteration may be made in the mode of performing Statute Labor upon Highways, so that the same may be by assessment on property, instead of personal taxation as at present.

Ordered, That the Petition be referred to Mr. Chipman, Mr. Stewart, Mr. Huntington, Mr. Dewolf and Mr. G. Smith, to report thereon, and generally upon the subject of Statute Labor on Highways, either by Bill or otherwise.

Referred to Com.
to report generally

Petition from Ari-
chat for aid to New
Guysborough Road

A Petition of William Crichton and others, of Arichat, in the County of Richmond and Island of Cape-Breton, was presented by Mr. DesBarres and read, praying aid towards opening the proposed line of new road from Dartmouth to Guysborough, through Musquedoboit.

Ordered, That the Petition be referred to the Committee on the former Petitions for aid to the same line of road.

Referred to Select
Committee on that
subject

Petition for aid to
erect Light-House
on Wedge Island,
St. Mary's

A Petition of Donald Sinclair and others, Inhabitants of St. Mary's, Liscomb and Mary Joseph Harbours, was presented by Mr. DesBarres and read, praying that a sum of Money may be granted for the erection of a Light-House on Wedge Island, at the entrance of St. Mary's Harbour.

Ordered, That the Petition be referred to the Committee on the Bill to continue the Act relating to Light-Houses.

Referred to Com.
on Light-Houses

Petition for open-
ing New Guysbo-
rough Road

A Petition of James Guild and others, Inhabitants of Musquedoboit, was presented by Mr. Bell and read, praying that a grant may be made for opening and completing the new line of Road from Dartmouth to Guysborough, through Musquedoboit, and that an alteration may be made in the system of applying the monies appropriated to the service of Roads and Bridges.

Ordered, that the Petition be referred to the Committee on former Petitions, for aid to the same line of Road therein mentioned.

Referred to Com.
on former Petitions

Petition for increase
of Representation
of County of Halif-
fax

A Petition of James Guild and others, Inhabitants of Musquedoboit, and of other parts of the Eastern part of the County of Halifax, was also presented by Mr. Bell and read, praying that an increase of representation of the County of Halifax may be made, by adding to the number distinct Members for the Eastern Section of the County.

Ordered, That the Petition do lie on the Table.

Petition for Bounty
on Mill at Barney's
River, Pictou

A Petition of David Murray and Walter Murray, of Barney's River, Merigomishe, Millers, was, by special leave of the House, presented by Mr. G. Smith and read, praying for a bounty upon Mills erected by them for manufacturing Flour, Oatmeal and Barley.

Ordered, That the Petition do lie on the Table.

Petition for aid Pic-
tou Academy

Mr. G. Smith moved for leave to present to the House a Petition of Abraham Patterson and others, for re-modelling the constitution of the Pictou Academy, and for further pecuniary aid thereto: which, being seconded, and the House dividing thereon, there appeared, for the motion, nineteen; against it, sixteen.

So it passed in the Affirmative.

The said Petition being then presented and read,

Ordered, That the Petition do lie on the Table.

Report from Com.
on Ferry Bill

Mr. W. Young from the Committee on the Bill for establishing and regulating Ferries, and to repeal the Act now in force, reported that the Committee had examined the Bill, and had framed some amendments thereto, which they recommend the House to adopt; and he delivered the Bill and amendments in at the Clerks Table; and thereupon,

The said Bill was read a second time, with the amendments.

Ordered, That the Bill and amendments be committed to a Committee of the whole House.

Bill and amend-
ments committed

Bills read 2d time
Pictou Assessment
Bill

The following Bills were read a second time, viz:—

A Bill to enable the Freeholders of the Township of Pictou, to assess themselves for certain arrears of Poor Rates.

WEDNESDAY, 8th MARCH, 1837.

A Bill concerning the Inferior Courts of General Sessions and Justices of the Peace, within the Island of Cape-Breton.

Cape-Breton Courts Bill

A Bill to authorize the Grand Jury and the Court of Sessions, in the County of Pictou, to present and assess Monies for the erection of a Lock-up House, in New Glasgow, in the said County.

New Glasgow Lock-up House Bill

A Bill further to amend the Act to Incorporate a Marine Insurance Company, in Halifax.
Ordered, That the Bills be committed to a Committee of the whole House.

Marine Insurance Bill
Bills committed

On motion of Mr. Howe, the House proceeded to the consideration of the Message of the Council, sent yesterday to this House; and thereupon,

Consideration of Message of Council

The Message being read,

Mr. Howe moved that the House do come to a Resolution as followeth, viz:—

Resolution for rescinding all the resolutions concerning Council

Resolved, That the standing Order of this House, which requires previous notice of rescinding Resolutions, be temporarily suspended; and that the several Resolutions passed by this House, on the 27th and 28th February, and the 2d and 3d March, relative to the Constitution of this Colony—the distribution of Patronage—the structure of His Majesty's Council—and the disposition evinced by some of the Members of that Board to protect their own interests and emoluments at the expense of the Public—and for preparing an Address thereon, be, and the same are hereby rescinded: which, being seconded,

Mr. Uniacke moved as an amendment to the said proposed Resolution, that the word "and" in said Resolution, between the word "suspended" and the word "that" following the said word "and" be left out, and that in place of the word "and" so left out, the following words be substituted, and stand part of the question, viz:—"for the purpose of considering the expediency of passing a Resolution:" which proposed amendment being seconded and put, passed in the negative.

Amendment proposed to consider rescinding negatived

Mr. Wilkins then moved as an amendment of said proposed Resolution, that all the words thereof, after the word "suspended" be left out, and the following words substituted, in place of the words so to be left out, viz:—"for the purpose of rescinding a Resolution, passed by this House on the 3d March, inst. containing the words "the disposition evinced by some of its Members to protect their own interests and emoluments at the expense of the Public:" which, being seconded and put, and the House dividing thereon, there appeared, for the amendment, seven; against it, thirty-eight.

Amendment proposed to rescind but one Resolution negatived

For the Amendment,

Mr Fairbanks
Mr Dodd
Mr Holmes
Mr Thorne
Mr Wilkins
Mr Elder
Mr J Sargent

Mr Lewis
Mr Holland
Mr McLellan
Mr Uniacke
Mr McDougall
Mr Kavanagh
Mr Hatton
Mr Dickey
Mr B Smith
Mr Forrester

Against the Amendment.

Mr Whitman
Mr Bell
Mr McDonald
Mr D'Entremont
Mr Spearwater
Mr Clements
Mr Archibald
Mr Annand
Mr Doyle
Mr Heldsworth

Mr Heckman
Mr Merton
Mr W Young
Mr G Smith
Mr Stewart
Mr Chipman
Mr DesBarres
Mr J Young
Mr Goudge

So it passed in the Negative.

Mr. Doyle then moved as an amendment to the proposed Resolution, that all the words thereof be left out, except the word "*Resolved*," and that, in place of the words so to be left out, the following words be substituted after the word "*Resolved*," that this House will proceed no further with the consideration of the Message from His Majesty's Council: which, being seconded and put, passed in the negative.

Amendment not to proceed in further consideration of Council's Message negatived

The Resolution as originally proposed was then put, and the House dividing thereon, there appeared, for the Resolution, twenty-eight; against it, fifteen.

Original resolution passed

WEDNESDAY and THURSDAY, 8th and 9th MARCH, 1837.

For the Resolution,

Mr McDougall
Mr Miller
Mr Rudolf
Mr Chipman
Mr G Smith
Mr Heckman
Mr Goudge
Mr Doyle
Mr J Young
Mr Clements

Mr Dewolf
Mr Taylor
Mr Huntington
Mr Elder
Mr Howe
Mr W Sargent
Mr W Young
Mr Benjamin
Mr Annand

Mr DesBarres
Mr McDonald
Mr McLellan
Mr D'Entremont
Mr B Smith
Mr Lewis
Mr Holland
Mr Spearwater
Mr Kavanagh

Against the Resolution,

Mr Bell
Mr Dickey
Mr Holdsworth
Mr Forrester
Mr Holmes
Mr Fairbanks
Mr J Sargent
Mr Thorne
Mr Whitman

Mr Uniacke
Mr Merton
Mr Wilkins
Mr Dodd
Mr Archibald
Mr Stewart

So it passed in the Affirmative.

Order of Day
Judiciary postponed

The Order of the Day for considering the subject of the Judiciary of the Province, being read,

Ordered, That this House will, to-morrow, proceed to the consideration of the Judiciary of this Province.

Then the House adjourned until To-morrow, at Twelve of the Clock.

Thursday, 9th March, 1837.

Four Revenue Bills
reported, viz:

Mr. Stewart reported in part from the Committee appointed to prepare the Revenue Bills; and thereupon, presented to the House,

Colonial duties
Impost Bill

A Bill to continue and amend the Act for granting Colonial Duties of Impost for the support of His Majesty's Government, within this Province, and for promoting the Agriculture, Commerce and Fisheries thereof.

Bill for regulation
of Duties
Warehousing Bill

A Bill to continue the Act for the general regulation of the Colonial Duties.

Drawback Bill on
exportation

A Bill to continue the Act for the Warehousing of Goods, and in amendment thereof.

Bills read 2d time

A Bill to continue and amend the Act concerning Goods exported, and for granting Drawbacks; and the same were read a first time.

Bills committed

Ordered, That the Bills be now read a second time; and thereupon,

The said Bills were read a second time.

Ordered, That the Bills be committed to a Committee of the whole House.

Committee of whole
on Bills

On motion, the House resolved itself into a Committee of the whole House, on the further consideration of the several Bills which stood committed.

Mr. Speaker left the Chair.

Mr. Kavanagh took the Chair.

Mr. Speaker resumed the Chair.

The four Revenue
Bills reported with-
out amendment

The Chairman reported from the Committee, that they had gone through the Bill to continue and amend the Act for granting Colonial Duties of Impost for the support of His Majesty's Government within this Province, and for promoting the Agriculture, Commerce and Fisheries thereof; the Bill to continue the Act for the general regulation of the Colonial Duties; the Bill to continue the Act for the Warehousing of Goods, and in amendment thereof; and the Bill to continue and amend the Act concerning Goods exported, and for granting Drawbacks; and had directed him to report the said several Bills to the House, without any amendment; and he afterwards delivered the Bills in at the Clerk's Table.

The Chairman also acquainted the House, that he was directed by the Committee to move for leave to sit again, on the consideration of the several Bills committed: which was agreed to by the House.

Revenue Bills to be
engrossed

Ordered, That the Bills reported from the Committee be engrossed.

A Petition of Isaac Longley and others, Freeholders and others, the Inhabitants of the Eastern part of the County of Annapolis, was presented by Mr. Thorne and read, setting forth that their County had been taxed or rated for the enormous sum of £2,400, for the erection of a County Court-House and Jail, to be put up in the Town of Annapolis, to be levied, collected and paid, in, on or before the month of September next.—That Petitioners are aware that the important question for the division of their County is now under the consideration

sideration of this House, and humbly conceive, that when such question is finally disposed of, the site for the erection of such a Building will then be fixed upon by this House; and therefore praying, that as the collection of such an enormous rate will, in this depressed state of the Country, owing to the failure of Crops and other Contingencies, bear excessively hard upon the major part of its Inhabitants—that this House will stay the further collection of the said rates until such question of division shall be so settled, particularly as the County is now supplied with a suitable and convenient Jail fitted up at Digby, at another expense (as Petitioners presume) to the said County.

Ordered, That the Petition be referred to Mr. Thorne, Mr. Chipman and Mr. Holland, to examine and report upon to this House.

Referred to Select Com.

A Petition of Benaiah Morse and others, Inhabitants of the County of Annapolis, was presented by Mr. Holland and read, praying for a division of that County, (the division line to be at Bear River,) and an increase of its Representation.

Petition from C'ty of Annapolis for Division, &c

A Petition of Alexander McDonell and others, Electors and Inhabitants of the County of Juste-au-Corps, was presented by Mr. W. Young and read, praying that the name of that County may be changed; and that it may be called the County of Inverness—a large proportion of its Inhabitants having originally emigrated from Invernesshire, in Scotland; and also, that the Act of last Session for appointing Courts of Commissioners in the Island of Cape-Breton may be repealed, and the jurisdiction of the Magistrates in cases of Debt restored.

Petition of Juste-au-Corps for exchange of name of County and abolishing of Comrs. Courts

Ordered, That the Petitions do lie on the Table.

A Petition of Thomas C. Wheelock and others, Inhabitants of the Eastern part of the County of Annapolis, was presented by Mr. Holland and read, noticing the present mode of selecting Grand Jurors, and praying that at the Annual Meetings of the different Townships a number should be nominated, perhaps double as many as are required, the same to be given in to the General Sessions of the Peace, from which the number required shall be selected, giving to each Township its due proportion of Grand Jurors.

Petition from County of Annapolis for change of Grand Jury system

Ordered, That the Petition be referred to the Select Committee, on the Bill to provide for the proper selection of Grand Jurors.

Referred to Select Committee on Grand Jury Bill

On motion, the House again resolved itself into a Committee of the whole House, on the further consideration of the several Bills which stood committed.

Com: of whole on Bills

Mr. Speaker left the Chair.

Mr. Kavanagh took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had gone through the Bill respecting the Inferior Courts, General Sessions, and Justices of the Peace, within the Island of Cape Breton; and the Bill further to amend the Act to Incorporate a Marine Insurance Company in Halifax, and had directed him to report the said Bills to the House, severally, without any amendment; that the Committee had also gone through the Bill for establishing and regulating Ferries, and to repeal the Act now in force; and the Bill to authorize the Grand Jury and the Court of Sessions in the County of Pictou, to present and assess Monies for the erection of a Lock-up-House in New Glasgow, in the said County, and had made some amendments to the said Bills respectively—which amendments they had directed him to report to the House; and he afterwards delivered the Bills with the amendments, in at the Clerk's Table.

Report Cape-Breton Courts Bill and Marine Insurance Bill without amendment

Ferries Bill and New Glasgow Lock up House Bill with amendments

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

The said amendments, reported from the Committee, to the two last mentioned Bills, were severally read, and, upon the question put thereon, were agreed to by the House.

Amendments agreed to

Ordered, That the Bills with the amendments be engrossed.

Ordered, That the Bills reported without amendment be engrossed.

Mr. Wilkins, pursuant to leave given, upon the Petition of Inhabitants of the Township of Windsor,

Bill presented to to repeal Windsor Fire Engine Act

THURSDAY and FRIDAY, 9th and 10th MARCH, 1837.

Windsor, presented a Bill to repeal an Act made and passed in the second year of the reign of His present Majesty, entitled, An Act to enable the Inhabitants of Windsor to provide Monies for procuring a Fire Engine, for the said Town—and the same was read a first time.

Ordered, That the Bill be read a second time.

Order of Day
Judiciary postponed

The Order of the Day for considering the Judiciary of the Province, being read,
Ordered, That this House will, to-morrow, proceed to consider the subject of the Judiciary of this Province.

Then the House adjourned until To-morrow, at twelve of the Clock.

Friday, 10th March, 1837.

Petition for aid to
Mill in Earl Town

A Petition of George Ross and others, of the Eastern end of Earl Town, in the County of Colchester, was, by special leave of the House, presented by Mr. Archibald and read, praying aid to re-build an Oat and Grist Mill, in that Settlement.

Ordered, That the Petition be referred to the Committee on Agriculture.

Petition from over-
seers of Poor for
Annapolis

A Petition of the Overseers of the Poor for the Township of Annapolis, was, by special leave of the House, presented by Mr. Whitman and read, praying reimbursement of a sum of Money expended by them in the maintenance, nursing, and Surgical attendance of a Transient Pauper.

Ordered, That the Petition do lie on the Table.

Engrossed Revenue
Bills read 3d time &
passed viz.
Impost Bill

An engrossed Bill to continue and amend the Act for granting Colonial Duties of Impost, for the support of His Majesty's Government, within this Province, and for promoting the Agriculture, Commerce and Fisheries thereof, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to continue and amend the Act for granting Colonial Duties of Impost for the support of His Majesty's Government, within this Province, and for promoting the Agriculture, Commerce and Fisheries thereof.

Colonial Duties re-
gulation Bill

An engrossed Bill to continue the Act for the general regulation of the Colonial Duties, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act for the general regulation of the Colonial Duties.

Warehousing Bill

An engrossed Bill to continue the Act for the Warehousing of Goods, and in amendment thereof, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act for the Warehousing of Goods, and in amendment thereof.

Drawback Bill

An engrossed Bill to continue and amend the Act concerning Goods exported, and for granting Drawbacks, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to continue and amend the Act concerning Goods exported, and for granting Drawbacks.

Ordered, That the Clerk do carry the Bills to the Council, and desire their concurrence.

Revenue Bills or-
dered to be sent to
Council
Other Engrossed
Bills read 3d time
and passed viz:
Cape-Breton Courts
Bill

An engrossed Bill respecting the Inferior Courts, General Sessions and Justices of the Peace, within the Island of Cape-Breton, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act respecting the Inferior Courts, General Sessions and Justices of the Peace, within the Island of Cape-Breton.

New Glasgow
Lock-up House
Bill

An engrossed Bill to authorize the Grand Jury and the Court of Sessions, in the County of Pictou, to present and assess Monies for the erection of a Lock-up House in New Glasgow, in the said County, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to authorize the Grand Jury and the Court of Sessions, in the County of Pictou, to present and assess Monies for the erection of a Lock-up House in New Glasgow, in the said County.

Marine Insurance
Bill

An engrossed Bill further to amend the Act to Incorporate a Marine Insurance Company in Halifax, was read a third time.

Resolved,

FRIDAY, 10th MARCH, 1837.

Resolved, That the Bill do pass, and that the title be, An Act further to amend the Act to Incorporate a Marine Insurance Company in Halifax.

Ordered, That the Clerk do carry the Bills to the Council, and desire their concurrence.

Mr. Uniacke, from the Committee appointed by Resolution of the 27th February last, reported, and presented a Bill to render less dangerous the Navigation of the Gulf of St. Lawrence, by erecting Light-Houses on the Island of St. Paul's and Scatarie, and for the support and maintenance thereof, and the same was read a first time.

Mr. McDonald reported from the Committee to whom was referred the Petition of William Bent and others; and thereupon presented to the House a Bill to divide and set off the Township of St. Mary's, as a separate and distinct District, and the same was read a first time.

Ordered, That the Bills be read a second time.

On motion of Mr. Archibald, *resolved*, that the Petition of Andrew Doyle and others, of the Five Islands, for the annexation of that Settlement to the County of Colchester, be referred to a Select Committee, to report by Bill or otherwise.

Ordered, That Mr. Chipman, Mr. Archibald and Mr. Lewis, be a Committee for the above purpose.

A Bill to provide for the better application of Fines and Penalties, was read a second time.

Ordered, That the Bill be referred to Mr. Fairbanks, Mr. Huntington, Mr. Morton, Mr. Dewolf and Mr. Wilkins, to examine and report thereon, with amendments, or otherwise.

Mr. Stewart reported from the Select Committee, on the Petition of John Ferguson, Chocolate Manufacturer; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix, No. 28.)

Ordered, That the Report do lie on the Table.

Mr. Stewart, pursuant to leave given, presented a Bill for granting a Bounty on Chocolate, manufactured in this Province, and the same was read a first time.

Ordered, That the Bill be read a second time.

Mr. Stewart reported from the Select Committee on the Petition of James Bain, James N. Shannon and Edward Allison; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix, No. 29.)

Ordered, That the Report do lie on the Table.

Ordered, That this House will, on Monday next, proceed to the consideration of Private Petitions.

On motion of Mr. Forrester, *resolved*, that a Committee, be appointed to wait upon His Excellency the Lieutenant-Governor, and respectfully request that he will be pleased to direct the proper Officers to lay before this House an Account of all Fines imposed in the Supreme Court, and Courts of General Sessions of the Peace, throughout the Province, in the years, 1825, 1831, 1832, 1833, 1834, 1835 and 1836, and a specific Account of the application or appropriation thereof.

Ordered, That Mr. Forrester, Mr. Archibald and Mr. Huntington, be a Committee for the above purpose.

A Petition of C. E. Leonard and others, was presented by Mr. Dodd and read, praying for aid to build a Bridge over the South West Arm of the Harbour of Sydney, in Cape-Breton.

Ordered, That the Petition do lie on the Table.

Mr. Howe from the Committee on the Petition of the Horticultural Society, in Halifax, reported that the Committee had considered the Petition, and had agreed to report thereon by

Bills ordered to be sent to Council

Bill reported for erection of Light-Houses on Scatarie and St. Paul's

Bill reported to erect St. Mary's into a separate District

Petition from 5 Islands for annexation to Colchester referred to Select Committee

Fines & Penalties application Bill referred to select Committee

Report on Petition of Mr. Ferguson Chocolate Manufacturer

Bill for Bounty on Chocolate

Report on Petition of James Bain and others

Day for considering private Petitions

Committee to request Gov. to order accounts of fines &c

Petition for Bridge S. W. Arm, Sydney C. B.

Report of Bill to encourage Horticultural Society

FRIDAY and SATURDAY, 10th and 11th MARCH, 1837.

Bill, which he moved for leave to present to the House—and leave being granted, thereupon, Mr. Howe presented to the House, a Bill for the encouragement of the Nova-Scotia Horticultural Society, and the same was read a first time.

Ordered, That the Bill be read a second time.

Bill to repeal Windsor Fire Engine Act deferred 3 months

A Bill to repeal an Act made and passed in the second year of the reign of His present Majesty, entitled, An Act to enable the Inhabitants of Windsor to provide Monies for procuring a Fire Engine for the said Town, was read a second time: and thereupon,

On motion of Mr. Howe, *resolved*, that the further consideration of the Bill be deferred to this day three months.

Com. of Supply

On motion, the House resolved itself into a Committee of the whole House, to consider further of the Supply granted to His Majesty.

Mr. Speaker left the Chair.

Mr. Rudolf took the Chair.

Mr. Speaker resumed the Chair.

Report no Resolutions

The Chairman reported from the Committee that they had made some progress in the business referred to them, and had directed him to move for leave to sit again, on the consideration of a Supply, which the House agreed to.

Order of Day

The Order of the Day being read, for the consideration of the subject of the Judiciary of the Province,

Judiciary postponed

Ordered, That this House will, to-morrow, proceed to consider the subject of the Judiciary.

Then the House adjourned until To-morrow, at Twelve of the Clock.

Saturday, 11th March, 1837.

Report on Petition of Henry Graen Cancer Curer

Mr. Miller reported from the Select Committee on the Petition of Henry Green; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(*See Appendix, No. 30.*)

Adopted

On motion, *resolved*, that the report be received and adopted by this House.

Report on Petition of Mr. McLellan relating to Seizure

Mr. Doyle reported from the Select Committee on the Petition of Glorid Wilson McLellan; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(*See Appendix, No. 31.*)

Adopted

On motion, *resolved*, that the report be received and adopted by this House.

Pet. of John Romans for Compensation for attending Committee

A Petition of John Romans was, by special leave of the House, presented by Mr. Holmes and read, praying compensation for his expense in attending the Select Committee upon the Petition of Glorid Wilson McLellan, Esquire, by order of the Committee.

Ordered, That the Petition do lie on the Table.

Report as to holding Polls

Mr. Howe reported from the Select Committee, on the Times and Places of holding Polls at Elections of Representatives in General Assembly; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(*See Appendix, No. 32.*)

Ordered, That the Report do lie on the Table.

Bill presented to amend Town Officers Act

Mr. Doyle, pursuant to leave given, presented a Bill further to amend and alter the Act for the appointment of Town Officers and regulating of Townships, and the same was read a first time.

Referred to Select Committee

Ordered, That the Bill be referred to Mr. Doyle, Mr. Dodd and Mr. Rudolf, to examine and report thereon, with amendments, or otherwise.

A Petition of James Turnbull, Collector of Colonial Duties for the County of Richmond, was,

was, by special leave of the House, presented by Mr. Doyle and read, praying compensation for his services and expenses in securing the Duties upon the cargo of the Brig Iona, of Scarboro', England, bound to Quebec, wrecked in October last, on the Southern Coast of Cape-Breton.

On motion, *resolved*, that the Petition be referred to the Committee of Supply.

Mr. W. Young reported from the Select Committee on the Petition of James Leishman; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix, No. 33.)

On motion, *resolved*, that the Petition and Report be referred to the Committee of Supply.

On motion of Mr. Stewart, *resolved*, that the Petition of James Bain and others, and the Report of the Select Committee thereon, be referred to the Committee of Supply.

Mr. Dodd, Chairman of the Select Committee, appointed to try and determine the merits of the Election for the Township of Shelburne, reported finally from the said Committee; and he read the report of the final determination of the said Committee in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as follows:—

The Select Committee appointed to try and determine the merits of the Petition of Alexander Hamilton against the Election and Return of Peter Spearwater, Junior, Esquire, the sitting Member for the Township of Shelburne, have determined to report, and do finally report as follows:—

That the said Peter Spearwater, Junior, the sitting Member, has been, and is duly returned and elected as a Representative for the Township of Shelburne, and is duly qualified and entitled to retain his seat as such in the House of Assembly.

And further, that the Petition of the said Alexander Hamilton against the Election and Return of the said Peter Spearwater, referred to this Committee, does not appear to this Committee to be frivolous or vexatious.

Committee Room, 10th March, 1837.

EDMUND M. DODD, Chairman.

Ordered, That the Report do lie on the Table, and be entered on the Journals of this House.

The Order of the Day being read,

Ordered, That this House will proceed to consider the subject of the Judiciary of this Province on Wednesday next.

On motion of Mr. G. Smith, *resolved*, as follows:—

Whereas, by an Act passed by the Legislature of this Province, in the 2d year of the Reign of His late Majesty King George the Fourth, entitled, An Act to provide for the Custom-House Establishment in Nova-Scotia, it is enacted that the several Officers of His Majesty's Customs at Halifax shall, within one month after each and every quarter day in each and every year, pay into the Treasury of this Province, all and singular the sums of money by them, or the Officers under them, collected or received; and also, to exhibit to the Treasurer or other Officers appointed to receive the same within the said time, a just and true account of all articles on which Duties have been so collected and paid, and the names of the Vessels in which the same were imported; and the Principal Officers of His Majesty's Customs are also required to account for, and touching the said Duties, to the person or persons appointed to audit the Public Accounts, in such way and manner as the Collectors and Officers of the Provincial Revenue are obliged or compellable to account for the collection, receipt and payment, of the Provincial Duties, and Revenue of Impost or Excise, to the satisfaction of the said General Assembly; *And whereas*, the Return and Account of the said Principal Officers of His Majesty's Customs have not been rendered or completed, as required by said Act, for 1835 and 1836:

Therefore Resolved, That a Committee be appointed to wait on His Excellency the Lieutenant-Governor, and to request His Excellency will direct the Principal Officers of His Majesty's

Petition of J. Turnbull Collector at Arichat for Compensation for Securing duties on wrecked Goods Referred to Com. of Supply

Report on Petition of Jas Leishman for return of Duties

Petition of Jas. Bain and others for return of Duties and report thereon referred to Com. of Supply

Final Report of Shelburne Election Com. in favor of sitting Member

Petition not frivolous or vexatious

Report to be entered on Journals

Order of Day Judiciary postponed to Wednesday next

Resolution to obtain from Gov. Order for to Custom-House Returns

SATURDAY and MONDAY, 11th and 13th MARCH, 1837.

- Majesty's Customs forthwith to lay before this House an account of all Monies collected and paid to them for the years 1835 and 1836; and an Account Current, shewing the amount and time the different payments were made to the Public Treasury, of such Duties, and the different Coins and rates at which such payments were made; also, an Account of the old Crown Duties collected during said period, and the application thereof.
- Com. named *Ordered*, That Mr. G. Smith, Mr. W. Young and Mr. Heckman, be a Committee for the foregoing purpose.
- Engrossed Bill for establishing Ferries read 3d time, passed &c. An engrossed Bill for establishing and regulating Ferries, and to repeal the Act now in force, was read a third time.
Resolved, That the Bill do pass, and that the title be, An Act for establishing and regulating Ferries, and to repeal the Act now in force.
Ordered, That the Clerk do carry the Bill to the Council and desire their concurrence.
- Bill presented for quieting possession in Lands Mr. Uniacke, pursuant to leave given, presented a Bill for the quiet of Subjects in the possession of Lands, Tenements and Hereditaments, within this Province, and the same was read a first time.
Ordered, That the Bill be read a second time.
- House go into Committee of Supply On motion, the House resolved itself into a Committee of the whole House, to consider further of the Supply granted to His Majesty.
Mr. Speaker left the Chair.
Mr. Rudolf took the Chair.
Mr. Speaker resumed the Chair.
- Four Resolutions passed The Chairman reported from the Committee that they had made some progress in the business referred to them, and come to two Resolutions, thereupon, which they had directed him to report to the House.
The Chairman also acquainted the House that he was directed by the Committee to move for leave to sit again, on the consideration of the Supply—which the House agreed to.
- Report of Resolutions to be made at future day *Ordered*, That the Chairman do report the Resolutions from the Committee, at a future day.
- Then the House adjourned until Monday next, at twelve of the Clock.

Monday, 13th March, 1837.

- Petition from Musquedoboit relating to Delegation to England A Petition of John Cruickshanks and others, Inhabitants of Musquedoboit, was presented by Mr. Howe and read, noticing the mission of the Delegates from the House of Assembly of New-Brunswick to His Majesty's Government, and praying that immediate steps may be taken to lay before His Majesty the requests of this Province for the like concessions and privileges as have been granted to New-Brunswick.
Ordered, That the Petition do lie on the Table.
- Petition from Eastern Settlements of County of Halifax for Post Communication Referred to Post Office Committee A Petition of Inhabitants of Musquedoboit, Jeddore, Port Piswick, Chezetcock, Lake Porter, Lawrence Town, Cole Harbour and Dartmouth, was, by special leave of the House, presented by Mr. Howe and read, praying the Establishment of a Weekly Post Communication through those Settlements.
Ordered, That the Petition be referred to the Committee on the Post-Office Department.
- Petition for law to shorten Colonial Parliaments A Petition of Robert A. Logan and others, of Musquedoboit, was presented by Mr. Howe and read, praying that the time of the duration of the General Assemblies may be shortened.
Ordered, That the Petition do lie on the Table.
- Petition from Baddeck C. B. for additional Commissioners Court A Petition of Joseph Campbell and others, of Baddeck, Middle River, and the Neighbouring Settlements, in the County of Cape-Breton, was presented by Mr. Uniacke and read, complaining of the inconvenience they suffer from having to travel a great distance to attend

MONDAY, 13th MARCH, 1837.

tend the Commissioners' Court for the Trial of Actions at Sydney, in said County, and praying that a like separate Court may be established at Baddeck—the Jurisdiction thereof to extend over the Township of St. Patrick's.

Ordered, That the Petition be referred to the Select Committee appointed on the Bill to continue the Cape-Breton Courts of Commissioners Act.

Referred to Com.
on Cape-Breton
Commissioners
Courts Bill

Mr. Howe reported from the Select Committee on the Petition of the Committee of the Bar Society in Halifax, for a return of duties upon Law Books imported from the United States of America; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

Report on Petition
of Bar Society

(See Appendix, No. 34.)

Ordered, That the Report and Petition be referred to the Committee of Supply.

Referred to Com.
of Supply

Mr. Forrester reported from the Committee appointed to wait upon His Excellency the Lieutenant-Governor, and request an order for Accounts of Fines imposed in the Supreme Court and Sessions of the Peace throughout the Province, and the application thereof, to be laid before this House; that the Committee had performed that duty, and that His Excellency was pleased to say, that the request of the House should be attended to.

Report from Com.
to wait on Gov.
for order for ac-
count of Fines &c.

A Petition of Edward Leonard, of Digby, a Constable, was, by special leave of the House, presented by Mr. Thorne and read, praying compensation for expenses incurred in arresting, at Bear River, Clem Petit and Samuel Laramore, accused of Murder on the High Seas, and conveying them to Digby for examination before the Magistrates, for their maintenance while there, and for their subsequent conveyance to the Gaol at Annapolis.

Petition of E.
Leonard a Constable
at Digby for
expenses attending
arrest &c. of Petit
& Laramore

Ordered, That the Petition be referred to the Committee on the account of expenses of the Trial of the said Petit and Laramore in the Special Admiralty Court, to examine and report upon.

Referred to Com.

Ordered, That the Petition of Welcome Wheelock be referred to the same Committee, to examine and report upon.

Petition of W
Weelock referred
to same Com.

Mr. G. Smith reported from the Select Committee on the Petition of Mary Hughes, transmitted to this House by command of His Excellency the Lieutenant-Governor, with the papers accompanying the same; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

Report on Petition
of Mary Hughes

(See Appendix, No. 35.)

Ordered, That the Report and Petition, and accompanying Papers, be referred to the Committee of Supply.

Referred to Com.
of Supply

Mr. Archibald reported from the Select Committee on the Petition of Samuel Archibald, Road Commissioner, praying reimbursement of an amount over-expended in altering the Main Road between Halifax and Truro; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

Report on Petition
of S Archibald
Road Commis-
sioner

(See Appendix, No. 36.)

Ordered, That the Report do lie on the Table.

The following Bills were read a second time, viz :

A Bill to divide and set off the Township of St. Mary's, as a separate and distinct District.

A Bill for granting a Bounty on Chocolate manufactured in this Province.

A Bill for the encouragement of the Nova-Scotia Horticultural Society.

A Bill for the quiet of the Subjects in the possession of Lands, Tenements and Hereditaments, within this Province.

Bills read 2d time,
viz: St Mary's Dis-
trict Bill
Chocolate Bounty
Bill
Horticultural Soci-
ety Bill
Quieting possession
Bill

Ordered, That the Bills be committed to a Committee of the whole House.

Bills Committed

On motion, the House resolved itself into a Committee of the whole House, on the further consideration of the several Bills which stood committed.

Com. of whole on
Bills

Mr. Speaker left the Chair.

Mr. Kavanagh took the Chair.

Mr. Speaker resumed the Chair.

MONDAY and TUESDAY, 13th and 14th MARCH, 1837.

Report Bills with amendments viz. County of Annapolis Division Bill St. Mary's District Bill Commissioners of Streets Bill Also Bills without amendments viz. Associate Judge Bill Horticultural Society Bills Members vacating seats Bill Bill to change name of Juste-au-Corps

The Chairman reported from the Committee that they had gone through the Bill to divide the County of Annapolis, and to regulate the representation thereof; the Bill to divide and set off the Township of St. Mary's as a separate and distinct District; and the Bill relating to the Commissioners of Streets in and for the several Towns throughout this Province, in which such Commissioners are now by Law appointed, and had made amendments to the said Bills respectively—which amendments they had directed him to report to the House with the Bills; that the Committee had also gone through the Bill for abolishing the Office of Associate Judge of the Supreme Court; the Bill for the encouragement of the Nova-Scotia Horticultural Society; the Bill to enable Members of the House of Assembly about to leave the Province, or unable, from indisposition, to attend their duty, to resign their seats therein; and the Bill to change the name of the County of Juste-au-Corps to the County of Inverness, and had directed him to report the said Bills to the House severally without any amendment; and he afterwards delivered the several Bills and amendments, in at the Clerk's Table.

The Chairman also acquainted the House, that he was directed by the Committee to move for leave to sit again, on the consideration of Bills committed: which the House agreed to.

Amndts. agreed to

The amendments reported from the Committee to the three first mentioned Bills, were severally read throughout a first and second time, and, upon the question respectively put thereon, were agreed to by the House.

Bills to be engrossed

Ordered, That the Bills with the amendments be engrossed.

Ordered, That the Bills reported without amendment be engrossed.

Order of Day Judiciary postponed

The Order of the Day being read,

Ordered, That this House will, to-morrow, proceed to the consideration of Private Petitions.

Then the House adjourned until To-morrow, at Twelve of the Clock.

Tuesday, 14th March, 1837.

Petition from Stewiacke for alteration of Post Communication

A Petition of James Smith and others, Inhabitants of Middle and Upper Stewiacke, was, by special leave of the House, presented by Mr. Archibald and read, praying that the arrangement which provides for the conveyance of the Mail from Gay's River to those Settlements may be altered, and that instead thereof the Mail may be sent to them from Truro.

Ordered, That the Petition be referred to the Committee on the Post-Office Department.

Referred to Post Office Committee

Petition from County of Sydney relating to Church Lands

A Petition of Alexander McDonald and others, a Committee appointed by the Inhabitants of the County of Sydney, at a Public Meeting, was presented by Mr. McDougall and read, setting forth that, for various reasons therein stated, it had been declared at such Public Meeting that the extensive tracts of Land amounting to Eleven Thousand Acres, held by reserve or grant to the Church of England, under the various Tenures of Dean and Chapter, College, Glebe and School Lands, are by reason thereof of serious injury to the prosperity of the Country and productive of much discontent, and praying that, by Legislative enactments or otherwise, these Lands may be rendered accessible to purchasers and open to improvement, by being disposed of in the most advantageous manner, and that the proceeds arising from the disposal of those Lands may not be applied exclusively to the uses of any denomination, but that they may be appropriated generally to the purposes of Education.

Ordered, That the Petition be referred to Mr. Howe, Mr. McDougall, Mr. Wilkins, Mr. Uniacke, Mr. Fairbanks, Mr. McDonald, Mr. Kavanagh, Mr. W. Young, Mr. G. Smith, Mr. Upham, Mr. Chipman, Mr. Holland, Mr. W. Sargent, Mr. Huntington, Mr. Miller and Mr. Stewart, to examine and report thereon, and also, generally to this House, upon the subject therein referred to.

Referred to Com. to report generally

Com. to wait on Gov. to request statement from Post-Office

On motion of Mr. Uniacke, *resolved*, that a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, and respectfully request that he will be pleased to direct the Deputy Post-Master General to lay before this House a detailed account of the Receipts and

TUESDAY, 14th MARCH, 1837.

and Expenditures of the several Post-Offices established in this Province, for the past year, and the amount paid at such Offices to the several Couriers, in addition to the sums allowed by this House.

Ordered, That Mr. Uniacke, Mr. Fairbanks and Mr. Morton, be a Committee for the above purpose.

Com. named

A Petition of Inhabitants of Parrsboro' was, by special leave of the House, presented by Mr. Dewolf and read, setting forth that owing to the general failure of the Crops of Grain for these three years last past, and to the early frost of last season, which destroyed or injured all the Potatoes in that Township, together with the diminished catch of Herring and Codfish the past season, (in consequence of encroachments made by Foreign Fishermen on our Coasts and Shores, by whom the Fisheries have been nearly destroyed,) Petitioners were, at the close of the year, left very destitute of Provisions for the Winter. That Petitioners, besides being short of Provisions at the present time, have the melancholy prospect of not bettering their condition, inasmuch as they have not the means of procuring seed for the ensuing season, and praying that this House may grant present relief to the Petitioners, and such supplies of Seed, Grain and Potatoes, as may seem meet.

Petition from Parrsboro' for Provision and Seed

Ordered, That the Petition be referred to Mr. Dewolf, Mr. Holland, Mr. Clements, Mr. Spearwater, Mr. Fairbanks, Mr. Rudolf, Mr. Annand, Mr. Upham, Mr. G. Smith, Mr. J. Young, Mr. DesBarres, Mr. Uniacke, Mr. Kavanagh, Mr. W. Young, Mr. B. Smith, and Mr. Lewis, to examine and report upon the merits thereof, and also generally to this House, upon the State of the Several Counties throughout the Province, in regard to the scarcity and want of Provisions and Seed Grain and Potatoes, and the best remedy therefor.

Referred to Select Committee to report generally

On motion of Mr. W. Young, *resolved*, that a Committee be appointed to wait on His Excellency the Lieutenant-Governor, and respectfully request that he will direct the proper Officers to lay before this House Copies of such Rules for the Government of the Annapolis Academy, and of such accounts from the Trustees thereof, as may have been transmitted to His Excellency.

Com. to request returns as to Annapolis Academy

Ordered, That Mr. W. Young, Mr. G. Smith and Mr. Heckman, be a Committee for the above purpose.

Com. named

Mr. W. Young, from the Committee to whom was referred the Bill to continue the Act to establish Courts of Commissioners in the Island of Cape-Breton, together with the Petitions on the same subject, reported that the Committee had framed a Bill in place of the Bill so referred to them; and thereupon, he presented to the House,

Report of Bill for Summary Trials in Cape-Breton

A Bill for the Summary Trial of Actions in the Island of Cape-Breton, and the same was read a first time.

Ordered, That the Bill be read a second time.

An engrossed Bill for abolishing the Office of Associate Judge of the Supreme Court, was read a third time.

Engrossed Bills read 3 time & passed, viz. Bill for abolishing Office of Associate Judge

Resolved, That the Bill do pass, and that the title be, An Act for abolishing the Office of Associate Judge of the Supreme Court.

An engrossed Bill to enable Members of the House of Assembly, about to leave the Province, or unable, from indisposition, to attend their duty, to resign their seats therein, was read a third time.

Members vacating Seats Bill

Resolved, That the Bill do pass, and that the title be, An Act to enable Members of the House of Assembly, about to leave the Province, or unable, from indisposition, to attend their duty, to resign their seats therein.

An engrossed Bill relating to the Commissioners of Streets, in and for the several Towns throughout this Province, in which such Commissioners are now by Law appointed, was read a third time.

Commissioners of Streets Bill

Resolved, That the Bill do pass, and that the title be, An Act relating to the Commissioners of Streets, in and for the several Towns throughout this Province, in which such Commissioners are now by Law appointed.

An

TUESDAY and WEDNESDAY, 14th and 15th MARCH, 1837.

St Mary's District
Bill

An engrossed Bill to divide and set off the Township of St. Mary's, as a separate and distinct District, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to divide and set off the Township of St. Mary's, as a separate and distinct District.

Bills sent to Council

Ordered, That the Clerk do carry the Bills to the Council, and desire their concurrence.

Com. of whole
on Bills

On motion, the House resolved itself into a Committee of the whole House, on the further consideration of the several Bills which stood committed.

Mr. Speaker left the Chair.

Mr. Kavanagh took the Chair.

Mr. Speaker resumed the Chair.

Report Bills viz.
Chocolate Manu-
facture Bill
and Bill for quiet-
ing possession to
Lands &c.

The Chairman reported from the Committee, that they had gone through the Bill for granting a Bounty on Chocolate manufactured in this Province; and the Bill for the quiet of the Subjects in their possession of Lands, Tenements and Hereditaments, within this Province, and that the Committee had directed him to report the said Bills to the House severally without any amendment.

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

Bills reported to be
engrossed

Ordered, That the Bills reported from the Committee be engrossed.

Bill for Light
Houses on St Paul's
and Scatarie read
2d time & commit-
ted

A Bill to render less dangerous the Navigation of the Gulf of St. Lawrence, by erecting Light-Houses on the Islands of St. Paul's and Scatarie, and for the support and maintenance thereof, was read a second time.

Ordered, That the Bill be committed to a Committee of the whole House.

A Message from the Council by Mr. Halliburton:

Mr. Speaker,

Council send down
Bill for vesting
property in Officers
of Ordnance

The Council have passed a Bill, entitled, An Act for vesting all Estates and Property in the Province of Nova-Scotia, occupied for the Ordnance Service, in the Principal Officers of His Majesty's Ordnance, and for granting certain powers to the said Principal Officers; to which Bill they desire the concurrence of this Honorable House.

And then the Messenger withdrew.

Com. of whole on
Supply

On motion, the House resolved itself into a Committee of the whole House, to consider further of the Supply granted to His Majesty.

Mr. Speaker left the Chair,

Mr. Rudolf took the Chair,

Mr. Speaker resumed the Chair.

Resolution passed

The Chairman reported from the Committee that they had made some further progress in the business referred to them, and had come to several Resolutions, thereupon, which they had directed him to report to the House.

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

Resolutions to be
reported hereafter

Ordered, That the Chairman of the Committee, do report the said Resolutions at a future day.

Order of day
Private Petitions
postponed

The Order of the Day being read,

Ordered, That this House will, to-morrow, proceed to the consideration of Private Petitions.

Then the House adjourned until To-morrow, at twelve of the Clock.

Wednesday, 15th March, 1837.

Council's Ordnance
Bill read

The engrossed Bill from the Council, entitled, An Act for vesting all Estates and Property in the Province of Nova-Scotia, occupied for the Ordnance Service, in the Principal Officers

WEDNESDAY, 15th MARCH, 1837.

Officers of His Majesty's Ordnance, and for granting certain powers to the said Principal Officers, was read a first time.

Ordered, That the Bill be read a second time.

Mr. Speaker laid before the House a Letter from Mr. Secretary George, dated yesterday, enclosing, by command of His Excellency the Lieutenant-Governor, an account of Sums paid by Mr. Justice Marshall for the Freight and Storage of some Provisions, sent by the Lieutenant-Governor's direction to Sydney, for the relief of distressed Settlers—for the amount of which account, £10 16 9 His Excellency recommends the House to provide; and Mr. Speaker also laid said Account before the House, and it was read by the Clerk.

Letter from Prov. Secy. with account of storage, &c. of Provisions for Cape Breton referred to Select Committee

Ordered, That the said Letter and Account be referred to the Committee to whom, on the 6th inst. were referred the Accounts of Expenses incurred for the relief of Distressed Settlers in Cape-Breton.

Mr. Howe reported from the Select Committee to whom was referred the Bill to continue the Act to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape-Breton—that the Committee had framed some amendments to the Bill, which they recommend to the House to adopt; and he delivered the said Bill and amendments in at the Clerk's Table, where the amendments were read.

Report of amends. to Sydney Pilotage Act

Ordered, That the Bill be re-committed with the amendments to a Committee of the whole House.

Sydney Pilotage Bill re-committed with amends.

Mr. Holdsworth, pursuant to leave given, presented a Bill to regulate the Fishery of St. Mary's Bay, in the County of Annapolis, and the same was read a first time.

Bill presented to regulate St. Mary's fishery

Ordered, That the Bill be read a second time.

An engrossed Bill for granting a Bounty on Chocolate manufactured in this Province, was read a third time.

Engrossed Chocolate Bounty Bill read 3d time passed and sent to Council

Resolved, That the Bill do pass, and that the title be, An Act for granting a Bounty on Chocolate manufactured in this Province.

Ordered, That the Clerk do carry the Bill to the Council, and desire their concurrence.

Mr. Huntington reported from the Select Committee on the Petition of Hector McNeil, of the Red Islands, in Cape-Breton; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

Report on Pet. of Hector McNeil relating to seizure of Run, &c.

(See Appendix, No. 37.)

On motion, *resolved*, that the report be received and adopted by this House.

Report adopted

A Petition of George McLeod, Chairman of a Public Meeting of the Inhabitants of the Gulf Shore and Merigomishe, drawn up in accordance with Resolutions passed at such Meeting, was, by leave of the House, presented by Mr. J. Young and read, praying that grants may be made for the importation of Seeds of different kinds, and various breeds of Animals, to be Sold in the Province at first cost, to Members of Agricultural Societies to be formed.

Pet. from the Gulf Shore and Merigomishe for importation of Seeds and Animals

Ordered, That the Petition be referred to the Committee on the subject of Agriculture.

Referred to Agricultural Committee

A Bill for the Summary Trial of Actions in the Island of Cape-Breton, was read a second time.

Cape-Breton Summary Trials Bill read 2d time and committed

Ordered, That the Bill be committed to a Committee of the whole House.

On motion of Mr. G. Smith, *resolved*, that a further Conference be requested with His Majesty's Council upon the subject of the last Conference; and that the Committee of this House be instructed to state to the Committee of His Majesty's Council, that the proposition of His Majesty's Council, requiring an adequate and certain proportion of the sum of £10,000, granted by this House for the service of Roads and Bridges, should be stated and set apart for the Main Post Roads of the Province, before the concurrence of the Council thereof, is equivalent to an amendment upon a grant of Money, and that this House cannot, consistently with its acknowledged privileges, receive or act upon any such suggestion.

Further Conference on Road Vote with Instructions

Ordered, That the Clerk do request said Conference.

Report from Com.
to search Journals
of Council on Qua-
drennial Bill

Mr. Doyle reported from the Committee appointed to search the Journals of the Council in relation to the Bill to repeal the Act, entitled, An Act for limiting the duration or continuance of the General Assemblies, and for substituting other provisions in lieu thereof, that the Committee had so done, and had found that no further proceedings thereon had been had by the Council, beyond the reception of the Bill.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

Council send down
Bill to amend Ce-
metery Act
Council agree to
Conference

The Council have passed a Bill, entitled, An Act to amend the Act concerning Cemeteries or Burial Grounds in the Town of Halifax, to which Bill they desire the concurrence of this Honorable House.

The Council agree to the Conference desired by this House on the subject of the last Conference, and the Committee of the Council are ready to meet the Committee of this House.

And then the Messenger withdrew.

Conference held
and reported

Ordered, That the Committee of this House who managed the last Conference do manage this Conference.

So they went to the Conference,

And being returned, Mr. G. Smith reported that the Managers had been at the Conference, and had complied with the instructions of the House.

Engrossed Annapo-
lis County Division
Bill read 3d time

An engrossed Bill to divide the County of Annapolis, and to regulate the Representation thereof, was read a third time; and thereupon,

Amendt. to leave
out Member for
Clare negatived

Mr. G. Smith moved that the Bill be amended, by striking out of the sixteenth line of the third Clause of the Bill the words "and Clare": which, being seconded and put, and the House dividing thereon, there appeared, for the motion, eighteen; against it, twenty-seven.

For the motion,

Against the Resolution,

| | | | | |
|---------------------|---------------------|----------------------|----------------------|-----------------------|
| <i>Mr McDonald</i> | <i>Mr Dodd</i> | <i>Mr Whitman</i> | <i>Mr Lewis</i> | <i>Mr Thorne</i> |
| <i>Mr Uniacke</i> | <i>Mr McDougall</i> | <i>Mr J Sargent</i> | <i>Mr Holdsworth</i> | <i>Mr D'Entremont</i> |
| <i>Mr Rudolf</i> | <i>Mr McLellan</i> | <i>Mr Kavanagh</i> | <i>Mr B Smith</i> | <i>Mr Merton</i> |
| <i>Mr G Smith</i> | <i>Mr Hatton</i> | <i>Mr Forrester</i> | <i>Mr Allison</i> | <i>Mr Doyle</i> |
| <i>Mr W Young</i> | <i>Mr Annand</i> | <i>Mr Bell</i> | <i>Mr Holland</i> | <i>Mr Dewolf</i> |
| <i>Mr Heckman</i> | <i>Mr Taylor</i> | <i>Mr Clements</i> | <i>Mr Howe</i> | <i>Mr Miller</i> |
| <i>Mr Holmes</i> | <i>Mr Dickey</i> | <i>Mr Elder</i> | <i>Mr W Sargent</i> | <i>Mr Stewart</i> |
| <i>Mr DesBarres</i> | <i>Mr Fairbanks</i> | <i>Mr Goudge</i> | <i>Mr Chipman</i> | <i>Mr Wilkins</i> |
| <i>Mr Upham</i> | <i>Mr Archibald</i> | <i>Mr Spearwater</i> | <i>Mr Huntington</i> | <i>Mr J Young</i> |

So it passed in the Negative.

Amendt. to allow
Clements to vote
for Member agreed
to

Mr. Dodd then moved as an amendment to said Bill, that all the words of the third Clause from and after the words "County of Annapolis and Digby, one Member each," be left out, and that, instead of the words so left out, the words following be substituted: and for the Township of Granville one Member, and for the Township of Annapolis, and that part of the Township of Clements lying to the Eastward of the aforesaid division line, and then being in the County of Annapolis, jointly, one Member, instead of a Member for the Township of Annapolis, as at present, and for the Township of Clare one Member, and for the Township of Digby, and that part of the Township of Clements lying to the Westward of the said division Line, and then being in the County of Digby, jointly, one Member, instead of a Member for the Township of Digby, as at present: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, thirty-one; against it, thirteen.

For the motion,

Against the motion,

| | | | | |
|----------------------|---------------------|----------------------|----------------------|-----------------------|
| <i>Mr Allison</i> | <i>Mr DesBarres</i> | <i>Mr Taylor</i> | <i>Mr Rudolf</i> | <i>Mr D'Entremont</i> |
| <i>Mr Stewart</i> | <i>Mr Upham</i> | <i>Mr Archibald</i> | <i>Mr Lewis</i> | <i>Mr Goudge</i> |
| <i>Mr McDonald</i> | <i>Mr Whitman</i> | <i>Mr Dickey</i> | <i>Mr Holdsworth</i> | <i>Mr Dewolf</i> |
| <i>Mr Huntington</i> | <i>Mr Bell</i> | <i>Mr B Smith</i> | <i>Mr Holland</i> | <i>Mr Miller</i> |
| <i>Mr Elder</i> | <i>Mr J Sargent</i> | <i>Mr Fairbanks</i> | <i>Mr Thorne</i> | <i>Mr Chipman</i> |
| <i>Mr Uniacke</i> | <i>Mr Dodd</i> | <i>Mr Annand</i> | <i>Mr Heckman</i> | <i>Mr Doyle</i> |
| <i>Mr G Smith</i> | <i>Mr Forrester</i> | <i>Mr Holmes</i> | <i>Mr W Sargent</i> | |
| <i>Mr J Young</i> | <i>Mr McDougall</i> | <i>Mr Kavanagh</i> | | |
| <i>Mr W Young</i> | <i>Mr McLellan</i> | <i>Mr Spearwater</i> | | |
| <i>Mr Wilkins</i> | <i>Mr Hatton</i> | <i>Mr Clements</i> | | |
| <i>Mr Howe</i> | | | | |

So it passed in the Affirmative, and the amendment was made accordingly.

Resolved

Resolved, That the Bill as amended do pass, and that the title be, An Act to divide the County of Annapolis, and to regulate the Representation thereof.

Ordered, That the Clerk do carry the Bill to the Council and desire their concurrence.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act for abolishing the Office of Associate Judge of the Supreme Court, with amendments—to which amendments they desire the concurrence of this Honorable House.

And then the Messenger withdrew.

An engrossed Bill for the encouragement of the Nova-Scotia Horticultural Society, was read a third time; and thereupon,

Mr. Uniacke moved that the following enacting Clauses be added to the Bill, by way of rider, and do form part thereof, viz:

And be it further enacted, That the Members of the said Horticultural Society shall hold, occupy, cultivate and use, said Lots for and as an ornamental Garden, and plant the same with native and exotic Trees, Shrubs and Plants; and not use said Lots as a Kitchen Garden, or for raising grass, grain and esculents.

And be it further enacted, That the said Commissioners of said Common shall execute a Lease to the said Horticultural Society, whenever so required, at a nominal Rent, reserving to said Commissioners the right of re-entry, if the said Horticultural Society shall neglect to fulfil the conditions thereof: which, being seconded and put, passed in the negative.

Resolved, That the Bill do pass, and that the title be, An Act for the encouragement of the Nova-Scotia Horticultural Society.

Ordered, That the Clerk do carry the Bill to the Council, and desire their concurrence.

The engrossed Bill from the Council, entitled, An Act to amend the Act concerning Cemeteries or Burial Grounds in the Town of Halifax, was read a first time.

Ordered, That the Bill be read a second time.

The amendments proposed by the Council to the Bill, entitled, An Act for abolishing the Office of Associate Judge of the Supreme Court, were read a first time.

Ordered, That the same be read a second time.

Mr. Chipman reported from the Select Committee on the subject of the Militia; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix, No. 38.)

Ordered, That the Report do lie on the Table.

Mr. J. Young reported from the Select Committee on the Accounts of Expenses incurred in the prosecution of Laramore and Petit, for Murder on the High Seas, and on the Petitions of Edward Leonard and Welcome Wheelock; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix, No. 39.)

On motion, *resolved*, that the Report and Accounts, and Petitions, be referred to the Committee of Supply.

Mr. Dickey, pursuant to leave given, presented a Bill to abolish one of the Sittings of the Inferior Court of Common Pleas and General Sessions of the Peace, for the Counties of Cumberland and Colchester, and the same was read a first time.

Ordered, That the Bill be read a second time.

Mr. Uniacke reported from the Committee appointed to wait on His Excellency the Lieutenant-Governor, and request a direction to the Deputy-Post-Master-General to lay before the House certain statements in relation to his Department; that the Committee had performed the duty assigned to them, and that His Excellency, in answer to the application,

Bill passed as amended and sent to Council

Agree to Associate Judge Bill with amendments

N. S. Horticultural Society Bill read 3d time

Rider moved there-to

Negatived

Bill passed and sent to Council

Cemetery Bill read 1st time

Amendts. from Council to Associate Judge Bill read 1st time

Report of Com. on Militia Laws

Report of Com. on expenses for prosecution of Laramore and Petit

Referred to Com. of Supply

Bill presented to abolish one of the sittings of the Inferior Courts for Cumberland and Colchester

Report of Com. to wait on Gov. requesting statements from Deputy-Post-Master-General

was pleased to say, that he would give orders that the information requested should be laid before the House.

Mr. W. Young from the Committee appointed to wait on His Excellency the Lieutenant-Governor, and request certain information relative to the Annapolis Academy, reported that the Committee had so done, and that His Excellency was pleased, in answer, to say, that he would attend to the wishes of the House in that behalf.

Report of Com. to wait on Governor relative to Annapolis Academy

Order of Day

Judiciary postponed

Private Petitions postponed

The Orders of the Day being read,
Ordered, That this House will, to-morrow, proceed to the consideration the subject of the Judiciary of this Province.

Ordered, That this House will, to-morrow, proceed to the consideration of Private Petitions.

Then the House adjourned until to-morrow, at twelve of the Clock.

Thursday, 16th March, 1837.

Mr. Stewart reported from the Select Committee on the Letters and other Papers relative to the claims of re-imbusement of the expenses of firing Fog Signals at Sambro, and of conveyance of Military Convicts; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix, No. 40.)

Report on claims for firing signals at Sambro and conveyance of Convicts

Report adopted

On motion, *resolved*, that the Report be received and adopted by this House.

Report on Pet. of J. Dawson

Mr. G. Smith reported from the Select Committee on the Petition of James Dawson, for return of Duty on Printing Paper exported to Prince Edward Island; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix, No. 41.)

Ordered, That the Report and Petition be referred to the Committee of Supply.

Referred to Com. of Supply

Bill presented to shut up old road in County of Sydney

Mr. McDougall, to whom was referred the Petition of Angus McDonald and others, presented

A Bill to enable the Proprietors of Lands through which a certain road in the County of Sydney now passes, to shut up and enclose the same, and the same was read a first time.

Ordered, That the Bill be read a second time.

St. Mary's Fishery Bill, and Bill to abolish one sitting of Inf. Courts and Sessions in Cumberland and Colchester read 2d time and committed

A Bill to regulate the Fishery of St. Mary's Bay, in the County of Annapolis; also,
A Bill to abolish one of the Sittings of the Inferior Court of Common Pleas and General Sessions of the Peace for the Counties of Cumberland and Colchester, were read a second time.

Ordered, That the Bills be committed to a Committee of the whole House.

Pet. from Truro relative to Pictou Academy

A Petition of the Presbyterian Congregation of Truro, was presented by Mr. G. Smith and read, setting forth that the introduction of the lower classes into the Pictou Academy has not proved beneficial; but, on the contrary, has paralyzed the exertions of the Trustees in supporting the higher branches, by the appropriation of a large share of the funds to the Branches more immediately connected with all the Schools throughout the Country, and praying that the Academy may be rendered efficient for the purposes for which it was designed.

A Petition of the Rev. Thomas McCulloch was presented by Mr. G. Smith and read, stating that the present system of Education in the Pictou Academy, owing to the arrangements made therein by the Legislative enactments, is injurious to the interests of the Institution; and that the labours of the Petitioner have been expended upon a defective system of little comparative advantage to the Province, and praying that such a system may be adopted, in reference to the premises, as may enable the Petitioner to continue that course of life, to which, under the sanction of the Government, he has for almost thirty years devoted himself.

Ordered, That the Petitions do lie on the Table.

Pet. of Dr. McCulloch relative to Pictou Academy

THURSDAY, 16th MARCH, 1837.

On motion, the House resolved itself into a Committee of the whole House, on the further consideration of the several Bills which stood committed.

Mr. Speaker left the Chair.

Mr. Kavanagh took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had gone through the Bill to continue the Act to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape-Breton, and had directed him to report the same to the House with the amendments of the Select Committee thereon; that the Committee had gone through the Bill for the Summary Trial of Actions in the Island of Cape-Breton, and had directed him to report the same to the House without any amendment; and that the Committee had gone through the Bill to abolish one of the Sittings of the Inferior Court of Common Pleas and General Sessions of the Peace for the Counties of Cumberland and Colchester, and had made an amendment thereto, which they had directed him to report to the House with the Bill; and he afterwards delivered the Bills with the amendments in at the Clerk's Table.

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

Ordered, That the Bills reported with the amendments be engrossed.

Ordered, That the Bill reported without amendment be engrossed.

Mr. Morton, pursuant to leave given, presented a Bill concerning the Judiciary of this Province, and the same was read a first time.

Ordered, That the Bill be read a second time.

Mr. DesBarres reported from the Select Committee on the Acts relative to the Inspection of Pickled Fish; that the Committee had considered the subject to them referred, and had agreed upon a Bill relative thereto; and he moved for leave to present said Bill—which being granted, he accordingly presented

A Bill to continue, alter, and amend the several Acts now in force relative to the Inspection of Pickled Fish, and the same was read a first time.

Ordered, That the Bill be read a second time.

Mr. Uniacke reported from the Committee on the Petitions of David Crichton and others, and of Thomas Meagher and others, in relation to the Duties upon Licences for vending Spirituous Liquors; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix, No. 42.)

Ordered, That the Report and Petitions be referred to the Committee of Ways and Means.

The Orders of the Day being read,

Ordered, That the consideration of the Judiciary be postponed until to-morrow.

The House then proceeded to the Order of the Day, for the consideration of Private Petitions. The Petition of Philip Jost and others, was read; and thereupon,

Mr. Heckman moved that it be referred to the Committee of Supply: which, being seconded and put, and the House dividing thereon, there appeared, for the motion nineteen; against it, eighteen. So it passed in the affirmative.

The Petition of Jesse Gray and others was read.

On motion of Mr. D'Entremont, *resolved*, that the Petition be referred to the Committee of Supply.

The Petition of Alexander Lawson was read.

On motion of Mr. Huntington, *resolved*, that the Petition be referred to the Committee of Supply.

The Petition of Carl Ernst Cossman was read.

Com. of whole on Bills

Report Sydney Pilotage Bill with amendments

Cape-Breton Summary Trials Bill without amendt: And Bill to abolish Inf. Court and Sessions in Cumberland and Colchester with an amendment

Bill presented concerning Judiciary

Com. on Inspection of Pickled Fish report

Bill presented to continue and alter Acts relating to Pickled Fish

Report from Com. on Pets. relative to Liquor-Licences

Report referred to Com. of Ways and Means

Order of Day Judiciary postponed House proceed to consider Private Petitions

Pet. for aid to clear out Tanner's Pass, Lunenburg Referred to Com. of Supply

Pet. for aid to clear out Tusket River Referred to Com. of Supply

Pet. for return of duty on Printing Press at Yarmouth referred to Com. of Supply

Pet. of Rev. Mr. Cossman for return of duty on Piano

THURSDAY, 16th MARCH, 1837.

- referred to Com. of Supply On motion of Mr. Fairbanks, *resolved*, that the Petition be referred to the Committee of Supply.
- Pet. for aid to School House at Barrington A Petition of John Osborn and others was read ; and thereupon, Mr. J. Sargent moved that the Petition be referred to the Committee of Supply : which, being seconded and put, passed in the negative.
Ordered, That the Petition be withdrawn.
- Withdrawn The Petition of William Cunningham and others was read ; and thereupon, On motion of Mr. Archibald, *resolved*, that the Petition be withdrawn.
- Pet. for aid to School House at Cape Sable Island withdrawn The Petition of the Trustees of the Yarmouth Academy was read.
Pet. for aid to Yarmouth Academy referred to Com. of Supply On motion of Mr. Clements, *resolved*, that the Petition be referred to the Committee of Supply.
- Pet. of Coltr. of Col. Duties at Sydney C. B. and report thereon referred to Com. of Supply The Petition of Charles E. Leonard was read with the report of the Select Committee thereon.
Pet. for aid to Packet from Fugwash to P. E. Island withdrawn *Ordered*, That the Report and Petition be referred to the Committee of Supply.
- Pet. of E. Sherlock referred to Com. of Supply The Petition of Daniel Strang was read ; and thereupon, On motion of Mr. Archibald, *resolved*, that the Petition be withdrawn.
The Petition of Eliza Sherlock was read.
On motion of Mr. Bell, *resolved*, that the Petition be referred to the Committee of Supply.
- Pet. of J. Hierlihy referred to Com. of Supply with the report The Petition of John George Hierlihy was read with the report of the Select Committee thereon.
On motion of Mr. McDougall, *resolved*, that the Petition and Report be referred to the Committee of Supply.
- Pet. for aid to National School Lunenburg referred to Com. of Supply The Petition of the Trustees of the National School at Lunenburg was read.
On motion of Mr. Heckman, *resolved*, that the Petition be referred to the Committee of Supply.
- Pet. for expences of Transient Pauper in Chester referred to Select Com. The Petition of the Overseers of the Poor for the Township of Chester was read ; and thereupon,
Mr. Goudge moved that the Petition be withdrawn : which, being seconded,
Mr. Huntington moved by way of amendment to the question, that the Petition be referred to a Select Committee to examine and report upon : which, being seconded and put, passed in the affirmative.
Ordered, That Mr. Miller, Mr. Huntington and Mr. Archibald, be a Committee for that purpose.
- Pet. for over-expenditure by S. Archibald left on Table The Petition of Samuel Archibald, and the report of the Select Committee thereon, were read ; and thereupon,
Mr. G. Smith moved that the Petition and Report be referred to the Committee of Supply : which, being seconded,
Mr. Forrester moved as an amendment to the question, that the Petition and Report be referred to the Members from the County of Colchester : which, being seconded and put, and the House dividing thereon, there appeared, for the motion, eighteen ; against it, twenty-two. So it passed in the negative.
The original motion was then, by leave of the House, withdrawn.
Ordered, That the Petition do remain on the Table.
- Pet. for aid to re-build Gates' Pier in Wilmot deferred 3 months by casting vote of Speaker The Petition of James Gates (the 2d) and others was read ; and thereupon,
Mr. Holland moved that the Petition be referred to the Committee of Supply : which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-one ; against it, twenty-one. So Mr. Speaker gave his casting vote against the motion, and it passed in the negative.

Mr.

THURSDAY, 16th MARCH, 1837.

Mr. G. Smith then moved that the Petition be withdrawn: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty; against it, twenty-one. So it passed in the negative.

Mr. Stewart then moved that the further consideration of the Petition be deferred to this day three months: which, being seconded and put, and the House dividing thereon, there appeared for the motion, twenty-two; against it, twenty-two. So Mr. Speaker gave his casting vote for the motion, and it passed in the affirmative.

The Petition of Elisha Payson and others was read; and thereupon,

Mr. Holland moved that the Petition be referred to the Committee of Supply: which, being seconded,

Mr. B. Smith moved as an amendment to the question, that the Petition be withdrawn: which, being seconded and put, passed in the affirmative.

The Petition of Mary Wiswall was read.

On motion of Mr. Uniacke, *resolved*, that the Petition be referred to the Committee of Supply.

The Petition of the Yarmouth Education Society was read; and thereupon,

Mr. Clements moved that the Petition be referred to the Committee of Supply: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, nineteen; against it, twenty-two. So it passed in the negative.

Ordered, That the Petition be withdrawn.

The Petition of Alexander Campbell was read; and thereupon,

On motion of Mr. B. Smith, *resolved*, that the Petition be withdrawn.

The Petition of the Trustees of the Annapolis Academy was read.

Ordered, That the Petition be referred to the Committee on the Petition of John T. Sinden and others; and that they do examine this Petition and report thereon.

The Petition of John Ray and others was read; and thereupon,

Mr. Holland moved that the Petition be referred to the Committee of Supply: which, being seconded,

Mr. Fairbanks moved as an amendment to the question, that the Petition be withdrawn: which, being seconded and put, passed in the affirmative.

The Petition of Samuel Smith and others was read; and thereupon,

Mr. Bell moved that the Petition be referred to the Committee of Supply: which, being seconded,

Mr. Heckman moved by way of amendment to the question, that the Petition be withdrawn: which, being seconded and put, passed in the affirmative.

The Petition of the Committee of the Infant School Society, in Halifax, was read; and thereupon,

On motion of Mr. Bell, *resolved*, that the Petition be referred to the Committee of Supply.

The Petition of the Rev. Fitzgerald Uniacke was read; and thereupon,

On motion of Mr. Bell, *resolved*, that the Petition be referred to the Committee of Supply.

The Petition of John F. Muncey was read, with the report of the Select Committee thereon; and thereupon,

On motion of Mr. Bell, *resolved*, that the Petition and Report be referred to the Committee of Supply.

The Petition of James Harris, Junior, and others was read; and thereupon,

Mr. Dewolf moved that the Petition be referred to the Committee of Supply: which, being seconded,

Mr. Huntington moved by way of amendment to the question, that the Petition be referred to the Members from the Counties of Hants and King's, through which Counties, the proposed line of new road referred to in the Petition passes: which, being seconded and put, and the House dividing thereon, passed in the affirmative.

Pet. for Grammar School House at Brier Island withdrawn

Pet. of late Judge Wiswall's Widow referred to Com. of Supply

Pet. of Yarmouth Education Society withdrawn

Pet. of A Campbell Tenant of Government-North Farm withdrawn

Pet. of Trustees of Annapolis Academy referred to Select Com.

Pet. for aid to School at Grenton Settlement, Wilmot withdrawn

Pet. for aid to School at Ferguson's Cove withdrawn

Pet. for aid to Infant School in Halifax referred to Com. of Supply

Pet. for aid to Rev. Mr. Uniacke's Schools referred to Com. of Supply
Pet. of J. F. Muncey for Seal bounty and report thereon referred to Com. of Supply

Pet. for aid to new road from Avon Bridge to Wolfville, in Horton referred to Members from Hants and King's Counties

The

THURSDAY and FRIDAY, 16th and 17th MARCH, 1837.

Pet. of Avon Bridge Company withdrawn

The Petition of the Avon Bridge Company was read ; and thereupon, Mr. Wilkins moved that the Petition be referred to the Committee of Supply : which, being seconded,

Mr. Huntington moved, by way of amendment to the question, that the Petition be withdrawn : which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-four ; against it, seventeen.

For the Amendment,

| | | |
|--------------|---------------|---------------|
| Mr Miller | Mr Whitman | Mr McDougall |
| Mr Lewis | Mr Allison | Mr Forrester |
| Mr Rudolf | Mr Dickey | Mr Holland |
| Mr G Smith | Mr Stewart | Mr W Sargent |
| Mr Archibald | Mr McLellan | Mr Goudge |
| Mr W Young | Mr Upham | Mr J Sargent |
| Mr Clements | Mr McDonald | Mr Annand |
| Mr Heckman | Mr Huntington | Mr Spearwater |

Against the Amendment,

| | |
|---------------|--------------|
| Mr Taylor | Mr Dodd |
| Mr Kavanagh | Mr Wilkins |
| Mr Hatton | Mr Howe |
| Mr Chipman | Mr DesBarres |
| Mr Thorne | Mr B Smith |
| Mr Dewolf | Mr Holmes |
| Mr Bell | Mr Morton |
| Mr Holdsworth | Mr Fairbanks |
| Mr Uniacke | |

So it passed in the Affirmative.

Further order on Private Petitions

Ordered, That this House will, to-morrow, proceed further in the consideration of Private Petitions.

Then the House adjourned until to-morrow, at twelve of the Clock.

Friday, 17th March, 1837.

Motion for rescinding Resolution for withdrawal of Pet. of Avon Bridge Company passed

Mr. Wilkins moved that the Resolution, passed yesterday by the House, that the Petition of the Avon Bridge Company be withdrawn, be rescinded : which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-two : against it, twenty-one.

For the Motion,

| | | |
|-------------|--------------|----------------|
| Mr Morton | Mr Fairbanks | Mr Hatton |
| Mr McDonald | Mr Taylor | Mr Elder |
| Mr Chipman | Mr Holland | Mr Holdsworth |
| Mr Miller | Mr Bell | Mr D'Entremont |
| Mr Wilkins | Mr Thorne | Mr McDougall |
| Mr Holmes | Mr B Smith | Mr Clements |
| Mr Dodd | Mr DesBarres | |
| Mr Kavanagh | Mr Dewolf | |

Against the Motion,

| | |
|---------------|--------------|
| Mr J Sargent | Mr McLellan |
| Mr Huntington | Mr Upham |
| Mr Lewis | Mr Whitman |
| Mr Spearwater | Mr W Young |
| Mr Allison | Mr Archibald |
| Mr Annand | Mr Goudge |
| Mr W Sargent | Mr Heckman |
| Mr Dickey | Mr Rudolf |
| Mr J Young | Mr G Smith |
| Mr Forrester | Mr Stewart |
| Mr Benjamin | |

So it passed in the Affirmative.

Ordered, That the Petition do lie on the Table for further consideration.

Report from Com. to wait on Gov. and request Custom House returns

Mr. G. Smith, from the Select Committee appointed to wait on His Excellency the Lieutenant-Governor and request that certain Custom-House Returns might be laid before the House, reported that the Committee had performed that duty, and that His Excellency was pleased to say, that the wishes of the House should be attended to immediately.

Pet. for Incorporation of Town of Halifax

A Petition of Henry Hayden and others, Freeholders and others, who contribute to the expenses of the Local Institutions and Local Government of the Town of Halifax, was presented by Mr. Forrester and read, praying, for various reasons therein set forth, that an Act may be passed for the Incorporation of the said Town of Halifax.

Ordered, That the Petition do lie on the Table.

Bill presented to increase representation of Juste-au-Corps

Mr. W. Young, pursuant to leave given, presented a Bill to increase the Representation of the County of Juste-au-Corps, and the same was read a first time.

Ordered, That the Bill be read a second time.

Orders of Day Judiciary postponed

The Orders of the Day being read,

Ordered, That the consideration of the Judiciary of the Province, be further postponed until to-morrow.

The

FRIDAY, 17th MARCH, 1837.

The House then proceeded to the further consideration of Private Petitions.

The Petition of the Avon Bridge Company, being again read,

Mr. Wilkins moved that the Petition be referred to the Committee of Supply: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-two; against it, twenty-two. So Mr. Speaker gave his casting vote against the motion, and it passed in the negative.

On motion of Mr. Heckman, *resolved*, that the Petition be withdrawn.

The Petitions of the Rev. William Fraser, and of William Matheson and others were read, *Ordered*, That the Petitions be referred to Mr. Stewart, Mr. W. Young and Mr. Howe, to examine and report upon to this House.

The Petitions of James Dawson and others, and of Joseph Chipman and others, for further enactments to exclude ignorant and uneducated Persons from practising Physic and Surgery, were read; and thereupon,

On motion of Mr. Dougall, *resolved*, that the further consideration of these Petitions be deferred until the next Session.

The Petition of James Whitney was read.

Ordered, That the Petition be referred to the Committee of Supply.

The Petition of the Committee of the Mechanics' Institute, in Halifax, was read; and thereupon,

Mr. Bell moved that the Petition be referred to the Committee of Supply: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, nineteen; against it, sixteen. So it passed in the affirmative.

The Petition of the President and Committee of the Halifax Mechanics' Library was read; and thereupon,

Mr. Bell moved that the Petition be referred to the Committee of Supply: which, being seconded and put, and the House dividing thereon, there appeared for the motion, twenty-one; against it, twenty. So it passed in the affirmative.

The Petition of Peter Starat and others was read; and thereupon,

On motion of Mr. DesBarres, *resolved*, that the Petition be withdrawn.

The Petition of Doctors Sterling and Grigor was read; and thereupon,

Ordered, That the Petition be referred to the Committee of Supply.

The Petition of the Halifax Steam Boat Company was read; and thereupon,

Mr. Bell moved that the Petition be referred to the Committee of Supply: which, being seconded and put, and the House dividing thereon, passed in the affirmative.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council desire a further Conference by Committee with a Committee of this Honorable House, on the subject of the last Conference.

And then the Messenger withdrew.

On motion, *resolved*, that the said Conference be agreed to by this House, and that the Clerk do acquaint the Council therewith.

Ordered, That the Committee who managed the last Conference do manage this Conference. So they went to the Conference.

Mr. Secretary George acquainted the House, that he had three Messages from His Excellency the Lieutenant-Governor, in writing, to this House, signed by His Excellency—which, His Excellency had commanded him to deliver to the House; and he read the said Messages at the Bar of the House—all the Members being uncovered; and he afterwards delivered the same in to the House, together with the Papers therein referred to, and withdrew.

The said Messages were then again read by the Clerk at the Table of the House, and are as follow, viz:

Private Petitions
proceeded with—
Petition of Avon
Bridge Company
again considered &
withdrawn

Petition for removal
of restriction on
Books referred to
Select Com.
Petitions against
Quacks deferred
till next Session

Petition for aid to
Steam Boats from
Annapolis to St.
John referred to
Com. of Supply
Petition for aid to
Mechanics' Institute
referred to Com. of
Supply

Petition for aid to
Mechanics' Library
Halifax referred to
Com. of Supply

Petition for aid to
Breakwater at
Marshall's Cove,
Wilmot withdrawn
Petition for aid to
Halifax Dispensary
referred to
Com. of Supply
Petition of Halifax
Steam Boat Company
referred to
Com. of Supply

Council desire fur-
ther Conference on
Road vote

Conference agreed
to & held

Three Messages
from Lieut. Govern-
or

FRIDAY, 17th MARCH, 1837.

MESSAGE.

C. CAMPBELL.

First Message
respecting distress
of Inhabitants of
Parrsboro' &c

THE Lieutenant-Governor lays before the House of Assembly, a Copy of a Communication from the Magistrates at Parrsborough, representing the extreme distress which many of the Inhabitants of that Township are suffering from the want of provisions ; and there being reason to apprehend that equal distress prevails, or will shortly prevail, in many other parts of the Province—the Lieutenant-Governor earnestly recommends this subject to the consideration of the House of Assembly, in order that prompt and effectual measures may be adopted to relieve existing wants, and to avert the serious evils that must follow a scarcity of Seed in the ensuing Season.

Government-House,
17 March, 1837.

MESSAGE.

C. CAMPBELL.

Second Message
respecting destitute
condition of Colored
population in
the neighbourhood
of Halifax

THE Lieutenant-Governor regrets having occasion to bring under the notice of the House of Assembly, the wretched condition of the Black Population settled in the neighbourhood of Halifax. The vote of the House in the early part of the present Session for the assistance of these poor people, proved very disproportionate to their numerous and urgent wants ; and they are now again in a state of almost utter destitution, from which they can only be relieved by the generosity of the Legislature ; the private and unsparing charity of this Community having been for the last twenty years, and more especially in the present season, over-taxed, in alleviating their misery.

Dr. Desbrisay and E. H. Lowe, Esq. having, at the Lieutenant-Governor's request, kindly visited Preston a few days since, a Copy of their Report on the present state and future prospects of the colored Settlers there is herewith laid before the House ; and the Lieutenant-Governor regrets to add, that the observations of those Gentlemen with respect to the injudicious location of these People, and their present lamentable condition, are equally applicable to the Settlements of Hammond's Plains and Birch Hill. It is clear that these unfortunate beings, while settled together in such numbers, and with the encouragement to idleness and dependence on others, which their proximity to the Capital is supposed to afford, can never derive a maintenance from the soil, and must continue a heavy burthen upon the charitable Inhabitants of this Town ; and it is therefore suggested by Messrs. Desbrisay and Lowe, that a few Families might be removed to each County of the Province, with advantage to themselves and the Country generally.

This suggestion appears to the Lieutenant-Governor to deserve the best attention of the House of Assembly, and should it be deemed advisable to adopt it, he will have pleasure in causing Lands to be laid out in the most convenient situations for such as shall be disposed to remove, and in assisting to the utmost of his power in carrying the plan into execution.

Government-House,
17th March, 1837.

MESSAGE.

C. CAMPBELL.

Third Message respecting allowance
of year's pay to Inspecting Field Officers of Militia

THE late House of Assembly having passed a Resolution the last Session of the Legislature, declaring that it was not expedient to make any further provision for the Inspection of the Militia, the Lieutenant-Governor is apprehensive that the present House of Assembly may entertain the same opinion, and decline to renew the usual grant for this service for the customary period. In case it shall be so determined, the Lieutenant-Governor trusts that the House will be disposed, favorably, to consider the strong claims which the Inspecting Field Officers of the Militia will have on the Province for one year's pay, in consequence of their not having received any intimation that their services would be finally dispensed with at the close of the last year, and of their having, on that account, abstained from soliciting any other employment from His Majesty.

Government-House,
17th March, 1837.

The

FRIDAY, 17th MARCH, 1837.

The Letter of the Magistrates at Parrsborough, referred to in the first Message, was read by the Clerk.

Letter from Parrsborough's Justices

(See Appendix, No. 43.)

And the Copy of Report of Dr. Desbrisay and E. H. Lowe, Esquire, mentioned in the second Message, was also read by the Clerk.

Report of Dr. Desbrisay and Mr. Lowe

(See Appendix, No. 44.)

Ordered, That the several Messages and accompanying Papers do lie on the Table.

The Petition of the Trustees of the School at the Western Shore, in the Township of Chester, and others, Inhabitants of the same place, for aid to pay off a Debt incurred in erecting a School-House, was read; and thereupon,

Pet. of Trustees of School on Chester Shore withdrawn

Mr. Miller moved that the Petition be referred to the Committee of Supply: which, being seconded,

Mr. Archibald moved as an amendment to the question, that the Petition be withdrawn: which, being seconded and put, passed in the Affirmative.

The Petition of Thomas Holland and others, of St. Margaret's Bay, for the erection of that District into a Church Parish, was read.

Pet. from Margaret's Bay for Church Parish referred with leave to bring in Bill

Ordered, That Mr. Miller have leave to bring in a Bill, in accordance with the prayer of the Petition.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to the Resolution of this Honorable House, for granting the sum of £10,000 for the service of Roads and Bridges.

Council agree to Road Vote and request Conference on amendts. to B.N. A. Bank Bill

The Council desire a Conference by Committee, with a Committee of this Honorable House, on the amendments proposed to the British North American Bank Bill.

And then the Messenger withdrew.

On motion, *resolved*, that this House do agree to the Conference as desired by the Council, and that the Clerk do acquaint the Council therewith.

Conference agreed to and held

Ordered, That Mr. Stewart, Mr. W. Young and Mr. G. Smith, do manage the Conference. So they went to the Conference.

Pet. for aid to African School referred to Com. of Supply

The Petition of the Rev. Dr. Willis, in behalf of the African School, in Halifax, was read; and thereupon,

On motion of Mr. Bell, *resolved*, that the Petition be referred to the Committee of Supply.

The Petition of John W. Harris and others, for aid to the Pictou Library, was read; and thereupon,

Pet. for aid to Pictou Library referred to Com. of Supply

Mr. G. Smith moved that the Petition be referred to the Committee of Supply: which, being seconded and put, and the House dividing thereon, passed in the affirmative.

Pet. for aid to Horton Academy referred to Com. of Supply

The Petition of the Managing Committee of the Nova-Scotia Baptist Education Society was read.

On motion of Mr. Chipman, *resolved*, that the Petition be referred to the Committee of Supply.

The Petition of George Michael Fancy and others, for aid to a School House at Bridgewater, LaHave, was read; and thereupon,

Pet. for aid to School House at Bridgewater, LaHave, withdrawn

Mr. Miller moved that the Petition be referred to the Committee of Supply: which, being seconded,

Mr. Huntington moved as an amendment to the question, that the Petition be withdrawn: which, being seconded and put, passed in the affirmative.

The Petition of the Overseers of the Poor for the Township of Dorchester was read.

Pet. of Dorchester Overseers of Poor referred to Select Committee Com. added to

Ordered, That the Petition be referred to the Select Committee on the Petition from the Overseers of the Poor for the Township of Chester, and that they do likewise examine and report upon this Petition, and that Mr. M'Dougall be added to the said Committee.

The

FRIDAY and SATURDAY, 17th and 18th MARCH, 1837.

Pet. for Breakwater
in Cornwallis with-
drawn

The Petition of James Hamilton and others, for aid to a Breakwater in Cornwallis, on the Shore of the Bay of Fundy, was read; and thereupon,

Mr. Morton moved that the Petition be referred to the Committee of Supply: which, being seconded and put, and the House dividing thereon, passed in the negative.

Ordered, That the Petition be withdrawn.

Pet. of John Ro-
mans referred to
Com. of Supply

The Petition of John Romans was read,

On motion of Mr. Holmes, *resolved*, that the Petition be referred to the Committee of Supply.

Pet. of Annapolis
Overseers of Poor
referred to Select
Com.
Com. added to

The Petition of the Overseers of the Poor for the Township of Annapolis was read.

Ordered, That the Petition be referred to the Select Committee, on the Petition of the Overseers of the Poor for the Township of Chester, to examine and report upon—and that Mr. Whitman be added to the Committee.

Pet. of G. G. Hill
for Bounty on Saw
Mill referred to
Com. of Supply

The Petition of George G. Hill, for a Bounty upon a new Invention, in regard to a Saw Mill, was read; and thereupon,

Mr. Uniacke moved that the Petition be referred to the Committee of Supply: which, being seconded and put, and the House dividing thereon, passed in the affirmative.

Then the House adjourned until to-morrow, at twelve of the Clock.

Saturday, 18th March, 1837.

Report from Con-
ference on Road
Vote

Mr. G. Smith reported from the Committee, of further Conference, held yesterday, with a Committee of the Council, on the subject of the Resolution for granting £10,000 for the service of Roads and Bridges; that the Managers had been at the Conference, and he stated the substance of the Conference to the House.

Letter from Prov.
Sec. with Letter
from Judge Marshall
concerning a Manu-
al for Magistrates
and others

Mr. Speaker laid before the House, a Letter received by him from Mr. Secretary George, dated this day, enclosing a Letter from Mr. Justice Marshall, mentioning that he had prepared a work, intended to serve as a guide to Justices and certain County and Township Officers, and expressing his readiness to present the manuscript gratuitously to the Legislature, for publication. Mr. Secretary further stating, that he had it in command from the Lieutenant-Governor, to request Mr. Speaker to lay that Letter before the House of Assembly, with His Excellency's recommendation, that the Judge's liberal offer be accepted.

Mr. Speaker accordingly laid before the House, the said Letter from Mr. Justice Marshall, dated the 11th inst. and addressed to Sir Rupert D. George, Bart., &c.; and the same was read by the Clerk.

(See Appendix, No. 45.)

Referred to Select
Com.

Ordered, That the Letters be referred to Mr. Morton, Mr. Stewart, Mr. Miller, Mr. Fairbanks and Mr. Dewolf, to examine and report to this House thereon, and upon the proposal therein mentioned.

Engrossed Sydney
Pilotage Bill read
3d time and passed

An engrossed Bill to continue the Act to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape-Breton, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to alter, amend and continue, the Act to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape-Breton.

Engrossed Bill for
the quiet of of pos-
session of Lands,
read 3d time and
passed

An engrossed Bill for the quiet of the Subjects in their possession of Lands, Tenements and Hereditaments, within this Province, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act for the quiet of the Subjects in their possession of Lands, Tenements and Hereditaments, within this Province.

Engrossed Bill to a-
bolish certain Infe-
rior Courts in East-
ern District, read 3d
time and passed

An engrossed Bill to abolish one of the Sittings of the Inferior Court of Common Pleas and General Sessions of the Peace for the Counties of Cumberland and Colchester, was read a third time.

Resolved,

SATURDAY and MONDAY, 18th and 20th MARCH, 1837.

Resolved, That the Bill do pass, and that the title be, An Act to abolish one of the sittings of the Inferior Court of Common Pleas, and General Sessions of the Peace, for the Counties of Cumberland, and Colchester and Pictou.

Ordered, That the Clerk do carry the Bills to the Council, and desire their concurrence.

Mr. Howe reported from the Select Committee, to whom were referred the several Petitions for aid to the proposed Great Eastern Road, from Dartmouth to Guysborough, through Musquedobit; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix, No. 46.)

Ordered, That the Report do lie on the Table.

A Bill to enable the Proprietors of Lands, through which a certain road in the County of Sydney now passes, to shut up and enclose the same; also,

A Bill to continue, alter and amend, the several Acts now in force relative to the Inspection of Pickled Fish, were severally read a second time.

Ordered, That the Bills be committed to a Committee of the whole House.

The Order of the Day being read,

Ordered, That this House will consider the subject of the Judiciary, on Monday next.

Then the House adjourned until Monday next, at twelve of the Clock.

Monday, 20th March, 1837.

Mr. Stewart reported from the Select Committee, on the Bill to continue the Act to regulate the Expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges, and the Act in amendment thereof—that the Committee had considered the same, and had made some amendments thereto, which they recommend to be adopted; and he delivered the Bill and amendments in at the Clerk's Table, and the amendments were read by the Clerk.

Ordered, That the Bill with the amendments be re-committed to a Committee of the whole House.

Mr. Stewart, from the Committee of Conference, with a Committee of the Council, on the subject of the amendments proposed by the Council, to the British North American Bank Bill, reported that the Managers had been at the Conference, and stated the substance of the Conference to the House.

Mr. Stewart moved that the House do resolve as follows, viz:—

Resolved, That a further Conference be requested with His Majesty's Council, on the subject of the amendments proposed to the Bill, entitled, an Act to enable a Company, called the Bank of British North America, to sue and be sued, in the name of any one of the Local Directors, or of the Managers of the Branches of said Bank, established or to be established in this Province—and that the Committee of this House be instructed to state, that in passing it, the House were sincere in desiring to grant to the Bank of British North America, the privileges asked, viz:—that of suing and being sued, in the name of one, instead of in the names of many more for the convenience of the Public than for that of the Bank. The House therefore could not concur in the amendments originally proposed, because they would have effectually crippled the operations of the Bank; they implied, on the part of the Legislature disapprobation of the Bank issuing any Note to serve as Paper Money for any accounts whatever, even exceeding Five Pounds; they aggravated into a misdemeanor, the merely having a Note under this sum in the possession of a Shareholder—they charged the Crown Officers with the especial duty of prosecuting unfortunate delinquent Members of this Bank, while the existing Laws only were to operate upon the Halifax Banking Company, and the Bank of Nova-Scotia, thus leaving them in the possession of immunities and advantages of which the amendments deprived the Bank of British North America, such were the terms

Bills sent to Council

Report on Petitions for New Road from Dartmouth to Guysborough

Bills read 2d time, viz: Bill to shut up Road in County of Sydney
And Bill to continue and alter Fish Inspection Acts
Bills Committed {

Order of day
Judiciary postponed

Amendments from Committee on Road expenditure Bill

Bill recommitted with the amendments

Report from Com. of Conference on amendments to B. N. A. Bank Bill

Further conference thereon moved with Special Instructions

MONDAY, 20th MARCH, 1837.

on which the mere privilege of suing and being sued with more facility than the Law now affords, was to be conferred upon this Bank. A Law of this character would not have bestowed a boon, its legitimate appellation would have been an Act to impede the operation of the Bank, and to subject its Members to pains and penalties—that to refuse this privilege was the duty of the Legislature, if it was considered injurious to the public interests, and to prohibit the individuals concerned in this Bank, of whom nearly one hundred reside within the Province, from Banking at all in Nova-Scotia, is within the power of the Assembly. But that it is far from the intention or the wish of the House to prevent this Bank from going into free and profitable operation, inasmuch as the House conceives that it will be extensively beneficial by the introduction of the system of Cash Credits, extending this system, and the other advantages of prudent Banking, to all parts of the Province, distributing the power and influence of the Banking Institutions, now in operation in this Town, by rendering Capital available to small dealers, at a low rate of interest, and by inducing wealthy Capitalists to withdraw their Capital from fixed securities, and put it to hazard in speculations, beneficial to the community as well as to themselves.

The amendments were therefore rejected without debate or division—that the modifications of these amendments now proposed, leave them nearly as objectionable as they originally were. The House hope the Council, on consideration, will see the propriety of not adhering to their amendments, and agree to the Bill as it was originally sent to His Majesty's Council. It is nearly a literal transcript of the British Act of Parliament, conferring upon this Bank, in England, the same privilege which is desired in this Province; it affords more facilities to the Public than to the Company, while the Registration of the Shareholders gives the Public the means of ascertaining, at any time, whether its Partners are responsible men or otherwise.

The Committee are further to state, that, by rejecting this Bill, the Company will be enabled to transact business without this security to the Public, which the House will exceedingly regret, but for which, of course, the House will not be responsible.

The Committee are also to state that they have not passed without notice, the preamble to one of the amendments which mentions the good and beneficial Law, regarding the issue of Notes under Five Pounds; but the Bank of British North America is now equally with the other Banks, subject to the provision of this existing Law, thus approvingly noticed in the said Preamble.

And the Committee are lastly to state, that if the amendments now proposed to be retained, are intended to subject the Bank of British North America to restrictions to which the other Banks are not now by Law liable, they are, as the House conceives, unjust as well as unwise, and if they are only intended to re-enact the existing Law, they are entirely unnecessary: which, being seconded and put, and the House dividing thereon, passed in the affirmative.

Ordered, That the Clerk do request the said Conference.

Bill presented to define bounds of Cornwallis Towns, &c. and its Sedge Banks

Mr. Morton, pursuant to leave given, presented a Bill to define the Boundary line of the Township of Cornwallis, on the adjoining Bays, Rivers and Creeks, and to declare the Boundaries and extent of certain Marsh Lands and Flats or Sedge Banks, held or claimed by Proprietors of Land in said Township; and the same was read a first time.

Ordered, That the Bill be read a second time.

Pet. from distressed Colored People in Counties of Sydney and Guysborough

A Petition of Alexander Elms and others, colored people, residing on each side of the line between Guysborough and Sydney Counties, was, by special leave of the House, presented by Mr. McDougall and read, setting forth that they are in a most deplorable state of starvation from the failure of the Crops last season, by an early frost, and praying relief.

Pet. for relief of distress in County of Guysborough

A Petition of Wentworth Taylor and others, Freeholders and Inhabitants of the County of Guysborough, was, by special leave of the House, presented by Mr. DesBarres and read, setting forth the great distress prevailing among the poorer classes in that County, from the failure of the Fisheries and Crops, and praying relief by a grant of a sum of money to be repaid by labor on the Roads or otherwise.

A Petition of Francis Carr and others, Inhabitants of North Sydney, North Bar, and Sydney Mines, in Cape-Breton, was, by special leave of the House, presented by Mr. Uniacke and read, praying aid in the erection of a Lock-up House at the shipping place of the Port of North Sydney.

Pet. for aid to erect Lock-up House at North Sydney

A Petition of Gammell & Moore and others, Owners and Masters of Vessels belonging to the Port of Sydney, C. B. was presented by Mr. Uniacke and read, complaining of the higher rate of Light Duty paid by Vessels sailing between that Port and St. John's, Newfoundland, than that paid by Vessels between Sydney and Halifax, and praying relief by an amendment in the Law.

Pet. from Port of Sydney, C. B. for lowering rate of Light Duty on Vessels to Newfld.

A Petition of the Presbyterian Congregation of Onslow, was presented by Mr. Upham and read, setting forth that since the Institution of the Pictou Academy was some years since re-modelled by the Legislature, its affairs have not prospered, and the system of education taught in it, has been essentially impaired, and praying that the state of the Academy may be taken into consideration, that no part of its present funds may be withdrawn from it, but that such arrangements may be made as may restore it to its former efficiency.

Pet. of Presbyterian Congregation of Onslow relating to Pictou Academy

A Petition of John James Marshall and others, of the County of Guysborough, was, by special leave of the House, presented by Mr. DesBarres and read, praying aid in the erection of an Oat Mill and Kiln for the use of the Inhabitants at Salmon River Lakes, and St. Mary's Road, in said County.

Ordered, That the Petitions do lie on the Table.

A Petition of N. Beck and others, in the County of Pictou, was presented by Mr. Holmes and read, praying that the usual annual grant for the Eastern line of Stage Coaches may be withheld.

Pet. from Pictou against grant to Eastern Stages

Ordered, That the Petitions be referred to the Committee on the Petitions for aid to the Stage Coaches.

Referred to Stage Coach Com.

A Petition of James Dawson and others, of the County of Pictou, was presented by Mr. G. Smith and read, praying that the Sittings of the Inferior Courts of Common Pleas may be abolished; and the times of the Sittings of the Supreme Court in that County altered, so as not to interfere with Agricultural pursuits, and that a reformation in the Magistracy may be effected, to prevent them holding Courts in their own dwellings, and otherwise.

Pet. from Pictou for abolition of Inferior Courts, &c.

A Petition of Angus Sutherland others, of Rogers' Hill, and West Branch of the River John, in the County of Pictou, was also presented by Mr. G. Smith, and read, praying that the times of Sitting of the Supreme Court, may be altered in that County, and the Sittings of the Inferior Courts of Common Pleas may be abolished therein, and that Summary Causes may be tried by two or more Magistrates or Commissioners.

Pet. from County of Pictou relative to Courts

Ordered, That the Petitions do lie on the Table.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to the following Bills without amendment.

Council agree to Bills without amendment, viz—

A Bill, entitled, An Act respecting the Inferior Courts, General Sessions and Justices of the Peace within the Island of Cape-Breton.

Cape Breton Courts Bill

A Bill, entitled, An Act to authorize the Grand Jury and the Court of Sessions in the County of Pictou, to present and assess Monies for the erection of a Lock-up House in New Glasgow, in the said County, and

New Glasgow Lock-up House Bill

A Bill, entitled, An Act further to amend the Act to Incorporate a Marine Insurance Company in Halifax.

Marine Insurance Company Bill

And then the Messenger withdrew.

Mr. Forrester reported from the Select Committee on the Petition of James Croskill, and others, Grocers of Halifax; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

Report on Pet. of Grocers of Halifax

(See Appendix, No. 47.)

Ordered, That the Report be referred to the Committee of Ways and Means.

Referred to Com. of Ways and Means

Mr.

MONDAY, 20th MARCH, 1837.

Report on Pet. of John Farquhar for return of duties

Mr. Forrester reported from the Select Committee on the Petition of John Farquhar, for a return of Duties paid on Goods destroyed by Fire; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix, No. 48.)

Referred to Com. of Supply

Ordered, That the Petition and Report be referred to the Committee of Supply.

Report from Agricultural Com. on Oat Mills, &c.

Mr. J. Young reported from the Select Committee on the subject of Agriculture, to whom were referred the Petitions for aid to Oat Mills, &c.; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix, No. 49.)

Motion to refer the report to Com. of Supply

Mr. J. Young then moved that the Report be referred to the Committee of Supply; which, being seconded,

Amend. that report remain on Table

Mr. Stewart moved by way of amendment to the question, that the report do lie on the Table for further consideration: which, being seconded and put, and the House dividing thereon, there appeared, for the amendment, twenty; against it, twenty-four.

Amend. negatived

For the Amendment,

| | |
|---------------|---------------|
| Mr Stewart | Mr Howe |
| Mr G Smith | Mr Dickey |
| Mr Rudolf | Mr Taylor |
| Mr McDonald | Mr Dodd |
| Mr Heckman | Mr Holdsworth |
| Mr Miller | Mr Clements |
| Mr Huntington | Mr W Sargent |
| Mr Uniacke | Mr Halton |
| Mr Fairbanks | Mr Whitman |
| Mr Thorne | Mr Spearwater |

Against the Amendment,

| | |
|--------------|--------------|
| Mr DesBarres | Mr Forrester |
| Mr B Smith | Mr Kavanagh |
| Mr Elder | Mr Marton |
| Mr Dewolf | Mr W Young |
| Mr Wilkins | Mr McLellan |
| Mr Holmes | Mr Allison |
| Mr J Sargent | Mr J Young |
| Mr Goudge | Mr McDougall |
| Mr Bell | Mr Benjamin |
| Mr Annand | Mr Archibald |
| Mr Lewis | Mr Upham |
| Mr Holland | Mr Chipman |

So it passed in the Negative.

A amend. moved that part only of report, &c. referred to Com. of Supply

Mr. Howe then moved as an amendment of the question, that so much only of the report as recommends the importation of Seed Oats and Pease, be referred to the Committee of Supply: which, being seconded and put, and the House dividing thereon, there appeared, for the amendment, twenty-four; against it, twenty.

For the Amendment,

| | |
|---------------|----------------|
| Mr Stewart | Mr Annand |
| Mr Rudolf | Mr Kavanagh |
| Mr G Smith | Mr Taylor |
| Mr McDonald | Mr Holdsworth |
| Mr Heckman | Mr D'Entremont |
| Mr Miller | Mr Clements |
| Mr Huntington | Mr Halton |
| Mr Uniacke | Mr J Sargent |
| Mr Dodd | Mr Whitman |
| Mr Fairbanks | Mr Thorne |
| Mr Howe | Mr W Sargent |
| Mr Dickey | Mr Spearwater |

Against the Amendment,

| | |
|--------------|--------------|
| Mr DesBarres | Mr Forrester |
| Mr B Smith | Mr Marton |
| Mr Elder | Mr W Young |
| Mr Dewolf | Mr McLellan |
| Mr Wilkins | Mr Allison |
| Mr Benjamin | Mr J Young |
| Mr Goudge | Mr Chipman |
| Mr Holmes | Mr Upham |
| Mr Lewis | Mr Archibald |
| Mr Holland | Mr McDougall |

Passed in affirmative

So it passed in the Affirmative.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

Council agree to Conference on B.N. A. Bank Bill

The Council agree to the further Conference desired by this Hon. House on the subject of the amendments proposed to the British North American Bank Bill, and the Committee of the Council are ready to meet the Committee of this House.

And then the Messenger withdrew.

Com. to manage Conference

Ordered, That the Committee who managed the last Conference on the subject of said amendments, do manage this Conference.

Conference held and reported

So they went to the Conference,

And being returned, Mr. Stewart reported that the Managers had been at the Conference, and had complied with the instructions of the House.

Further report from Com. on Revenue Bills

Mr. Stewart reported further from the Committee appointed to prepare Revenue Bills; and thereupon, presented to the House,

MONDAY, 20th MARCH, 1837.

A Bill to continue and amend the Act for regulating the Importation of Goods; and
 A Bill to continue the several Acts for the prevention of Smuggling, and the same were
 read a first and second time.

Ordered, That the Bills be committed to a Committee of the whole House.

On motion, the House resolved itself into a Committee of the whole House, on the consi-
 deration of the two foregoing Bills last committed.

Mr. Speaker left the Chair.

Mr. Kavanagh took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had gone through the two Bills
 last to them referred, on the subject of the Revenue, and had directed him to report the said
 Bills to the House without any amendment; and he then delivered the Bills in at the Clerk's
 Table.

Ordered, That the Bills be engrossed.

Mr Speaker laid before the House a Letter received by him from Mr. Secretary George,
 dated this day, enclosing, by command of His Excellency the Lieutenant-Governor the Re-
 turns made by the Deputy-Post-Master-General, in pursuance of the Resolution of this
 House of the 14th instant; which returns Mr. Speaker also laid before the House, and the
 same were read by the Clerk.

(See Appendix, No. 50.)

Ordered, That the Letter do lie on the Table, and that the Returns be referred to the Com-
 mittee on the Post Office Department.

An engrossed Bill to continue and amend the Act for regulating the Importation of Goods,
 was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to continue and amend the
 Act for regulating the Importation of Goods.

An engrossed Bill to continue the several Acts for the prevention of Smuggling, was read
 a third time.

Resolved, That the Bill do pass, and that the title be, An Act to continue the several
 Acts for the prevention of Smuggling.

Ordered, That the Clerk do carry the Bills to the Council and desire their concurrence.

A Petition of Robert McDonald and others, Inhabitants of Morris Town, South and North
 sides of Cape George, in the County of Sydney, was, by special leave of the House, pre-
 sented by Mr. J. Young and read, praying the extension of the Post Communication from
 the Village of Antigonishe to those Settlements.

Ordered, That the Petition be referred to the Committee on the Post Office Department.

Mr. W. Young, pursuant to leave given, presented a Bill for improving the administration
 of Criminal Justice, and the same was read a first time.

Ordered, That the Bill be read a second time.

Mr. W. Young also, pursuant to leave given, presented a Bill in further amendment of the
 Act relating to Wills, Legacies and Executors, and for the settlement and distribution of the
 Estates of Intestates, and the same was read a first time.

Ordered, That the Bill be referred to Mr. W. Young, Mr. Dodd and Mr. DesBarres, to
 examine and report upon to this House, with amendments or otherwise.

On motion of Mr. Stewart, *resolved,* that no Bill be brought in after Monday next, the 27th
 instant, unless by special leave of the House.

Mr. Dodd moved that the House do come to a Resolution as followeth, viz :

Resolved, That the sum of £2,000 out of the £10,000 voted for Roads and Bridges
 throughout the Province, for the present year, be exclusively appropriated for the Island of
 Cape-

Bill reported to
 continue and amend
 Importation Act
 Bill to continue
 Acts to prevent
 Smuggling
 Bills read 1st & 2d
 time & committed
 House go into Com.
 on those two Bills

Bills reported

Letter from Prov.
 Sec. with returns
 from Post-Office

Returns referred to
 Post-Office Com.

Engrossed Bill to
 continue and amend
 Importation Act
 read 3d time and
 passed

Engrossed Bill to
 continue Act to pre-
 vent Smuggling
 read 3d time and
 passed
 Bills sent to Council

Petition for exten-
 sion of Post Com-
 munication to Cape
 George County of
 Sydney
 Referred to Post
 Office Committee

Bill presented for
 improving admini-
 stration of Criminal
 Justice

Bill presented in
 further amendment
 of Wills Act

Referred to Select
 Com.

Limitation of time
 for bringing in Bills

Resolution as to di-
 vision of Road
 Money

MONDAY, 20th MARCH, 1837.

Cape-Breton, and that the remaining sum of £8,000 be appropriated for Nova-Scotia proper: which being seconded,

Amendment moved
for Division of
Road Vote among
Counties

Mr. Huntington moved that all the words of the proposed Resolution be left out, except the word "Resolved" and that instead of the words so to be left out of the Resolution, the following be substituted after the said word "Resolved," that the sum of £10,000 granted for the service of Roads and Bridges for the present year, be applied as follows:

| | |
|----------------|------|
| Halifax | £960 |
| Hants | 795 |
| King's | 790 |
| Annapolis | 850 |
| Shelburne | 460 |
| Yarmouth | 460 |
| Queen's | 520 |
| Lunenburg | 730 |
| Colchester | 750 |
| Cumberland | 630 |
| Pictou | 790 |
| Sydney | 440 |
| Guysborough | 440 |
| Cape-Breton | 525 |
| Richmond | 420 |
| Juste-au-Corps | 440 |

£10,000

Amend. passed

Which, being seconded and put, and the House dividing thereon, there appeared, for the amendment, thirty-one; against it, fifteen.

For the amendment,

| | |
|----------------|---------------|
| Mr Miller | Mr Dickey |
| Mr Wilkins | Mr Chipman |
| Mr McDonald | Mr Stewart |
| Mr Rudolf | Mr Allison |
| Mr Howe | Mr Thorne |
| Mr DesBarres | Mr Goudge |
| Mr Heckman | Mr Dewolf |
| Mr Morton | Mr Elder |
| Mr Annand | Mr B Smith |
| Mr Huntington | Mr Bell |
| Mr Benjamin | Mr Holdsworth |
| Mr Forrester | Mr Whitman |
| Mr J Sargent | Mr Spearwater |
| Mr Holland | Mr W Sargent |
| Mr Clements | Mr Lewis |
| Mr D'Entremont | |

Against the amendment,

| |
|--------------|
| Mr Kavanagh |
| Mr Hatton |
| Mr Uniacke |
| Mr Archibald |
| Mr McLellan |
| Mr Holmes |
| Mr Taylor |
| Mr Dodd |
| Mr J Young |
| Mr Upham |
| Mr W Young |
| Mr McDougall |
| Mr G Smith |
| Mr Doyle |
| Mr Fairbanks |

So it passed in the Affirmative.

Pet. from Indians in
Cape-Breton for aid
in building Chapel
referred to Com. of
Supply

A Petition of Dennis (the King,) and Christmas (the Chief,) and others, the Captains, and other Indians of the Micmac tribe, in the Island of Cape-Breton, was, by special leave of the House, presented by Mr. Doyle and read, setting forth that the first place of Worship, in which the Indian Warrior knelt to adore the God of the Christians, was erected by the French Government, on the Chapel Island, or what is now called Indian Mission, in the Bras d'Or Lake, and was burnt down by the English, in the year 1758, and was subsequently re-built at the expense of the Indians themselves. That the Petitioners' place of Worship is now fast falling to decay, and that they have, in consequence, with their own and sole exertions, cut down and drawn on the spot, a large frame, for the erection of a new place of adoration, but from their great poverty, they have it not in their power to procure or purchase the necessary materials to continue so laudable an undertaking. That the Petitioners of late years have had their hunting grounds much invaded and destroyed by the yearly and daily immigration of Settlers to the Lakes, by which the only resource they had in procuring funds to meet the demands they so necessarily stand in need of, for the completion of the Chapel, has been taken from them, and praying that this House will take their case into consideration, and allow them some pecuniary aid to enable them to continue their work, which brings them so near to civilization.

On

MONDAY and TUESDAY, 20th and 21st MARCH, 1837.

On motion of Mr. Uniacke, *resolved*, that the Petition be referred to the Committee of Supply.

A Petition of John Munroe and others, Fishermen, resident at Portuguese Cove, and Coves and Harbours adjacent, was, by special leave of the House, presented by Mr. Bell and read, complaining of an order made during the past year, by the authorities at Halifax, whereby the Inhabitants of the shore from Cape Cove to Portuguese Cove are prevented from setting a Net for the Fisheries from sun-rising to sun-set, and praying that an Act may be passed, whereby the Inhabitants of the shores, to the westward of Halifax, may be permitted to set their Nets at all hours, day or night, for the catch of Fish; and that the privileges of Gulch Cove Fishery may be confined to the Inhabitants of Portuguese, Herring, Bear, and Ferguson's Coves, and Halibut Bay.

Pet. of Fishermen on western shore of Halifax, relating to setting of Nets, &c. referred to former Com.

Ordered, That the Petition be referred to the Select Committee, appointed on the 21st February last, on the Petition of John Martin and others, who are also to examine into, and report upon, the matter of this Petition.

The Order of the Day being read,

Ordered, That this House will proceed to the consideration of the subject of the Judiciary of this Province on Wednesday next.

Order of Day Judiciary postponed

Then the House adjourned until to-morrow, at twelve of the Clock.

Tuesday, 21st March, 1837.

Mr. Speaker laid before the House a Letter received by him from Mr. Secretary George, dated this day, enclosing, by direction of His Excellency the Lieutenant-Governor, in compliance with a request of this House, Copies of the Rules for the government of the Annapolis Academy, and of such reports and accounts as have been received from the Trustees; which papers Mr. Speaker also laid before the House—and the same were read by the Clerk.

Letter from Prov. Sec. with returns relative to Annapolis Academy

(See Appendix, No. 51.)

Ordered, That the Letter and Papers be referred to the Select Committee on the several Petitions relative to the Annapolis Academy.

Referred to Select Com.

Ordered, That Mr. Dodd and Mr. G. Smith be added to the Committee on the Bill to continue the Act for the support and regulation of Light-Houses, and that Mr. Dodd be Chairman of the said Committee.

Addition to Com. on Light-House Bills

The engrossed Bill from the Council, entitled, An Act for vesting all Estates and Property in the Province of Nova-Scotia, occupied for the Ordnance Service, in the Principal Officers of His Majesty's Ordnance, and for granting certain powers to the said Principal Officers; also,

Bills read 2d time and committed, viz: Council's Ordnance Bill

A Bill for improving the Administration of Criminal Justice—were severally read a second time.

Criminal Justice Bill

Ordered, That the Bills be committed to a Committee of the whole House.

Mr. Wilkins, pursuant to leave given, presented a Bill in amendment of the Act for the more easy Redemption and Foreclosure of Mortgages, and the same was a first time.

Bill presented to amend Mortgage Foreclosure Act

Ordered, That the Bill be read a second time.

Ordered, That Mr. Howe and Mr. Huntington be added to the Committee, on the Petition of Isaac Longley and others, relating to the assessment on the County of Annapolis, for the Building of a Court-House and Jail at Annapolis Royal.

Addition to Com. on Pet. relating to Annapolis Assessment

Mr. Howe moved that the House do come to the following Resolutions, viz:

Resolved, That a Committee be appointed to enquire into the present mode of collecting and securing the Revenue, with a view of combining the Duties of the Excise Department with those of the Customs or Treasury, so as to save expense. That the said Committee have

Resolution for Com. to enquire as to combining Offices of Collector of Excise at Halifax with that of Collector of Cus.

TUESDAY, 21st MARCH, 1837.

Com. or Prov. Thea-
trical

have power to send for Persons and Papers, and if necessary, conduct correspondence during the recess, and report finally next Session.

Com. to wait on
Gov. to request in-
formation, &c. as to
foregoing inquiry

Resolved, That the said Committee do wait upon His Excellency the Lieutenant-Governor, and request His Excellency to direct the proper Officers to lay before them, from time to time, such information as they may require to transmit their correspondence, and generally to aid them in conducting the business of their enquiry: which Resolutions, being seconded and put, were agreed to by the House.

Com. named

Ordered, That Mr. Howe, Mr. Stewart, Mr. Uniacke, Mr. Miller, Mr. W. Young, Mr. Forrester and Mr. Bell, be a Committee for the purposes of the foregoing Resolutions.

Leave given to
bring in Bill for In-
corporation of Ha-
lifax
Bill presented for
appointment of
Trustees of School
Lands

Mr. Forrester moved for leave to bring in a Bill for the Incorporation of the Town of Halifax: which, being seconded and put, was agreed to by the House.

Mr. Howe, pursuant to leave given, presented a Bill for the appointment of Trustees of School Lands in the several Townships of this Province, and the same was read a first time

Ordered, That the Bill be read a second time.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

Council agree to
Horticultural Socie-
ty Bill, and
To Ferries Bill
with amendts.

The Council have agreed to the Bill, entitled, An Act for the encouragement of the Nova-Scotia Horticultural Society; and also, to

The Bill, entitled, An Act for establishing and regulating Ferries, and to repeal the Act now in force, with amendments to the said Bills respectively—to which amendments they desire the concurrence of this Honorable House.

And then the Messenger withdrew.

Com. of whole on
Ways and Means

On motion, the House resolved itself into a Committee of the whole House, on the further consideration of Ways and Means.

Mr. Speaker left the Chair,

Mr. Rudolf took the Chair,

Mr. Speaker resumed the Chair.

Report Resolutions
as to Liquor Licen-
ces

The Chairman reported from the Committee that they had made further progress in the business referred to them, 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 afterwards delivered them in at the Clerk's Table.

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 were again read by the Clerk, and are as follow:—

Amount for Tavern
Licence Duty

1st *Resolved*, That it is the opinion of this Committee, that for the year 1837, the amount to be paid for the Tavern License shall be the sum of £5 10s.

Amount of Shop
Licence Duty

2d *Resolved*, That it is the opinion of this Committee, that for the year 1837, the amount to be paid for a Shop License shall be £3.

Shop-keeper to sell
quart

3d *Resolved*, That it is the opinion of this Committee, that every holder of a Shop License shall be allowed to sell Liquor in quantities as low as a quart.

No Wine or Beer
Licences to be al-
lowed

4th *Resolved*, That it is the opinion of this Committee, that in future no Licenses called Wine and Beer Licenses shall be granted or allowed.

Licences to be
granted gratis in
certain cases

5th *Resolved*, That it is the opinion of this Committee, that it shall be lawful for the Justices of the Peace, of the several Counties or Districts in this Province, upon the recommendation of the Grand Jury, but not otherwise, to grant a License *gratis*, or upon payment of such less Duty or Tax than is hereby imposed, as may seem to them proper, to any person or persons living on roads, which are little frequented, for the encouragement of such persons keeping Houses of Entertainment on such public Roads, for the accommodation of Travel-
lers.

No Magistrate to
hold Tavern Li-
cences

6th *Resolved*, That it is the opinion of this Committee, that no Magistrate or person holding His Majesty's Commission as Justice of the Peace, in and throughout the different Coun-
ties

TUESDAY and WEDNESDAY, 21st and 22d MARCH, 1837.

ties in this Province, (the Town of Halifax excepted,) shall be allowed or considered eligible to hold, or take out, any Tavern Licence, for the retail of Ardent Spirits.

7th Resolved, That it is the opinion of this Committee, that the amount to be paid for a Tavern Licence, in the Town of Halifax, be £5 10s.

8th Resolved, That it is the opinion of this Committee, that the sum to be paid for a Shop Licence, in the Town of Halifax, be £3.

9th Resolved, That it is the opinion of this Committee, that the sum to be paid for the Shop and General Licence, in the Town of Halifax, be £6 10s.

10th Resolved, That it is the opinion of this Committee, that the Clerk of the Peace, in the Town of Halifax, should receive for each Tavern Licence, Five Shillings—for each Shop Licence, Five Shillings—and for each Shop and General License, jointly, Five Shillings.

11th Resolved, That it is the opinion of this Committee, that the Clerk of the Licences in the Town of Halifax, should receive for each Tavern Licence Five Shillings—for each Shop Licence Five Shillings—and for each Shop and General Licence, jointly, Five Shillings.

Mr Chipman moved the following Resolution:

Whereas, the first five foregoing Resolutions reported from the Committee of Ways and Means, for granting Licences for the sale of Spirituous Liquors, are injurious to the general interest and prosperity of the Temperance Cause within this Province.—Be it therefore resolved, that the said Resolutions be not received, and the same be re-committed, for the purpose of fixing the rate of Licence Duties for the year 1837 the same as last year; which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twelve; against it, twenty-five.

For the Motion,

| | |
|------------|---------------|
| Mr Chipman | Mr McLellan |
| Mr Morton | Mr McDonald |
| Mr J Young | Mr Holdsworth |
| Mr Dewolf | Mr Dickey |
| Mr Allison | Mr Whitman |
| Mr Upham | Mr Holland |

Against the Motion,

| | | |
|---------------|---------------|--------------|
| Mr Howe | Mr Lewis | Mr Heckman |
| Mr Taylor | Mr Benjamin | Mr Miller |
| Mr Thorne | Mr DesBarres | Mr Forrester |
| Mr Spearwater | Mr Fairbanks | Mr W Young |
| Mr Archibald | Mr Huntington | Mr G Smith |
| Mr Kavanagh | Mr Dodd | Mr Stewart |
| Mr McDougall | Mr Rudolf | Mr Goudge |
| Mr Annand | Mr Uniacke | |
| Mr B Smith | Mr Clements | |

So it passed in the Negative.

The said several Resolutions reported from the Committee, were then, upon the question put thereupon, agreed to by the House.

Ordered, That Mr. Uniacke, Mr. Forrester, and Mr. Bell, be a Committee to prepare and bring in Bills in conformity with the said several Resolutions reported from the Committee of Ways and Means, and agreed to by this House.

Then the House adjourned until To-morrow, at Twelve of the Clock.

Wednesday, 22d March, 1837.

An engrossed Bill for the Summary Trial of Actions in the Island of Cape-Breton, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act for the Summary Trial of Actions in the Island of Cape-Breton.

Ordered, That the Clerk do carry the Bill to the Council, and desire their concurrence.

The amendments sent down yesterday from the Council to the Bill, entitled, An Act for the encouragement of the Nova-Scotia Horticultural Society, were read a first and second time.

Resolved, That the said amendments be agreed to by this House.

The amendment sent down yesterday from the Council to the Bill, entitled, An Act for establishing and regulating Ferries, and to repeal the Act now in force, was read a first and second time.

Resolved, That the said amendment be agreed to by this House.

HH

Ordered,

Amount of Tavern Licence Duty in Halifax
Amount of Shop Licence Duty in Halifax
Amount of Shop & General Licence duty in Halifax
Fees to Clerk of Peace on Licences in Halifax
Fees to Clerk of Licences in Halifax

Motion to re-commit 5 first Resolutions negatived

Resolutions agreed to

Com. to prepare Licence Bill

Engrossed Cape Breton Summary Trials Bill read 3d time & passed

Amendments to Horticultural Bill agreed to

Amendments to Ferries Bill agreed to

Bills & amendments
sent back to Council

Ordered, That the Clerk do carry the said Bills and amendments to the Council, and acquaint them that this House have agreed to the said amendments.

Bills for Trustees of
School lands read
2d time

A Bill for the appointment of Trustees of School Lands in the several Townships of this Province, was read a second time.

Ordered, That the Bill be committed to a Committee of the whole House.

Resolution for
Com. to wait on
Gov. & request or-
der for Copies of
parts of Grants &c.
relating to School
Lands

On motion of Mr. Uniacke, *resolved*, that a Committee be appointed to wait on His Excellency the Lieutenant-Governor, and respectfully request His Excellency to direct the proper Officers to return Copies or Transcripts of such parts of the various Grants, Patents or Titles, which apply to the Lands called School Lands, held or reserved throughout the Province.

Com. named

Ordered, That Mr. Uniacke, Mr. Howe and Mr. Dodd, be a Committee for the above purpose.

Petition of T. F.
Townsend for com-
pensation for sup-
port of wrecked
Seaman

A Petition of Thomas Francis Townsend, of Louisburg, in the County of Cape-Breton, was, by special leave of the House, presented by Mr. Dodd, and read, praying compensation for the support of a Seaman, whose life he had saved from the wreck of the British Brig Eldon, which had gone ashore and been totally lost at that place.

Ordered, That the Petition do lie on the Table.

Council agree to
the Revenue &
Chocolate Bounty
Bills without amend-
ment

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to the following Bills without amendment, viz:—

Impost Bill

A Bill, entitled, An Act to continue and amend the Act for granting Colonial Duties of Impost, for the support of His Majesty's Government within this Province, and for promoting the Agriculture, Commerce, and Fisheries thereof.

Bill to regulate Co-
lonial duties

A Bill, entitled, An Act to continue the Act for the general regulation of the Colonial Duties.

Warehousing Bill

A Bill, entitled, An Act to continue the Act for the Warehousing of Goods, and in amendment thereof.

Drawback Bill

A Bill, entitled, An Act to continue and amend the Act concerning Goods exported, and for granting Drawbacks.

Chocolate Bounty
Bill

A Bill, entitled, An Act for granting a Bounty on Chocolate manufactured in this Province.

Bill to continue Act
for regulating Im-
portation
Bill to continue
Acts against
Smuggling

A Bill, entitled, An Act to continue and amend the Act for regulating the Importation of Goods; and,

A Bill, entitled, An Act to continue the several Acts for the prevention of Smuggling.

And then the Messenger withdrew.

Mr. Secretary George acquainted the House, that he had a Message from His Excellency to this House, in writing, signed by His Excellency; and he read the said Message at the Bar of the House—all the Members being uncovered, and afterwards delivered the same in to the House with the Copy of Report therein referred to, and then withdrew.

The said Message was again read by the Clerk at the Table of the House, and is as follows:

MESSAGE.

C. CAMPBELL.

THE Lieutenant-Governor lays before House of Assembly, a Copy of the Annual Report of the Superintending Committee of the Halifax Savings' Bank.

Message from Lieut.
Gov. relating to
Savings' Bank with
Copy of Annual re-
port thereon

It will be seen that the Deposits had attained in June last, the amount to which they are limited by Law, and that many Persons have since been precluded from the benefits of an Institution, which has had so salutary an influence on the habits of the laboring and poor classes of the Community.

The Lieutenant-Governor recommends that the Act of 1826 may be so altered in the present Session as to authorise the receipt of Deposits to a further amount, and secure their application, in future, to the reduction of the Funded Debt: For such a disposal of them, the

WEDNESDAY and THURSDAY, 22d and 23d MARCH, 1837.

the Law does, in fact, already provide, but a compliance with that provision has hitherto been found impracticable—the Deposits, with a very few exceptions, having been made in Treasury Notes or Silver Coins, and Gold being required to pay off the Loan Certificates.

Government-House,

22d March, 1837.

The Copy of the Annual Report of the Superintending Committee of the Halifax Savings' Bank, referred to in the said Message, was also read by the Clerk.

(See Appendix, No. 52.)

Ordered, That the Message and Copy of Report do lie on the Table.

A Message from the Council, by Mr. Halliburton :

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act to alter, amend and continue, the Act to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape-Bréton, without amendment.

The Council have also agreed to the Bill, entitled, An Act for the encouragement of the Nova-Scotia Horticultural Society ; and to

The Bill, entitled, An Act for establishing and regulating Ferries, and to repeal the Act now in force, severally as amended.

And then the Messenger withdrew.

Mr. Heckman moved that the House do now resolve itself into a Committee of the whole House, to consider further of the Supply granted to His Majesty ; and thereupon,

Mr. Morton moved by way of amendment to the question, that the Bill to define the Boundary Line of the Township of Cornwallis, &c. be now read a second time : which, being seconded and put, and the House dividing thereon, passed in the negative.

Mr. Chipman then moved as an amendment to the main question, that the Report of the Select Committee on the Militia Laws, be now read : which, being seconded and put, and the House dividing thereon, there appeared, for the amendment, nineteen ; against it, nineteen ; and thereupon,

Mr. Speaker gave his Casting Vote against the amendment, and it passed in the negative. The main question for Committee of Supply, being then put, was agreed to by the House.

Mr. Speaker left the Chair,

Mr. Rudolf took the Chair,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had made further progress in the business referred to them, and had come to several Resolutions thereupon, which they had directed him to report to the House.

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

Ordered, That the Chairman do report the Resolutions from the Committee at a future day.

The Order of the Day being read,

Ordered, That this House will consider the subject of the Judiciary of this Province to-morrow.

Then the House adjourned until to-morrow, at twelve of the Clock.

Thursday, 23d March, 1837.

Mr. Dodd, pursuant to leave given, presented a Bill to prohibit the exportation of Grain and Potatoes out of this Province, and the same was read a first time.

Ordered, That the Bill be read a second time.

Mr. Bell reported from the Select Committee on the Petition of Merchants and others, of Halifax, relating to the Court of Vice Admiralty, that the Committee had examined into the

Copy of report on Savings Bank

Council agree to Sydney Pilotage Bill without amendment

Council agree to amended Horticultural and Ferries Bill

Motion for Com. of Supply

Amendment for 2d reading of Cornwallis Boundary Bill negatived

Amendment for reading report on Militia

Amendment negatived by Speaker's casting vote
Main question passed and House go into Com. of Supply

Resolutions passed

Resolutions to be reported at future day

Order of Day
Judiciary postponed

Bill presented to prohibit exportation of Grain & Potatoes

Com. on Vice Admiralty Petition, report Bill to amend Merchant Seamen Act

THURSDAY, 23d MARCH, 1837.

the matter of the Petition, and had framed a Bill to remedy the evils therein complained of which Bill, he moved for leave to present to the House, and leave therefor being given,

Mr. Bell accordingly presented to the House, a Bill in amendment of the Act relating to the Merchant Seamen of this Province, and the same was read a first time.

Ordered, That the Bill be read a second time.

Bill presented in addition to Merchant Seamen's Act

Mr. Uniacke, pursuant to leave given, presented a Bill in addition to, and amendment of, the Act relating to the Merchant Seamen of this Province, and the same was read a first time.

Ordered, That the Bill be read a second time.

Bill presented to revive Town Officers Act

Mr. Bell, pursuant to leave given, presented a Bill to revive an Act made and passed in the fifty-first year of the reign of His Majesty King George the Third, entitled, An Act in further addition to, and amendment of, the several Acts for the choice of Town Officers and regulating of Townships, and the same was read a first time.

Ordered, That the Bill be read a second time.

Com. on Fines and Penalties Bill report amendment

Mr. Fairbanks, from the Committee to whom was referred the Bill to provide for the better application of Fines and Penalties, reported that the Committee had examined the Bill, and had made an amendment thereto, which they recommend to the House to adopt; and he then delivered the Bill and amendment in at the Clerk's Table, where the amendment was read by the Clerk.

Ordered, That the Bill and amendment be committed to a Committee of the whole House.

Bill presented regarding suits between the King & Subjects

Mr. Uniacke, pursuant to leave given, presented a Bill regarding Suits between the King's Majesty and his Subjects, and the same was read a first time.

Ordered, That the Bill be read a second time.

Bill presented for care of Bridge at Bridgetown

Mr. Thorne, pursuant to leave given, presented a Bill for placing the Bridge at Bridgetown under the direction of the Commissioners of Highways for Bridgetown, and the same was read a first time.

Ordered, That the Bill be read a second time.

Petition of Fishermen complaining of encroachments of Foreigners praying penalty for selling bait to them

A Petition of John Flemming and others, engaged in the Fisheries on the Shores of this Province, was presented by Mr. W. Sargent, and read, complaining of the encroachments, by Foreigners, upon the Fisheries of the Province, and particularly of their Forestalling the Herrings, and other Bait for the Cod Fishery, which they purchase in large quantities from Persons, who are thereby induced to sweep for the same, with seines and nets, in the Rivers and Creeks on the Coast of this Province, and praying that the same may be remedied by the passing of an Act, imposing a penalty upon the selling, bartering or giving, of such Herring or other Bait to American, or other Foreign Fishermen.

Ordered, That the Petition do lie on the Table.

Report from Com. on Bill to continue Light-House Act report Bill without amendment Bill recommitted

Mr. Dodd reported from the Select Committee on the Bill to continue the Act for the support and regulation of Light-Houses, that the Committee had considered the Bill, and had agreed to report the Bill to the House without any amendment; and he delivered the Bill in at the Clerk's Table.

Ordered, That the Bill be re-committed to a Committee of the whole House.

Committee on Council's Bill for amendment of law report amendments

Mr. W. Young reported from the Select Committee on the engrossed Bill from the Council, entitled, An Act for the further amendment of the Law, and for the better advancement of Justice, that the Committee had examined the Bill, and had made amendments thereto, which they recommend to the House to adopt; and he delivered the Bill and amendments in at the Clerk's Table.

The Bill was then read a second time, with the amendments.

Bill & amendment Committed

Ordered, That the Bill and amendments be committed to a Committee of the whole House.

Mr.

THURSDAY, 23d MARCH, 1837.

Mr. G. Smith, pursuant to leave given, presented a Bill respecting the Office of Collector of Impost and Excise for the District of Halifax, and the same was read a first time.

Ordered, That the Bill be read a second time.

Bill presented respecting office of Collector of Impost in Halifax

Mr. Speaker laid before the House, a Letter received by him from Mr. Secretary George, dated yesterday, enclosing, by command of His Excellency the Lieutenant-Governor, the Returns made by the Principal Officers of His Majesty's Customs at this Port, in pursuance of a Resolution of this House of the 11th inst. : which Returns Mr. Speaker also laid before the House, and the same were read by the Clerk.

(See Appendix, No. 53.)

Ordered, That the Letter and Returns do lie on the Table.

Letter from Prov. Sec. with Custom House returns

A Bill in amendment of the Act for the more easy Redemption and Foreclosure of Mortgages, was read a second time.

Bill to amend Mortgage Act read 2d time & committed

Ordered, That the Bill be committed to a Committee of the whole House.

Mr. Howe reported from the Select Committee on the Petition of Isaac Longley and others, relative to the assessment for building a Court-House and Gaol in the County of Annapolis ; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

Report from Com. on Petition relative to Annapolis assessment

(See Appendix, No. 54.)

Ordered, That the Report do lie on the Table.

Mr. Howe then moved that leave be given to bring in a Bill in accordance with the report, which was agreed to by the House.

Leave to bring in Bill thereon

Mr. W. Young reported from the Select Committee to whom was referred the Bill in further amendment of the Act relating to Wills, Legacies, &c. that the Committee had examined the Bill, and had agreed to report the same to the House without any amendment ; and he delivered the Bill in at the Clerk's Table.

Com. on Bill to amend Wills Act report Bill without amendment

The said Bill was then read a second time.

Ordered, That the Bill be committed to a Committee of the whole House.

Bill read 2d time & committed

Mr. Dewolf from the Select Committee appointed on the 14th inst. on the Petition of Inhabitants of Parrsborough, and generally, as to the scarcity of Provisions and Seed Grain, and Potatoes, throughout the Province, reported that the Committee could not agree upon any particular plan to remedy the evils complained of ; and thereupon,

Report from Com. on Scarcity of Provisions, &c. that Com. cannot agree

Ordered, That the Committee be discharged from the further consideration of the subject referred to them.

Com. discharged

Mr. Fairbanks reported from the Select Committee on the Letter of Mr. Justice Marshall, in relation to the Work prepared by him in reference to the Duties and Office of Magistrates and others ; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

Report from Com. on Judge Marshall's letter

(See Appendix, No. 55.)

Ordered, That the Report do lie on the Table.

On motion of Mr. Morton, *resolved*, that the proposal made by Mr. Justice Marshall of presenting to the Legislature the Manuscript of a Work prepared by him, for the assistance of Magistrates in the discharge of their duties, be accepted, and that the same Work be forthwith printed and published, pursuant to the said proposal contained in Judge Marshall's Letter on the subject ; and that the House will provide the means for discharging the expense attending the same, and that Five Hundred Copies thereof be struck off.

Resolution for publishing Judge Marshall's work

Ordered, That the Clerk do carry the Resolution to the Council, and desire their concurrence.

Sent to Council.

A Message from the Council, by Mr. Halliburton :

Mr. Speaker,
The Council have agreed to the Bill, entitled, An Act for the Summary Trial of Actions

Council agree to Cape Breton Summary Trials Bill with amendments

THURSDAY and SATURDAY, 23d and 25th MARCH, 1837.

in the Island of Cape-Breton, with amendments—to which amendments they desire the concurrence of this Honorable House.

And then the Messenger withdrew.

Com. of whole on Supply

On motion, the House resolved itself into a Committee of the whole House, on the further consideration of the Supply granted to His Majesty.

Mr. Speaker left the Chair.

Mr. Rudolf took the Chair.

Mr. Speaker resumed the Chair.

Resolutions passed

The Chairman reported from the Committee that they had made further progress in the business referred to them, and had come to several Resolutions thereupon, which they had directed him to report to the House.

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

Ordered, That the Chairman of the Committee of Supply do report the said Resolutions at a future day.

Resolutions not reported

Report from Com. on Licence Duty Bill

Mr. Uniacke from the Committee appointed on Tuesday last, the 21st instant, to prepare Bills in conformity with the Resolutions from the Committee of Ways and Means, presented to the House, two Bills, viz :

General Licence Bill
Halifax Licence Bill

A Bill for granting Duties on Licences for the Sale of Spirituous Liquors ; and
A Bill for granting Duties on Licences for the Sale of Spirituous Liquors to Persons resident in the Town of Halifax.

The said Bills were read a first time.

Ordered, That the Bills be read a second time.

Order of Day Judiciary postponed

The Order of the Day for considering the subject of the Judiciary of this Province being read,

On motion of Mr. W. Young, *resolved*, that this House will, on Tuesday next, proceed to the consideration of the subject of the Judiciary of this Province.

House adjourn over Good Friday

Then (To-morrow, being Good Friday) the House adjourned until Saturday next, at twelve of the Clock.

Saturday, 25th March, 1837.

Bill presented concerning poor rates

Mr. Archibald, pursuant to leave given, presented a Bill to amend the Law regarding assessment for Poor Rates, and the same was read a first time.

Ordered, That the Bill be read a second time.

Bill presented relating to offences on the High Seas

Mr. J. Young, pursuant to leave given, presented a Bill to make better provision for the Trial of Offences committed on the High Seas, and the same was read a first time.

Ordered, That the Bill be read a second time.

Bill presented regarding Nuisances in Rivers

Mr. Miller, pursuant to leave given, presented a Bill to prevent Nuisances in the Rivers of this Province, and to preserve and protect its River Fisheries, and the same was read a first time.

Ordered, That the Bill be read a second time.

Bills read 2d time, viz:

Grain & Potatoes exportation Bill
Merchant Seamen Bill
Merchant Seamen Bill

The following Bills were read a second time, viz :

The Bill to prohibit the exportation of Grain and Potatoes out of this Province.

The Bill in amendment of the Act relating to Merchant Seamen of this Province.

The Bill in addition to, and amendment of, the Act relating to the Merchant Seamen of this Province.

Bill to revive Town Officers Bill
Bill relating to suits between the King and Subjects

The Bill to revive an Act made and passed in the fifty-first year of the reign of His Majesty King George the Third, entitled, An Act in further addition to, and amendment of, the several Acts for the choice of Town Officers and regulating of Townships.

The Bill regarding Suits between the King's Majesty and His Subjects. The

SATURDAY, 25th MARCH, 1837.

The Bill for placing the Bridge at Bridgetown under the direction of the Commissioners of Highways for Bridgetown.

Bridgetown Bridge Bill

The Bill respecting the Office of Collector of Impost and Excise, for the District of Halifax.

Collector of Impost Bill

The Bill for granting Duties on Licences for the Sale of Spirituous Liquors.

General Licence Duty Bill

The Bill for granting Duties on Licences for the Sale of Spirituous Liquors to Persons resident in the Town of Halifax.

Halifax Licence Duty Bill

The Bill to define the Boundary Line of the Township of Cornwallis, on the adjoining Bays, Rivers and Creeks, and to declare the Boundaries and extent of certain Marsh Lands, and Flats or Sedge Banks, held or claimed by Proprietors of Land in said Township.

Cornwallis Boundary Bill

Ordered, That the Bills be committed to a Committee of the whole House.

Bills committed

An engrossed Bill to change the name of the County of Juste-au-Corps to the County of Inverness, was read a third time; and thereupon,

Engrossed Juste-au-Corps Bill read 3d time

Mr. Uniacke moved that the further consideration of the Bill be deferred to this day three months: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, eighteen; against it, twenty-six. So it passed in the negative.

Motion to defer consideration 3 months

Mr. Uniacke then moved that the Bill be published in the Royal Gazette: which, being seconded,

Negatived Motion for publishing Bill

Mr. W. Sargent moved that an amendment be made to the question, by leaving out the words "be published in the Royal Gazette," and inserting the words "do now pass": which motion, so to amend the question, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-seven; against it, seventeen. So it passed in the affirmative.

Amendment that Bill pass carried

The main question, as amended, being then put,

Resolved, That the Bill do pass, and that the title be, An Act to change the name of the County of Juste-au-Corps to the County of Inverness.

Bill passed and sent to Council

Ordered, That the Clerk do carry the Bill to the Council, and desire their concurrence.

Mr. Elder reported from the Select Committee to whom was referred the Petition of William McKay, Land Surveyor, relative to a Work prepared by him for the Press, on the subject of Land Surveying; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

Report on Petition of W. McKay Land Surveyor

(See Appendix, No. 56.)

Ordered, That the Report do lie on the Table.

Mr. W. Young (in the absence of Mr. Doyle, the Chairman) reported from the Select Committee to whom were referred the several Petitions of the Trustees of the Annapolis Academy, of George B. Watson, and of John T. Sneden and others, relative to said Academy; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

Report on Petition relating to Annapolis Academy

(See Appendix, No. 57.)

Ordered, That the Report do lie on the Table.

Mr. McDougall, pursuant to leave given, presented a Bill to amend the Act concerning Persons Licenced to keep Public Houses or Shops, and the Duties thereon, and the same was read a first time.

Bill to amend Liquor Licence Act

Ordered, That the Bill be read a second time.

On motion of Mr. Howe, *resolved*, that a Committee be appointed to draw up an Address to the Crown on the State of this Colony.

Resolution for Com. to prepare address to His Majesty on state of this Colony And Com. appointed

On motion of Mr. Huntington, *resolved*, that Mr. Howe, Mr. Bell, Mr. W. Young, Mr. J. Young, Mr. Doyle, Mr. G. Smith and Mr. DesBarres, be a Committee for the above purpose.

Amendments of Council to Caps-Breton Summary Trials Bill agreed to and sent back to Council

The amendments proposed by the Council to the Bill, entitled, An Act for the Summary Trial of Actions in the Island of Cape-Breton, were read throughout a first and second time, and, upon the question severally put thereupon, were agreed to by the House.

Ordered,

SATURDAY and MONDAY, 25th and 27th MARCH, 1837.

Ordered, That the Clerk do carry the Bill and amendments to the Council, and acquaint them that this House have agreed to the amendments.

A Message from the Council, by Mr. Halliburton :

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act in amendment of the Act to Incorporate the Petite Plaister and Mills Company, without any amendment.

The Council have agreed to the Bill, entitled, An Act to enable Members of the House of Assembly about to leave the Province, or unable, from indisposition, to attend their Seats therein, with amendments—to which amendments, they desire the concurrence of this Honorable House.

And then the Messenger withdrew.

The said amendments proposed by the Council to the last mentioned Bill were read a first time, and ordered to be read a second time.

A Petition of people of Color, residing in and near the Townplot of Dartmouth, was, by special leave of the House, presented by Mr. Bell and read, praying that the allowance they obtained last year from the Treasury for the support of a School, may be renewed.

Ordered, That the Petition do lie on the Table.

A Message from the Council, by Mr. Halliburton :

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act for the Summary Trial of Actions in the Island of Cape-Breton, as amended,

And then the Messenger withdrew.

On motion, the House resolved itself into a Committee of the whole House on the further consideration of the several Bills which stood committed.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had gone through the Bill for granting Duties on Licences for the Sale of Spirituous Liquors, and the Bill regarding Suits between the King's Majesty and His Subjects, and had directed him to report the said Bills to the House without any amendment ; that the Committee had also gone through the Bill for granting Duties on Licences for the Sale of Spirituous Liquors to Persons resident in the Town of Halifax, and had made some amendments thereto, which they had directed him to report to the House ; and he afterwards delivered the Bills and amendments in at the Clerk's Table.

The Chairman also acquainted the House, that he was directed by the Committee to move for leave to sit again, on the consideration of Bills committed: which the House agreed to.

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

Ordered, That the Bill with the amendments be engrossed.

Ordered, That the Bills reported without amendment be engrossed.

Then the House adjourned until Monday next, at Twelve of the Clock.

Monday, 27th March, 1837.

Mr. M'Dougall, pursuant to leave given, presented a Bill to extend to the Counties of Sydney and Guysborough, the Act respecting Stray Horses and Cattle, in the County of King's County, and for enabling the Owners thereof, to discover the same, and the same was read a first time.

Ordered, That the Bill be read a second time.

A Petition of Robert Hartshorne and others, Freeholders and Inhabitants of the County of Guysborough, was presented by Mr. DesBarres and read, setting forth that the present system

Council agree to Petite Plaister Company Bill without amendment
Agree to Members Seats Bill with amendments

Petition from Blacks at Dartmouth for continuance of School Grants

Council agree to amended C. B. Summary Trials Bill

House go into Com. on Bills

Report General Liquor Licence Bill and Bill regarding suits between King & subjects without amendment
And Halifax Liquor Licence Bill with amendments

Amendments agreed to

Bills to be engrossed

Bill presented to extend the King's County stray cattle Act to the Counties of Sydney and Guysborough

Petition from Guysborough relative to Crown Lands

MONDAY, 27th MARCH, 1837.

system of selling the Crown Lands at an upset price, far exceeding the limited means of that part of our population, who are alone desirous of obtaining these Lands for immediate settlement, is exceedingly injurious to the Country, greatly retarding and preventing the settlement of these Lands, and causing both Emigrants and Natives to abandon the Province : that it appears, that since the introduction of this system, the whole proceeds of the Sales of Crown Lands in this Province have been insufficient to pay the Salary of the Commissioner of Crown Lands, whose Office Petitioners consider to be unnecessary—the Land, before the introduction of the present system, having been granted without the aid of any such system ; and praying that the attention of the Imperial Parliament may be called to the subject, and measures taken for placing these Lands at the disposal of the Provincial Legislature, that they may be properly managed and made available, both for the improvement of the Country, and that the proceeds of the Sales may be applied to the opening of new Roads through the Lands, and that other desirable measures may be adopted.

Ordered, That the Petition be referred to the Committee appointed on Saturday last, to prepare an Address to the Crown on the state of this Colony.

Referred to Com.
to prepare Address
to Crown

A Petition of Lauchlin McIsaac and others, Settlers on the third and fourth divisions to the rear of Knoidart, was, by special leave of the House, presented by Mr. J. Young and read, setting forth the great deprivation they are suffering from the failure of the Potatoe Crop last Fall, and praying a grant of Money for the support of their Families.

Petition from dis-
tressed settlers in
County of Sydney

Ordered, That the Petition do lie on the Table.

On motion of Mr. Dickey, *resolved,* that the Bill relative to Elections for the Township of Amherst, be committed to a Committee of the whole House.

Amherst Election
Bill committed

Mr. Goudge, pursuant to leave given, presented a Bill to repeal the Act for appointing Commissioners to enquire into, and report upon, the expediency of reforming the practice and proceedings of Courts of Law and Equity, and the revising and consolidating the Laws of the Province, and the same was read a first time.

Bill presented to
Repeal Law Com-
missioners Act

Ordered, That the Bill be read a second time.

Mr. G. Smith, pursuant to leave given, presented a Bill to alter the times of holding the Supreme Court in the several Counties of Colchester, Pictou and Cumberland, and the same was read a first time.

Bill presented to al-
ter times of sitting
of Sup. Court in
Colchester Pictou &
Cumberland

Ordered, That the Bill be read a second time.

An engrossed Bill for granting Duties on Licences for the Sale of Spirituous Liquors, was read a third time ; and thereupon,

Engrossed General
License Bill read
3d time
Motion to add rider
passed

Mr. Chipman moved that the following enacting Clause be added to the Bill as a rider, viz :

And be it further enacted, That no person holding a Shop Licence (except in the Town of Halifax) shall sell, or be permitted to sell, any Spirituous Liquors, Wine, Ale, Beer, Cider or Perry, in any quantity less than one gallon : which, being seconded and put, and the House dividing thereon, there appeared for the motion, twenty-two ; against it, twenty-one. So it passed in the affirmative.

Mr. Doyle then moved that the Bill be re-committed to a Committee of the whole House : which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-three ; against it, twenty-two.

Motion for re-comm-
mitting Bill passed

On motion of Mr. Uniacke, the House resolved itself into a Committee of the whole House, on the further consideration of the several Bills which stood committed.

Com. of whole on
Bills

Mr. Speaker left the Chair.

Mr. Kavanagh took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had considered the engrossed Bill for granting Duties on Licences for the Sale of Spirituous Liquors, and had directed him to report the same to the House, as it was on Saturday last reported from the Committee of the whole

Report General
Licence Bill as for-
merly reported

MONDAY, 27th MARCH, 1837.

whole House, on Bills committed, and had been engrossed pursuant to the Order of the House, on its having been so reported; and he delivered the Bill in at the Clerk's Table.

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

Mr. Chipman then moved that the following enacting Clause be added to the Bill as a rider, viz:

And be it further enacted, That no person holding a Shop Licence, (except in the Town of Halifax) shall sell, or be permitted to sell, any Spirituous Liquors in any quantity less than one Gallon: which, being seconded,

Mr. Uniacke moved as an amendment to the question, that the engrossed Bill as reported from the Committee do now pass, and be sent to His Majesty's Council for concurrence: which, being seconded and put, and the House dividing thereon, there appeared, for the amendment, twenty-three; against it, twenty-two.

For the Amendment,

| | |
|---------------|----------------|
| Mr Stewart | Mr Kavanagh |
| Mr Rudolf | Mr Dodd |
| Mr Doyle | Mr Benjamin |
| Mr Uniacke | Mr D'Entremont |
| Mr Forrester | Mr Fairbanks |
| Mr Miller | Mr Clements |
| Mr Holmes | Mr Goudge |
| Mr Whitman | Mr Taylor |
| Mr W Young | Mr McDougall |
| Mr DesBarres | Mr Heckman |
| Mr J Sargent | Mr Halton |
| Mr Huntington | |

Against the Amendment,

| | |
|--------------|---------------|
| Mr Thorne | Mr Spearwater |
| Mr B Smith | Mr Archibald |
| Mr Dickey | Mr Holdsworth |
| Mr W Sargent | Mr McDonald |
| Mr Holland | Mr Lewis |
| Mr McLellan | Mr Dewolf |
| Mr Ball | Mr J Young |
| Mr Elder | Mr G Smith |
| Mr Howe | Mr Upham |
| Mr Annand | Mr Chipman |
| Mr Allison | Mr Morton |

So it passed in the Affirmative.

Ordered, That the title to the Bill be, an Act for granting Duties on Licences for the Sale of Spirituous Liquors, and that the Clerk do carry the Bill to the Council and desire their concurrence.

An engrossed Bill for granting Duties on Licences for the Sale of Spirituous Liquors, to persons resident in the Town of Halifax, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act for granting Duties on Licences for the Sale of Spirituous Liquors, and for Sales by Auction, to persons resident in the Town of Halifax.

An engrossed Bill regarding Suits between the King's Majesty and His Subjects, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act regarding Suits between the King's Majesty and His Subjects.

Ordered, That the Clerk do carry the Bills to the Council and desire their concurrence.

Mr. Dodd, pursuant to leave given, presented a Bill to remedy a mistake in the Act relating to Highways, Roads and Bridges, and the same was read a first time.

Ordered, That the Bill be read a second time.

Mr. W. Young reported from the Select Committee, on the Petition of Adam Reid and Robert D. Clarke; and he read the Report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix, No. 58.)

Ordered, That the Report do lie on the Table.

On motion of Mr. W. Young, *resolved,* that a Committee be appointed to wait on His Excellency the Lieutenant-Governor, with copies of the Petition of Adam Reid and Robert D. Clarke, and of the above mentioned report thereon, and respectfully request His Excellency's interposition in favor of the Petitioners in accordance with the Report.

Ordered, That the Committee who reported upon the Petition, be a Committee for the above purpose.

A Message from His Excellency the Lieutenant-Governor, by Mr. Secretary George: Mr. Speaker,

His

Rider proposed to Bill

Amendment moved that Bill pass as reported carried in affirmative

Bill sent to Council

Engrossed Halifax License Bill passed

Engrossed Bill regarding suits between the King and Subjects passed

Bill sent to Council

Bill presented to remedy mistake in Highway Bill

Report from Select Com. on Pet. of A. Reid and R. D. Clarke

Com. to wait on Gov. with report, &c.

Message from Lt. Gov. commanding attendance of House

MONDAY, 27th MARCH, 1837.

His Excellency the Lieutenant-Governor commands this House to attend His Excellency immediately, in the Council Chamber—

Accordingly, Mr. Speaker with the House attended His Excellency in the Council Chamber, and, being returned, Mr. Speaker reported that the House had attended His Excellency in the Council Chamber, and that His Excellency was pleased to give his assent to the several Bills following, viz:—

A Bill, entitled, An Act in addition to, and amendment of, an Act made and passed in the fifth year of His Majesty's reign, entitled, An Act to Incorporate a Company for Insurance against Fire, and upon Lives.

Gov. assents to 16
Bills relating to the
following subjects,
viz—
Fire Insurance
Company

A Bill, entitled, An Act further to amend the Act to Incorporate a Marine Insurance Company in Halifax.

Marine Insurance
Company

A Bill, entitled, An Act respecting the Inferior Courts, General Sessions and Justices of the Peace within the Island of Cape-Breton.

Courts in Cape-
Breton

A Bill, entitled, An Act to authorize the Grand Jury and the Court of Sessions in the County of Pictou, to present and assess Monies for the erection of a Lock-up House in New Glasgow, in the said County.

Lock-up House
New Glasgow

A Bill, entitled, An Act to continue and amend the Act for granting Colonial Duties of Impost for the support of His Majesty's Government within this Province, and for promoting the Agriculture, Commerce and Fisheries thereof.

Impost Duties

A Bill, entitled, An Act to continue the Act for the general regulation of the Colonial Duties.

Regulation of Du-
ties

A Bill, entitled, An Act to continue the Act for the Warehousing of Goods, and in amendment thereof.

Warehousing

A Bill, entitled, An Act to continue and amend the Act concerning Goods exported, and for granting Drawbacks.

Drawbacks

A Bill, entitled, An Act to continue and amend the Act for regulating the Importation of Goods.

Regulating Impor-
tation
Prevention of
Smuggling
Chocolate Bounty

A Bill, entitled, An Act to continue the several Acts for the prevention of Smuggling.

A Bill, entitled, An Act for granting a Bounty on Chocolate manufactured in this Province.

A Bill, entitled, An Act for the encouragement of the Nova-Scotia Horticultural Society.

Horticultural So-
ciety
Ferries

A Bill, entitled, An Act for establishing and regulating Ferries, and to repeal the Act now in force.

A Bill, entitled, An Act to alter, amend and continue, the Act to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape-Breton.

Sydney C. B. Pilot-
age

A Bill, entitled, An Act in amendment of the Act to Incorporate the Petit Plaister and Mills Company.

Petite Plaister Com-
pany

A Bill, entitled, An Act for the Summary Trial of Actions in the Island of Cape-Breton.

Cape-Breton Sum-
mary Trials

Mr. Whitman, pursuant to leave given on a former day, presented a Bill in addition to, and amendment of, an Act to restrain Hawkers and Pedlars, and Petty Chapmen, not duly licenced to trade, travelling to and fro through the Country, and the same was read a first time.

Bill presented re-
garding Pedlars

Ordered, That the Bill be read a second time.

On motion of Mr. Dodd, *resolved,* as follows:

Whereas, the Commissioners appointed by the Governments of Canada, New-Brunswick, Prince Edward Island and Nova-Scotia, to arbitrate on the subject of Light-Houses to be erected on the Islands of St. Paul and Scatarie, did, among other things, recommend that no time should be lost in proceeding with the erection of said Light-Houses. *And whereas,* by a Despatch from the Right Honorable Lord Glenelg, transmitted to this House, it appears that the Lords Commissioners of His Majesty's Treasury have ordered Captain Bayfield of His Majesty's Sloop of War Gulnare, to repair to the Island of St. Paul, and make a Survey thereof, with a view of selecting the best site for a Light or Lights, and to report on the propriety of adopting the suggestions of the Commissioners, as to the Establishment to be main-

Resolution for
Com. to wait on
Gov. and request
proceeding with
erection of Light-
House on Scatarie

tained

MONDAY, 27th MARCH, 1837.

tained on that Island ; but no objection has been urged by His Majesty's Government against the report of the Commissioners for erecting a Light-House on the Island of Scatarie ; and the cause of humanity requires that no time should be lost in accomplishing an object so desirable as a Light-House on that Island. *Resolved*, That a Committee be appointed to wait on His Excellency the Lieutenant-Governor, and inform His Excellency that it is the opinion of this House, that the Light-House and Humane Establishment should be erected without delay on the Island of Scatarie, in conformity with the Report of the said Commissioners, and respectfully request His Excellency to direct the Commissioners of Light-Houses to proceed with said work.

Ordered, That Mr. Dodd, Mr. DesBarres and Mr. Fairbanks, be a Committee for the above purpose.

Bill presented for
Fire Engines in
Yarmouth

Mr. Huntington, pursuant to leave given, presented a Bill for providing Fire Engines for the Town of Yarmouth, and for other purposes, and the same was read a first time.

Ordered, That the Bill be read a second time.

Militia Report read
Report adopted &
Com. to bring in
Bill

On motion of Mr. Chipman, the report of the Select Committee on the subject of the Militia of this Province, was read by the Clerk ; and thereupon,

On motion of Mr. Chipman, *resolved*, that the Report be adopted, and that a Committee be appointed to bring in a Bill in conformity therewith.

Ordered, That Mr. Chipman, Mr. Huntington and Mr. Stewart, be a Committee for the above purpose.

Leave refused to
present Petition
for Grammar School
at Dartmouth

Mr. Howe moved for the special leave of the House to present a Petition of the Reverend A. D. Parker and others, Inhabitants of the Townplot of Dartmouth and its Vicinity, praying for aid to establish a Grammar School at that place : which, being seconded and put, passed in the negative.

A Message from the Council, by Mr. Halliburton:

Mr Speaker,

Council agree to
resolution relating
to Judge Marshall's
book

The Council have agreed to the Resolution of this Honorable House relating to the publication of the Work prepared for the Press by Judge Marshall on the subject of the Duties of Magistrates and others in this Province.

And then the Messenger withdrew.

Motion for Com. of
Supply

Mr. Rudolf moved that the House do now resolve itself into a Committee of the whole House, to consider further of the Supply granted to His Majesty: which, being seconded,

Amendment moved
for report of reso-
lutions from Com.
of Supply negativ-
ed

Mr. Archibald moved as an amendment to the question, that the several Resolutions for granting Monies, passed in the Committee of Supply, be now reported by the Chairman : which, being seconded and put, passed in the negative.

The main question being then put, was agreed to by the House ; and accordingly,

House go into
Com. of Supply

The House resolved itself into a Committee of the whole House, to consider further of the Supply granted to His Majesty.

Mr. Speaker left the Chair.

Mr. Rudolf took the Chair.

Mr. Speaker resumed the Chair.

Resolutions passed

The Chairman reported from the Committee that they had made further progress in the business referred to them, and had come to several Resolutions thereupon, which they had directed him to report to the House.

The Chairman also reported from the Committee that they had directed him to move for leave to sit again on the consideration a Supply—which the House agreed to.

Ordered, That the Chairman do report the said several Resolutions from the Committee at a future day.

Report to be re-
ceived hereafter

Bill presented to
amend Pictou Aca-
demy Act

Mr. G. Smith, pursuant to leave given, presented a Bill to amend a certain portion of the Act to regulate and support the Pictou Academy, and the same was read a first time.

Bill reported re-
specting Militia

Mr. Chipman reported from the Committee appointed this day to prepare a Bill in conformity with the report on the Militia ; and thereupon, presented to the House, A

TUESDAY, 28th MARCH, 1837.

A Bill respecting the Militia of this Province, and the same was read a first time.
Ordered, That the Bills be read a second time.

Then the House adjourned until to-morrow, at twelve of the Clock.

Tuesday, 28th March, 1837.

Mr. Speaker laid before the House a Letter received by him from Mr. Secretary George, dated the 25th inst., enclosing, by command of His Excellency the Lieutenant-Governor, a Letter from the Treasurer of the Province, (recommended by His Excellency to the favorable consideration of this House,) requesting some compensation for certain extra services performed by him, in the preparation and issue of Provincial Notes and Stock Certificates, and the daily exchange of the former, which are rendered unfit to be re-issued from the Treasury, in consequence of their torn and defaced state, for which additional duty no provision is made by Law to remunerate him, the said Treasurer—which Letter of the Provincial Treasurer, Mr. Speaker also laid before the House; and the same was read by the Clerk.

Letter from Prov. Sec. with Letter from Treasurer requesting compensation for extra services

Ordered, That the Letters do lie on the Table.

Mr. Speaker also laid before the House, a Letter from Mr. Secretary George, dated yesterday, transmitting to the House, by command of His Excellency the Lieutenant-Governor, a Petition of numerous Freeholders, resident on the Gulph Shore, in the Counties of Pictou and Sydney, representing themselves to be alike destitute of the means of subsistence, and of Seed, to insure a supply for the ensuing year, and praying for relief—which Petition Mr. Speaker also laid before the House, and the same was read by the Clerk.

Letter from Secy. with Pet. of distressed Settlers on the Gulf Shore

Ordered, That the Letter and Petition do lie on the Table.

A Petition of James Foreman, William Lawson and Lawrence Hartshorne, Commissioners for issuing Province Notes, was, by special leave of the House, presented by Mr. Bell and read, praying compensation for the performance of their services during three years past, in issuing New Notes and Stock Certificates, and cancelling the old and defaced Notes, which have from time to time come into the Treasury.

Pet. of Treasury Note Commissioners for compensation

Ordered, That the Petition, and also the Letter of the Provincial Treasurer, transmitted to the House this day, be referred to Mr. Uniacke, Mr. Huntington and Mr. Stewart, to examine and report upon to this House.

Pet. and Letter of Treasurer referred to Select Com.

Mr. G. Smith moved that the House do come to a Resolution as followeth :

Whereas, the Provincial Notes now in circulation, under the several Acts now in force, are in a torn and defaced state, and it has become necessary to cancel and re-issue the said Notes now in circulation. *Resolved*, that a Committee be appointed to wait on His Excellency the Lieutenant-Governor, and to request His Excellency will be pleased to direct that the Commissioners for signing Treasury Notes, with the Treasurer, do forthwith procure a proper Plate for the re-issue of the Notes now in circulation; and that the said Notes now in circulation, as they come into the Treasury, shall, by the said Commissioners, be cancelled, and new Notes delivered to the Treasurer in lieu thereof: which, being seconded and put, and the House dividing thereon, there appeared, for the Resolution, twenty; against it, nineteen. So it passed in the affirmative.

Resolution for procuring plate for re-issue of Treasury Notes

Ordered, That Mr. G. Smith, Mr. Stewart and Mr. Dodd, be a Committee for the above purpose.

Com. to wait on Gov. with Resolution

Mr. Howe reported from the Select Committee on the Petitions relative to the Eastern and Western Lines of Stage Coaches; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

Report from Com. on Stage Coaches

(See Appendix, No. 59.)

Ordered, That the Report and Petitions be referred to the Committee of Supply.

Referred to Com. of Supply

TUESDAY, 28th MARCH, 1837.

Pat. for opening
new road in Cape-
Breton

A Petition of Robert Logan and others, Inhabitants of Cape-Breton, was, by special leave of the House, presented by Mr. Dodd and read, praying aid to open a general line of road from the Gut of Canso, by the way of River Inhabitants road to the River Denny, from thence to the Big Narrows or Straits of Barra Ferry, and from thence to Sydney.

Ordered, That the Petition do lie on the Table.

Report on Cross
Island Light-House

Mr. Howe reported from the Select Committee on the Papers relating to Cross Island Light-House; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(*See Appendix, No. 60.*)

Referred to Com.
of Supply

Ordered, That the Report be referred to the Committee of Supply.

Report from Com.
on expenses in
Cape Breton of
Distressed Emi-
grants, &c.

Mr. W. Young reported from the Select Committee to whom were referred the Accounts transmitted by His Excellency the Lieutenant-Governor to this House, of various expenses incurred in the Island of Cape-Breton, in the support and medical assistance of distressed Settlers and Emigrants, and of the Humane Establishment at Scatarie; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(*See Appendix, No. 61.*)

Referred to Com.
of Supply

Ordered, That the Report and Accounts be referred to the Committee of Supply.

Pat. from Guysbo-
rough relating to
encroachments on
Fisheries

A Petition of Robert Hartshorne and others, Freeholders and Inhabitants of the County of Guysborough, was presented by Mr. DesBarres and read, complaining of the great injury resulting to the Revenues and prosperity of the Fisheries, and the general interests of the Province, from the encroachment of Foreigners upon the Fishing Grounds of the Province, and the infraction of existing Treaties, and praying that relief may be afforded by the fitting out of Armed Vessels to protect the British Fisheries on the Coasts of this Province from such repeated aggressions—which are attested and substantiated by numerous affidavits annexed to said Petition.

Ordered, That the Petition be referred to the Committee appointed in regard to the Fisheries of the Province.

Referred to Com.
on Fisheries

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

Council pass a Bill
to extend Insolvent
Acts to case of
Mesne Process

The Council have passed a Bill, entitled, An Act to extend the benefits of the Insolvent Debtors Act to Persons arrested upon mesne process.

Council agree to
General Licence
Bill
To Halifax Li-
cence Bill
And to Bill to
change name of
Juste-au-Corps

The Council have agreed to the Bill, entitled, An Act for granting Duties on Licences for the Sale of Spirituous Liquors; to the Bill, entitled, An Act for granting Duties on Licences for the Sale of Spirituous Liquors, and for Sales by Auction, to Persons resident in the Town of Halifax; and to the Bill, entitled, An Act to change the name of the County of Juste-au-Corps to the County of Inverness, without any amendment.

And then the Messenger withdrew.

Letter from Secy.
with application of
Qr. Master General
of Militia respect-
ing accoutrements

Mr. Speaker laid before the House, a Letter received by him from Mr. Secretary George, dated this day, enclosing, by command of His Excellency the Lieutenant-Governor, to be laid before this House, (recommended by His Excellency to the favorable consideration of the House,) a Letter from the Quarter-Master-General of the Nova-Scotia Militia, and accompanying Papers, relative to a claim of the Officers of the 1st Halifax Regiment, to be remunerated for the cost of Accoutrements purchased by them for the use of that Regiment; and which last mentioned Letter and Papers Mr. Speaker also laid before the House.

Ordered, That the Letters and other Papers do lie on the Table.

Motion for Com. of
whole on Bills

Mr. Uniacke moved that the House do now resolve itself into a Committee of the whole House on the further consideration of the several Bills which stand committed: which, being seconded,

Amendt. for Com.
of Supply carried

Mr. Huntington moved that the question be amended, by leaving out the words "the several Bills which stand committed," and inserting the words "the Supply granted to His Majesty":

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Majesty": which amendment being seconded and put, was agreed to by the House—and accordingly,

The House resolved itself into the last mentioned Committee.

Mr. Speaker left the Chair,

Mr. Rudolf took the Chair,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had made further progress in the business referred to them, and had come to several Resolutions thereupon, which they had directed him to report to the House.

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

Ordered, That the Chairman of the Committee of Supply do now proceed to report the several Resolutions which he has been, at various times, directed to report from the Committee, and not yet reported—and accordingly, Mr. Rudolf, the Chairman, reported in part from the Committee the following Resolutions, which he read in his place, and afterwards delivered them in at the Clerk's Table, where they were again read, viz:—

Resolved, That it is the opinion of this Committee, that the sum of Two Hundred Pounds be granted and paid to the Speaker of the House of Assembly, in full, for his Salary as Speaker during the present year.

Resolved, That it is the opinion of this Committee, that the sum of One Hundred and Fifty Pounds be granted and paid to the Attorney-General, for his services for the present year.

Resolved, That it is the opinion of this Committee, that the sum of One Hundred Pounds be granted and paid to the Solicitor-General, for his services for the present year.

Resolved, That it is the opinion of this Committee, that the sum of Six Hundred Pounds be granted and paid to the Treasurer of the Province, for his Salary, and as Comptroller and Auditor of Public Accounts, and in lieu of Office Rent, Clerks, and all other contingent expenses for the present year.

Resolved, That it is the opinion of this Committee, that the sum of Two Hundred Pounds be granted and paid to the Clerk of the House of Assembly, for his services for the present year.

Resolved, That it is the opinion of this Committee, that the sum of Twenty-five Pounds be granted and paid to the Venerable Archeacon Willis, D. D. for his services as Chaplain to His Majesty's Council, during the present Session.

Resolved, That it is the opinion of this Committee, that the sum of One Hundred Pounds be granted and paid to the Deputy Clerk of the Council, for his services for the present Session.

Resolved, That it is the opinion of this Committee, that the sum of Thirty Pounds be granted and paid for defraying the expenses of Council in General Assembly for the present year—to be paid on the Certificate of the President of the Council, and not otherwise.

Resolved, That it is the opinion of this Committee, that the sum of Forty Pounds be granted and paid to the Messenger of the Governor, Lieutenant-Governor, or Commander in Chief for the time being, and His Majesty's Council, as well in their Legislative capacity as otherwise, for the present year.

Resolved, That it is the opinion of this Committee, that the sum of One Hundred Pounds be granted and paid to the Assistant Clerk of the House of Assembly, for his services for the present Session.

Resolved, That it is the opinion of this Committee, that the sum of Fifty Pounds be granted and paid to Matthew Forrester, for his services as Serjeant at Arms to the House of Assembly, for the present Session.

Resolved, That it is the opinion of this Committee, that the sum of Thirty Pounds be granted and paid to John Jennings, for his services as Assistant-Serjeant at Arms to the House of Assembly, for the present Session.

Resolved, That it is the opinion of this Committee, that the sum of Thirty Pounds be granted and paid to John Gibbs, for his services as Messenger to the House of Assembly, during the present Session.

House go into Com.
of Supply

Pass Resolutions

Resolutions ordered
to be reported from
Com. of Supply

200l. Speaker

150l. Attorney General

100l. Solicitor General

600l. Treasurer

200l. Clerk of Assembly

25l. Archdeacon Willis

100l. Deputy Clerk of Council

30l. expenses of Council

40l. Messenger of Governor, &c

100l. Assistant Clerk of Assembly

50l. Matthew Forrester

30l. John Jennings

30l. John Gibbs

Resolved,

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2001. Guager and Weigher
Resolved, That it is the opinion of this Committee, that the sum of Two Hundred Pounds be granted and paid to the Guager and Weigher for the Collector of Impost and Excise for the District of Halifax, for his services for the present year.
- Excise Waiters
Resolved, That it is the opinion of this Committee, that there be granted and paid on the Certificate of the Commissioners of the Revenue, at the rate of Seven Shillings and Sixpence per day, to such person or persons as shall be employed during the present year by the Collector of Impost and Excise for the District of Halifax, as extra Waiter or Waiters for the Port of Halifax, and Five Shillings per day to such extra Waiter or Waiters when unemployed, and at the rate of Five Shillings per day to temporary Waiters.
451. Revenue Clerk
Resolved, That it is the opinion of this Committee, that the sum of Forty-five Pounds be granted and paid to the Clerk of the Commissioners of the Revenue, for his services for the present year.
201. Secretary of Province for Warrants
Resolved, That it is the opinion of this Committee, that the sum of Twenty Pounds be granted and paid to the Secretary of the Province for Stationary, on account of Warrants to be drawn on the Treasury, for the present year.
6001. Transient Poor
Resolved, That it is the opinion of this Committee, that the sum of Six Hundred Pounds be granted and paid for the support of the Transient Poor, for the present year, to be paid to the Commissioners of the Poor, at Halifax.
601. Keeper of Assembly, &c
Resolved, That it is the opinion of this Committee, that the sum of Sixty Pounds be granted and paid to the Keeper of the Assembly House, Council Chamber and Law Library, for the present year.
3501. J. Howe Esq. for printing
Resolved, That it is the opinion of this Committee, that the sum of Three Hundred and Fifty Pounds be granted and paid to John Howe, Esquire, Printer, for printing for Government and the General Assembly, for the present year.
401. Laurence Kavanagh
Resolved, That it is the opinion of this Committee, that the sum of Forty Pounds be granted to Laurence Kavanagh, Esq.—to be drawn by him from the Treasury, when it shall be certified by a Judge of the Supreme Court, that he has conveyed the Judge or Judges to the several Circuit Courts in Cape-Breton, during the present year.
1001. Indians
Resolved, That it is the opinion of this Committee, that the sum of One Hundred Pounds should be placed at the disposal of the Governor, Lieutenant-Governor, or Commander in Chief for the time being, to be applied in such way as he may deem most proper for the relief of the Indians in this Province; and also, a further sum of Twenty-five Pounds, to reimburse that amount advanced by His Excellency for the relief of Indians, under a Resolution of this Session.
251. School Poor House
Resolved, That it is the opinion of this Committee, that the sum of Twenty-five Pounds be granted and paid to the Commissioners of the Poor in Halifax, to defray the expense of continuing the School in the Poor-House, for the present year, for the benefit of Orphans and Poor Children in that Establishment.
2401. Directors of Avon Bridge
Resolved, That it is the opinion of this Committee, that the sum of Two Hundred and Forty Pounds be granted and paid to the Directors of Avon Bridge, to re-imburse them for that amount paid by them for Lands purchased for a Public Highway, leading from the Bridge, in Falmouth, connecting the Great Western route with said Bridge; provided said Directors expend said sum in further improving and making the first section of said Road, under the superintendance of such Commissioner as may be appointed by His Excellency the Lieutenant-Governor.
2001. Over-expenditure at Brookfield
Resolved, That it is the opinion of this Committee, that the sum of Two Hundred Pounds be granted and placed at the disposal of His Excellency the Lieutenant-Governor, which sum to be applied in part, in discharge of the sum now due for completing the Brookfield Section of the Great Eastern Road.
4001. Comms. of Sable Island
Resolved, That it is the opinion of this Committee, that the sum of Four Hundred Pounds should be granted and paid to the Commissioners of Sable Island, for the support of that establishment for the present year.
2001. Comms. of Bridewell
Resolved, That it is the opinion of this Committee, that the sum of Two Hundred Pounds should be granted and paid to the Commissioners of Bridewell for the support of the present Establishment for the current year, and for the temporary repair of the Buildings. *Resolved*,

TUESDAY, 28th MARCH, 1837.

- Resolved*, That it is the opinion of this Committee, that the sum of Three Hundred Pounds should be granted and paid to the Managing Committee of the Horton Academy, in aid of that Institution, for the present year. 300l. Horton Academy
- Resolved*, That it is the opinion of this Committee, that the sum of One Hundred Pounds should be granted and paid to the Reverend R. F. Uniacke, to enable him to defray the expenses incurred to support Schools for poor children, in the North Suburbs of the Town of Halifax. 100l. R. F. Uniacke's School
- Resolved*, That it is the opinion of this Committee, that the sum of One Hundred Pounds should be granted and paid in aid of the Arichat Academy for the present year—to be placed in the hands of Trustees to be appointed by His Excellency the Lieutenant-Governor. 100l. Arichat Academy
- Resolved*, That it is the opinion of this Committee, that the sum of One Hundred Pounds should be granted and paid to the Trustees of the Yarmouth Academy in aid of that Institution, for the present year. 100l. Yarmouth Academy
- Resolved*, That it is the opinion of this Committee, that the sum of Fifty Pounds should be granted and paid to the Commissioners of Schools for the County of Lunenburg, for the support of the National School in the Town of Lunenburg, for the present year. 50l. School Lunenburg
- Resolved*, That it is the opinion of this Committee, that the sum of Fifty Pounds should be granted and paid to the Ladies' Managers of the Infant School at Halifax, in aid of that Institution, for the present year. 50l. Infant School
- Resolved*, That it is the opinion of this Committee, that the sum of Fifty Pounds should be granted and paid to Doctors Stirling and Grigor, in aid of the Halifax Dispensary for the present year—provided they keep during the year a sufficient quantity of Vaccine Matter. 50l. Dispensary
- Resolved*, That it is the opinion of this Committee, that the sum of Seven Hundred and Eighty-two Pounds and Five-pence, should be granted and paid to the Commissioners of Light-Houses for the balance due them, agreeably to the Report of the Committee of Public Accounts. 782l. 0 5d Commsr. Light Houses
- Resolved*, That it is the opinion of this Committee, that the sum of Fifty Pounds should be granted and paid to the Mechanics' Institute and Mechanics' Library—Thirty Pounds to the Institute, and Twenty Pounds to the Library, for the support of those Establishments for the present year. 50l. Mechanics' Institute & Library
- Resolved*, That it is the opinion of this Committee, that the sum of Two Hundred and Fifty Pounds should be granted and paid to defray the sum of One Hundred and Fourteen Pounds Seventeen Shillings and Two-pence due to sundry persons, according to the report of the Committee of the Public Accounts, and for the repairs of Province Building and Government-House during the present year, and for no other purpose whatsoever. 250l. repairs of Public Buildings
- Resolved*, That it is the opinion of this Committee, that a sum not exceeding One Hundred and Sixty-five Pounds should be granted to defray the expences of extra Messengers to the Council and House of Assembly, and for Fuel, and sundry other articles and services for the Council and House of Assembly, according to estimate; the said sum to be drawn and applied by the Clerk of the House of Assembly, under the sanction of the President of the Council and Speaker of the House of Assembly. 165l. Expenses of Council an House
- Resolved*, That it is the opinion of this Committee, that the sum of One Hundred Pounds, each, should be granted and paid to the Clerk and Assistant Clerk of the House of Assembly, for their extra services during the present Session. 100l. each Clerks of House
- Resolved*, That it is the opinion of this Committee, that a sum not exceeding Seventy-five Pounds should be granted and paid to the Clerk of the House of Assembly, to defray the expense of Stationary, and binding of Journals and Laws for the Council and House of Assembly, during the present Session. 75l. Clerk of Assembly
- Resolved*, That it is the opinion of this Committee, that the sum of Ten Pounds should be granted and paid to John James Sawyer, Esquire, High Sheriff of the County of Halifax, for his expense as such Sheriff, at the opening and closing of the present Session of the General Assembly. 10l. J. J. Sawyer
- Resolved*, That it is the opinion of this Committee, that the sum of Two Hundred and Fifty Pounds should be granted and paid for building a Bridge over the South West Arm of Sydney River. 250l. Bridge Sydney C. B.

TUESDAY, 28th MARCH, 1837.

750l. Light-House
Yarmouth

Resolved, That it is the opinion of this Committee, that the sum of Seven Hundred and Fifty Pounds should be granted and paid towards the erection of a Light-House, on the West side of the entrance into Yarmouth Harbour—not more than Five Hundred Pounds thereof to be drawn for the present year.

250l. Shore Road
Queen's County

Resolved, That it is the opinion of this Committee, that the sum of Two Hundred and Fifty Pounds be granted for improving the Main Post Road between Lunenburg County and the Eastern bounds of Yarmouth County, that is to say—the sum of One Hundred and Fifty Pounds on the Road embraced within the County of Queen's, and One Hundred Pounds within the County of Shelburne.

Resolutions again
read

The said several Resolutions reported from the Committee of Supply, being again read by the Clerk,

Vote of 40l. for
conveyance of
Judges in Cape
Breton not received

Mr. Lewis moved that the Resolution for granting £40 to Laurence Kavanagh, Esquire, for conveyance of the Judges of the Supreme Court on the Circuits, in the Island of Cape-Breton, be not received by the House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-two; against it, twenty-one.

So it passed in the Affirmative.

Vote of 240l. to
Directors of Avon
Bridge not received

Mr. Archibald moved that the Resolution for granting £240 to the Directors of the Avon Bridge Company, be not received by the House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-seven; against it, sixteen.

So it passed in the Affirmative.

Vote of 200l. to
pay over expendi-
ture at Brookfield
not received

Mr. Chipman moved that the Resolution for granting £200 towards paying the over-expenditure on the new line of Road from Truro towards Halifax, through Brookfield, be not received by the House: which, being seconded and put, was agreed to by the House.

Motion net to re-
ceive Annapolis
Academy Vote not
agreed to

Mr. Uniacke moved that the Resolution for granting £300 for the Baptist Academy at Horton, be not received by the House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twelve; against it, thirty.

So it passed in the Negative.

Motion not to re-
ceive Vote of 250l.
for Bridge at C. B.
negatived

Mr. B. Smith moved that the Resolution for granting £250 for a Bridge over the South West Arm of the Sydney River be not received by the House: which, being seconded and put, passed in the Negative.

Motion not to re-
ceive Vote of 750l.
for Yarmouth Light
House negatived

Mr. Goudge moved that the Resolution for granting £750 for building a Light-House at the entrance of Yarmouth Harbour, be not received by the House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty; against it, twenty-two. So it passed in the Negative.

Vote of 250l. for
Shore road in
Queen's and Shel-
burne not received

Mr. Howe moved that the Resolution for granting £250 for the Main Post Shore Road, in the Counties of Queen's and Shelburne, be not received by the House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-five; against it, eighteen.

So it passed in the Affirmative.

Resolutions agreed
to

The said several Resolutions reported from the Committee of Supply, (with the exception of those not received by the House,) were then, upon the question respectively put thereon, agreed to by the House.

Resolutions (except
common ones) sent
to Council

Ordered, That the Clerk do carry to the Council the Resolutions so agreed to, (excepting the usual votes not generally sent to the Council,) and desire the concurrence of the Council to those so sent to them.

Further order on
reporting Resolu-
tions from Com. of
Supply
Order of Day
Judiciary postponed

Ordered, That the Chairman of the Committee of Supply do report the remainder of the Resolutions from said Committee to-morrow.

The Order of the Day being read,

Ordered, That this House will consider the subject of the Judiciary to-morrow.

Then the House adjourned until To-morrow, at twelve of the Clock.

Wednesday

WEDNESDAY, 29th MARCH, 1837.

Wednesday, 29th March, 1837.

Upon the Journal of yesterday's proceedings being read,

Mr. Dodd moved that the Resolution of yesterday, not to receive the report from the Committee of Supply, of the Resolution for granting £40 to Lawrence Kavanagh, Esquire, for conveyance of the Judges of the Supreme Court on the Circuits, in the Island of Cape-Breton, be rescinded: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-five; against it, seventeen.

Resolution of yesterday Vote of 40. L. Kavanagh re-scinded

For the Motion,

| | | |
|---------------------|-----------------------|----------------------|
| <i>Mr Howe</i> | <i>Mr Holmes</i> | <i>Mr Stewart</i> |
| <i>Mr McDougall</i> | <i>Mr Uniacke</i> | <i>Mr Taylor</i> |
| <i>Mr G Smith</i> | <i>Mr DesBarres</i> | <i>Mr Dodd</i> |
| <i>Mr Elements</i> | <i>Mr D'Entremont</i> | <i>Mr Halton</i> |
| <i>Mr Whitman</i> | <i>Mr Doyle</i> | <i>Mr Spearwater</i> |
| <i>Mr Rudolf</i> | <i>Mr W Young</i> | <i>Mr J Sargent</i> |
| <i>Mr Heckman</i> | <i>Mr Holdsworth</i> | <i>Mr Miller</i> |
| <i>Mr Dewolf</i> | <i>Mr Thorne</i> | <i>Mr Kavanagh</i> |
| <i>Mr Fairbanks</i> | | |

Against the Motion,

| | |
|---------------------|----------------------|
| <i>Mr Dickey</i> | <i>Mr McDonald</i> |
| <i>Mr Annand</i> | <i>Mr Benjamin</i> |
| <i>Mr Forrester</i> | <i>Mr Holland</i> |
| <i>Mr Archibald</i> | <i>Mr Lewis</i> |
| <i>Mr B Smith</i> | <i>Mr J Young</i> |
| <i>Mr Allison</i> | <i>Mr Huntington</i> |
| <i>Mr Goudge</i> | <i>Mr Upham</i> |
| <i>Mr Elder</i> | <i>Mr Morton</i> |
| <i>Mr McLellan</i> | |

So it passed in the Affirmative.

Mr. Morton then moved that the Resolution passed yesterday, for a Committee to wait on His Excellency the Lieutenant-Governor, respecting the procuring a Plate, for the re-issue of the Provincial Notes now in circulation, &c., be rescinded: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-five; against it, nineteen.

Resolution of yesterday in regard to re-issuing Province Notes rescinded

So it passed in the Affirmative.

The Resolution reported yesterday from the Committee of Supply, for granting £40 for the conveyance of the Judges in Cape-Breton, being again read by the Clerk, was, upon the question put thereon, agreed to by the House.

Resolution for granting 40l. to L. Kavanagh Esq. agreed to

Ordered, That the Clerk do carry the Resolution to the Council, and desire their concurrence.

The engrossed Bill sent yesterday from the Council, entitled, An Act to extend the benefits of the Insolvent Debtors' Acts to persons arrested upon Mesne Process, was read a first time.

Council's Engrossed Bill to extend Insolvent Debtors Bill read 2d time.

Ordered, That the Bill be read a second time.

The Letter from Mr. Secretary George, laid yesterday before this House, with the accompanying Letter from the Quarter Master General of the Nova-Scotia Militia, &c. were read by the Clerk; and thereupon,

Letters relating to claim for payment of Militia accoutrements referred to Select Committee

Ordered, That the said Papers be referred to Mr. Uniacke, Mr. Chipman and Mr. Howe, to examine and report thereon to this House.

A Bill to amend the Law regarding assessment for Poor Rates; also,

A Bill to extend to the Counties of Sydney and Guysborough the Act respecting Stray Horses and Cattle in the County of King's County, and for enabling the owners thereof to discover the same; also,

Bills read 2d time and committed, viz: amendment of Poor rates assessments Bill to extend stray cattle Act to Sydney & Guysborough Bill to repeal Law Commrs. Act

A Bill to repeal the Act for appointing Commissioners to enquire into, and report upon, the expediency of reforming the practice and proceedings of the Courts of Law and Equity, and the revising and consolidating the Laws of the Province, were severally read a second time.

Ordered, That the Bills be committed to a Committee of the whole House.

A Bill to prevent Nuisances in the Rivers of this Province, and to preserve and protect its River Fisheries, was read a second time.

River Nuisance Bill read 2d time and referred to Select Committee

Ordered, That the Bill be referred to Mr. Uniacke, Mr. Miller, Mr. Huntington, Mr. Howe and Mr. Fairbanks, to examine and report upon to this House with amendments or otherwise.

On motion, the House resolved itself into a Committee of the whole House, on the further consideration of the several Bills which stood committed.

House in Com. on Bills

Mr.

WEDNESDAY, 29th MARCH, 1837.

Mr. Speaker left the Chair.

Mr. Kavanagh took the Chair.

Mr. Speaker resumed the Chair.

Report Grain and
Potatoes Embargo
Bill with amend-
ments

The Chairman reported from the Committee that they had gone through the Bill to prohibit the exportation of Grain and Potatoes out of this Province, and had made some amendments thereto, which they had directed him to report to the House; and he delivered the Bill and amendments in at the Clerk's Table.

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

Amendments a-
greed to

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

Division on passage
of Bill

The usual question being then put that the Bill and amendments do pass, to be fairly engrossed—the House dividing thereon, there appeared, for so passing the Bill and amendments, thirty-two; against it, eleven.

For passing the Bill,

| | | |
|---------------------|-----------------------|----------------------|
| <i>Mr Uniacke</i> | <i>Mr McDonald</i> | <i>Mr Spearwater</i> |
| <i>Mr Holmes</i> | <i>Mr Dodd</i> | <i>Mr Taylor</i> |
| <i>Mr Doyle</i> | <i>Mr D'Entremont</i> | <i>Mr Halton</i> |
| <i>Mr Lewis</i> | <i>Mr Rudolf</i> | <i>Mr Dewolf</i> |
| <i>Mr Archibald</i> | <i>Mr DesBarres</i> | <i>Mr Benjamin</i> |
| <i>Mr Miller</i> | <i>Mr Howe</i> | <i>Mr Elder</i> |
| <i>Mr Kavanagh</i> | <i>Mr Holland</i> | <i>Mr McDougall</i> |
| <i>Mr Fairbanks</i> | <i>Mr Forrester</i> | <i>Mr J Sargent</i> |
| <i>Mr G Smith</i> | <i>Mr Allison</i> | <i>Mr Goudge</i> |
| <i>Mr Heckman</i> | <i>Mr Holdsworth</i> | <i>Mr Upham</i> |
| <i>Mr Annand</i> | <i>Mr Dickey</i> | |

Against it,

| |
|----------------------|
| <i>Mr Whitman</i> |
| <i>Mr Clements</i> |
| <i>Mr W Sargent</i> |
| <i>Mr Stewart</i> |
| <i>Mr McLellan</i> |
| <i>Mr W Young</i> |
| <i>Mr Morton</i> |
| <i>Mr Thorne</i> |
| <i>Mr J Young</i> |
| <i>Mr Huntington</i> |
| <i>Mr Chipman</i> |

So it passed in the affirmative.

Bill to be engrossed

Ordered, That the Bill with the amendments be engrossed, and be read a third time, tomorrow.

Letter from Pro.
Sec. with Petition
of distressed Inhab-
itants of Country
Harbor, &c. pray-
ing for Food with
account of provi-
sions sent

Mr. Speaker laid before the House, a Letter received by him from Mr. Secretary George, dated this day, enclosing, by command of His Excellency the Lieutenant-Governor, to be laid before this House, a Petition of the Inhabitants of Country Harbour, Fisherman's Harbour, and Beckington, representing themselves to be almost entirely destitute of Food, and praying for immediate relief, and a supply of Food; which Petition Mr. Speaker also laid before the House, with an Account thereto annexed of a supply of Corn Meal sent by His Excellency for the relief of the Petitioners, with a request of His Excellency, that the House will make provision for the expense incurred, and the same was read by the Clerk.

Referred to Com.
of Supply

Ordered, That the Letter, Petition and Account, be referred to the Committee of Supply.

Bill presented to
limit Annapolis as-
sessment for Court-
House, &c.

Mr. Holland, pursuant to leave given on a former day, presented a Bill to limit the amount of assessment for building a Court-House and Jail, in the County of Annapolis, and the same was read a first time.

Ordered, That the Bill be read a second time.

Report on Halifax
Pilotage Bill

Mr. Howe reported from the Select Committee, to whom was referred the Bill to continue the Act to regulate the Pilotage of Vessels at the Port of Halifax, and the several Acts in amendment thereof, and additional thereto—that the Committee had made some amendments to the Bill, which they recommend to the House to adopt; and he delivered the Bill and amendments in at the Clerk's Table, where the amendments were read.

Bill re-committed
with amendments

Ordered, That the Bill be re-committed to a Committee of the whole House, with the amendments.

Bill presented to
establish St. Mar-
garet's Parish

Mr. Miller, pursuant to leave given on a former day, presented a Bill to establish a new Parish, to be called the Parish of Saint Margaret, and the same was read a first time.

Ordered, That the Bill be read a second time.

Bill presented to
regulate Trials of
Controverted Elec-
tions

Mr. McLellan, pursuant to special leave given, presented a Bill to regulate the Trials of Controverted Elections, and to confine the same to places where the Elections are held; and the same was read a first time.

Ordered, That the Bill be read a second time.

Ordered,

WEDNESDAY and THURSDAY, 29th and 30th MARCH, 1837.

Ordered, That the several Members from the respective Counties of this Province, do prepare and report to this House, on Saturday next, Scales of Sub-division of the respective sums allotted to each County, for the service of Roads and Bridges.

Order for Members to bring in Scale of Sub-Division of Road Moneis

Ordered, That the several ordinary Petitions for aid to Roads and Bridges, laid upon the Table of the House this Session, (and which, by the course and practice of the House, are not entered on the Journals of the House at the time of presentation,) be referred to the several Members of the Counties respectively, from which the said Petitions have been sent.

Road Petitions referred to Members

For a list of those Petitions,

(See Appendix, No. 62.)

The Orders of the Day being read,

Order of Day

Ordered, That this House will proceed to the consideration of the subject of the Judiciary of this Province to-morrow.

Judiciary postponed

Ordered, That the Chairman of the Committee of Supply do report, to-morrow, the remainder of the Resolutions which he has been directed by the Committee to report to the House.

Report from Com. of Supply postponed

Then the House adjourned until To-morrow, at Twelve of the Clock.

Thursday, 30th March, 1837.

An engrossed Bill to prohibit the exportation of Grain and Potatoes out of this Province, was read a third time; and thereupon,

Grain embargo Bill read 3d time

Mr. J. Young moved, that the following clause do pass, and be added to the Bill by way of Rider, viz:—

Motion for rider negatived

Provided always, and be it further enacted, That if the holder of any Merchantable Oats and Potatoes shall prove, by the oath of two or more credible witnesses, to the satisfaction of any two of His Majesty's Justices of the Peace, that he has *bona fide* and truly endeavoured to sell such Oats and Potatoes, and has been, and is, unable to obtain for the Oats 2s. 6d., and for the Potatoes 2s. per Bushel—the said Justices shall grant him a Certificate to that effect, under their Hands and Seals; on presenting which Certificate to the Collector of the Customs at the nearest Port, such Collector, if he shall be satisfied therewith, and that the prices of the Oats and Potatoes at the place where the same are intended to be shipped, are really and truly at or below 2s. 6d. and 2s. respectively, per bushel, shall permit the same to be exported, and grant the necessary papers therefor; which, being seconded and debated,

On motion of Mr. Howe, *resolved,* that the question be now put.

The question was accordingly put, and the House dividing thereon, there appeared, for passing the proposed clause by way of rider, eighteen; against it, twenty-four.

For the motion,

| | |
|----------------|---------------|
| Mr Stewart | Mr McLellan |
| Mr Marlon | Mr Holdsworth |
| Mr Clements | Mr Elder |
| Mr J Young | Mr Allison |
| Mr D'Entremont | Mr W Sargent |
| Mr Whitman | Mr Huntington |
| Mr W Young | Mr Bell |
| Mr Sparwater | Mr Thorne |
| Mr Holland | Mr Chipman |

Against the motion,

| | | |
|--------------|---------------|-------------|
| Mr Hatton | Mr Taylor | Mr Uniacke |
| Mr Archibald | Mr Fairbanks | Mr Heckman |
| Mr J Sargent | Mr Upham | Mr Miller |
| Mr Lewis | Mr Forrester | Mr Rudolf |
| Mr Dewolf | Mr Dodd | Mr Benjamin |
| Mr Howe | Mr McDonald | Mr G. Smith |
| Mr B Smith | Mr Des Barres | Mr Doyle |
| Mr Kavanagh | Mr Holmes | Mr Goudge |

So it passed in the Negative.

Mr. J. Young then moved that the following clause do pass, and be added as a rider to the Bill, viz:—

Another rider moved and negatived

Provided always, and be it further enacted, That if the holder of any Merchantable Oats and Potatoes, shall prove at any time after the first day of May next, by the oath of two or more credible Witnesses, to the satisfaction of any two of His Majesty's Justices of the Peace, that he has *bona fide* and truly endeavoured to sell such Oats and Potatoes, and has been and is unable to obtain for the Oats 2s. 6d., and for the Potatoes 2s. per Bushel, the said Justices shall grant him a Certificate to that effect, under their Hands and Seals, on presenting which Certificate to the Collector of the Customs, at the nearest Port, such Collector, if he shall be satisfied therewith, and that the prices of the Oats and Potatoes at the place where the same

THURSDAY, 30th MARCH, 1837.

same are intended to be shipped, are really and truly at or below 2s. 6d. and 2s. respectively, per Bushel, shall permit the same to be exported, and grant the necessary papers therefor: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, nineteen; against it, twenty-two.

For the motion,

| | |
|----------------|---------------|
| Mr Stewart | Mr Holdsworth |
| Mr Morton | Mr Elder |
| Mr Clements | Mr Allison |
| Mr J Young | Mr W Sargent |
| Mr D'Entremont | Mr Huntington |
| Mr Whitman | Mr Bell |
| Mr W Young | Mr Thorne |
| Mr Spearwater | Mr Forrester |
| Mr Holland | Mr J Sargent |
| Mr McLellan | |

Against the motion,

| | |
|--------------|--------------|
| Mr Hatton | Mr McDonald |
| Mr Archibald | Mr Dea Barra |
| Mr Lewis | Mr Holmes |
| Mr Dewolf | Mr Uniacke |
| Mr Howe | Mr Heckman |
| Mr B Smith | Mr Miller |
| Mr Kavanagh | Mr Rudolf |
| Mr Taylor | Mr Benjamin |
| Mr Fairbanks | Mr G Smith |
| Mr Upham | Mr Doyle |
| Mr Dodd | Mr Goudge |

So it passed in the Negative.

Resolved, That the Bill do pass, and that the title be, An Act to prohibit the exportation of Grain and Potatoes out of this Province.

Ordered, That the Clerk do carry the Bill to the Council, and desire their concurrence.

Mr. Clements moved that the House do come to a Resolution as followeth, viz:

Whereas, it is by Law established, that there shall be allowed and paid to any Grammar School combined with a Common School, wherein fifteen or upwards of the Scholars shall be instructed in certain higher branches of Education, the sum of Thirty-five Pounds, of which combined Schools entitled thereto, there may be three in each County, but the grant is confined to Schools not receiving any separate Provincial grant; *and whereas*, in the County of Yarmouth, there is not at present any combined Grammar and Common School, except the Yarmouth Academy, which, receiving a separate Provincial allowance, is precluded from drawing the above allowance, although it would be otherwise entitled thereto, and the same is much needed therein, that an Usher may be employed. *Resolved therefore*, that the Trustees of said Academy shall be, and are hereby authorized to receive from the Treasury the said allowance of Thirty-five Pounds towards the support of said Academy, in addition to any other allowance made by the Legislature. But as it is not intended that the said County of Yarmouth shall receive aid for any greater number of Grammar Schools than is now by Law contemplated, *Be it further resolved*, that the Commissioners of Schools for said County shall not be entitled to draw from the Treasury more than the allowance for two combined Common and Grammar Schools, under the Act now in force for the encouragement of Schools: which, being seconded and put, passed in the affirmative.

Ordered, That the Clerk do carry the Resolution to the Council and desire their concurrence.

The Orders of the Day being read,

Ordered, That this House will, to-morrow, proceed to consider the subject of the Judiciary of this Province.

Ordered, That the Chairman of the Committee of Supply do now proceed to report the Resolutions not heretofore reported by him from said Committee; and thereupon, Mr. Rudolf, the Chairman of the Committee, reported the following Resolutions, which were read by the Clerk, viz:—

Resolved, That it is the opinion of this Committee, that the sum of Fifty Pounds be granted to the Canal and Tow-path at the Village of Antigonish, in the County of Sydney, to be drawn from the Treasury upon the Certificate of the Sessions, that the Inhabitants of the said County have subscribed and secured for the same object the like sum of Fifty Pounds.

Resolved, That it is the opinion of this Committee, that a sum of Money be placed at the disposal of His Excellency the Lieutenant-Governor, not to exceed Three Hundred Pounds, to procure Surveys and Estimates, to decide the line, and ascertain the probable expense of opening the Great Eastern Road, between Halifax and the Gut of Canso.

Resolved, That it is the opinion of this Committee, that the sum of Five Hundred Pounds be granted and placed at the disposal of His Excellency the Lieutenant-Governor, to enable

Embargo Bill passed

Sent to Council

Resolution to allow Trustees of Yarmouth Academy to draw the sum allowed to a combined Grammar School

Order of Day Judiciary postponed

Report from Com. of Supply

50l. Antigonish Canal and Tow path

500l. Survey of Great Eastern road

500l. Cross Island Light-House

THURSDAY, 30th MARCH, 1837.

the Commissioners of Light-Houses to light the Light-House on Cross Island, either by building another Tower or otherwise, as the Commissioners may deem most expedient to distinguish it from other Lights on the Coast.

Resolved, That it is the opinion of this Committee, that the sum of Twenty Pounds be granted and paid to the Trustees of the Arichat Academy, for the use of Mr. Caffrey, the Master of said Academy, to compensate him for the deduction made from his Salary, on account of his predecessor's death.

201. Teacher Arichat Academy

Resolved, That it is the opinion of this Committee, that the sum of One Hundred Pounds be granted to assist in building a Bridge over the South West Branch of Margaree River, near the Forks—the same to be drawn from the Treasury, when it shall be certified to His Excellency the Lieutenant-Governor, that Forty Pounds have been expended by the Inhabitants on the Work.

1001. Bridge Margaree River

Resolved, That it is the opinion of this Committee, that the sum of Twenty-five Pounds be granted and paid to Philip Jost and others, Inhabitants of the Township of Lunenburg, to aid them in deepening the passage between Heckman's Island and the Main Land, agreeably to the prayer of their Petition.

251. Tanner's pass Lunenburg

Resolved, That it is the opinion of this Committee, that the sum of Three Hundred Pounds for the Steam-Boat between Pictou and Prince Edward Island, shall be continued from the time it will expire, in the present year, for the period of one year further, under the same regulations and restrictions as heretofore.

3001. Steam-boat between Pictou and Prince Edward Island

Resolved, That it is the opinion of this Committee, that if any accident shall happen to any of the Bridges on the Main Roads in this Province, or any unforeseen obstructions to travelling shall arise from the fall of Trees or otherwise, it shall and may be lawful for the Governor, Lieutenant-Governor, or Commander in Chief for the time being, to order a Commissioner or Commissioners, to repair or re-build such Bridge, or to remove such obstructions; and it shall be further lawful for the Governor, Lieutenant-Governor, or Commander in Chief, to draw Warrants on Account, and in favor of such Commissioner or Commissioners; provided the same shall not exceed the sum of Five Hundred Pounds.

5001. Casualties, Bridges, &c.

Resolved, That it is the opinion of this Committee, that the Commissioners of the Revenue for the time being, be, and they are hereby authorized and empowered to allow a Drawback upon all Wines imported for, or consumed by, the Commissioned Officers of His Majesty's Army, composing the several Regimental Messes of the Garrison, at Halifax, or to relinquish the duty upon all such Wines, upon proof being made, to the satisfaction of the said Commissioners, that the Wines whereon a Drawback or relinquishment of Duties is claimed, were actually imported for, or consumed by, such Officers of the Army; provided the whole amount do not exceed the sum of Three Hundred Pounds, in any one year.

Drawback of Officer's Wines

Mr. Archibald moved that the Resolution for granting £50 for the Canal and Tow-path, at Antigonish, be not received by the House: which, being seconded and put, and the House dividing thereon, passed in the Affirmative.

501. for Antigonish Tow-path not received

Mr. Dewolf moved that the Resolution for granting £300 for Survey and Estimates of the proposed line of new Road, from Dartmouth to Guysborough, through Musquedoboit, be not received by the House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-three; against it, eighteen.

3001. for survey of new Guysborough road not received

So it passed in the Affirmative.

Mr. Howe moved that the Resolution for granting £500 for the completion and lighting up of the Cross Island Light-House, be not received by the House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, eighteen; against it, twenty.

Motion not receive vote for Cross Island Light-House, negatived

For

| For the Motion, | | Against the Motion, | |
|---------------------|--------------------|-----------------------|---------------------|
| <i>Mr Holmes</i> | <i>Mr Elder</i> | <i>Mr Uniacke</i> | <i>Mr Stewart</i> |
| <i>Mr Goudge</i> | <i>Mr B Smith</i> | <i>Mr Dodd</i> | <i>Mr J Young</i> |
| <i>Mr Howe</i> | <i>Mr Ball</i> | <i>Mr D'Entremont</i> | <i>Mr Miller</i> |
| <i>Mr Archibald</i> | <i>Mr Allison</i> | <i>Mr Spearwater</i> | <i>Mr Heckman</i> |
| <i>Mr Upham</i> | <i>Mr Dewolf</i> | <i>Mr J Sargent</i> | <i>Mr Rudolf</i> |
| <i>Mr Holland</i> | <i>Mr Dickey</i> | <i>Mr Kavanagh</i> | <i>Mr Fairbanks</i> |
| <i>Mr DesBarres</i> | <i>Mr Lewis</i> | <i>Mr Clements</i> | <i>Mr Forrester</i> |
| <i>Mr McDonald</i> | <i>Mr Benjamin</i> | <i>Mr Thorne</i> | <i>Mr G Smith</i> |
| <i>Mr McLellan</i> | <i>Mr Hallon</i> | <i>Mr Taylor</i> | <i>Mr W Young</i> |
| | | <i>Mr Morton</i> | <i>Mr W Sargent</i> |

So it passed in the Negative.

Vote of 100: for Bridge over Margaree River not received

Mr. Fairbanks moved that the Resolution for granting £100 towards building a Bridge over Margaree River, be not received by the House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-two; against it, eighteen.

So it passed in the Affirmative.

Vote for 20l. to clear out Tanner's pass, not received

Mr. Archibald moved that the Resolution for granting £25 to Philip Jost and others, for deepening Tanner's Pass, in Lunenburg, be not received by the House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-three; against it, seventeen.

So it passed in the Affirmative.

500l. for P. E. Island Steam-boat re-committed

Mr. Chipman moved that the Resolution for granting £300 for the Steam-Boat between Pictou and Prince Edward Island, be not received by the House: and be again referred to the Committee of Supply for consideration, as to the amount to be granted for that service: which, being seconded and put, passed in the affirmative.

Drawback on Officers' Wines negatived

Mr. Forrester moved that the Resolution for granting a sum not exceeding £300 as a Drawback of Duties on Wines consumed by Officers of the Army, be not received by the House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-five; against it, fifteen.

So it passed in the Affirmative.

Resolutions agreed to and sent to Council

The Resolutions reported from the Committee of Supply, (with the exception of those of which the Report was not received by the House,) were then, upon the question severally put thereon, agreed to by the House.

Ordered, That the Clerk do carry to the Council the Resolutions so agreed to, and desire their concurrence thereto.

Further order to report from Com. of Supply

Ordered, That the Chairman of the Committee of Supply do, to-morrow, proceed further to report the several Resolutions which he has been directed by the Committee to report to this House.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

Council agree to 22 money votes

The Council have agreed to twenty-two Resolutions of this Honorable House, for granting the following sums, viz:—

| | | |
|----------|--|---------|
| £150 0 0 | To the Attorney-General. | |
| 200 0 0 | To the Guager & Weigher, at Halifax. | |
| 600 0 0 | For support of Transient Poor. | |
| 40 0 0 | To L. Kavanagh, for conveyance of Judges in Cape-Breton. | |
| 125 0 0 | For relief of Indians. | |
| 25 0 0 | For the School in the Poor-House, at Halifax. | |
| 400 0 0 | For the Sable Island Establishment. | |
| 200 0 0 | For the support of the Bridewell, in Halifax. | |
| 300 0 0 | For the Horton Academy. | |
| 100 0 0 | For the Rev. Mr. Uniacke's Schools. | |
| 100 0 0 | For the Arichat Academy. | |
| 100 0 0 | For the Yarmouth Academy. | |
| 50 0 0 | For the Lunenburg National School. | £50 0 0 |

THURSDAY and FRIDAY, 30th and 31st MARCH, 1837.

| | |
|---------|---|
| £50 0 0 | For the Infant School, at Halifax. |
| 50 0 0 | To Drs. Stirling & Grigor, for the Halifax Dispensary. |
| 782 0 5 | To the Commissioners of Light-Houses. |
| 50 0 0 | To the Mechanics' Institute and Library. |
| 250 0 0 | For repairs of Public Buildings. |
| 165 0 0 | For the Contingent Expenses of the Legislature. |
| 100 0 0 | Each to the Clerks. of the House of Assembly, for extra Services. |
| 75 0 0 | For Stationary, &c., for the House and Council. |
| 10 0 0 | To the Sheriff of the County of Halifax. |

The Council have also agreed to the Bill, entitled, An Act for prohibiting the Exportation of Grain and Potatoes out of this Province, without any amendment.

The Council have also agreed to the Bill, entitled, An Act for the quiet of the Subjects in their possession of Lands, Tenements or Hereditaments, within this Province, with an amendment; and to the Bill, entitled, An Act to divide and set off the Township of St. Mary's, as a separate and distinct District, with amendments—to which amendments to the two last mentioned Bills they desire the concurrence of this Honorable House.

And then the Messenger withdrew.

The Order of the Day, for considering the subject of the Judiciary of the Province, being read,

Ordered, That this House will, to-morrow, proceed to consider the subject of the Judiciary of this Province.

Then the House adjourned until To-morrow, at twelve of the Clock.

Friday, 31st March, 1837.

Upon reading the Journal of proceedings of yesterday,

Mr. Howe moved that the Resolution for granting £500 for the Light-House on Cross Island, in the County of Lunenburg, and the order thereon, be rescinded: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-two; against it, twenty.

So it passed in the Affirmative.

On motion of Mr. Morton, *resolved*, that the sum of £50, granted last year, to alter the Road in Cornwallis, near William Tupper's, No. 15, on Elder's plan, and unexpended, be applied as follows:—£25 to alter the Main Road near John Caldwell's in Bill Town, marked on Elder's plan, No. 12; and £20 for the Road from the Annapolis Road, past Graham Boles', to Black Rock—one half at least of said sum to be expended in altering the Road, as laid out by a Committee, under the order of the Court of Sessions; and £5 to alter the road at the hill, near the Shore at Black Rock.

Ordered, That the Clerk do carry the Resolution to the Council, and desire their concurrence.

The amendment proposed by the Council, to the Bill, entitled, An Act for the quiet of the Subjects in their possession of Lands, Tenements and Hereditaments, within this Province, was read a first and second time, and, upon the question put thereon, was agreed to by the House.

Ordered, That the Clerk do carry the Bill and amendment to the Council, and acquaint them that this House have agreed to the amendment.

The amendments proposed by the Council, to the Bill, entitled, An Act to divide and set off the Township of Saint Mary's, as a separate and distinct District, were read throughout a first and second time; and thereupon,

On motion of Mr. DesBarres, *resolved*, that the amendments be not agreed to.

Ordered, That the Clerk do carry the Bill and amendments to the Council, and acquaint them that this House have not agreed to the amendments.

Council agree to Grain and Potatoes embargo Bill without amendment
Council agree to Nullum Tempus Bill with amendment
Council agree to St Mary's District Bill with amendments

Order of Day Judiciary postponed

Grant for Cross Island Light-House rescinded

Change of appropriation on road in Cornwallis

Council's amendment to Nullum Tempus Bill agreed to

Amendments to St Mary's District Bill not agreed to

FRIDAY, 31st MARCH, 1837.

Bill presented to prevent Judges of Sup. Court taking fees

Mr. Morton, pursuant to special leave given, presented a Bill to prevent the Chief-Justice or Justices of the Supreme Court from taking Fees; and the same was read a first time.

Ordered, That the Bill be read a second time.

Message from Lt. Gov. requiring Attendance of House

A Message from His Excellency the Lieutenant-Governor, by Mr. Secretary George:

Mr. Speaker,

His Excellency the Lieutenant-Governor commands this House to attend His Excellency immediately in the Council Chamber.

House attend His Excellency who assents to 4 Bills, viz:

Accordingly Mr. Speaker, with the House, attended His Excellency in the Council Chamber—and, being returned, Mr. Speaker reported that the House had attended His Excellency in the Council Chamber; and that His Excellency was pleased to give his assent to the several Bills following, viz:—

Grain & Potatoes embargo Bill

A Bill, entitled, An Act to prohibit the Exportation of Grain and Potatoes out of this Province.

General License Bill

A Bill, entitled, An Act for granting Duties on Licences for the Sale of Spirituous Liquors.

Halifax License Bill

A Bill, entitled, An Act for granting Duties on Licences for the Sale of Spirituous Liquors, and for Sales by Auction, to Persons resident in the Town of Halifax; and,

Invernes Bill

A Bill, entitled, An Act to change the name of the County of Juste-au-Corps to the County of Inverness.

Orders of Day Judiciary postponed

The Orders of the Day being read,

Ordered, That this House will, to-morrow, proceed to the consideration of the subject of the Judiciary of this Province.

Report of Resolutions from Com. of Supply

Ordered, That the Chairman of the Committee of Supply do now report the remainder of the Resolutions from the Committee of Supply, not already reported: and thereupon,

Mr. Rudolf, the Chairman, reported from the Committee several Resolutions, which were read by the Clerk, and are as follow:—

Duties on Live Stock, &c. for use of Poor

Resolved, That it is the opinion of this Committee, that the Collector of Impost at the Port of Halifax shall, and he is hereby required and directed to, keep a distinct account of all Duties collected by him, upon the Importation from the United States of America, of Live Stock, Apples, Onions, Fruit, Biscuit and Bread, under the Act of the General Assembly, passed in this present Session, entitled, An Act for granting Colonial Duties of Impost for the support of His Majesty's Government within this Province, and for promoting the Agriculture, Commerce and Fisheries thereof, and that the said duties upon the above specified articles, during the present year, shall be paid quarterly to the Commissioners of the Poor, for the use of the Poor in the Town of Halifax; provided such payment do not exceed the sum of One Thousand Pounds, during the present year.

56l. 5s 6d C. H. Belcher for Binding

Resolved, That it is the opinion of this Committee, that the sum of Fifty-six Pounds Five Shillings and Six-pence be granted and paid to C. H. Belcher, being amount of his account for Binding and Lettering the 4th Volumes of the Province Law, and certain Volumes of Acts of Parliament and Journals of the House of Commons.

22l. 17s to S. Cunard & Co. for Drawback

Resolved, That it is the opinion of this Committee, that the sum of Twenty-two Pounds and Seven Shillings be granted and paid to Messrs. Cunard & Co., for Drawback on four Puncheons of Rum, exported by Benjamin Terrio to Newfoundland.

100l. to Commrs. of Scatarie and St Paul's Light-Houses

Resolved, That it is the opinion of this Committee, that the sum of One Hundred Pounds be granted and paid, Fifty Pounds thereof to Hon. Samuel Cunard, and Fifty Pounds to Edmund M. Dodd, Esquire, to remunerate them for their expences and services as Commissioners, under the Act of last Session, relative to the Light-Houses on St. Paul and Scatarie.

50l. Guysboro' Packet

Resolved, That it is the opinion of this Committee, that the sum of Fifty Pounds be granted to such person or persons as will run a proper Packet between Guysborough and Arichat, touching occasionally at Fox Island and Canso, under such regulations as shall be established by the General Sessions of the Peace for the County of Guysborough, to be paid upon the Certificate of the said General Sessions, that such Packet has been properly kept and run

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run during the present year; provided that the Judges of the Supreme Court are conveyed from Guysborough to Arichat in the said Packet, and from Arichat to Guysborough on their return, if they return by this route.

Resolved, That it is the opinion of this Committee, that the sum of Thirteen Pounds Five Shillings and Ten-pence be granted and paid to the Commissioners for St. Paul and Scatarie, to defray their portion of the expence incurred in drawing up their award.

13. 5s 10d Commrs for St Paul & Scatarie

Resolved, That it is the opinion of this Committee, that the sum of One Hundred and Seventy-five Pounds Twelve Shillings and Three-pence be granted and placed at the disposal of His Excellency the Lieutenant-Governor, to enable him to pay the several expences incurred in the criminal prosecution of Petit and Laramore, according to the report of the Select Committee.

175l. 12s 3d Expences of prosecution of Petit & Laramore

Resolved, That it is the opinion of this Committee, that the sum of Seventeen Pounds and Ten Shillings be granted and placed at the disposal of His Excellency the Lieutenant-Governor, for the purpose of paying to Mary Hughes that sum, upon her executing to the Province, pursuant to the report of the Select Committee, on her Petition, a sufficient conveyance of the lot of land at Digby, whereon the Block House stands.

17l. 10s Mary Hughes

Resolved, That it is the opinion of this Committee, that the sum of Eight Pounds Fifteen Shillings and Eleven-pence be granted and paid to Alexander Lawson, of Yarmouth—Duties paid by him on a Printing Press and Apparatus.

8l. 15s 11d A. Lawson

Resolved, That it is the opinion of this Committee, that the sum of Seven Pounds Two Shillings and Eleven-pence be granted and paid to the Rev. Mr. Cossman, of Lunenburg, being the amount of duty paid by him on a Piano Forte imported, being part of his Furniture.

7l. 2s 11d the Rev. Mr. Cossman

Resolved, That it is the opinion of this Committee, that the sum of Twenty Pounds be granted and paid to Charles E. Leonard, Esquire, Collector of Excise at the Port of Sydney, to compensate him for extra trouble and expence in securing duties on wrecked Merchandise, in accordance with the report of the Committee, and the recommendation of the Commissioners of Revenue.

20l. C. E. Leonard

Resolved, That it is the opinion of this Committee, that the sum of Eleven Pounds be granted and paid to John George Hierlihy for certain expences, and as a compensation for his loss of time in pursuing a public prosecution under the Quarantine Act.

11l. J. G. Hierlihy

Resolved, That it is the opinion of this Committee, that the sum of Three Pounds and Fifteen Shillings be granted and paid to Eliza Sherlock, agreeably to the prayer of her Petition.

3l. 15s Eliza Sherlock

Resolved, That it is the opinion of this Committee, that it shall be lawful for His Excellency the Lieutenant-Governor to draw a Warrant on the Treasury, in favor of Mrs. Mary Wiswall, for the balance of salary which would have been payable to the late Judge Wiswall on 31st December, 1836.

Balance of Judge Wiswall's salary Mrs. M. Wiswall

Resolved, That it is the opinion of this Committee, that the sum of Two Pounds be granted and paid to John Northrup, for that amount of Province Notes destroyed by Fire.

2l. J. Northrup

Resolved, That it is the opinion of this Committee, that the sum of Five Pounds and Five Shillings be granted and paid to Jacob Crook, for burying seven Seamen on Crook's Island, in the County of Guysborough.

5l. 5s J. Crook

Resolved, That it is the opinion of this Committee, that the sum of Two Pounds and Ten Shillings be granted and paid to James Dawson, as a Drawback on paper exported to Prince Edward Island in 1835, agreeably to the report of the Committee.

2l. 10s Jas. Dawson

Resolved, That it is the opinion of Committee, that the sum of Two Hundred and Twenty Pounds Eight Shillings and Five-pence be granted and paid to James Bain, James N. Shannon and Edward Allison, being amount of Duty paid at the Custom House in Halifax upon wrecked Goods, afterwards exported to the United States of America, and on which they there paid the Duties.

220l. 8s 5d J. Bain J. N. Shannon & E. Allison

Resolved, That it is the opinion of this Committee, that the sum of One Hundred Pounds be granted and paid to James Whitney, for running the Steam Boat between Annapolis and Digby, and St. John, the present year; under the same regulations, and in the same manner as heretofore.

100l. Jas. Whitney

Resolved,

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200. Halifax Steam Boat *Resolved*, That it is the opinion of this Committee, that the sum of Two Hundred Pounds be granted and paid in aid of the Halifax Steam Boat Company for the present year.
171. 4s 8d Bar Society *Resolved*, That it is the opinion of this Committee, that the sum of Seventeen Pounds Four Shillings and Eight-pence be granted and paid to the Committee of the Bar Society, in accordance with the prayer of their Petition, and the report of the Committee thereon.
191. 13s J. Leishman *Resolved*, That it is the opinion of this Committee, that the sum of Nineteen Pounds and Thirteen Shillings be granted and paid to James Leishman, the amount of Duties twice paid by him on Goods imported in the first instance in the Ship Eagle.
40. African School *Resolved*, That it is the opinion of this Committee, that the sum of Forty Pounds, in addition to the sum of Sixty Pounds heretofore now by Law granted, be granted and paid to the Rev. Doctor Willis, to enable him more fully to compensate the Teachers of the African School, for the present year.
30. Indian Chapel in Cape-Breton *Resolved*, That it is the opinion of this Committee, that the sum of Thirty Pounds be granted and placed at the disposal of His Excellency the Lieutenant-Governor, to aid the Indians in erecting a Chapel in the Island of Cape-Breton.
331. 13s 9d J. Turnbull Esq. *Resolved*, That it is the opinion of this Committee, that the sum of Fifty-three Pounds Thirteen Shillings and Nine Pence, be granted and paid to James Turnbull, Esquire, to defray the expense of extra Waiters, and to compensate him for his services, in securing Duties on Merchandize saved from the wreck of the Iona.
261. 18s 2d John Farquhar *Resolved*, That it is the opinion of this Committee, that the sum of Twenty-six Pounds Eighteen Shillings and Two Pence Half-penny, be granted and paid to John Farquhar, being the amount of Duties on Goods consumed in his Store by fire.
121. J. Romans *Resolved*, That it is the opinion of this Committee, that the sum of Twelve Pounds be granted and paid to John Romans, Collector of Impost, at Truro, for expenses incurred in travelling from thence to Halifax and back again, to appear before a Committee of this House.
160. for purchase of Seed Oats & Peas *Resolved*, That it is the opinion of this Committee, that the sum of One Hundred Pounds be granted, to be placed at the disposal of His Excellency, for the purchase of Seed, Oats and Field Peas, agreeably to the report of the Agricultural Committee.
370. 8s 10d Expenses of distressed Settlers, &c. in Cape-Breton *Resolved*, That it is the opinion of this Committee, that the sum of Three Hundred and Seventy Pounds Eight Shillings and Ten Pence, be granted and placed at the disposal of His Excellency the Lieutenant-Governor, to repay the amounts advanced by him for the relief of Emigrants and Poor Settlers, in Cape-Breton, and the support of the Humane Establishment at Scatarie, agreeably to the report of the Committee thereon.
151. Parraboro' Packet *Resolved*, That it is the opinion of this Committee, that the sum of Forty-five Pounds be granted and paid to the Owners of the Packet, running between Windsor and Partridge Island, to encourage the running of the said Packet between the said places, under such regulations as may be made and ordered by the Justices in their Sessions, for the County of Hants, for the present year.
151. Stg. to Speaker to pay for Acts of Parliament, &c. *Resolved*, That it is the opinion of this Committee, that such sum as will pay Fifteen Pounds Sterling, in London, be granted and paid to the Speaker of the House of Assembly, to pay for Acts of Parliament and Journals of the House of Commons, and Parliamentary Papers, obtained by him from London, for the use of the House of Assembly, pursuant to the Resolution of last Session.
91. 17. Clerk of Crown Halifax *Resolved*, That it is the opinion of this Committee, that the sum of Nine Pounds and Seventeen Shillings, be granted and paid to the Clerk of the Crown, at Halifax, to defray the amount of taxed costs, in the cause of the King, against Twenty-three casks of Brandy, condemned in the Supreme Court.
- Margaree Breakwater *Whereas*, in the year 1832, the sum of One Hundred and Fifty Pounds was granted in aid of the Breakwater at Margaree, Cape-Breton, to be drawn from the Treasury when it should be duly certified to the Secretary of the Province that double the amount had been expended; *And whereas*, the sum of One Hundred and Forty-five Pounds had been raised by private contributions, and expended on said work previous to said grant, and doubts have been entertained as to the meaning thereof; *Resolved*, that it is the opinion of this Committee, that the sum of One Hundred and Fifty Pounds, granted as aforesaid, shall be paid to the Commissioners

Commissioners who may be appointed by His Excellency in that behalf, when it shall be duly certified, to the Secretary of the Province, that the sum of Four Hundred Pounds in all, including the above sum of One Hundred and Forty-five Pounds, has been expended in and about the erection of said Breakwater at Margaree, the further sum of Two Hundred and Fifty-five Pounds to be laid out by contract, and the sufficiency of the work to be certified by the General Sessions.

Resolved, That it is the opinion of this Committee, that the sum of One Hundred Pounds be granted to the Inhabitants of Wilmot, to assist them in building a Breakwater on the Shore of Gate's Mountain, which sum of One Hundred Pounds shall be paid out of the Treasury, when the Commissioners for the erection of said Breakwater shall give sufficient evidence of their having expended One Hundred and Fifty Pounds raised by subscription, for the purpose of building said Breakwater.

100. Breakwater in Wilmot

Resolved, That it is the opinion of this Committee, that the sum of Twenty Pounds, in addition to the sum voted last Session, be granted and paid to erect a Beacon on Wedge Island, at the mouth of the St. Mary's River.

201. Beacon on Wedge Island

Resolved, That it is the opinion of this Committee, that the sum of Five Pounds Nineteen Shillings and Three Pence Half-penny, be granted and paid to the Overseers of the Poor for the Township of Barrington, for expenses incurred by them in maintaining a Transient Pauper.

51. 19s 3d Overseers of Poor Barrington

Resolved, That it is the opinion of this Committee, that the sum of Twenty Pounds be granted and paid to such person or persons as shall, within two years, erect and put in operation, the first Oat Mill and Kiln, on the North West Branch of Salmon River, in the County of Guysborough.

201. Oat Mill Guysborough

Mr. Archibald moved that the Resolution for granting £56 5s. 6d. to C. H. Belcher, be re-committed to the Committee of the whole House, on the consideration of the Supply, for further consideration: which, being seconded and put, passed in the affirmative.

Resolution for 56l. 5s 6d C. H. Belcher re-committed

Mr. Rudolf moved that the Resolution for granting £50 for the Guysborough Packet, be not received by the House: which, being seconded and put, passed in the Negative.

Motion not to receive grant for Guysboro' Packet negatived

Mr. B. Smith moved that the Resolution for granting £200 to the Halifax Steam-Boat Company, be not received by the House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, seven; against it, thirty-four.

Motion not to receive grant for Steam boat negatived

For the Motion,

Mr Huntington
Mr B Smith
Mr McLellan
Mr Allison
Mr Spearwater
Mr Dickey
Mr Goudge

Against the Motion,

| | | |
|---------------|----------------|--------------|
| Mr J Sargent | Mr Taylor | Mr Miller |
| Mr McDonald | Mr McDougall | Mr Benjamin |
| Mr Dodd | Mr Dewolf | Mr Morton |
| Mr Lewis | Mr Heckman | Mr DesBarres |
| Mr Anuand | Mr Chipman | Mr Holmes |
| Mr Kavanagh | Mr Rudolf | Mr W Young |
| Mr Thorne | Mr Ball | Mr Archibald |
| Mr Halton | Mr D'Entremont | Mr Upham |
| Mr Howe | Mr Forrester | Mr J Young |
| Mr Holdsworth | Mr Doyle | Mr Fairbanks |
| Mr Clements | Mr G Smith | Mr Uniacke |
| Mr Holland | | |

So it passed in the Negative.

Mr. Huntington moved that the Resolution for granting £40 for the African School be not received by the House: which, being seconded and put, passed in the Negative.

Motion not to receive grant for African School negatived

Mr. Archibald moved that the Resolution for granting £100 for the importation of Seed Oats and Field Peas, be not received by the House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twelve; against it, twenty-six.

Motion not to receive grant for importation of Seed Oats and Peas negatived

For the motion,

Mr Doyle
Mr Dodd
Mr Bell
Mr Uniacke
Mr Archibald
Mr Heckman
Mr Stewart
Mr Spearwater
Mr Dickey
Mr Huntington
Mr Thorne
Mr Clements

Against the motion,

| | |
|---------------|----------------|
| Mr Whitman | Mr McDougall |
| Mr McDonald | Mr Dewolf |
| Mr Allison | Mr Fairbanks |
| Mr Lewis | Mr J Young |
| Mr Kavanagh | Mr Rudolf |
| Mr Goudge | Mr D'Entremont |
| Mr McLellan | Mr Holmes |
| Mr Upham | Mr Forrester |
| Mr Holdsworth | Mr G Smith |
| Mr B Smith | Mr Morton |
| Mr Holland | Mr DesBarres |
| Mr Taylor | Mr W Young |
| Mr Benjamin | Mr Chipman |

So it passed in the Negative.

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Motion not to receive resolution for granting 45l. for Parrsboro' Packet negatived
 Motion not to receive grant for Beacon on Wedge Island negatived
 Resolution for granting 20l. for Oat Mill in County of Guysborough not received

Resolutions agreed to

Sent to Council

Letter from Prov. Sec. with Petitions relating to Scarcity of Potatoes &c.

Petition from Windsor
 From Dalhousie

From Rawdon
 Representing distress, &c.

Petition from Sheriff of Annapolis relative to want of Gaol there & concerning assessment for Court House and Gaol

Mr. Belcher's Account for binding referred to Com.

Committee of whole House on General State of the Province in reference to Scarcity of Potatoes &c.

Mr. Forrester moved that the Resolution for granting £45 for the Parrsboro' Packet be not received by the House: which, being seconded and put, passed in the Negative.

Mr. Spearwater moved that the Resolution for granting £20 towards the erection of a Beacon on Wedge Island be not received by the House: which, being seconded and put, passed in the Negative.

Mr. Rudolf moved that the Resolution for granting £20 in aid of the erection of an Oat Mill at Salmon River, in the County of Guysborough, be not received by the House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, eighteen; against it, eighteen.

So Mr. Speaker gave his Casting Vote for the motion, and it passed in the Affirmative.

The said several Resolutions received by the House were then, upon the question severally put thereon, agreed to by the House.

Ordered, That the Clerk do carry to the Council the said several Resolutions, (with the exception of the Resolution for appropriating the Duties on Live Stock, &c. to the use of the Poor of Halifax, being a Resolution generally inserted in the Appropriation Bill, without being sent to the Council) and desire the concurrence of the Council to the Resolutions so sent to them.

Mr. Speaker laid before the House a Letter received by him from Mr. Secretary George, dated this day, transmitting by command of His Excellency the Lieutenant-Governor to be laid before the House, and which Mr. Speaker accordingly laid before the House, three Petitions, viz:

A Petition of the Magistrates of Windsor and others.

A Petition of several Inhabitants of Dalhousie Settlement, in the County of Annapolis, and

A Petition of several Freeholders of the Township of Rawdon, in the County of Hants:—respectively representing the distress which prevails from the want of provision, consequent on the failure of the Crops last Season, and the alarming prospect from want of Seed for the coming Season: which Petitions were read by the Clerk.

Ordered, That the Letter and Petitions do lie on the Table.

A Petition of Edward H. Cutler, Sheriff of the County of Annapolis, was, by special leave of the House, presented by Mr. Uniacke, and read, setting forth his having with other Commissioners appointed by the Court of Sessions, entered into a Contract for the building of a Court-House and Gaol at Annapolis, upon which the Contractor has partly proceeded; and that, should the assessment ordered for raising the requisite amount for such Contract be stayed, the Petitioner and the other Commissioners must incur a most unforeseen liability, and the Contractor be exposed to great loss for want of the money. Representing also the great inconvenience and responsibility incurred by Petitioner as Sheriff of the County, in regard to the custody of Prisoners from the want of a Gaol for their safe keeping, and praying that measures may be taken to absolve him from the responsibility under which he now labors, until some adequate place of security may be provided within the County.

Ordered, That the Petition do lie on the Table.

Ordered, That Mr. G. Smith, Mr. Archibald and Mr. Uniacke, be a Committee for the purpose of examining the Account of C. H. Belcher for Binding and Lettering the the Fourth Volume of the Province Laws and Numbers of the Imperial Statutes and Commons Journals, and to report upon said Account to this House.

On motion of Mr. Stewart, the House resolved itself into a Committee of the whole House, on the consideration of the General State of the Province, in reference to the scarcity of Seed Grain and Potatoes in certain places.

Mr. Speaker left the Chair.

Mr. Rudolf took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had made some progress in the business referred to them, and had directed him to move for leave to sit again on the consideration of the same subject—which the House agreed to.

Ordered,

FRIDAY and SATURDAY, 31st MARCH and 1st APRIL, 1837.

Ordered, That this House will again to-morrow resolve itself into a Committee of the whole House on the General State of the Province, in reference to the above subject.

Further order there-
on

On motion of Mr. Heckman, *resolved*, that Fifty Copies of the Act of the present Session, entitled, An Act for granting Duties on Licenses for the Sale of Spirituous Liquors, be printed for the use of the Members of this House, that the same may be distributed as speedily as possible.

Order for printing
General Licence
Duty Act

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act for the quiet of the Subjects in their possession of Lands, Tenements and Hereditaments, within this Province, as amended.

Council agree to
amended Nullum
Tempus Bill

And then the Messenger withdrew.

Mr. Howe, upon special leave being given, presented a Bill to authorise the Sale of the Real Estate lying on the Peninsula of Halifax, commonly called the Old Blue Bell Farm, and to provide for the payment of the Debt incurred in its purchase, and the same was read a first time.

Bill presented for
sale of Real Estate
belonging to Town
of Halifax

Ordered, That the Bill be read a second time.

Then the House adjourned until To-morrow, at Twelve of the Clock.

Saturday, 1st April, 1837.

Mr. G. Smith reported from the Select Committee, on the subject of the Bounty upon the manufacture of Tobacco in this Province; and he read the Report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

Report from Com.
on Tobacco Manu-
facture Bounty

(See Appendix, No. 63.)

Ordered, That the Report do lie on the Table, and that the same Committee do prepare and bring in a Bill in conformity therewith.

Com. to bring in
Bill

Four Petitions of Inhabitants of the Township of Pictou, were, with the special leave of the House, presented by Mr. G. Smith and read, respectively noticing the Petition of David Crichton and James Crichton, now before this House, relative to an assessment of said Township, for a debt due them for supplies for the Poor of the Township, and praying that no Law may be passed for the purpose of such assessment.

Pets. against assess-
ing County of Pic-
tou for arrears of
Poor Rates

A Petition of Freeholders in the Township of Pictou, was, by special leave of the House, presented by Mr. Hatton and read, praying that a Law may be passed for the assessment of said Township, for the debt due David Crichton and James Crichton, and any other debts due from the Township, through the late Overseers of the Poor—and further, that said Township may not be divided into Parishes, until such debts are paid, and the Boundaries of the proposed Parishes settled by proper Surveys.

Pet. that Bill do pass
for assessing Pictou
for arrears of Poor
Rates

Two Petitions of Freeholders and other Inhabitants of the County of Pictou, were presented by Mr. G. Smith; and a Petition of Freeholders and other Inhabitants of the County of Pictou, was presented by Mr. Holmes, and the said several Petitions were read, respectively praying that the sittings of the Inferior Court in that County may be discontinued, and the Supreme Court held at Pictou, in July and January, and that the Court of Sessions may be held two months before the sitting of the Supreme Court; also, that a pecuniary qualification may be established for the Office of Magistrates, and that they may not hold their Courts in their own dwellings.

Pets. relative to Su-
preme and Inferior
Courts

A Petition of Alexander Fraser and others, of the County of Pictou, was presented by Mr. G. Smith and read, setting forth that serious evils result from the practice of Magistrates charging Fees for their services in deciding on Civil Actions, and Petitioners are desirous that such Fees should in future be collected for the uses of the County or Township in which they are paid; and also, that Magistrates' Courts should be held monthly or oftener, at the Court-House, or some public building—that not less than two Justices should preside at such Court, and a Clerk be appointed to issue Process, and collect the Fees to be paid over to the

Pets. relative to
Fees of Justices in
Civil Actions

County

SATURDAY, 1st APRIL, 1837.

County Treasurer; that Petitioners are also of opinion, that the Judges Fees ought to be abolished, and the expenses of the Judiciary reduced, and praying that the promises may be taken into consideration, and such improvements made in the Magistracy and Judiciary as may promote the public good.

Pets. relating to
Pictou Academy

A Petition of James Robson and others, in behalf of themselves and other friends of the Pictou Academy. A Petition of Angus McGillivray and others, Inhabitants of the upper settlements of the East River, Pictou. A Petition of James Carmichael and others, residing at East River, lower settlement, near Pictou. A Petition of Inhabitants of River John, in the County of Pictou. A Petition of William Matheson and others, Inhabitants of the West River of Pictou and its vicinities. A Petition of the first Presbyterian Congregation of Merigomishe. And a Petition of A. Campbell and others, Inhabitants of Tatamagouche, were presented by Mr. G. Smith and read, setting forth the utility and excellence of the Pictou Academy, before the late remodelling of its Constitution by the Legislature, since which; owing to the introduction of a Teacher in the Elementary Branches, it has not been found practicable to retain the second Teacher in the higher and scientific branches of Education, whereby the Academy has become inefficient, and its affairs embarrassed, and praying that the management of the Academy may be entrusted to its former conductors and real friends—that it may be no longer imperative upon them to maintain the Elementary Classes, and other measures taken to restore it to a prosperous and efficient state.

Pets. relating to
Clergy and School
Lands

A Petition of Robert McKay and others, Inhabitants of Pictou. A Petition of John Douglas and others, Inhabitants of the West River of Pictou. A Petition of Alexander Grant and others, of the Upper Settlement of the East River of Pictou; and a Petition of John Wilson and others, of River John, were presented by Mr. G. Smith and read, respectively soliciting the attention of this Honorable House to the subject of Clergy and School Lands now in abeyance throughout the Province, and praying that the House will endeavour to procure such an appropriation of said Lands as may make them available for the purpose of general Education, or for such other object as may do equal justice to all His Majesty's Loyal Subjects in Nova-Scotia.

Ordered, That the Petitions do lie on the Table.

Report from Com.
on Pets. relative to
Outlet from Porter's
Lake

Mr. Howe reported from the Committee to whom were referred the Petitions of William Crook and others, and of Christian Loy and others, relative to an Outlet or Channel from Porter's Lake into the Sea; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix, No. 64.)

Adopted

Ordered, That the Report be received and adopted by this House.

Report from Com.
on dismissal of Mr.
Tidmarsh from
Light-House Com-
mission

Mr. Howe also reported from the Select Committee, appointed in reference to the dismissal of James H. Tidmarsh, Esquire, from the Light-House Commission, and generally in regard to the mode of conducting the business of the Commission; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix, No. 65.)

Adopted

Ordered, That the Petition be received and adopted by this House.

Pet. from Wilmot
praying for Custom
House there or that
the Breakwater
be re-erected

Mr. Holland, pursuant to special leave given, presented a Petition of Phineas Greaves, Master and Owner of a Schooner, trading from the Bay of Fundy Shore, in Wilmot, in the County of Annapolis, which Petition was read, representing the great inconvenience suffered by Masters and Owners of Vessels on said Bay, from there being no Custom-House established there, and the necessity, under the present system, of going to Annapolis Royal to enter and clear their Vessels, and praying that a Custom-House may be established for their convenience; and that, if the same be impracticable, a sum of money may be appropriated for the erection of a Breakwater on said Shore.

Ordered, That the Petition do lie on the Table.

Bill presented to
continue proceed-
ings of Com. on
Township of An-
napolis Election

Mr. Dodd, pursuant to special leave given, presented a Bill to continue until the next Session the proceedings of the Select Committee appointed to try the merits of the Petition against the Election for the Township of Annapolis, and the same was read a first time.

Ordered, That the Bill be read a second time.

The

SATURDAY, MONDAY and TUESDAY, 1st, 3d and 4th APRIL, 1837.

The following Bills were read a second time, viz :

A Bill to make better provision for the Trial of Offences committed on the High Seas.

A Bill to amend the Act concerning Persons Licenced to keep Public Houses or Shops, and the Duties thereon.

A Bill respecting the Militia of the Province ; and

A Bill to prevent the Chief-Justice or Justices of the Supreme Court from taking Fees.

Ordered, That the Bills be committed to a Committee of the whole House.

A Bill to increase the Representation of the County of Juste-au-Corps, was read a second time ; and thereupon,

Mr. Stewart moved that the further consideration of the Bill be deferred to this day three months : which, being seconded and put, and the House dividing thereon, passed in the negative.

Ordered, That the Bill be committed to a Committee of the whole House.

The Orders of the Day being read,

Ordered, That this House will, on Monday next, proceed to the consideration of the subject of the Judiciary of this Province.

Ordered, That this House will, on Monday next, resolve itself into a Committee of the whole House, on the further consideration of the General State of the Province, in reference to the scarcity of Seed Grain and Potatoes.

Ordered, That the Order for presenting Scales of Sub-division of the Road Monies, be extended to Monday next.

Then the House adjourned until Monday next, at twelve of the Clock.

Monday, 3d April, 1837.

The House having met pursuant to adjournment, and Mr. Speaker being absent, the Clerk acquainted the House, that Mr. Speaker had desired him to state to the House, that he was unwell, and not able at present to attend the House, but hoped in a few days to resume his duty as Speaker in the House : and thereupon,

Mr. Stewart moved, that the House do adjourn until to-morrow at twelve of the clock : which, being seconded, and the question thereon put by the Clerk, was agreed to by the House : and accordingly,

The House adjourned until To-morrow, at twelve of the Clock.

Tuesday, 4th April, 1837.

The House met pursuant to adjournment—and Mr. Speaker being still absent,

The Clerk acquainted the House, that Mr. Speaker was as yet unwell, and unable to attend the House.

A Message was delivered from His Excellency the Lieutenant-Governor, by Mr. Secretary George, as follows :—

Gentlemen of the House of Assembly—

His Excellency the Lieutenant-Governor commands your attendance immediately in the Council Chamber :

Accordingly, the Members of the House went up and attended His Excellency in the Council Chamber—where the President of His Majesty's Council, by His Excellency's command, said,

Gentlemen of the House of Assembly—

His Excellency the Lieutenant-Governor has been informed that the Speaker of the House of Assembly is confined to his house by sickness, and is consequently unable to discharge his duties. His Excellency is aware that any interruption of the Public Business would prove very inconvenient to the Members of the Assembly at this late period of the Session, when their

Bills read 2d time
Bill for Trial of offences on High Seas
Bill to amend Liquor License Act
Bill respecting Militia
Bill to prevent Judges' Fees
Bills committed
Juste-au-Corps Representation
Bill read 2d time
Motion to defer Bill three months negatived

Orders of Day
Judiciary postponed

Com. on General State of Province in reference to Scarcity, &c. postponed

Bringing in Scales of Road Monies extended

House meet, Speaker absent
Clerk acquaints House that Speaker is unwell and unable to attend the House

House adjourn

House meet, Speaker still unwell and absent

Lieut. Gov. commands attendance of House
House attend on His Excellency

Lt. Gov. directs House to choose temporary Speaker until present Speaker can attend

TUESDAY, 4th APRIL, 1837.

their private affairs must render their presence necessary at their respective homes. His Excellency finds that a precedent has been established in this Province, which authorises the election of a temporary Speaker under similar circumstances. It is therefore His Excellency's pleasure, that the House of Assembly do now return to their own Chamber, and elect one of the Members of that House to act as Speaker of it, until the present Speaker shall be enabled to resume his duties, and present him here for His Excellency's approbation.

And the House being returned,

House return

Mr. Doyle, addressing himself to the Clerk, (who, standing up, pointed to him, and then sat down,) moved, that the House do come to the following Resolution :

Mr. G. Smith proposed as temporary Speaker

Whereas, this House is at present deprived of the services of the Speaker, in consequence of dangerous illness, and His Excellency the Lieutenant-Governor having directed this House to proceed to the choice of a Speaker, to serve as such, until the Speaker shall be able to resume the performance of his duties as Speaker: *Resolved therefore*, that this House do elect and choose George Smith, Esq. Member for the County of Pictou, to be and act as Speaker of this House until the Speaker shall be able to resume the performance of his duties, and that George Smith, Esquire, do accordingly take the Chair of this House as such Acting Speaker: which, being seconded by Mr. Huntington, and put by the Clerk, passed in the affirmative, without any division: and therefore,

Mr. G. Smith unanimously chosen

The choice of the House having unanimously fallen upon the said George Smith, Esquire, he stood up in his place, and submitted himself to their choice, and he was taken out of his place by Mr. Heckman, and conducted to, and placed in, the Chair accordingly: whereupon,

And addresses House

Mr. Speaker Elect addressed the House, and expressed his high gratification at the honor which the House had been pleased to confer upon him, in electing him to act as Speaker of the House during the inability of their Speaker to attend the House, in consequence of his illness.

Speaker elect presented to Lt. Gov.

Mr. Speaker Elect, with the House, then went up to attend His Excellency in the Council Chamber, when Mr. Speaker Elect was presented to His Excellency by Mr. Heckman, who addressed His Excellency as follows:

May it please Your Excellency;

Mr. Heckman addresses Lt. Gov.

The House of Assembly, agreeably to Your Excellency's command, have proceeded to the choice of a temporary Speaker, until the present Speaker shall be enabled to resume his duties, and have unanimously elected George Smith, Esquire, Member for the County of Pictou, to act as Speaker; and, by their direction, I beg to present him for Your Excellency's approbation.

Lt. Gov. approves of Speaker

After which, His Excellency was pleased to say—

I approve of the temporary Speaker which the House of Assembly have chosen.

House return

The House being returned, and Mr. Speaker, so chosen and approved as aforesaid, having taken the Chair,

Speaker reports to House His Excellency's approval

Mr. Speaker reported that the House had been in the Council Chamber, where His Excellency had been pleased to approve of the choice the House had made of him to be, and act, as their Speaker, during the inability of the Speaker to attend the House, and that he had thereupon addressed His Excellency to the following effect:

May it please Your Excellency;

Speaker's Address to Gov.

The House of Assembly having made choice of me to act as their Speaker until the present Speaker shall be enabled to resume his duties—which choice has been sanctioned by Your Excellency's approval; and Your Excellency having been pleased, at the beginning of this Session, to grant the usual rights and privileges of the House of Assembly, it only remains for me to solicit from Your Excellency the most favorable construction of all my acts as such Acting Speaker of the House, whilst I shall continue to hold that office.

To which His Excellency was pleased to signify his Assent.

Message from Council

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The

The Council have passed a Bill, entitled, An Act to Incorporate the Halifax Whaling Company—to which Bill they desire the concurrence of this Honorable House.

Council have passed Bill to Incorporate Whaling Company
Council agree to Resolutions, viz—
Grant to build Bridge over Sydney River
Change of appropriation on Roads in Cornwallis Grammar School allowance to Yarmouth Academy

The Council have agreed to three Resolutions of this Honorable House, viz :

The Resolution for granting the sum of £250 for erecting a Bridge over the South-West Arm of Sydney River, in the Island of Cape-Breton.

The Resolution for changing the appropriation of £50 granted for a road in Cornwallis last Session.

The Resolution for allowing to the Yarmouth Academy the amount granted to a Grammar School when combined with a Common School.

And then the Messenger withdrew.

Mr. J. Young from the Committee appointed to bring in a Bill pursuant to the report of the Select Committee on the subject of granting a Bounty on the manufacture of Tobacco, (the Chairman of the Committee being now the temporary Speaker of the House) reported and presented to the House,

Bill reported for granting Bounty on Manufacture of Tobacco

A Bill to revive, continue and amend, the Act to encourage the Manufacture of Tobacco in this Province, by granting a Bounty thereon; and the same was read a first time.

Ordered, That the Bill be read a second time.

Ordered, That Mr. Dodd have leave of absence from this House, on account of ill health and private urgent business.

Leave of absence to Mr. Dodd

A Bill to remedy a mistake in the Act relating to Highways, Roads and Bridges; also,

A Bill for providing Fire Engines for the Town of Yarmouth, and for other purposes, were severally read a second time.

Bill to remedy mistake in Highway Act
And Yarmouth Fire Engine Bill read 2d time and committed

Ordered, That the Bills be committed to a Committee of the whole House.

A Message from the Council, by Mr. Halliburton:

Mr Speaker,

The Council adhere to the amendments proposed by them to the Bill, entitled, An Act to enable a Company called the Bank of British North America, to sue and be sued, in the name of any one of the Local Directors, or of the Managers of the Branches of the said Bank, established or to be established in this Province.

Message from Council
Council adhere to amendments to B.N.A. Bank Bill

The Council also adhere to the amendments proposed by them to the Bill, entitled, An Act to divide and set off the Township of St. Mary's as a separate and distinct District.

Council also adhere to amendments to St. Mary's District Bill

And then the Messenger withdrew.

On motion, the House resolved itself into a Committee of the whole House, on the further consideration of the several Bills which stood committed.

House go into Com. on Bills

Mr. Speaker left the Chair.

Mr. Kavanagh took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had gone through the Bill to continue the Act in addition to, and in amendment of, the Act to prevent Nuisances by Hedges, Wears and other Incumbrances, obstructing the passage of Fish in the Rivers of this Province; the Bill to continue the Act for the better preservation of the Property of the Inhabitants of the Town of Halifax, by providing for a sufficient Watch at Night; the Bill to continue the Act for the support and regulation of Light-Houses; the Bill to continue the Act to regulate the Pilotage of Vessels at the Port of Halifax, and the several Acts in amendment thereof and additional thereto; the Bill to provide for the Accommodation and Billeting of His Majesty's Troops or of the Militia, when on their March from one part of the Province to another, and also, the Act in amendment thereof; the Bill to continue the several Acts concerning the Bridewell and Police in Halifax; the Bill to continue the Act relating to the Court of Commissioners at Halifax; the Bill to continue the Act relating to Grand Jurors; the Bill to continue the Act for the better regulation of Sable Island and Seal Islands, in this Province; the Bill to continue the Act to repeal the Act to amend the Acts respecting Firewards and Fires in Halifax, and to substitute other provisions in lieu thereof; the Bill to

Report without amendt. Bills

To continue River Nuisance Act

Halifax Night Watch
Light-House Act
Halifax Pilotage Act

Billeting Acts

Bridewell Acts

Court of Commr. Act
Grand Jurors Act
Sable and Seal Island Act
Firewards Act

continue

TUESDAY and WEDNESDAY, 4th and 5th APRIL, 1837.

Constable Fees
Mistake in High-
way Act
Yarmouth Fire En-
gines

Pickled fish Inspec-
tion Bill with a-
mendments

Bills to be engross-
ed

Bill presented re-
lating to Fire Com-
pany in Pictou

Report on Pet. re-
lative to Statute
Labor

Adopted:

Resolution for Com.
to wait on Gov. and
request returns of
Statute Labor on
Highways

Order for bringing
in Scales of Divisi-
on of Road Money

continue the Act to regulate the Fees of the Constable of the Court of Commissioners at Halifax; the Bill to remedy a mistake in the Act relating to Highways, Roads and Bridges; and the Bill for providing Fire Engines for the Town of Yarmouth, and for other purposes—and had directed him to report the said several Bills to the House, without any amendment. That the Committee had also gone through the Bill to continue, alter and amend, the several Acts now in force relative to the Inspection of Pickled Fish—and had made some amend-ments thereto, which amendments the Committee had directed him to report to the House, with the Bill; and he afterwards delivered the said several Bills in to the House, with the amendments to the last mentioned Bill.

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

The amendments reported from the Committee to the last mentioned Bill were read, and, upon the question put thereon, were agreed to by the House.

Ordered, That the Bill with the amendments be engrossed.

Ordered, That the Bills reported without amendment be engrossed.

Ordered, That this House do again, to-morrow, resolve itself into a Committee of the whole House on the General State of the Province, in reference to the scarcity of Seed Grain and Potatoes.

Mr. Stewart, pursuant to special leave given, presented a Bill relating to the Good Intent Fire Company at Pictou, and the same was read a first time.

Ordered, That the Bill be read a second time.

Mr. Chipman reported from the Select Committee to whom was referred the Petition of Samuel Beckwith and others, praying for an alteration in the Law relating to labor on the Highways; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix, No. 66.)

On motion, *resolved*, that the Report be received and adopted by this House.

Resolved, That a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, and respectfully to request that he will direct the Clerks of the Peace in the several Counties to make out and transmit to His Excellency, for the information of the Legislature at its next Session, General Returns of all the Statute Labor performed in the respective Counties for which they are appointed, as well as all the number of Persons and Teams liable to perform Statute Labor—stating particularly the number of Statute Labor Districts, and the number of Men and Teams in each District, and the number of days labor performed in the same in the year 1836.

Ordered, That Mr. Chipman, Mr. Huntington and Mr. Stewart, be a Committee for the above purpose.

Ordered, That the several Members from the respective Counties do, to-morrow, bring in their respective Scales of Sub-division of the Road Money.

Then the House adjourned until to-morrow, at Eleven of the Clock.

Wednesday, 5th April, 1837.

Engrossed Bills
read 3d time, viz—
Bill to continue
River Nuisance Act

Passed

Bill to continue
Halifax Night
Watch Act

An engrossed Bill to continue the Act in addition to, and in amendment of, the Act to prevent Nuisances by Hedges, Wears and other Incumbrances, obstructing the passage of Fish in the Rivers of this Province, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act in addition to, and in amendment of, the Act to prevent Nuisances by Hedges, Wears and other Incumbrances, obstructing the passage of Fish in the Rivers of this Province.

An engrossed Bill to continue the Act for the better preservation of the Property of the Inhabitants of the Town of Halifax, by providing for a sufficient Watch at Night, was read a third time.

Resolved.

WEDNESDAY, 5th APRIL, 1837.

- Resolved*, That the Bill do pass, and that the title be, An Act to continue the Act for the better preservation of the Property of the Inhabitants of the Town of Halifax, by providing for a sufficient Watch at Night. Passed
- An engrossed Bill to continue the Act for the support and regulation of Light-Houses, was read a third time. Bill to continue Light-House Act
- Resolved*, That the Bill do pass, and that the title be, An Act to continue the Act for the support and regulation of Light-Houses. Passed
- An engrossed Bill to continue the Act to regulate the Pilotage of Vessels at the Port of Halifax, and the several Acts in amendment thereof and additional thereto, was read a third time. Bill to continue Halifax Pilotage Acts
- Resolved*, That the Bill do pass, and that the title be, An Act to continue the Act to regulate the Pilotage of Vessels at the Port of Halifax, and the several Acts in amendment thereof and additional thereto. Passed
- An engrossed Bill to continue the Act for the Accommodation and Billeting of His Majesty's Troops, or of the Militia, when on their march from one part of the Province to another, and also the Act in amendment thereof, was read a third time. Bill to continue Billeting Acts
- Resolved*, That the Bill do pass, and that the title be, An Act to continue the Act for the Accommodation and Billeting of His Majesty's Troops, or of the Militia, when on their march from one part of the Province to another, and also the Act in amendment thereof. Passed
- An engrossed Bill to continue the several Acts concerning the Bridewell and Police in Halifax, was read a third time. Bill to continue Bridewell Acts
- Resolved*, That the Bill do pass, and that the title be, An Act to continue the several Acts concerning the Bridewell and Police in Halifax. Passed
- An engrossed Bill to continue an Act relating to the Court of Commissioners in Halifax, was read a third time. Bill to continue Commrs. Court Act
- Resolved*, That the Bill do pass, and that the title be, An Act to continue an Act relating to the Court of Commissioners at Halifax. Passed
- An engrossed Bill to continue the Act relating to Grand Jurors, was read a third time; and thereupon, Bill to continue Grand Jurors Act
- Mr. McLellan moved, that the following clause do pass, and be added to the Bill by way of rider, viz:—*Provided, and be it further enacted*, That the number and names of Grand Jurors in each Box shall be approved of by the Justices in Sessions, and drawn in their presence in open Court: which, being seconded and put, passed in the negative. Motion to add rider negatived
- Resolved*, That the Bill do pass, and that the title be, An Act to continue the Act relating to Grand Jurors. Bill passed
- An engrossed Bill to continue the Act for the better regulation of Sable Island and Seal Islands in this Province, was read a third time. Bill to continue Sable Island Act
- Resolved*, That the Bill do pass, and that the title be, An Act to continue the Act for the better regulation of Sable Island and Seal Islands in this Province. Passed
- An engrossed Bill to continue the Act to repeal the Act to amend the Acts respecting Firewards and Fires in Halifax, and to substitute other provisions in lieu thereof, was read a third time. Bill to continue Act to repeal Firewards Act
- Resolved*, That the Bill do pass, and that the title be, An Act to continue the Act to repeal the Act to amend the Acts respecting Firewards and Fires in Halifax, and to substitute other provisions in lieu thereof. Passed
- An engrossed Bill to continue the Act to regulate the Fees of the Constable of the Court of Commissioners at Halifax, was read a third time. Bill to continue Commrs. Court Constables Fees Act
- Resolved*, That the Bill do pass, and that the title be, An Act to continue the Act to regulate the Fees of the Constable of the Court of Commissioners at Halifax. Passed
- An engrossed Bill to remedy a mistake in the Act relating to Highways, Roads and Bridges, was read a third time. Bill to remedy mistake in Highway Act
- Resolved*, That the Bill do pass, and that the title be, An Act to remedy a mistake in the Act relating to Highways, Roads and Bridges. Passed
- An engrossed Bill for providing Fire Engines for the Town of Yarmouth, and for other purposes, was read a third time. Yarmouth Fire engine Bill

| | |
|---|--|
| Passed | <i>Resolved</i> , That the Bill do pass, and that the title be, An Act for providing Fire Engines for the Town of Yarmouth, and for other purposes. |
| Bills sent to Council | <i>Ordered</i> , That the Clerk do carry the Bills to the Council, and desire their concurrence. |
| Bills read 2d time Council's Cemetery Bill | The following Bills were read a second time, viz:— An engrossed Bill from the Council, entitled, An Act to amend the Act concerning Cemeteries or Burial Grounds in the Town of Halifax. |
| Bill to alter sittings of Sup. Court in Colchester, &c. | A Bill to alter the times of holding the Supreme Court in the several Counties of Colchester, Pictou and Cumberland. |
| Bill to amend Pictou Academy Act | A Bill to amend a certain portion of the Act to regulate and support the Pictou Academy. |
| Council's Insolvent debtors Bill | An engrossed Bill from the Council, entitled, An Act to extend the benefits of the Insolvent Debtors' Acts to Persons arrested upon Mesne Process. |
| Bill to limit Annapolis Assessments | A Bill to limit the amount of assessment for building a Court-House and Jail, in the County of Annapolis. |
| Bill to establish St Margaret's Parish | A Bill to establish a new Parish, to be called the Parish of Saint Margaret. |
| Bill to continue Annapolis Township Election Com. | A Bill to continue until the next Session the proceedings of the Select Committee appointed to try the merits of the Petition against the Election for the Township of Annapolis. |
| Council's Bill to Incorporate Whaling Company | An engrossed Bill from the Council, entitled, An Act to Incorporate the Halifax Whaling Company. |
| Pictou Fire Co. Bill | A Bill relating to the Good Intent Fire Company, at Pictou. |
| Bills committed | <i>Ordered</i> , That the Bills be committed to a Committee of the whole House. |
| Pedlar's Bill | A Bill in addition to, and amendment of, an Act to restrain Hawkers and Pedlars, and Petty Chapmen, not duly Licensed to Trade, travelling to and fro throughout the Province, was read a second time; and thereupon, |
| Deferred 3 months | Mr. Huntington moved that the further consideration of the Bill be deferred to this day three months: which, being seconded and put, passed in the affirmative. |
| Bill to regulate Trials of controverted Elections | A Bill to regulate the Trials of Controverted Elections, was read a second time; and thereupon, |
| Deferred till next Session | Mr. Stewart moved that the further consideration of the Bill be deferred until the next Session: which, being seconded and put, passed in the affirmative. |
| Com. to bring in Bill for relief of sufferers from Scarcity of Grain & Potatoes | On motion of Mr. Stewart, <i>resolved</i> , that a Committee be appointed to prepare and bring in a Bill to afford relief to Persons suffering from the scarcity of Grain and Potatoes. |
| Order for Com. of whole on Scarcity discharged | <i>Ordered</i> , That Mr. Stewart, Mr. Rudolf, Mr. Howe, Mr. J. Young, Mr. Holmes, Mr. Upham, Mr. B. Smith, Mr. Dewolf, Mr. Holland, Mr. Huntington, Mr. W. Sargent and Mr. Fairbanks, be a Committee for that purpose. |
| Order on Com. on C. H. Belcher's account | <i>Ordered</i> , That the Order of the Day for the House again to resolve itself into a Committee of the whole House, on the further consideration of the General State of the Province, in reference to the scarcity of Seed Grain and Potatoes, be discharged. |
| Engrossed Pickled Fish Inspection Bill | <i>Ordered</i> , That Mr. Uniacke, be Chairman of the Select Committee, to whom was referred the Account of C. H. Belcher, for Binding the Fourth Volume of the Province Laws, &c. (in place of the present Speaker, who was Chairman of that Committee), and that Mr. Howe be added to the Committee, in place of the Speaker. |
| Passed | An engrossed Bill to continue, alter and amend, the several Acts now in force relative to the Inspection of Pickled Fish, was read a third time. |
| Sent to Council | <i>Resolved</i> , That the Bill do pass, and that the title be, An Act to continue, alter and amend, the several Acts now in force relative to the Inspection of Pickled Fish. |
| Amendment of Council to Members vacating seats Bill read 2d time and agreed to | <i>Ordered</i> , That the Clerk do carry the Bill to the Council, and desire their concurrence. |
| And sent to Council | The amendments proposed by the Council to the Bill, entitled, An Act to enable Members of the House of Assembly about to leave the Province, or unable, from indisposition, to attend their duty, to resign their Seats therein, were read a second time; and thereupon, On motion of Mr. W. Young, <i>resolved</i> , that the said amendments be agreed to. |
| | <i>Ordered</i> , That the Clerk do carry to the Bill and amendments to the Council, and acquaint the Council that this House have agreed to the said amendments. |
| | Mr. |

WEDNESDAY, 5th APRIL, 1837.

Mr. Uniacke reported from the Select Committee to whom was referred the Letter of the Quarter Master General of the Militia, transmitted to this House by command of His Excellency the 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.

(See Appendix, No. 67.)

Ordered, That the Report be received and referred to the Committee of Supply.

Mr. Uniacke also reported from the Select Committee to whom were referred the Letter of the Provincial Treasurer, and the Petition of the Commissioners for issuing and cancelling Treasury Notes; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix, No. 68.)

Ordered, That the Report be received, and with the Letter and Petitions, be referred to the Committee of Supply.

Mr. Uniacke also reported from the Select Committee, on the several Accounts, Petitions, and other matters, relating to the Post-Office; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix, No. 69.)

Ordered, That the Report and the matters therein referred to, be referred to the Committee of Supply.

Mr. Howe reported from the Committee, appointed to prepare an Address to the Crown, on the state of the Colony; and he read in his place a draft of an Address, which had been prepared accordingly, and afterwards delivered the same in at the Clerk's Table.

Ordered, That the draft of Address do lie on the Table, to be considered at a future day.

Mr. Chipman reported from the Select Committee, to whom was referred the Bill to continue the Act for the Summary Trial of Actions, and the Act in amendment thereof—that the Committee had made some amendments to the Bill, which they recommend to the House to be adopted, and he delivered the Bill and amendments in at the Clerk's Table, and the amendments were read by the Clerk.

Ordered, That the Bill be re-committed to a Committee of the whole House, with the amendments.

On motion of Mr. Howe, resolved, that a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, and request that His Excellency will be pleased to direct the first Justices of the Courts of Common Pleas, to furnish for the information of this House, a Return, setting forth the Fees which either or all of them levy or receive upon Suits, in the said Courts, with the authority under which they are taken.

Ordered, That Mr. Howe, Mr. W. Young and Mr. Stewart, be a Committee for the above purpose.

On motion of Mr. Stewart, resolved, that the same Committee also respectfully request that His Excellency will be pleased to direct the Deputy-Prothonotary of the Courts of the County of Cumberland, to return to His Excellency, to be laid before this House at its next Session, a Return, specifying the number of Writs issued, and Suits pending, and Trials had, (with the names of the parties thereto, and whether they are Declaration, Summary or Sub-summary Suits,) in the Supreme and Inferior Courts of Common Pleas, for the said County, for the three years last past, and for the present year.

A Petition of William H. Starritt, was, by special leave of the House, presented by Mr. Doyle and read, setting forth his having laden a Vessel at Cornwallis, with Potatoes, for St. John, N. B., and having been prevented from obtaining a Clearance at the Custom-House, in consequence of the passing of the Act of this Session, prohibiting the exportation of Potatoes, and praying relief.

Ordered, That the Petition be referred to Mr. Doyle, Mr. Chipman and Mr. Morton, to examine into the merits thereof, and report thereon to this House.

Report from Com. on Letter of Quarter Master General of Militia

Referred to Com. of Supply

Report on claim of Treasurer & Commissioners for issuing Treasury Notes

Referred to Com. of Supply

Report from Post Office Com.

Report of Address to the Crown on the state of this Colony

Report of amendments to Bill to continue Summary Act

Bill re-committed with the amendments

Resolution for Committee to wait on Gov. & request accounts of Fees taken by first Justice of Inf. Courts and the authority for them

Same Com. to request returns of suits &c. in Courts in Cumberland

Petition of W. H. Starritt relating to Potatoes

Petition referred to Select Com.

A

WEDNESDAY, 5th APRIL, 1837.

Petitions relating to
Pictou Academy
for preservation of
elementary
branches

A Petition of the Rev. Donald A. Fraser and others, Trustees of the Pictou Academy, and a Petition of the Rev. Alexander M'Gillivray and others, Freeholders and others, Inhabitants of Pictou, were presented by Mr. Holmes and read, praying that the prayer of the Petitions lately presented to this House on the subject of the Pictou Academy, may be refused, and the primary course of Instruction preserved in that Institution.

Ordered, That the Petitions do lie on the Table.

Com. of whole on
Bills

On motion, the House resolved itself into a Committee of the whole House, on the further consideration of the several Bills which stood committed.

Mr. Speaker left the Chair.

Mr. Kavanagh took the Chair.

Mr. Speaker resumed the Chair.

Report with a-
mendments
Road expenditure
Bill
Fines Bill

The Chairman reported from the Committee that they had gone through the Bill to continue the Act to regulate the Expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges, and the Bill to provide for the better application of Fines and Penalties; and had directed him to report the same to the House with the amendments made thereto respectively, by the Select Committees who reported thereon. That the Committee had also gone through the Bill respecting the Militia of the Province, and had made some amendments thereto, which they had directed him to report to the House with the Bill; and had gone through the Bill relative to Elections for the Township of Amherst; the Bill to amend the Act to Incorporate Sundry Persons by the name of the President, Directors, and Company of the Bank of Nova-Scotia, and the Bill for improving the Administration of Criminal Justice, and had directed him to report the three last mentioned Bills to the House without amendment; and he afterwards delivered the Bills with the amendments in at the Clerk's Table.

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

The several amendments to the Bills reported from the Committee were read, and, upon the question respectively put thereon, were agreed to by the House.

Ordered, That the Bills reported with the amendments be engrossed.

Ordered, That the Bills reported without amendments be engrossed.

Militia Bill
Reported without
amendment

Bank of Nova
Scotia Bill

Criminal Justice
Bill

Bills to be engrossed

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to Thirty-five Resolutions for granting Monies, viz:—

| | | | |
|-----|----|----|--|
| £20 | 0 | 0 | To the Teacher of the Arichat Academy. |
| 500 | 0 | 0 | For Casualties to Roads and Bridges. |
| 22 | 17 | 0 | To S. Cunard & Co. Drawback of Duties. |
| 100 | 0 | 0 | To the Commissioners, in relation to the proposed Light-Houses on St. Paul and Scatarie. |
| 50 | 0 | 0 | For the Guysborough Packet. |
| 13 | 5 | 10 | To the Commissioners of St. Paul and Scatarie Light-Houses, to pay for drawing award. |
| 175 | 12 | 3 | To pay the Expenses of the prosecution of Petit and Laramore. |
| 17 | 10 | 0 | To Mary Hughes. |
| 8 | 15 | 11 | To Alexander Lawson. |
| 7 | 2 | 11 | To the Rev. Mr. Cossman. |
| 20 | 0 | 0 | To Charles E. Leonard. |
| 11 | 0 | 0 | To John George Hierlihy. |
| 3 | 15 | 0 | To Eliza Sherlock. |
| 2 | 0 | 0 | To John Northrup. |
| 5 | 5 | 0 | To Jacob Crook. |
| 2 | 10 | 0 | To James Dawson. |
| 220 | 8 | 5 | To Messrs. Bain, Shannon & Allison. |
| 100 | 0 | 0 | To James Whitney, for running Steam-Boat between Annapolis and St. John, N. B. |

£200 0 0

Message from
Council agreeing to
35 Resolutions for
granting Monies

WEDNESDAY and THURSDAY, 5th and 6th APRIL, 1837.

| | | | |
|------|----|----|---|
| £200 | 0 | 0 | For the Halifax Steam-Boat. |
| 17 | 4 | 8 | To the Committee of the Bar Society. |
| 19 | 13 | 0 | To James Leishman. |
| 40 | 0 | 0 | For the African School, in Halifax. |
| 30 | 0 | 0 | For the Indian Chapel, in Cape-Breton. |
| 53 | 13 | 9 | To James Turnbull. |
| 26 | 18 | 2½ | To John Farquhar. |
| 12 | 0 | 0 | To John Romans. |
| 100 | 0 | 0 | For importation of Seed Oats and Peas. |
| 370 | 8 | 10 | To pay Expenses of distressed Settlers, &c. in Cape-Breton. |
| 45 | 0 | 0 | For the Parrsborough Packet. |
| 15 | 0 | 0 | Sterling to the Speaker, to pay for Books purchased in London, for House of Assembly. |
| 9 | 17 | 0 | To the Clerk of the Crown. |
| 150 | 0 | 0 | For Margaree Breakwater. |
| 100 | 0 | 0 | For a Breakwater in Wilmot. |
| 20 | 0 | 0 | For a Beacon on Wedge Island. |
| 5 | 19 | 3 | Expenses of Transient Poor, in Barrington. |

The Council have not agreed to the Resolution of this Honorable House, for granting £750 for a Light-House at the entrance of Yarmouth Harbor.
And then the Messenger withdrew.

The Order of the Day being read,
Ordered, That the several Members from the respective Counties do, to-morrow, bring in their respective Scales of Sub-division of the Road Money.

Order of Day presentation of Road Scales postponed

Then the House adjourned until To-morrow, at Eleven of the Clock.

Thursday, 6th April, 1837.

An engrossed Bill to continue the Act to regulate the Expenditure of Monies hereafter to be appropriated for the Service of Roads and Bridges, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act to regulate the Expenditure of Monies hereafter to be granted for the service of Roads and Bridges, and to alter and amend the said Acts.

Engrossed Bills read 3d time, viz. To continue Road expenditure Acts Passed

Amherst Election Bill

An engrossed Bill relative to Elections for the Township of Amherst, was read a third time.
Resolved, That the Bill do pass, and that the title be, An Act relative to Elections for the Township of Amherst.

Passed

An engrossed Bill to amend the Act to Incorporate sundry Persons by the name of the President, Directors, and Company of the Bank of Nova-Scotia, was read a third time.

Nova-Scotia Bank Bill

Resolved, That the Bill do pass, and that the title be, An Act to amend the Act to Incorporate sundry Persons by the name of the President, Directors, and Company of the Bank of Nova-Scotia.

Passed

An engrossed Bill to provide for the better application of Fines and Penalties, was read a third time.

Fines and Penalties Bill

Resolved, That the Bill do pass, and that the title be, An Act to provide for the better application of Fines and Penalties.

Passed

An engrossed Bill for improving the Administration of Criminal Justice, was read a third time.

Criminal Justice Bill

Resolved, That the Bill do pass, and that the title be, An Act for improving the Administration of Criminal Justice.

Passed

Ordered, That the Clerk do carry the Bills to the Council, and desire their concurrence.

Bills sent to Council

A Bill to revive, continue and amend, the Act to encourage the Manufacture of Tobacco in this Province, was read a first time.

Tobacco Manufacture Bounty Bill read 2d time and committed

Ordered, That the Bill be committed to a Committee of the whole House.

Mr. Stewart reported from the Committee appointed yesterday to prepare a Bill to afford relief to Persons suffering from the scarcity of Grain and Potatoes; and thereupon, presented to the House,

Report of Bill to afford to Poor Settlers

THURSDAY, 6th APRIL, 1837.

A Bill to afford relief to Poor Settlers in this Province, and the same was read a first time
Ordered, That the Bill be read a second time.

Report on Petition
of W. H. Starritt

Mr. Doyle reported from the Select Committee, appointed yesterday, on the Petition of William H. Starritt; and he read the report in his place, as follows:

The Committee to whom was referred the Petition of William H. Starritt, having considered the peculiar hardship of the Petitioner's case, and the liability to perish of the articles in question, recommend that the sum of £17 10 be given out of whatever sum is voted to relieve the present general distress of the Province—which report being again read by the Clerk,

Motion to refer Pe-
tition & Report to
Com of Supply

Mr. Morton moved that the Petition and Report be referred to the Committee of Supply: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, fourteen; against it, sixteen. So it passed in the negative.

Ordered, That the Petition and Report do lie on the Table, for further consideration.

Message from Lt.
Gov. in relation to
Com. of House ap-
pointed to enquire
as to combining
Revenue Offices

Mr. Secretary George acquainted the House, that he had a Message from His Excellency the Lieutenant-Governor in writing, signed by His Excellency; and he read the said Message at the Bar of the House—all the Members being uncovered, and afterwards delivered the same in to the House, and then withdrew.

The said Message was again read by the Clerk at the Table of the House, and is as follows:

MESSAGE.

C. CAMPBELL.

By a Resolution passed by the House of Assembly on the 21st, and presented to the Lieutenant-Governor on the 30th March, he is informed, that a Committee of that House, with "power to send for Persons and Papers, and if necessary, conduct correspondence during the recess, and report finally next Session"—is appointed to enquire into the present mode of securing and collecting the Revenue, with a view to combining the duties of the Excise Department with those of the Customs or Treasury, and he is requested to direct the proper Officers to lay before the said Committee, from time to time, such information as they may require.

The Lieutenant-Governor acquaints the House of Assembly that this Committee will receive from him, and the Officers of the Government, from whom they may seek information—every facility in conducting the business of their enquiry, while the House shall remain in Session; but, as the authority of the Committee will, according to the Law and usage of Parliament, cease at the close of the present Session, the Lieutenant-Governor will not be able to recognize their existence after a prorogation shall have taken place.

Government-House, Halifax, 5th April, 1837.

Ordered, That the Message do lie on the Table.

Resolution for
Com. to wait on
Gov. & request dis-
charge of Execution
against Colin
Campbell

Mr. Fairbanks moved that the House do come to a Resolution as followeth, viz:

Whereas, the Committee to whom was referred the Petition of Colin Campbell, of Weymouth, to be relieved from his liability under a Judgment against him at the suit of the Crown, have recommended to the House, that the property of the Petitioner should be discharged from any further claim on account of said Judgment, on his paying to the Sheriff the amount of Fees due to him thereon. *Resolved*, That a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, and respectfully request that he will be pleased to direct His Majesty's Attorney-General to carry into effect the recommendation of said Committee, unless it should appear to His Majesty's Attorney General that there are any circumstances, not disclosed to the said Committee, which would warrant a further proceeding upon said Judgment: which, being seconded,

Amended

Mr. W. Young moved that the following words be added to said Resolution, as an amendment, and stand part of the question, viz:—"against the said Colin Campbell; taking such steps or obligation as may be necessary to preserve the rights of the Crown, under the Judgment recovered against the property of the said Samuel Campbell and Colin Campbell, the Co-Surety": which amendment being seconded and put, passed in the affirmative. The

THURSDAY, 6th APRIL, 1837.

The question being then put from the Chair that the Resolution as amended be agreed to, and the House dividing thereon, there appeared, for the Resolution as amended, twenty-nine; against it, eight. Passed as amended

For the amended Resolution,

| | | |
|-----------------------|----------------------|---------------------|
| <i>Mr Stewart</i> | <i>Mr B Smith</i> | <i>Mr Uniacke</i> |
| <i>Mr D'Entremont</i> | <i>Mr Bell</i> | <i>Mr W Young</i> |
| <i>Mr Rudolf</i> | <i>Mr Dodd</i> | <i>Mr Allison</i> |
| <i>Mr Huntington</i> | <i>Mr Clements</i> | <i>Mr W Sargent</i> |
| <i>Mr Fairbanks</i> | <i>Mr Dewolf</i> | <i>Mr Holland</i> |
| <i>Mr Holdsworth</i> | <i>Mr Spearwater</i> | <i>Mr Kavanagh</i> |
| <i>Mr Whitman</i> | <i>Mr Elder</i> | <i>Mr Archibald</i> |
| <i>Mr Miller</i> | <i>Mr Dickey</i> | <i>Mr Taylor</i> |
| <i>Mr DesBarres</i> | <i>Mr Lewis</i> | <i>Mr J Sargent</i> |
| <i>Mr Heckman</i> | <i>Mr Halton</i> | |

Against it.

Mr McLellan
Mr Forrester
Mr McDonald
Mr Benjamin
Mr Goudge
Mr J Young
Mr Morton
Mr Chipman

So it passed in the affirmative.

Ordered, That Mr. Fairbanks, Mr. Bell and Mr. W. Young, be a Committee, pursuant to said Resolution.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have passed a Bill, entitled, An Act for increasing the Capital Stock of the Shubenacadie Canal Company and the number of Shares therein; for conferring further powers on that Corporation, and for other purposes—to which Bill they desire the concurrence of this Honorable House.

The Council have agreed to the following Bills without any amendment, viz :

The Bill, entitled, An Act to continue the Act in addition to, and in amendment of, the Act to prevent Nuisances by Hedges, Wears and other Incumbrances, obstructing the passage of Fish in the Rivers of this Province.

The Bill, entitled, An Act to continue the Act for the better preservation of the Property of the Inhabitants of the Town of Halifax, by providing for a sufficient Watch at Night.

The Bill, entitled, An Act to continue the Act for the support and regulation of Light-Houses.

The Bill, entitled, An Act to continue the Act to regulate the Pilotage of Vessels at the Port of Halifax, and the several Acts in amendment thereof and additional thereto.

The Bill, entitled, An Act to continue the Act to provide for the Accommodation and Billeting of His Majesty's Troops, or of the Militia, when on their march from one part of the Province to another.

The Bill, entitled, An Act to continue the several Acts concerning the Bridewell and Police in Halifax.

The Bill, entitled, An Act to continue an Act relating to the Court of Commissioners at Halifax.

The Bill, entitled, An Act to continue the Act relating to Grand Jurors,

The Bill, entitled, An Act to continue the Act for the better regulation of Sable Island and Seal Islands in this Province.

The Bill, entitled, An Act to continue the Act to repeal the Act to amend the Acts respecting Firewards and Fires in Halifax.

And then the Messenger withdrew.

Mr. Fairbanks, pursuant to special leave given, presented a Bill to continue the proceedings of the Committee appointed to try the contested Election for the County of Cumberland, and the same was read a first time; and thereupon,

Mr. Uniacke moved that the further consideration of the Bill be deferred until this day three months: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-two; against it, eighteen.

Passed as amended

Message from Council

Council have passed Bill relating to Shubenacadie Canal Company

Have agreed to Bills without amendment, viz: Bill to continue River Nuisance Act

Bill to continue Halifax Night Watch Act
 Bill to continue Light House Act

Bill to continue Halifax Pilotage Acts
 Bill to continue Billeting Acts

Bill to continue Bridewell Act

Bill to continue Commrs. Court Act

Bill to continue Grand Jurors Act
 Bill to continue Sable Island Act
 Bill to continue Fireward Act

Bill presented to continue proceedings of Cumberland Election Com.

Motion to defer consideration three months

For

THURSDAY and FRIDAY, 6th and 7th APRIL, 1837.

For the motion,

| | |
|--------------|----------------|
| Mr Fairbanks | Mr Lewis |
| Mr Rudolf | Mr J Sargent |
| Mr Archibald | Mr B Smith |
| Mr Uniacke | Mr Taylor |
| Mr Whitman | Mr Clements |
| Mr Benjamin | Mr Dickey |
| Mr Holmes | Mr Kavanagh |
| Mr Heckman | Mr Hatton |
| Mr Dodd | Mr Miller |
| Mr Dewolf | Mr D'Entremont |
| Mr Thorne | Mr Chipman |

Against the motion,

| | |
|---------------|--------------|
| Mr McLellan | Mr Allison |
| Mr Spearwater | Mr Forrester |
| Mr McDonald | Mr W Sargent |
| Mr Huntington | Mr DesBarres |
| Mr Holdsworth | Mr Goudge |
| Mr Holland | Mr J Young |
| Mr Annand | Mr Doyle |
| Mr Bell | Mr Upham |
| Mr Howe | Mr W Young |

So it passed in the affirmative.

Leave given to bring in General Bill to continue proceedings of contested Elections

Mr. Howe moved that leave be given to bring in a Bill to continue until next Session the proceedings of such Committees upon Controverted Elections, as may not have reported finally before the end of the present Session : which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-seven; against it, eight.

For the motion,

| | |
|--------------|--------------|
| Mr J Young | Mr DesBarres |
| Mr Archibald | Mr Forrester |
| Mr Fairbanks | Mr Dodd |
| Mr Upham | Mr Dewolf |
| Mr W Young | Mr Howe |
| Mr Whitman | Mr Allison |
| Mr Benjamin | Mr Annand |
| Mr Goudge | Mr Lewis |
| Mr Doyle | Mr B Smith |

Against the motion,

| | |
|----------------|-------------|
| Mr Taylor | Mr Hatton |
| Mr Holdsworth | Mr Kavanagh |
| Mr McDonald | Mr Dickey |
| Mr McLellan | Mr Miller |
| Mr Bell | Mr Uniacke |
| Mr D'Entremont | Mr Heckman |
| Mr Spearwater | Mr Holmes |
| Mr Huntington | Mr Rudolf |
| Mr Holland | |

So it passed in the affirmative.

Order of Day Road Scales postponed

The Order of the Day being read,

Ordered, That the respective Scales of Division of the Road Monies, be reported to-morrow.

Then the House adjourned until To-morrow, at eleven of the Clock.

Friday, 7th April, 1837.

Order of day Scales of Subdivision of Road Money presented

The Order of the Day being read,

Pursuant to order, the undermentioned Members reported and delivered to the House, Scales of Sub-division of the sum of £10,000 appropriated for the Service of Roads and Bridges, in the respective Counties of this Province, viz :—

| | | |
|---|--|--|
| Mr. Howe, for the County of Halifax, | | Mr. Chipman, for the County of King's, |
| Mr. Upham, for the County of Colchester, | | Mr. Thorne, for the County of Annapolis, |
| Mr. Hatton, for the County of Pictou, | | Mr. Huntington, for the County of Yarmouth, |
| Mr. J. Young, for the County of Sydney, | | Mr. W. Sargent, for the County of Shelburne, |
| Mr. DesBarres, for the County of Guysboro', | | Mr. Fairbanks, for the County of Queen's, |
| Mr. Stewart, for the County of Cumberland, | | Mr. Rudolf, for the County of Lunenburg. |
| Mr. Allison, for the County of Hants, | | Mr. Kavanagh, for the County of Richmond. |

Which being severally read,

Motions to alter Colchester Scale negatived

Mr. McLellan moved that the sum of £187 10 be given to the Township of Londonderry, for the Main and Cross Roads therein, for the present year, out of the £750 granted to Colchester for that service: which, being seconded and put, passed in the negative.

Mr. McLellan then moved that the sum of £152 be given to the Township of Londonderry, for the Main and Cross Roads therein, for the present year, out of the £750 granted to Colchester for that service: which, being seconded and put, passed in the negative.

Mr. McLellan then moved that the sum of £90 be given to the Township of Londonderry, for the Main and Cross Roads therein, for the present year, out of the sum of £750 granted to Colchester for that service: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, fifteen; against it, eighteen. So it passed in the negative.

Motion to substitute a different Scale for

Mr. Holmes moved that in place of the Scale presented for the County of Pictou, the following be substituted, viz :—

Scale

FRIDAY, 7th APRIL, 1837.

| Scale of division of the Road Money allotted to the County of Pictou. | | |
|--|------|------|
| West River Bridge | £230 | 0 0 |
| Stewiac Road | 50 | 0 0 |
| From County line to 10 Mile House | 10 | 0 0 |
| From 10 Mile House to Pictou | 10 | 0 0 |
| From 3 Mile House to River John | 15 | 0 0 |
| From West River to Middle River by G. H | 10 | 0 0 |
| From Middle River to Albion Mines | 20 | 0 0 |
| From Fishery grant to New Glasgow | 20 | 0 0 |
| From New Glasgow to Sutherland's River | 20 | 0 0 |
| From Sutherland's River to Sydney County line | 50 | 0 0 |
| From River John to Cape John, by Strumberg | 5 | 0 0 |
| From Alexander McDonald's to Toney River, Cape John | 10 | 0 0 |
| From Town Gut to Toney River | 10 | 0 0 |
| From Pictou Town to McMillan's, on the new line | 25 | 0 0 |
| From Pictou Town to Cariboo, by William Graham's | 10 | 0 0 |
| From Urquhart's, Mount Tom, to McRae's mill | 10 | 0 0 |
| From Cameron's Salt Springs up the East side the West River | 10 | 0 0 |
| To repair the Road from Angus Graham's, to the County line, by John Hatche's | 10 | 0 0 |
| To repair the road from W. R. to Mill Brook | 10 | 0 0 |
| To repair the road from Ruduk's Mill to Spry Point | 5 | 0 0 |
| From Albion Mines to Cross Roads at Grant's Bridge | 10 | 0 0 |
| From Grant's Bridge to Hugh Young's, Miller | 10 | 0 0 |
| To repair the Bridge at Hugh Fraser's, E. B. | 10 | 0 0 |
| To repair the road from Albion Mines to Hopewell | 15 | 0 0 |
| To repair the road from W. B. Meeting to Middle River forks | 10 | 0 0 |
| To repair the road from W. to E. branches by Grants | 15 | 0 0 |
| To repair the road from N. G. to R. McLeod's by the Marsh | 10 | 0 0 |
| To repair the Road from Kennedy's to St. Mary, by G. of Eden | 20 | 0 0 |
| To repair the road from McDonald's Mill to Boat Harbour | 15 | 0 0 |
| To repair the road from D. McLean's W. B. to A. Chisholm's | 5 | 0 0 |
| To repair the road from A. Chisholm's to the head of W. branch | 5 | 0 0 |
| To repair the road from McPhee's Shop to McLellan's Mount | 5 | 0 0 |
| To repair the road from E. B. to Sutherland's Mountain | 5 | 0 0 |
| To repair the road from Green Hill to Balfour's | 10 | 0 0 |
| To repair the road from 2d Douglas to the Point | 10 | 0 0 |
| To repair the road from Fraser's Point to Albion Mines | 10 | 0 0 |
| To repair the road from Irish Mount to Robertson's | 5 | 0 0 |
| From D. Murray's to A. McKenzie's, Barney's River | 10 | 0 0 |
| From G. McLeod's to head of Bailie's Brook | 7 | 10 0 |
| From John Sutherland's to Bayley's, by McLean's | 7 | 10 0 |
| To assist to build a bridge on South River, on new line from McLellan's Mount to the Wentworth grant | 5 | 0 0 |
| To repair the road from Gulf Shore to the Back Settlement of Knoidart, by Donald McDonald's | 10 | 0 0 |
| To repair the Bridge at Dewar's, Barney's River | 20 | 0 0 |
| To repair the road from Balnamorrie to Gibb's Meadow | 10 | 0 0 |
| To repair the road from A. McKenzie's, towards St. Mary's by A. Grant's | 10 | 0 0 |
| | £790 | 0 0 |

Which motion being seconded and put, passed in the negative.

Mr. Morton moved that instead of so much of the Scale of Division of Road Monies presented for the County of King's, as relates to the Township of Cornwallis, in said County, the following be substituted, viz :

Motion to alter part of King's County Scale negatived

FRIDAY, 7th APRIL, 1837.

| Division of the Road Money for the Township of Cornwallis. | | |
|--|------|-----|
| From Kentville to Aylesford line, and to alter the road near Geo. Harrington's | £32 | 0 0 |
| From Aylesford line, near Abner Woodworth's, to Thorn Brook | 10 | 0 0 |
| From the new Cornwallis Bridge to Aylesford line, passing over the Grand Dike | 10 | 0 0 |
| From Aylesford line, under the South Mountain, to the Joel English Road, past Enoch Condon's | 10 | 0 0 |
| For the road leading South near Joseph Dunham's, past Bishop's mill | 8 | 0 0 |
| For the road up the Mountain, near Benjamin Burgess's, Junior | 6 | 0 0 |
| From Wm. Pinceo's to David Shaw's | 6 | 0 0 |
| From the Annapolis road, southerly past Nelson Chute's, and westerly to the Aylesford line, near the Palmer Settlements | 7 | 0 0 |
| From the Ilsley Settlement to Black Rock Road | 5 | 0 0 |
| From the Turner's point road past Cogswell's to Aylesford line | 6 | 0 0 |
| For the road from John Givan's, southerly over the Mountain to Condon's line | 10 | 0 0 |
| From the main road near Alfred Skinner's, northerly up the Mountain | 10 | 0 0 |
| For the Turner point road | 12 | 0 0 |
| For the new Cove road | 6 | 0 0 |
| For the road and bridge from James Cox's to the Annapolis road, past Jacob Webster's | 10 | 0 0 |
| For the road and bridge from the Annapolis road near Davison's, passing John Parson's, to the Baptist Meeting-House in Bill Town | 7 | 0 0 |
| From the Black Rock Road, westerly past Thomas White's | 10 | 0 0 |
| For the road up the Mountain, near Widow Bentley's to Huntington's point | 10 | 0 0 |
| For the road passing Brinnen's and Murphy's | 5 | 0 0 |
| From Hall's Harbour, past Daniel Porter's and Alexander Boles' to the Sheffield Vault | 6 | 0 0 |
| For the road past Stephen Dunham's to Hall's Harbour, and westerly to Huntington's point | 8 | 0 0 |
| From Baxter's Harbour to the foot of the mountain | 6 | 0 0 |
| From Baxter Harbour road westerly past Nathaniel Ross's to Newcomb's Mill | 5 | 0 0 |
| From the brow of the Mountain to the Bay Shore, passing James Newcomb's | 5 | 0 0 |
| From Joseph Newcomb's to Scot's Bay | 12 | 0 0 |
| From Daniel Huntley's easterly to Lyon's Hill | 8 | 0 0 |
| For the road to lower Pero and the Lyon's Hill | 10 | 0 0 |
| From the Lyon's Hill, past the White Waters to the top of the Mountain, near Blomedon | 6 | 0 0 |
| For the road and bank at the Town Plot | 5 | 0 0 |
| For the new road leading to the Bay Shore, past John Barnaby's, Jun. Saw Mill | 5 | 0 0 |
| From Samuel Rockwell's to Hall's Harbor and past Luther Porter's to Foot's | 7 | 0 0 |
| | £263 | 0 0 |

Which motion being seconded and put, passed in the negative.

Motion to refer Lunenburg Scale to Select Com. negative

Mr. Miller moved that the Scale of Sub-division of Road Money, for the County of Lunenburg, be referred to a Committee to report upon, with a view to equalise the sums appropriated for the different parts of the County: which, being seconded and put, passed in the negative.

Scales of division agreed to and passed as resolutions

The said several Scales of division reported and presented, were then, upon the question severally put thereon, agreed to by the House, and passed as Resolutions appropriating and dividing the several sums therein respectively mentioned.

(See Appendix, No. 70.)

Resolutions for placing Inverness Road Money at disposal of Lt. Gov.

On motion of Mr. W. Young, *resolved*, that the sum of Four Hundred and Forty Pounds appropriated for the service of Roads and Bridges in the County of Inverness, in the present year, be placed at the disposal of His Excellency the Lieutenant-Governor.

On motion of Mr. Uniacke, *resolved*, that the sum of Five Hundred and Twenty-five Pounds,

Pounds, granted during the present Session, for the Roads and Bridges, in the County of Cape-Breton, and not specially appropriated, be applied and expended in such manner as His Excellency the Lieutenant-Governor for the time being may think fit.

Sum for Roads in County of Cape-Breton placed at disposal of Gov.

Ordered, That the Clerk do carry to the Council the general Scale of division of Road Monies, passed on the 20th March last; and also, the Scales of sub-division thereof, resolved upon this day, and the foregoing Resolutions in regard to the sums allotted therefrom, to the Counties of Cape-Breton and Inverness, and desire the concurrence of the Council to the same respectively.

General Scale of Division with Sub-divisions & resolutions regarding road Monies sent to Council

The engrossed Bill from the Council, entitled, An Act for increasing the Capital Stock of the Shubenacadie Canal Company, and the number of Shares therein, for conferring further powers on that Corporation, and for other purposes, was read a third time; and thereupon,

Council's Shubenacadie Canal Company Bill read and referred to Select Committees

Ordered, That the Bill be referred to Mr. Uniacke, Mr. Howe, Mr. Bell, Mr. Huntington, Mr. J. Young, Mr. Taylor and Mr. Forrester, to examine and report thereon to this House, with amendments or otherwise.

Mr. Doyle, pursuant to leave given, presented a Bill respecting the proceedings had before certain Select Committees, for trying Controverted Elections, and the same was read a first time; and thereupon,

Bill presented respecting Election Com.

Mr. Uniacke moved that the further consideration of the Bill be deferred until this day three months: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, fifteen; against it, twenty-four.

Motion to defer consideration for 3 months, negatived

For the motion,

Mr Rudolf
Mr Whitman
Mr Wilkins
Mr Heckman
Mr Miller
Mr Chipman
Mr Clements
Mr Holmes

Mr Taylor
Mr J Sargent
Mr Uniacke
Mr Dewolf
Mr Hatton
Mr Thorne
Mr Kavanagh

Mr DesBarres
Mr Allison
Mr Holdsworth
Mr Spearwater
Mr Annand
Mr Upham
Mr Archibald
Mr W Sargent

Against the motion,

Mr Bell
Mr Holland
Mr Howe
Mr D'Entremont
Mr Fairbanks
Mr Huntington
Mr McLellan
Mr McDonald
Mr McDougall
Mr Forrester
Mr Benjamin
Mr J Young
Mr W Young
Mr Lewis
Mr Doyle
Mr Goudge

So it passed in the Negative.

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

2d reading of Bill ordered for to-morrow

An engrossed Bill respecting the Militia of the Province, was read a third time; and thereupon,

Engrossed Bill respecting Militia read 3d time
Motion to defer Bill negatived

Mr. Rudolf moved that the further consideration of the Bill be deferred until this day three months: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, eight; against it, twenty-nine.

For the motion,

Mr Rudolf
Mr Uniacke
Mr Heckman
Mr Miller
Mr Benjamin
Mr Morton
Mr Holmes
Mr Taylor

Mr Holland
Mr Kavanagh
Mr Hatton
Mr Dewolf
Mr Allison
Mr Holdsworth
Mr Spearwater
Mr Annand
Mr Archibald
Mr Thorne

Against the motion,

Mr W Sargent
Mr Bell
Mr J Sargent
Mr Howe
Mr D'Entremont
Mr Fairbanks
Mr DesBarres
Mr McDougall
Mr McDonald
Mr McLellan
Mr Forrester
Mr Upham
Mr J Young
Mr Whitman
Mr W Young
Mr Chipman
Mr Huntington
Mr Doyle
Mr Clements

So it passed in the Negative.

Resolved, That the Bill do pass, and that the title be, An Act respecting the Militia of this Province.

Bill passed & sent to Council

Ordered, That the Clerk do carry the Bill to the Council, and desire their concurrence.

Mr. Uniacke reported from the Select Committee, on the Account of C. H. Belcher, for binding 4th Volumes of the Province Laws, &c.; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

Report on C. H. Belcher's Account

(See Appendix, No. 71.)

Ordered, That the Report be referred to the Committee of Supply.

Referred to Com. of Supply
Mr.

FRIDAY, 7th APRIL, 1837.

Report on Pet. for
expenses of Transi-
ent Paupers

Mr. Miller reported from the Select Committee to whom were referred several Petitions of Overseers of the Poor, praying reimbursements of Expenses of Transient Paupers; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix, No. 72.)

Referred to Com.
of Supply

Ordered, That the Report together with the Petitions therein favorably reported on, be referred to the Committee of Supply.

Motion to refer Pet.
of W. H. Starritt to
Com. of Supply,
negatived

Mr. Doyle moved that the Petition of William H. Starritt, with the Report of the Select Committee thereon, be referred to the Committee of Supply: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, thirteen; against it, twenty-one. So it passed in the negative.

Message of Lt. Gov.
sent yesterday read

On motion of Mr. Howe, the Message of His Excellency the Lieutenant-Governor, sent yesterday to this House, was read; and thereupon,

Resolution for Com.
to answer same

On motion of Mr. Howe, *resolved*, that a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, and express the regret of this House, that His Excellency has put a construction on the Resolution passed on the 21st March, relative to the Revenue Establishment, which, in the opinion of this House, it was never intended to bear. Committees to conduct enquiries during the recess, are sanctioned by precedents on the Journals—one was moved for by Mr. Bliss, in 1831, to select a site for a Country Market, on which that Gentleman, the Speaker, and eight other Members served.—These Committees have been found useful, saving as they do the expense of Special Commissions; but it was never contemplated that, after the prorogation of the Assembly, they possessed any power to send for Persons and Papers, or that in their intercourse with the Executive, Public Officers or others, they had any rights beyond those of Individual Members seeking information, with reference to public objects, to be communicated in their places to the House of Assembly at its next Session. The Committee to which His Excellency's Message of yesterday refers, the House cannot believe, will attempt, in any thing committed to their charge, to infringe the law and usage of Parliament.

Ordered, That the Committee appointed on the subject of combining the Revenue Offices, be a Committee for the above purpose.

Com. to search
Council's Journals
on Quadrennial Bill

On motion of Mr. Doyle, *resolved*, that a Committee be appointed to search the Journals of the Council, in relation to any further proceedings had in Council on the Bill for limiting the duration of the General Assemblies, &c. and to report thereon to this House.

Ordered, That Mr. Huntington, Mr. Chipman and Mr. J. Young, be a Committee for the above purpose.

Com. to report on
repairs and manage-
ment of Public
Buildings

On motion of Mr. J. Young, *resolved*, that the Committee appointed on the 22d February last, to examine and report on the present state of the Public Buildings, be instructed to report also, after making enquiry, on the best mode of providing for the annual repairs and management of the said Buildings.

Message from Coun-
cil

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

Agree to Members
vacating Seats Bill
as amended

The Council have agreed to the Bill, entitled, An Act to enable Members of the House of Assembly about to leave the Province, or unable, from indisposition, to attend their duty, to resign their seats therein, as amended.

Council agree to
Bill to continue the
Comrs. Court
Constable Fees
And Yarmouth Fire
Engine Bill without
amendts.

The Council have agreed to the Bill, entitled, An Act to continue the Act to regulate the Fees of the Constable of the Court of Commissioners at Halifax; and to

Council agree to
Bill to remedy mis-
take in Highway
Bill with amendts.

The Bill, entitled, An Act for providing Fire Engines for the Town of Yarmouth, and for other purposes, severally without any amendment.

The Council have also agreed to the Bill, entitled, An Act to remedy a mistake in the Act relating to Highways, Roads and Bridges, with amendments, to which amendments they desire the concurrence of this Honorable House.

And then the Messenger withdrew.

The

FRIDAY, 7th APRIL, 1837.

The amendments proposed by the Council to the last mentioned Bill were read a first time. Amendts. read

Ordered, That the amendments be read a second time.

The House proceeded to take into consideration the amendments proposed by the Council to the Bill, entitled, An Act for abolishing the office of Associate Judge of the Supreme Court, and the same were read a second time, and are as followeth : Consideration of amendts. to Associate Judge Bill

At the end of the title add the following words : " And to amend and render perpetual an Act, made and passed in the fourth year of His present Majesty's Reign, entitled, An Act respecting the Trial of Issues in the Supreme Court, and for regulating the times of holding the Circuits of the said Court in the several Counties and Districts of this Province." Amendts. read Amendts. in title

At the end of the Bill add the following clauses :

And be it further enacted, That the Act made and passed in the fourth year of His present Majesty's reign, entitled, An Act respecting the Trial of Issues in the Supreme Court, and for regulating the times of holding the Circuits of the said Court in the several Counties and Districts of this Province, and every matter, clause and thing, therein contained, be, and the same are hereby, made perpetual. Amendt. to make perpetual the Act respecting the trial of issues

And be it further enacted, That whenever the Judge who has presided at the Trial of any Cause in the Circuit of the Supreme Court, in any County in this Province, shall, upon due application, refuse to grant a rule nisi, to set aside the verdict passed in such Cause, and to grant a new Trial therein, and the Counsel for the Party making such application shall, on or before the last day of the Term in which the said Cause has been tried, file a written Statement, setting forth specifically his objections to the Law, as delivered by such Judge on the Trial, and the Party on whose behalf such application has been made shall also file sufficient Bail, in such reasonable amount as the said Judge shall direct, to respond the Judgment to be finally given in the said Cause, then, and in such case, it shall not be lawful to enter up any Judgment upon such verdict until after the four first days of the next ensuing Term of the Supreme Court at Halifax, in order that the party dissatisfied with the said verdict may have an opportunity of applying to the Supreme Court at Halifax for a rule nisi, to set the same aside. Amendt. to add clause relating to granting rules for new Trials

The amendments proposed to the title of the Bill being again read,

On motion of Mr. W. Young, *resolved*, that the said amendments be amended by leaving out the words " render perpetual," and inserting in place thereof the word " continue." First amendment amended

The first clause proposed by said amendments to be added to the Bill, being again read—

Mr. W. Young moved, that the said clause be amended by leaving out all the words thereof after the word " contained," and inserting in place of the words so left out, the following words, " except in so far as the same have been altered by the Act passed in the fifth year of His present Majesty's Reign, entitled, An Act to discontinue one sitting of the Supreme Court in each year, in the Upper and Lower Districts of the County of Sydney, and for altering the sittings of the said Court in the said County, and in the County of Cape-Breton, and except also, in so far as the same are altered by this Act, shall be continued, and the same are hereby continued for three years, and from thence to the end of the then next Session of the General Assembly"—which, being seconded, Motion to amend 2d amendment amended

Mr. Huntington moved as an amendment to the question, that the words " three years" be left out therefrom, and the words " one year" inserted in place thereof: which, being seconded and put, passed in the affirmative.

The main question as amended, being then put, was agreed to by the House.

On motion of Mr. W. Young, *resolved*, that the said amendments proposed by the Council be further amended, by inserting therein after the said first clause, and before the second clause, proposed to be added to the Bill, the two following clauses, viz :— Further amendment of amendments by adding clauses

" *And be it further enacted*, That, from and after the passing of this Act, the Supreme Court shall be held at Truro, in the County of Colchester, on the first Tuesday of June and second Tuesday of September, in each year; at Pictou, in the County of Pictou, on the second Tuesday of June and third Tuesday of September, in each year; and at Amherst, in the County of Cumberland, on the third Tuesday of June and on the fourth Tuesday of September, in each year."

TT

And

FRIDAY, 7th APRIL, 1837.

"And be it further enacted, That all Writs, Process, Recognizances and Complaints, which are or shall be made returnable to the said Supreme Court at its next Sittings, in the said Counties, shall be returned, and be held, and deemed to be returnable, on the days herein appointed for such respective Sittings of the said Courts; and all parties and persons who are bound or summoned, or who ought to appear at the said Courts, or any of them, at the next Sittings thereof in any of the said Counties, shall be held and obliged to appear at such Court, at the days and times on which such Sittings respectively are hereby directed to be held."

The last clause proposed by the amendments of the Council to be added to the Bill, being then again read,

Motion not to agree to last amendment negatived

Mr. Huntington moved, that the said proposed amendment to add said clause, be not agreed to by this House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, thirteen; against it, twenty-three.

For the motion,

| | |
|---------------|-------------|
| Mr Doyle | Mr Morton |
| Mr Lewis | Mr Thorne |
| Mr Howe | Mr B Smith |
| Mr Huntington | Mr McDonald |
| Mr Bell | Mr Clements |
| Mr Upham | Mr Kavanagh |
| Mr Dewolf | |

Against the motion,

| | | |
|---------------|---------------|--------------|
| Mr Whitman | Mr Miller | Mr Holland |
| Mr Halton | Mr W Young | Mr Fairbanks |
| Mr Taylor | Mr Benjamin | Mr Rudolf |
| Mr Uniacke | Mr Heckman | Mr McDougall |
| Mr J Sargent | Mr DesBarres | Mr J Young |
| Mr Holdsworth | Mr Holmes | Mr Chipman |
| Mr Allison | Mr Forrester | Mr W Sargent |
| Mr McLellan | Mr Spearwater | |

So it passed in the Negative.

Amendments agreed to as amended

The said several amendments proposed by the Council being then again read as amended by this House, were, upon the question put thereon, agreed to by the House, as amended.

Resolution for Conference to Communicate proceedings of House on amendments to associate Judge Bill

On motion of Mr. W. Young, *resolved*, that a Conference be asked with His Majesty's Council, by Committee, on the subject of the amendments proposed by the Council to the Bill, entitled, An Act for abolishing the Office of Associate Judge of the Supreme Court, and that the Committee of this House be instructed to state to the Committee of His Majesty's Council, that it is the intention of this House, before it is prorogued, or at an early day in the next Session, to take up the question of the Judiciary, and to propose certain changes in the arrangement of the Circuits held by the Supreme Court under the Laws now in force; and in the meanwhile, the House are not inclined to go farther than to continue for one year the Act of 1834, which expires at the end of this Session; it is not to be supposed that this House would attempt an arrangement of the Circuits which the Judges of the Supreme Court could not in fact perform. The Office of Associate Judge has been long felt, especially since the appointment of the first Justices of the Common Pleas, to impose an unnecessary and useless burthen on the Treasury. It is the unanimous wish of this House that it should be abolished; but the House do not desire in the Bill for that purpose to render perpetual the mode of trial and arrangement of the Circuits provided for in the Act of 1834. The amendments of His Majesty's Council now proposed would make it perpetual, although, in fact, it has been altered by the subsequent Act of 1835, so that if the House were to adopt the Bill as amended, the two enactments, while they would be inconsistent with each other, would both of them be in force—the Act of 1835 for example, which is a perpetual Act, declares that the Supreme Court shall sit but once in each year, in the County of Sydney; but the Act of 1834, which the amendments of His Majesty's Council would make perpetual, declares that the Supreme Court shall sit twice a year in the same County. The Committee of this House are instructed for these reasons to state, that the House have felt it necessary to modify the amendments of His Majesty's Council, and trust, that they will assent to the Bill in its present shape, so as to avert any danger of perpetuating the Office of Associate Judge by a new appointment, which would give great dissatisfaction to this House and to the Country.

Ordered, That the Clerk do request said Conference to-morrow.

Com. of Supply made Order of Day

Ordered, That this House will, to-morrow, resolve itself into a Committee of the whole House, to consider further of the Supply granted to His Majesty.

Then the House adjourned until To-morrow, at Eleven of the Clock.

Saturday,

SATURDAY, 8th APRIL, 1837.

Saturday, 8th April, 1837.

A Bill to afford relief to Poor Settlers in this Province, was read a second time; and thereupon,

Mr. Archibald moved that the further consideration of the Bill, be deferred until this day three months: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twelve; against it, nineteen.

Poor Settlers relief
Bill read 2d time
Motion to defer Bill
negatived

For the motion,

Mr Forrester
Mr Archibald
Mr Upham
Mr Whitman
Mr Miller
Mr Huntington
Mr Thorne
Mr Spearwater
Mr W Sargent
Mr Clements
Mr Bell
Mr J Sargent

Against the motion,

Mr Taylor
Mr Holdsworth
Mr Kavanagh
Mr Halton
Mr McDougall
Mr W. Young
Mr Holmes
Mr Rudolf
Mr Stewart
Mr Heckman
Mr D'Entremont
Mr Uniacke

Mr Dewolf
Mr Benjamin
Mr Chipman
Mr B Smith
Mr Morton
Mr J Young
Mr Fairbanks

So it passed in the Negative.

Ordered, That the Bill be committed to a Committee of the whole House.

Bill committed

On motion of Mr. Upham, *resolved*, that the sum of £5 granted in 1832 from Cork Settlement to Downing's, and the sum of £6 for a Bridge near Drysdale's, in Earl Town, be now appropriated and expended on the main road from Onslow to Tatamagouche, in addition to £40 granted for that purpose the present year.

Resolution to
change appropriati-
on on roads in Col-
chester

Ordered, That the Clerk do carry the Resolution to the Council, and desire their concurrence.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council agree to the Conference desired by this Honorable House on the subject of the amendments proposed by the Council to the Bill, entitled, An Act for abolishing the Office of Associate Judge of the Supreme Court; and the Committee of the Council are now ready to meet the Committee of this House.

Council agree to
conference on
amendments to as-
sociate Judge Bill

And then the Messenger withdrew.

Ordered, That Mr. W. Young, Mr. Howe, and Mr. DesBarres, do manage the Conference.

Com. of conference

So they went to the Conference; and being returned,

Mr. W. Young reported that the Managers had been at the Conference, and had complied with the instructions of the House.

Conference held &
reported

Ordered, That the Clerk do carry to the Council, the Bill, entitled, An Act for abolishing the Office of Associate Judge of the Supreme Court, with the amendments proposed by the Council thereto, and the amendments of this House to the amendments of the Council, and acquaint the Council that this House have agreed to the amendments of the Council, with amendments, and desire the concurrence of the Council to the last mentioned amendments.

Associate Judge Bill
with amendments
sent back to Coun-
cil

On motion, the House resolved itself into a Committee of the whole House on the further consideration of the several Bills which stood committed.

House go into Com.
on Bill

Mr. Speaker left the Chair.

Mr. Kavanagh took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had gone through the Bill to afford relief to Poor Settlers in this Province, and had made some amendments thereto, which they had directed him to report to the House with the Bill; and he delivered the Bill with the amendments in at the Clerk's Table.

Poor settlers relief
Bill reported with a-
mendments

The

SATURDAY, 7th APRIL, 1837.

The Chairman also acquainted the House that he was directed by the Committee to ask for leave to sit again on the consideration of Bills committed, which the House agreed to.

Amendments agreed to

The said amendments being read, were, upon the question put thereon, agreed to by the House.

Bill to be engrossed

Ordered, That the Bill with the amendments be engrossed.

Bill presented to continue County of Annapolis Election Com.

Mr. Doyle, pursuant to special leave given, presented a Bill to continue the Select Committee appointed to try the Election of Frederick a Robicheau for the County of Annapolis—and the same was read a first time.

Ordered, That the Bill be read a second time.

Report on River Nuisance Bill

Mr. Uniacke reported from the Select Committee to whom was referred the Bill to prevent Nuisances in the Rivers of this Province, and to preserve and protect the River Fisheries ; that the Committee had considered the Bill, and had made some amendments there-to—which they recommend to the House with the Bill ; and the said amendments being read,

Motion to commit the Bill

Mr. Uniacke moved that the Bill with the amendments be committed to a Committee of the whole House : whereupon,

Amendr. moved, to defer Bill 3 months negatived

Mr. Doyle moved, as an amendment to the question, to leave out the words “ committed to a Committee of the whole House,” and insert instead thereof the words “ further considered on this day three months”: which, being seconded and put, passed in the negative.

The main question being then put,

Bill committed

Ordered, That the Bill be committed to a Committee of the whole House.

Report from Com. to wait on Gov. for returns of Fees of first Justices of Common Pleas

Mr. Howe reported from the Committee appointed to wait upon His Excellency the Lieutenant-Governor to request Returns of Fees taken by the First Justices of the Inferior Courts of Common Pleas, and their authority therefor ; and also, Returns of Suits in Courts in the County of Cumberland ; that the Committee had complied with the instructions of the House, and that His Excellency was pleased to say that he would communicate to the House his Answers in writing.

Report from Com. to wait on Gov. relative to combining Revenue Establishments

Mr. Howe also reported from the Committee appointed yesterday to wait on His Excellency the Lieutenant-Governor with a Resolution of this House, in reference to the Message of His Excellency noticing the Resolution of this House, passed on the 21st March, on the subject of the Revenue Establishment ; that the Committee had so waited on His Excellency, and communicated to him the Resolution of this House, pursuant to order.

Report from Com. to wait on Gov. relative to case of Clarke & Reid

Mr. W. Young reported from the Select Committee appointed to wait upon His Excellency the Lieutenant-Governor with Copies of the Petition of Robert D. Clarke and Adam Reid, and the report of the Committee thereon, and to request His Excellency's interference therein ; that the Committee had so done, and that His Excellency was pleased to say that he would communicate, in writing, his Answer to the application.

Report from Com. to wait on Gov. relative to case of Colin Campbell

Mr. Fairbanks reported from the Select Committee appointed to wait upon His Excellency the Lieutenant-Governor in reference to the Petition of Colin Campbell, and the report of the Committee thereon ; that the Committee had so waited upon His Excellency, and communicated the request of the House, and that His Excellency, in answer to the application, was pleased to say that he would communicate to the House in writing upon that subject.

Orders of Day Supply postponed

The Orders of the Day being read,

Ordered, That this House will, on Monday next, resolve itself into a Committee of the whole House, to consider further of the Supply granted to His Majesty.

2d reading of Election Com. postponed

Ordered, That the second reading of the Bill respecting the proceedings had before certain Select Committees for trying Controverted Elections, be postponed until Monday next.

Then the House adjourned until Monday next, at eleven of the Clock.

Monday.

MONDAY, 10th APRIL, 1837.

Monday, 10th April, 1837.

On motion of Mr. B. Smith, *resolved*, that the sum of £4 granted for the Road between Kempt and Noel, in 1834, and not drawn from the Treasury, be drawn and paid to Adam Hunter, the Commissioner, to pay for a Road Plough, furnished by him for the use of the Road.

Change of appropriation of undrawn money for road in Hants

Ordered, That the Clerk do carry the Resolution to the Council, and desire their concurrence.

Mr. Uniacke reported from the Select Committee, to whom was referred the engrossed Bill from the Council, entitled, An Act for increasing the Capital Stock of the Shubenacadie Canal Company, and the number of Shares therein, for conferring further powers on that Corporation, and for other purposes; that the Committee had considered the Bill, and report it to the House without any amendment; and thereupon,

Report on Bill relating to Shubenacadie Canal Co.

The said Bill was read a second time.

Bill read 2d time & committed

Ordered, That the Bill be committed to a Committee of the whole House.

An engrossed Bill to afford relief to Poor Settlers, in this Province, was read a third time. The question was put, that the Bill do now pass, and be sent to the Council for concurrence: upon which, the House dividing, there appeared, for so passing the Bill, twenty-one; against it, sixteen.

Engrossed Poor settlers relief Bill read 3d time & passed upon division

For passing the Bill,

Against it,

| | | |
|--------------|--------------|--------------|
| Mr Forrester | Mr Dewolf | Mr Fairbanks |
| Mr Benjamin | Mr Heckman | Mr B Smith |
| Mr Hutton | Mr Taylor | Mr Allison |
| Mr Upham | Mr McDougall | Mr Kavanagh |
| Mr J Young | Mr Holland | Mr Chipman |
| Mr DesBarres | Mr W Young | Mr Stewart |
| Mr Holmes | Mr McDonald | Mr Uniacke |

| | |
|----------------|---------------|
| Mr Lewis | Mr Thorne |
| Mr W Sargent | Mr Clements |
| Mr Archibald | Mr Morton |
| Mr Holdsworth | Mr Howe |
| Mr McLellan | Mr Whitman |
| Mr Spearwater | Mr Annand |
| Mr Bell | Mr Huntington |
| Mr D'Entremont | Mr Rudolf |

So it passed in the Affirmative.

Ordered, That the Bill do pass, and that the title be, An Act to afford relief to Poor Settlers in this Province; and that the Clerk do carry the Bill to the Council, and desire their concurrence.

Bill sent to Council

Ordered, That the Account of Expenses of the Survey of the proposed line of Road from Avon Bridge to Wolfville, with the Plans and Report thereon, made pursuant to the Resolution of last Session, be referred to the Committee of Supply.

Account for survey &c. from Avon Bridge to Wolfville referred to Com. of Supply

A Message from the Council, by Mr. Halliburton:

Mr Speaker,

Message from Council

The Council have agreed to the Bill, entitled, An Act relative to Elections for the Township of Amherst, without amendment.

Agree to Amherst Election Bill

The Council have also agreed to the several Resolutions of this Honorable House, for dividing and sub-dividing the sum of £10,000 granted for the service of Roads and Bridges in the present year.

Agree to resolutions for dividing Road money

The Council request a further Conference by Committee, with a Committee of this Honorable House, on the subject of the last Conference.

Request further conference on amendments to Associate Judge Bill

And then the Messenger withdrew.

On motion, *resolved*, that this House do agree to the further Conference desired by the Council, on the subject of the last Conference, and that the Clerk do acquaint the Council therewith.

Conference agreed to and held

Ordered, That the Committee who managed the last Conference do manage this Conference.

So they went to the Conference.

The Order of the Day, for the House to resolve itself into a Committee of the whole House, to consider further of the Supply granted to His Majesty, being read,

Order of Day Com. of Supply—House go into the Com.

The House resolved itself into the said Committee.

MONDAY and TUESDAY, 10th and 11th APRIL, 1837.

Mr. Speaker left the Chair,
Mr. Rudolf took the Chair,
Mr. Speaker resumed the Chair.

Final report from
Com. of Supply

The Chairman reported from the Committee that they had gone through the business referred to them, and had come to several Resolutions thereupon, which they had directed him to report to the House.

Ordered, That the Chairman of the Committee of Supply do report the said Resolutions to-morrow.

Order of Day Elec-
tion Com. Bill 2d
reading postponed

The Order of the Day for reading a second time the Bill respecting the proceedings had before certain Select Committees for trying Controverted Elections, being read,

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

Then the House adjourned until to-morrow, at Eleven of the Clock.

Tuesday, 11th April, 1837.

Order of Day Reso-
lutions from Com. of
Supply

The Order of the Day for receiving the report of the Resolutions passed yesterday, in the Committee of Supply, being read,

Ordered, That the Chairman of the Committee do now report the said Resolutions; and thereupon,

Mr. Rudolf, the Chairman of the Committee of Supply, reported the said Resolutions; 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 follow:

£62 15s 6d expense
of Survey of new
Road from Avon
Bridge to Wolfville

Resolved, That it is the opinion of this Committee, that the sum of Sixty Two Pounds Fifteen Shillings and Six Pence be granted and placed at the disposal of His Excellency the Lieutenant-Governor, to enable him to defray the expense of the Survey, and exploring the line of Road from New Avon Bridge, near Windsor, to Mud Bridge at Wolfville, in Horton, pursuant to His Excellency's recommendation.

£100 annually for
Steam Boat on Ba-
sin of Mines for
three years

Resolved, That it is the opinion of this Committee, that the sum of One Hundred Pounds per annum, for three years, be granted and paid to any person or persons who will Navigate the Waters of the Bay of Fundy with a Steam-Boat of sufficient Horse power, to the satisfaction of the Lieutenant-Governor, to ply between Windsor and Parrsboro', and Horton and Parrsboro', to carry a Mail once each week, to each place.

£47 6s 9d to C. H.
Belcher for binding

Resolved, That it is the opinion of this Committee, that the sum of Forty Seven Pounds Six Shillings and Nine Pence be granted and paid to C. H. Belcher, for Binding and Lettering 4th Volume of the Province Laws and Journals of the Commons, and Acts of the Imperial Parliament, as per Account, and the report of the Select Committee thereon.

£300 & £400 annu-
ally for conveyance
of Mails by Stage
Coaches East and
West

Resolved, That it is the opinion of this Committee, that there should be granted and paid to the Proprietors of the Eastern and Western line of Stage Coaches for three years, from and after the end of the present year, by quarterly payments, such sum as will, with the allowance now made from the General Post-Office Fund, amount to the annual sum of Three Hundred Pounds to the former, and Four Hundred Pounds to the latter, to ensure, by each, the transmission of the Mails between Halifax and Pictou, and Halifax and Annapolis, twice in each week—the above granted amounts to be included in the Post-Office Accounts.

Half years pay to
Inspecting Field
Officers

Resolved, That it is the opinion of this Committee, that it shall be lawful for His Excellency the Lieutenant-Governor, to draw his Warrant on the Treasury, on Account of the pay or Salary of the Inspecting Field Officers of Militia, up to, and not beyond, the first day of July next.

£37 15s 1d to pay
for Provisions sent
to Country Harbor,
&c.

Resolved, That it is the opinion of this Committee, that the sum of Thirty-seven Pounds Fifteen Shillings and One Penny be granted and placed at the disposal of His Excellency, to defray the expenses incurred in furnishing Indian Meal, &c. for the relief of the Inhabitants of Country Harbor, Fisherman's Harbor, and Beckington, agreeably to their Petition.

Resolved, That it is the opinion of this Committee, that the sum of Seventy-five Pounds be granted

TUESDAY, 11th APRIL, 1837.

- granted and placed at the disposal of His Excellency, to repay the sum of Twenty-five Pounds expended by His Excellency, for the relief of the Colored Population of Hammond's Plains, Birch Hill and Preston, agreeably to the Resolution of this House, during the present Session; and also, to enable His Excellency to take such measures for the further relief and amelioration of the condition of the said Colored Population as may be deemed proper, agreeably to the Message of His Excellency to this House, of the 17th March last.
- Resolved*, That it is the opinion of this Committee, that the sum of Two Hundred Pounds be granted and placed at the disposal of His Excellency the Lieutenant-Governor, to carry on a Geological Survey of this Province, in order to ascertain the position and extent of its Mines and Minerals, and particularly with a view to discover the Beds of Rock Salt and Lime Stone.
- Resolved*, That it is the opinion of this Committee, that the sum of Thirty-three Pounds Eight Shillings and Six Pence be granted and paid to the Overseers of the Poor for the Township of Dorchester, for so much paid by them for the support of Transient Paupers, agreeably to the report of the Select Committee.
- Resolved*, That it is the opinion of this Committee, that the sum of Eighteen Pounds and Six Pence be granted and paid to the Overseers of the Poor for the Township of Annapolis, for so much paid by them for the support of a Transient Pauper, agreeably to the report of the Select Committee.
- Resolved*, That it is the opinion of this Committee, that the sum of Three Hundred Pounds be granted and placed at the disposal of His Excellency, to pay that amount expended for the repair and improvement of the Great Western Road between Halifax and Windsor, under the Resolution of this House, during the last Session.
- 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 His Excellency the Lieutenant-Governor, to enable the Commissioners of Light-Houses to put in useful operation the Light-House on Cross Island, by a revolving Light, and fixed lower Light, or otherwise to distinguish said Light-House, as the Commissioners may deem proper, agreeably to the report of the Committee.
- Resolved*, That it is the opinion of this Committee, that the sum of Fifty Pounds be granted and paid to the Adjutant-General of Militia, for his services for the present year.
- Resolved*, That it is the opinion of this Committee, that the sum of One Hundred and Fifty Pounds be granted and paid for one year to Messrs. Samuel Cunard and Company, for the support of a sufficient Steam Boat for the carrying of Merchandize and Passengers between the Port of Pictou and Prince Edward Island, upon the following conditions, that is to say—that the Government of the said Island shall make a similar provision for the same Boat, and that she shall be kept continually plying between the said places from the opening to the closing of the Navigation in each year, and perform a voyage at least once a week, during each season, unless in case of unavoidable accident, with convenient accommodation for Passengers.
- Resolved*, That it is the opinion of this Committee, that there shall be granted and paid to the Commissioners for signing Treasury Notes, the sum of One Hundred Pounds; and to the Treasurer of the Province the sum of One Hundred and Fifty Pounds, as a compensation for their services in issuing and cancelling Treasury Notes, and in negotiating Loans, paying off part of the Funded Debt, and preparing, renewing and altering, Stock Certificates since the year 1834.
- Resolved*, That it is the opinion of this Committee, that the sum of Twenty Pounds be granted to aid the Inhabitants of Douglas, at the mouth of the River Shubenacadie, in supporting a suitable Boat to run between Londonderry and that place—the said Boat to run under the regulations of the General Sessions for the County of Hants; to be paid by Warrant from His Excellency the Lieutenant-Governor, upon Certificate from said Sessions that said Boat has been running at least twice a week for four months, to the satisfaction of the said Sessions, under their regulations.
- Resolved*, That it is the opinion of this Committee, that the sum of Twenty Pounds be granted and paid to aid the Inhabitants of Cape-Breton in supporting a suitable Boat or Scow to run between M'Millan's Point and Auld's Cove, in the County of Sydney—the said Boat

£75 relief of Colored Population

£200 for Geological Survey

£33 8s 6d Overseers of Poor, Dorchester

£18 0s 6d to Overseers of Poor, Annapolis

£300 advanced on Great Western Road

£150 Cross Island Light-House

£50 to Adjutant General of Militia

£150 Steam-Boat to Prince Edward Island

£100 to Commrs., & £150 to Treasurer for issuing Treasury Notes, &c.

£20 Shubenacadie Ferry

£20 Gut of Canso Ferry

TUESDAY, 11th APRIL, 1837.

Boat or Scow to be placed under the regulation of the General Sessions for the County of Inverness.

£500 to employ
Vessels for protec-
tion of Fisheries

Resolved, That it is the opinion of this Committee that a sum of money not exceeding Five Hundred Pounds be granted and placed at the disposal of His Excellency the Lieutenant-Governor, to enable His Excellency to employ small Vessels to protect the Fisheries in the Bay of Fundy, Gulf of St. Lawrence, and on the Coasts of Nova-Scotia and Cape-Breton, with such force and powers, and under such regulations as he shall deem expedient.

£72 10s to Messrs.
Howe for printing
Council's Journals
£83 10s for extra
printing

Resolved, That it is the opinion of this Committee, that the sum of Seventy-two Pounds and Ten Shillings be granted and paid to Messrs. John Howe and Son, for printing the Journals of His Majesty's Council for the Session of 1836; and also, the further sum of Thirty-three Pounds and Ten Shillings for extra printing for the last year, agreeably to their account.

£25 to George B.
Watson teacher in
Annapolis Acade-
my

Resolved, That it is the opinion of this Committee, that the sum of Twenty-five Pounds be granted and paid to George B. Watson, for his services as Teacher in the Annapolis Academy, agreeably to the report of the Committee.

£19 Oat Mill in
Guysboro' County

Resolved, That it is the opinion of this Committee, that the sum of Nineteen Pounds be granted and paid to such person or persons as shall, within two years, erect and put in operation the first Oat Mill and Kiln, on the North West Branch of Salmon River, in the County of Guysborough.

£1520 Post Com-
munication

Resolved, That it is the opinion of this Committee, that a sum not exceeding One Thousand Five Hundred and Twenty Pounds be granted and paid for defraying the expenses of the Post Communication, for the year 1837, agreeably to the report of the Committee, and for other purposes therein stated.

Motion net to re-
ceive resolution for
aid to Steam-Boat
to Parrsboro' nega-
tived

Mr. Huntington moved that the Resolution for granting £100 annually, for three years, to encourage the running a Steam Boat between Parrsborough, Windsor and Horton, be not received by the House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, eighteen; against it, twenty-two.

For the motion,

| | |
|----------------------|-----------------------|
| <i>Mr Goudge</i> | <i>Mr D'Entremont</i> |
| <i>Mr Huntington</i> | <i>Mr W Sargent</i> |
| <i>Mr Doyle</i> | <i>Mr J Sargent</i> |
| <i>Mr Clements</i> | <i>Mr B Smith</i> |
| <i>Mr Upham</i> | <i>Mr Allison</i> |
| <i>Mr Annand</i> | <i>Mr Heckman</i> |
| <i>Mr Holdsworth</i> | <i>Mr Hatton</i> |
| <i>Mr McDonald</i> | |
| <i>Mr McLellan</i> | |
| <i>Mr Archibald</i> | |
| <i>Mr Dickey</i> | |

Against the motion,

| | |
|---------------------|---------------------|
| <i>Mr Forrester</i> | <i>Mr Benjamin</i> |
| <i>Mr Whitman</i> | <i>Mr Howe</i> |
| <i>Mr Lewis</i> | <i>Mr J Young</i> |
| <i>Mr Fairbanks</i> | <i>Mr Morton</i> |
| <i>Mr Taylor</i> | <i>Mr Holmes</i> |
| <i>Mr Miller</i> | <i>Mr Thorne</i> |
| <i>Mr Kavanagh</i> | <i>Mr W Young</i> |
| <i>Mr DesBarres</i> | <i>Mr Chipman</i> |
| <i>Mr Dewolf</i> | <i>Mr Uniacke</i> |
| <i>Mr Rudolf</i> | <i>Mr McDougall</i> |
| <i>Mr Holland</i> | <i>Mr Stewart</i> |

So it passed in the Negative.

Motion against Re-
solution for Mail
allowance to Stage
Coaches negatived

Mr. McLellan moved that the Resolution for fixing the future Post Office allowance to the Eastern and Western Lines of Stage Coaches, be not received by the House: which, being seconded and put, passed in the negative.

Motion against al-
lowance to Inspect-
ing Field Officers
negatived

Mr. Chipman moved that the Resolution for allowing one half year's pay to the Inspecting Field Officers of Militia, be not received by the House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, eighteen; against it, twenty-three.

For the motion,

| | |
|----------------------|-----------------------|
| <i>Mr McDougall</i> | <i>Mr D'Entremont</i> |
| <i>Mr Goudge</i> | <i>Mr Holdsworth</i> |
| <i>Mr Huntington</i> | <i>Mr McDonald</i> |
| <i>Mr Doyle</i> | <i>Mr Benjamin</i> |
| <i>Mr Chipman</i> | <i>Mr McLellan</i> |
| <i>Mr Upham</i> | <i>Mr Archibald</i> |
| <i>Mr Annand</i> | <i>Mr Dickey</i> |
| <i>Mr Clements</i> | <i>Mr B Smith</i> |
| <i>Mr Forrester</i> | <i>Mr Lewis</i> |

Against the motion,

| | | |
|----------------------|---------------------|-------------------|
| <i>Mr Hatton</i> | <i>Mr Fairbanks</i> | <i>Mr Heckman</i> |
| <i>Mr Whitman</i> | <i>Mr Kavanagh</i> | <i>Mr Morton</i> |
| <i>Mr Allison</i> | <i>Mr DesBarres</i> | <i>Mr Holmes</i> |
| <i>Mr Spearwater</i> | <i>Mr Dewolf</i> | <i>Mr Thorne</i> |
| <i>Mr W Sargent</i> | <i>Mr Rudolf</i> | <i>Mr Uniacke</i> |
| <i>Mr J Sargent</i> | <i>Mr Holland</i> | <i>Mr J Young</i> |
| <i>Mr Taylor</i> | <i>Mr W Young</i> | <i>Mr Stewart</i> |
| <i>Mr Miller</i> | <i>Mr Howe</i> | |

So it passed in the Negative.

Mr.

TUESDAY, 11th APRIL, 1837.

Mr. McDonald moved that the Resolution for granting £200 for a Geological Survey of the Province, be not received by the House: which, being seconded,

Motion against sum for Geological Survey

Mr. Doyle moved as an amendment to the question, that the following words be added thereto, and stand part thereof, viz:—for although this House highly appreciate the devotion of time and labor of Dr. Gesner, to the developement of the Mineral resources of the Country, yet amidst the many urgent claims upon the Treasury of the Province, this House does not deem it expedient to commence any Geological Survey of the Province, especially while the General Mining Association assert their present claims to the Mines and Minerals thereof: which, being seconded and put, and the House dividing thereon, there appeared, for the amendment, twenty-three; against it, seventeen.

Amendt. made

So it passed in the affirmative.

The question as amended being then put, passed in the affirmative.

Mr. Goudge moved that the Resolution for granting £150 for lighting Cross Island Light-House, be not received by the House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, nine; against it, twenty-eight.

Motion against vote for Cross Island Light-House negatived

For the motion,

Mr Annand
Mr Goudge
Mr McDonald
Mr Holdsworth
Mr Lewis
Mr Dickey
Mr Howe
Mr B Smith
Mr Doyle

Against the motion,

| | | |
|--------------|----------------|---------------|
| Mr W Sargent | Mr Kavanagh | Mr Morton |
| Mr Whitman | Mr Fairbanks | Mr McLellan |
| Mr Archibald | Mr Clements | Mr Holmes |
| Mr Halton | Mr Wilkins | Mr Heckman |
| Mr Thorne | Mr D'Entremont | Mr Rudolf |
| Mr J Sargent | Mr Spearwater | Mr DesBarres |
| Mr W Young | Mr J Young | Mr Forrester |
| Mr Taylor | Mr Benjamin | Mr McDougall |
| Mr Uniacke | Mr Dewolf | Mr Huntington |
| Mr Miller | | |

So it passed in the Negative.

Mr. Doyle moved that the Resolution for granting £50 to the Adjutant-General of Militia, be not received by the House, and that His Excellency the Lieutenant-Governor be authorised to draw from the Treasury the sum of £50, to be apportioned between the Adjutant and Quarter-Master-General of Militia, for their services during the present year, and this House will, at its next Session, provide for the payment of the same: which, being seconded and put, and the House dividing thereon, there appeared for the motion, eighteen; against it, fourteen.

Motion not to receive vote to Adjutant General of Militia but that Gov. be authorised to apportion sum to Adjutant General & Qr. Master General passed

So it passed in the Affirmative.

Mr. Howe moved that the words "and to the Treasurer of the Province, the sum of £150 as a compensation," be left out of the Resolution for granting £100 to the Commissioners, and £150 to the Provincial Treasurer, for their services in regard to Treasury Notes, &c.: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, fourteen; against it, twenty-five.

Motion to leave compensation to Treasurer out of resolution negatived

For the motion,

| | |
|---------------|----------------|
| Mr Annand | Mr Holland |
| Mr Lewis | Mr D'Entremont |
| Mr Doyle | Mr B Smith |
| Mr Howe | Mr Dickey |
| Mr Goudge | Mr Archibald |
| Mr Bell | |
| Mr Holdsworth | |
| Mr Allison | |
| Mr Spearwater | |

Against the motion,

| | | |
|--------------|--------------|--------------|
| Mr J Young | Mr Fairbanks | Mr Forrester |
| Mr Whitman | Mr DesBarres | Mr Uniacke |
| Mr J Sargent | Mr Benjamin | Mr McDougall |
| Mr Taylor | Mr Wilkins | Mr Heckman |
| Mr Halton | Mr Stewart | Mr Rudolf |
| Mr McDonald | Mr Miller | Mr Chipman |
| Mr McLellan | Mr Dewolf | Mr W Young |
| Mr Thorne | Mr Holmes | Mr Morton |
| Mr Clements | | |

So it passed in the Negative.

Mr. Howe then moved that the said Resolution be not received by the House: which, being seconded,

Motion not to receive resolution

Mr. Uniacke moved as an amendment to the question, that such part of the Resolution as relates to the Commissioners for issuing Treasury Notes, be left out of the Resolution: which, being seconded and put, passed in the negative.

amendment to leave out compensation to Commissioners negatived

The main question for not receiving the Resolution, being then put, and the House dividing thereon, there appeared, for not receiving the Resolution, seventeen; for receiving it, twenty-four.

Motion for not receiving resolution negatived

TUESDAY, 11th APRIL, 1837.

For not receiving the Resolution,

| | |
|----------------------|-----------------------|
| <i>Mr Dickey</i> | <i>Mr D'Entremont</i> |
| <i>Mr Kavanagh</i> | <i>Mr Annand</i> |
| <i>Mr B Smith</i> | <i>Mr Howe</i> |
| <i>Mr Archibald</i> | <i>Mr Lewis</i> |
| <i>Mr Holland</i> | <i>Mr Doyle</i> |
| <i>Mr Spearwater</i> | <i>Mr Goudge</i> |
| <i>Mr Holdsworth</i> | <i>Mr Huntington</i> |
| <i>Mr Upham</i> | <i>Mr Chipman</i> |
| <i>Mr Allison</i> | |

So it passed in the Negative.

For receiving it,

| | | |
|---------------------|---------------------|---------------------|
| <i>Mr Morton</i> | <i>Mr Uniacke</i> | <i>Mr Clements</i> |
| <i>Mr Miller</i> | <i>Mr Holmes</i> | <i>Mr Thorne</i> |
| <i>Mr Rudolf</i> | <i>Mr Stewart</i> | <i>Mr McLellan</i> |
| <i>Mr McDougall</i> | <i>Mr DesBarres</i> | <i>Mr Whitman</i> |
| <i>Mr W Young</i> | <i>Mr Benjamin</i> | <i>Mr Hatton</i> |
| <i>Mr J Young</i> | <i>Mr Bell</i> | <i>Mr Dewolf</i> |
| <i>Mr Heckman</i> | <i>Mr Fairbanks</i> | <i>Mr J Sargent</i> |
| <i>Mr Forrester</i> | <i>Mr McDonald</i> | <i>Mr Taylor</i> |

Amendment to
Post-Office resolu-
tion

Mr. W. Young moved as an amendment to the Resolution for granting £1520 for the Post Communication, to add at the end of the Resolution, the following words, viz:—"but such sum not to include the sums mentioned in the report of the Post-Office Committee, as payable to Messrs. Bergman, Smith and Martin": which, being seconded and put, and the House dividing thereon, there appeared, for the amendment, twenty-three; against it, nineteen.

For the amendment,

| | |
|----------------------|-----------------------|
| <i>Mr Rudolf</i> | <i>Mr Forrester</i> |
| <i>Mr Huntington</i> | <i>Mr Holmes</i> |
| <i>Mr Fairbanks</i> | <i>Mr Benjamin</i> |
| <i>Mr DesBarres</i> | <i>Mr Upham</i> |
| <i>Mr Morton</i> | <i>Mr McLellan</i> |
| <i>Mr Chipman</i> | <i>Mr D'Entremont</i> |
| <i>Mr McDougall</i> | <i>Mr Allison</i> |
| <i>Mr W Young</i> | <i>Mr B Smith</i> |
| <i>Mr J Young</i> | <i>Mr J Sargent</i> |
| <i>Mr Heckman</i> | <i>Mr Clements</i> |
| <i>Mr Annand</i> | <i>Mr Taylor</i> |
| <i>Mr McDonald</i> | |

Against it.

| | |
|----------------------|-------------------|
| <i>Mr Dickey</i> | <i>Mr Miller</i> |
| <i>Mr Kavanagh</i> | <i>Mr Holland</i> |
| <i>Mr Hatton</i> | <i>Mr Howe</i> |
| <i>Mr Wilkins</i> | <i>Mr Bell</i> |
| <i>Mr W Sargent</i> | <i>Mr Dewolf</i> |
| <i>Mr Goudge</i> | <i>Mr Stewart</i> |
| <i>Mr Uniacke</i> | <i>Mr Doyle</i> |
| <i>Mr Whitman</i> | |
| <i>Mr Thorne</i> | |
| <i>Mr Holdsworth</i> | |
| <i>Mr Spearwater</i> | |
| <i>Mr Lewis</i> | |

So it passed in the Affirmative.

Resolutions agreed
to

The said several Resolutions received by the House, including those amended, were, then upon the question severally put thereon, agreed to by the House, the amended Resolutions being agreed to as amended.

And sent to Coun-
cil

Ordered, That the Clerk do carry the said several Resolutions to the Council, and desire their concurrence.

Message from Lt.
Gov. on subject of
Com. relative to
combining Reve-
nue Offices

Mr. Secretary George acquainted the House, that he had a Message from His Excellency the Lieutenant-Governor in writing, signed by His Excellency; and he read the said Message at the Bar of the House—all the Members being uncovered, and then delivered it in to the House, and withdrew.

The said Message was then again read by the Clerk, and is as follows:

M E S S A G E.

C. CAMPBELL.

THE Lieutenant-Governor, in reply to the Resolution of the House of Assembly presented to him on Saturday, begs to call their attention to the previous one to which his Reply referred, as it does not appear to the Lieutenant-Governor that he put a different construction upon that Resolution to that which it bears on the face of it; however, as it does not call for Papers, &c. from the Executive to be furnished to the Committee of the House of Assembly during the recess, the Lieutenant-Governor has no further observation to make thereon, but that he will always be ready to afford the House of Assembly every information in his power so long as the House are in Session.

Government-House, 11th April, 1837.

Ordered, That the Message do lie on the Table, for perusal by the Members of this House.

Report of Com. of
conference on a-
mendments to Asso-
ciate Judge Bill

Mr. W. Young reported from the Committee of this House on the further Conference by Committee with the Council on the subject of the amendments proposed by the Council to the Bill, entitled, An Act for abolishing the Office of Associate Judge of the Supreme Court; that the Managers had been at the Conference, and that the Committee of the Council had communicated to the Committee of this House, the following Resolution of the Council, viz:

IN

TUESDAY, 11th APRIL, 1837.

IN COUNCIL, 10th APRIL, 1837.

Council's resolution
thereon

Resolved, That a Conference be desired with the House of Assembly on the subject of the last Conference, and that the Committee of this House be instructed to inform the Committee of the House of Assembly, that this House are also unanimous in desiring the abolition of the Office of the Associate Circuit Judge of the Supreme Court, which, under the present arrangement of the Circuits, imposes an unnecessary burthen upon the Treasury.

But should the temporary Law which now regulates the Circuits be permitted to expire, the former Acts respecting them, under which the Office of Associate Judge was created, would revive, and that Office would then be as necessary as it was at the time of its creation.

That temporary Act expires this Session, and the House of Assembly propose to continue it for one year only in the Act which permanently abolishes the Office of the Associate Circuit Judge.

This House cannot consent to this measure, for should that Act be permitted to expire at the termination of the next Session, and the King's Representative or this House should not concur in the views which the House of Assembly may entertain upon the subject of the Circuits, the old system must then revive, when an Office deemed essential for the execution of the duties required by it has been abolished.

The King's Representative and this House would then be either compelled to adopt a measure of which they did not approve, or to place the Country in a very embarrassing situation.

The plan proposed by this House is free from these difficulties. If the present system which has now undergone a trial of three years, is rendered perpetual by Law, as this House propose, it will not preclude the adoption of any improvements in it during the next Session, which all the Branches of the Legislature shall consider to be such, but each will be enabled to exercise its independent judgment upon the proposed measure; and should they not finally concur in the adoption of such proposals, the Country would still have a *practicable* system, under which justice would continue to be administered to His Majesty's Subjects throughout the Province.

This House must therefore adhere to the amendment by which the present system of holding the Circuits is rendered perpetual, but they willingly concur in the other amendments proposed by the House of Assembly—one of which illustrates the benefit of submitting the measures of one Branch of the Legislature to the consideration of the other, where any omissions or mistakes, arising either from inadvertence or other causes, may be, and frequently are, supplied and corrected.

In this case, this House admit that, in their proposal to continue the Act which established the system of the Circuits in 1834, they did not advert to the Act amending that system in 1835—which inadvertence, the House of Assembly have very properly corrected.

The Public would soon be deprived of this benefit, if each Branch were not left to the independent exertion of its own judgment.

This House (although they have no objection so to modify the Bill as to prevent the appointment of an Associate Judge, so long as the Bill which the House of Assembly propose to continue for one year, shall remain in force), trust that the House of Assembly will concur in the Bill as framed upon the views herein expressed; for should it be lost, and the former system be thereby revived, it will become the duty of the Executive to appoint an Associate Judge as soon as the Session terminates, and an expense will thereby be entailed upon the Province, which the Public would justly deem to be burthensome and unnecessary.

A Message from the Council, by Mr. Halliburton:
Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act to continue, alter and amend, the several Acts now in force, relative to the Inspection of Pickled Fish, with an amendment, to which they desire the concurrence of this Honorable House.

The Council have agreed to some of the amendments proposed by this Honorable House, to the amendments proposed by the Council to the Bill, entitled, An Act for abolishing the Office of Associate Judge of the Supreme Court, and have not agreed to the remainder of

Message from
Council

Council agree to Bill
to continue and amend
Pickled Fish
Inspection Act
Council agree to
part of amend-
ments of House to
amendments of
Council on Associ-
ate Judge, and do
not agree to others

TTESDAY, 11th APRIL, 1837.

the amendments of this House, to the amendments of the Council thereon, as specified in the Resolution sent herewith.

And then the Messenger withdrew.

The amendment proposed by the Council to the Bill, entitled, An Act to continue, alter and amend, the several Acts now in force relative to the Inspection of Pickled Fish, was read a first time.

Ordered, That the amendment be read a second time.

Ordered, That the Resolution of the Council, to agree to some of the amendments of this House made to the amendments of the Council, to the Bill, entitled, An Act for abolishing the Office of Associate Judge of the Supreme Court, be considered at a future day.

On motion of Mr. DesBarres, resolved as follows :

Whereas, the opening of the proposed new line of Road, between Dartmouth and the Gut of Canso, through Musquedoboit, St. Mary's and Guysborough, would not only greatly facilitate the settlement and improvement of extensive tracts of valuable Lands, which must otherwise remain in an un-reclaimed state, but would also, by affording a more easy communication between the Capital, and the various Harbors, and Fishing Establishments, along the Eastern Coast—essentially benefit the Commerce, and increase the Revenue of the Country. *Resolved*, that a Committee be appointed to wait on His Excellency the Lieutenant-Governor, and respectfully request His Excellency will be pleased to direct the said proposed line of road to be accurately explored, and a Survey and plan thereof to be made ; and also, an Estimate of the probable expense of opening and completing said road, and that this House will, at its next Session, provide for the expense of the said services, not exceeding the sum of Three Hundred Pounds.

A Message from the Council, by Mr. Halliburton :

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act to afford relief to Poor Settlers, in this Province, without amendment.

And then the Messenger withdrew.

Mr. Dewolf moved that the House do come to a Resolution, as followeth, viz :

Resolved, That to encourage the persons living on the line of new Road lately surveyed, from Windsor to Horton, by Messrs. Munro and McKenzie, to expend the amounts subscribed for the purpose of opening said road, this House will, at its next Session, grant a sum of Money equal in amount to that which shall be expended in private subscriptions for that purpose the present year, not exceeding Two Hundred and Fifty Pounds : which, being seconded and put, passed in the negative.

Mr. Uniacke moved that the House do come to a Resolution as followeth, viz :

Resolved, That His Excellency the Lieutenant-Governor be authorised to advance the sum of £250 to defray such contingent expenses as may arise during the present year, and that this House will make provision for the same at its next Session : which, being seconded and put, and the House dividing thereon, there appeared, for the Resolution, five ; against it, thirty-four.

For the Resolution,

Mr DesBarres
Mr Wilkins
Mr Stewart
Mr Miller
Mr Uniacke

Mr W Sargent
Mr Dickey
Mr Taylor
Mr Allison
Mr Clements
Mr Halton
Mr Kavanagh
Mr Spearwater
Mr Whitman

Against the Resolution

Mr Holland
Mr Dewolf
Mr Upham
Mr Thorne
Mr Lewis
Mr M' Lellan
Mr D'Entremont
Mr B Smith
Mr J Young

Mr Rudolf
Mr Heckman
Mr Bell
Mr Huntington
Mr Forrester
Mr W Young
Mr Benjamin
Mr Chipman

Mr Howe
Mr Doyle
Mr Annand
Mr Goudge
Mr Morton
Mr Fairbanks
Mr M'Donald
Mr M'Dougall

So it passed in the negative.

Mr. Howe moved that the House do come to a Resolution as followeth, viz :

Resolved,

Amendment to Pickled Fish Bill agreed to

Order on amendments to Associate Judge Bill

Resolution for Com. to wait on Gov. & request survey &c. of New Guysboro' Road

Message from Council

Council agree to Poor Settlers Relief Bill

Resolution to grant amt. next session new road from Avon Bridge to Wolfville negatived

Motion for advance of Lt. Governor's contingent vote negatived

TUESDAY and WEDNESDAY, 11th and 12th APRIL, 1837.

Resolved, That His Excellency the Lieutenant-Governor be requested to advance £100 to Dr. Gesner, as a Testimonial of the value which this House set upon his labors as a Geologist, and the character of the Work recently published by him on the Geology and Mineralogies of the Province, and that this House will provide for it next Session: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty; against it, eighteen.

Vote of Credit to
Dr. Gesner

For the motion,

| | |
|---------------------------|--------------|
| Mr Doyle | Mr Forrester |
| Mr Chipman | Mr Benjamin |
| Mr M ^c Dougall | Mr Bell |
| Mr Rudolf | Mr W Young |
| Mr Morton | Mr Heckman |
| Mr Fairbanks | Mr Dewolf |
| Mr Howe | Mr Whilman |
| Mr B Smith | Mr Holland |
| Mr Annand | Mr Allison |
| Mr DesBarres | Mr Taylor |

Against the motion,

| | |
|--------------------------|----------------|
| Mr Dickey | Mr W Sargent |
| Mr Clements | Mr Wilkins |
| Mr Halton | Mr Uniacke |
| Mr Kavanagh | Mr Huntington |
| Mr Archibald | Mr Goudge |
| Mr Holmes | Mr J Young |
| Mr Lewis | Mr Miller |
| Mr M ^c Lellan | Mr D'Entremont |
| Mr M ^c Donald | Mr Stewart |

So it passed in the Affirmative.

The Order of the Day for the second reading of the Bill respecting the proceedings had before certain Select Committees for trying Controverted Elections, being read,

Order of Day 2d
reading of Election
Coms. Bill deferred

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

Then the House adjourned until To-morrow, at Eleven of the Clock.

Wednesday, 12th April, 1837.

Ordered, That Mr. Upham have leave of absence from this House, to return home on urgent private business.

Leave of absence
to Mr. Upham

Mr. Doyle, pursuant to special leave given, presented a Bill relative to the Establishment of Banks for Savings; and the same was read a first time.

Bill presented rela-
tive to savings
Bank

Ordered, That the Bill be read a second time.

On motion of Mr. McDougall, *resolved*, that a Committee be appointed to wait on His Excellency the Lieutenant-Governor, to request His Excellency will be pleased to lay before this House the report of Judge Sawers, on the state of the Pictou-Academy, made by order of His Excellency the Lieutenant-Governor, in the year 1833.

Committee to wait
on Gov. & request
report of Judge
Sawers on Pictou
Academy

Ordered, That Mr. McDougall, Mr. DesBarres and Mr. Holmes, be a Committee for the above purpose.

On motion of Mr. Bell, *resolved* as followeth:

Whereas, the decayed and delapidated state of the present Bridewell, is such that it would be injudicious, and a waste of Public Monies, to expend any amount in its repairs; *and whereas*, the Establishment is wholly unfit for the purposes for which such an Institution is designed; and also, that the space it occupies is required for the enlargement of the Asylum for the Poor; *and whereas*, some such Establishment for the confinement and punishment of Criminals is indispensably necessary, and that it is of importance that a suitable situation should be selected, the requisite attention to which cannot, by reason of the pressure of other business, be given this Session. *Therefore resolved*, that a Committee be appointed to act in conjunction with a Committee of His Majesty's Council, and with such Public Officers as it may be necessary to consult, to enquire during the recess, and report to this House at the next Session, on the subject.

Resolution as to
Bridewell

Ordered, That Mr. Bell, Mr. Uniacke, Mr. Stewart, Mr. Howe and Mr. Forrester, be a Committee of this House for the above purpose.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act to continue the Act to regulate the Expenditure

Council by message
agree to Road
Expenditure Bill
without amendments.

WEDNESDAY, 12th APRIL, 1837.

Expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges, and the Act in amendment thereof, and to alter and amend the said Acts, without amendment.

The Council have also agreed to two Resolutions of this Honorable House, for changing the appropriation of certain sums of Money for the Road service, in the Counties of Colchester and Hants, granted in former Sessions.

And then the Messenger withdrew.

Mr. Howe moved that the House do now proceed to the consideration of the Address to the Crown, on the state of this Colony; and thereupon,

Mr. Morton moved as an amendment to the question, to leave out the words "proceed to the consideration of the Address to the Crown, on the state of this Colony," and insert instead thereof, to stand part of the question, the words "resolve itself into a Committee of the whole House, on the further consideration of the several Bills which stand committed;" which, being seconded and put, passed in the affirmative; and thereupon, the amended question being put,

Ordered, That this House do now resolve itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Kavanagh took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had gone through the Bill to enable the Freeholders of the Township of Pictou to assess themselves for certain arrears of Poor Rates; the Bill to render less dangerous the Navigation of the Gulf of St. Lawrence, by erecting Light-Houses on the Islands of St. Paul and Scatarie, and for the support and maintenance thereof; the Bill to regulate the Fishery of St. Mary's Bay, in the County of Annapolis; and the Bill in amendment of the Act for the more Easy Redemption and Foreclosure of Mortgages, and had directed him to report the said Bills to the House, severally, without any amendment; that the House had also gone through the Bill to continue the Act respecting the Trial of Issues in the Supreme Court, and for regulating the times of holding the Circuits of the said Court, in the several Counties and Districts of this Province; the Bill to continue the Act to amend the Act to regulate the Assize of Bread; the Bill to continue the Act for the Summary Trial of Actions, and the Act in amendment thereof; and the Bill to increase the Representation of the County of Juste-au-Corps, and had made amendments to the three last mentioned Bills respectively, which they had directed him to report to the House, with the Bills. That the Committee had also had under consideration the Bill for deepening the East River of Pictou, and recommend to the House to defer the further consideration of the Bill until this day three months; and that the Committee had also gone through the engrossed Bill from the Council, entitled, An Act in further amendment of an Act made and passed in the thirty-second year of His Majesty King George the second, entitled, An Act relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates; and also, the engrossed Bill from the Council, entitled, An Act for the further amendment of the Law, and for the better advancement of Justice, and had made some amendments to the two last mentioned Bills respectively, which they had directed him to report to the House with the Bills; and he afterwards delivered the several Bills with the amendments made to a part thereof, in at the Clerk's Table.

The Chairman also acquainted the House, that he was directed by the Committee to move for leave to sit again on the consideration of Bills committed, which was agreed to by the House.

Mr. Uniacke moved that the report from the Committee, in regard to the Bill for deepening the East River of Pictou, be not received by the House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, fourteen; against it, sixteen.

And to two resolutions for changing appropriation of road money

Motion to proceed on Address to Crown

Amendment to go into Com. on Bills carried

House in Com. on Bills

Pass Pictou assessment Bill

St. Paul's & Scat. Light-Houses Bill
St Mary's Bay fishery Bill

And Mortgage foreclosure Bill without amends.
Report with amends.
Circuit Court Bill

Assize of Bread Bill

Summary Trials Bill
Juste-au-Corps representation Bill

Recommend East River of Pictou Bill to be deferred 3 months
Report Councils Bill relating to devises of Real estate

And Council's Law amendt. Bill with mends.

Motion not to receive report on Pictou East river Bill negatived

WEDNESDAY and THURSDAY, 12th and 13th APRIL, 1837.

For the motion,

Mr Stewart Mr Holmes
Mr Chipman Mr Clements
Mr Archibald Mr Spearwater
Mr Fairbanks Mr Goudge
Mr W Young Mr Hatton
Mr McDougall Mr Taylor
Mr Uniacke
Mr Wilkins

Against the motion,

Mr W Sargent Mr J Young
Mr Dewolf Mr Holland
Mr Allison Mr Annand
Mr McLellan Mr Benjamin
Mr Bell Mr Holdsworth
Mr Forrester Mr DesBarres
Mr Howe Mr Heckman
Mr McDonald Mr Huntington

So it passed in the Negative.

Ordered, That the further consideration of the Bill, be deferred to this day three months.

The amendments reported from the Committee, to the several Bills in that behalf, mentioned in the report from the Committee, being severally read, were, upon the question respectively put thereon, agreed to by the House.

Ordered, That the amendments to the engrossed Bills from the Council be engrossed, and that the Bills be read a third time to-morrow, with said amendments.

Ordered, That the other Bills reported with amendments be engrossed with the amendments, and be read a third time to-morrow.

Ordered, That the Bills reported without amendment be engrossed, and be read a third time to-morrow.

Mr. Stewart moved that Mr. Chipman have leave of absence from this House, to return home on Tuesday next, on urgent private business: which, being seconded and put, passed in the negative.

Motion for leave of absence to Mr. Chipman negatived

On motion of Mr. Howe, *ordered*, that this House will, to-morrow, proceed to the consideration of the Address to the Crown on the State of this Colony.

Address to Crown made Order of Day

Ordered, That Mr. DesBarres, Mr. Howe, Mr. Fairbanks, Mr. Annand and Mr. McDonald, be a Committee to wait on His Excellency the Lieutenant-Governor, pursuant to the Resolutions of this House, passed yesterday, relative to the Survey, &c. of the proposed new line of road from Dartmouth to Canso, and the advance of £100 to Dr. Gesner.

Com. appointed to wait on Lieut. Gov. with resolutions relative to survey of New Guysboro' road and Vote to Dr. Gesner
Order of Day 2d reading of Election Com. Bill postponed

The Order of the Day for the second reading of the Bill respecting the proceedings had before certain Select Committees for trying Controverted Elections, being read,

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

Then the House adjourned until to-morrow, at eleven of the Clock.

Thursday, 13th April, 1837.

Mr. Fairbanks, the Chairman of the Select Committee, to try the merits of the Election for the County of Cumberland, reported from the Committee that they had directed him to ask for the leave of the House to adjourn over until Monday next, at ten of the clock—which was agreed to by the House.

Leave to Cumberland Election Com. to adjourn over

Mr. Goudge, the Chairman of the Select Committee, appointed to try the merits of the Contested Election for the Township of Amherst, reported from the Committee that they had directed him to ask the leave of the House to adjourn over until Monday next, at ten of the clock—which was agreed to by the House.

Leave to Amherst Election Com. to adjourn over

The Order of the Day for reading engrossed Bills being read.

An engrossed Bill to continue the Act to amend the Act to regulate the Assize of Bread, was read a third time.

Order of Day 3d reading of Engrossed Bills
Assize of Bread Bill

Resolved, That the Bill do pass, and that the title be, An Act to revive, as to the Town of Halifax, the Act to regulate the Assize of Bread.

Passed with title altered

An engrossed Bill to regulate the Fishery of Saint Mary's Bay, in the County of Annapolis, was read a third time.

Saint Mary's Fishery Bill

Resolved,

THURSDAY, 13th APRIL, 1837.

- Passed *Resolved*, That the Bill do pass, and that the title be, An Act to regulate the Fishery of Saint Mary's Bay, in the County of Annapolis.
- Juste-au-Corps Representation Bill An engrossed Bill to increase the Representation of the County of Juste-au-Corps, was read a third time.
- Passed with title altered *Resolved*, That the Bill do pass, and that the title be, An Act to increase the Representation of the County of Inverness.
- Summary Trials Bill An engrossed Bill to continue the Act for the Summary Trial of Actions, and the Act in amendment thereof, was read a third time.
- Passed with title altered *Resolved*, That the Bill do pass, and that the title be, An Act to continue and amend the Act for the Summary Trial of Actions, and the Act in amendment thereof.
- Engrossed Mortgage Foreclosure Bill An engrossed Bill in amendment of the Act for the more easy Redemption and Foreclosure of Mortgages, was read a third time.
- Passed *Resolved*, That the Bill do pass, and that the title be, An Act in amendment of the Act for the more easy Redemption and Foreclosure of Mortgages.
- Engrossed Circuit Courts Bill An engrossed Bill to continue the Act respecting the Trial of Issues in the Supreme Court, and for regulating the Times of holding the Circuits of the said Court in the several Counties and Districts of this Province, was read a third time.
- Passed, title altered *Resolved*, That the Bill do pass, and that the title be, An Act to continue and amend the Act respecting the Trial of Issues in the Supreme Court, and for regulating the Times of holding the Circuits of the said Court in the several Counties and Districts of this Province.
- Engrossed St. Paul and Scatarie Light-Houses An engrossed Bill to render less dangerous the Navigation of the Gulf of St. Lawrence, by erecting Light Houses on the Islands of St. Paul and Scatarie, and for the support and maintenance thereof, was read a third time.
- Passed *Resolved*, That the Bill do pass, and that the title be, An Act to render less dangerous the Navigation of the Gulf of St. Lawrence, by erecting Light-Houses on the Islands of St. Paul and Scatarie, and for the support and maintenance thereof.
- Bills sent to the Council *Ordered*, That the Clerk do carry the Bills to the Council, and desire their concurrence.
- Engrossed Pictouj Assessment Bill read 3d time and deferred 3 months An engrossed Bill to enable the Freeholders of the Township of Pictou to assess themselves for certain arrears of Poor Rates, was read a third time; and thereupon, Mr. Huntington moved that the further consideration of the Bill be deferred until this day three months: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, nineteen; against it, seventeen. So it passed in the affirmative.
- Engrossed Council's Devise Bill with amendments The engrossed Bill from the Council, entitled, An Act in further amendment of an Act made and passed in the thirty-second year of His Majesty King George the Second, entitled, An Act relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates, was read a third time, with the engrossed amendments of this House thereto.
- Agreed to with amendments *Resolved*, That this House do agree to the said Bill with the amendments, and that the Clerk do carry the Bill and amendments to the Council, and acquaint them that this House have agreed to the Bill with amendments, and desire their concurrence to the said amendments.
- Council's engrossed Law amendment Bill read 3d time with engrossed amendments The engrossed Bill from the Council, entitled, An Act for the further amendment of the Law and for the better advancement of Justice, was read a third time, with the engrossed amendments of this House thereto; and thereupon, Mr. Stewart moved that the following part of said proposed amendments be left out of the same, viz: in the 14th Section, 7th line, strike out "Prescriptions": which, being seconded and put, was agreed to by the House.
- Part of amendments of House left out Mr. Stewart moved that the following amendment be added to the amendments proposed by this House to said Bill, and form part thereof, viz:—Add to the Bill the following clause: *And be it further enacted*, That it shall be lawful for the Judges of the Supreme Court to tax and allow to the party prevailing upon legal arguments interlocutory, or otherwise Counsel Fees to be paid to the Counsel who shall argue the same; *provided*, that the Attorney in the Cause shall not be entitled thereto, and no Counsel Fee shall be taxed, unless there shall be
- Motion to add further amendment negatived

THURSDAY, 13th APRIL, 1837.

be a Counsel, in addition to the Attorney actually employed. *And provided also*, that it shall not be lawful for the said Judges to tax and allow, in any case whatever, interlocutory or final, a greater Counsel Fee for any argument than one Guinea, or a less Counsel Fee than half a Guinea; and that no more than one Counsel Fee shall be taxed on any argument, which argument shall not be on the trial: which motion, being seconded and put, passed in the negative.

Resolved, That this House do agree to the Bill, with the amendments agreed to by this House, and that the Clerk do carry the Bill and amendments to the Council, and acquaint them that this House have agreed to the Bill with amendments, and desire their concurrence to said amendments.

Bill agreed to with the amendments

Mr. J. Young moved that the House do come to a Resolution as followeth, viz:

Whereas, the Collector of Light-Duties at the Gut of Canso has made no regular returns for the last three years, and the sums remitted by him, though considerable, are, in the opinion of the Committee of Public Accounts, inadequate to the amount that should be there collected; *and whereas*, the said Collector has been in the practice of taking Bread Stuffs and other articles, in payment of Duties, of which no Accounts have been furnished by him; and also, of exacting the Light-Duties on Vessels bound to Pictou and the adjacent Ports, of which no distinct Statements have been given. *Resolved*, that a Committee be appointed to wait on His Excellency the Lieutenant-Governor, and respectfully request that His Excellency take immediate measures to compel Collector Imlay to furnish his Accounts for 1834, 1835 and 1836, and to state therein, in what manner the Bread Stuffs and other articles have been disposed of, and the sums received therefor, and that in future his Accounts be regularly returned, as are those of other Collectors of the Provincial Revenue, as required by Law: which, being seconded,

Motion relating to Collector of Light Duty at Gut of Canso

Mr. Uniacke moved as an amendment of said Resolution, to leave out all the words thereof, except the word "Resolved," and insert instead thereof, after the said word "Resolved," the following, viz:—That a Committee be appointed to wait on His Excellency the Lieutenant-Governor, to request His Excellency will be pleased to direct the Commissioners of the Revenue to take immediate steps for the better securing and paying off the Light Duties at the Strait of Canso, Antigonish, and other Ports, from which there are no Returns to 31st December, 1836, and that all Collectors of Light Duty be directed to attest to their Account as the Law directs: which, being seconded and put, passed in the affirmative.

Amendment thereto

Ordered, That Mr. Uniacke, Mr. Stewart and Mr. M'Dougall, be a Committee under the said amended Resolution.

Committee under amended resolution

A Message from the Council, by Mr. Halliburton:

Mr Speaker,

The Council desire a Conference by Committee with a Committee of this Honorable House on the subject of the Bill, entitled, An Act to divide the County of Annapolis, and to regulate the Representation thereof.

Council desire Conference on Annapolis Division Bill

And then the Messenger withdrew.

On motion, *resolved*, that the Conference be agreed to as desired by the Council, and that the Clerk do acquaint the Council therewith.

Conference agreed to

Ordered, That Mr. Holdsworth, Mr. Thorne, Mr. Holland, Mr. Whitman and Mr. D'Entremont, do manage the said Conference.

Com. of Conference

So they went to the Conference.

The Order of the Day for consideration of the Address to the Crown, on the State of this Colony, being read,

Order of Day Address to Crown on state of Colony

The House proceeded to the consideration of the said Address, and the same was read, and is as follows:

Address considered

THURSDAY, 13th APRIL, 1837.

Address to Crown

TO THE KING'S MOST EXCELLENT MAJESTY.

THE HUMBLE ADDRESS OF THE HOUSE OF REPRESENTATIVES IN GENERAL ASSEMBLY FOR
THE PROVINCE OF NOVA-SCOTIA.*May it please Your Majesty;*

WE, Your Majesty's dutiful and loyal Subjects, the Representatives of Nova-Scotia, while approaching the Throne to ask for a redress of Grievances, tender the assurance of the unabated attachment of those we represent to Your Majesty's Person and Government. The People of Nova-Scotia, when any thing trenches upon their rights, or retards their prosperity, turn to their Sovereign, as to the Father of all his People, wherever their lots may be cast—and whose affection is not diminished by distance, nor bounded by the four seas of Britain, but extends to the most remote limits of his Empire; rearing, wherever practicable, Institutions favorable to freedom, and fostering that love of justice—that nice sense of the relative duties of the Government and the governed, which distinguish the Parent State. Nor is their confidence in Your Majesty diminished by the reflection, that, in early life, You visited Nova-Scotia; and, in maturer years, have sanctioned those vast reformatory changes at home, which embolden them to seek for a revision of their Institutions, and the introduction of those checks and guards, without which they feel that private happiness and public liberty can never be secure.

In the infancy of this Colony its whole Government was necessarily vested in a Governor and Council; and, even after a Representative Assembly was granted, the practice of choosing Members of Council almost exclusively from the heads of Departments, and Persons resident in the Capital, was still pursued; and, with a single exception, has been continued for the last thirty years. The practical effects of this system have been in the highest degree injurious to the best interests of the Country; inasmuch as one entire Branch of the Legislature has generally been composed of men, who, from a deficiency in local knowledge, or from the natural bias incident to their official stations, were not qualified to decide upon the wants or just claims of the People, by which the efforts of the Representative Branch were, in many instances, neutralised or rendered of no avail.

Among the many proofs that might be adduced of the evils arising from this imperfect structure of the Upper Branch, it is only necessary to refer to the unsuccessful efforts of the Assembly to extend to the Out-ports the advantages of Foreign Trade—to the enormous sums which it was compelled, after a long struggle, to resign, for the support of the Customs Establishment—to the difficulties thrown in the way of a just and liberal system of Education—and to the recent abortive attempts to abolish the unconstitutional and obnoxious fees taken by the Judges of the Supreme Court.

While the population of this Province is composed, as appears by the last Census, taken in 1827, of 28,659 Members of the Episcopal Church, and 115,195 Dissenters, which proportions may be assumed as fair at the present time, the appointments to the Council have secured to the Members of the Church, embracing but one fifth of the population, a clear and decided majority at the Board. They have now in that Body nine Members: The Presbyterians, who out-number them by about Nine Thousand, have but two—the Catholics, who are nearly equal, but one—while the Baptists, amounting by the Census of the same year, to 19,790, and the Methodists to 9,498, and all other Sects and Denominations, are without any of their Members in a Body whose duty it is to legislate for all. The Catholic Bishop has no seat at the Council Board, and Clergymen of that and other Denominations are, as they ought to be, excluded; yet the Bishop of the Episcopal Church has been, since the year 1809, and still is a Member.

Your Majesty will readily perceive, that, whether designed or not, the mere circumstance of one body of Christians having such an overwhelming influence in the Legislative and Executive Council, has a tendency to excite a suspicion, that, in the distribution of patronage, the fair claims of the Dissenting Population, founded upon their numbers, respectability and intelligence, are frequently overlooked. This is not the only objection urged by the people
of

THURSDAY, 13th APRIL, 1837.

of Nova-Scotia against the composition of the Council, and to which it is our duty to call Your Majesty's attention. Two family connexions comprehend five of its Members, and until very recently, when two of them retired from the firm, five were Co-partners in one Banking Establishment; to this latter circumstance has been attributed the failure of the efforts of this Assembly to fix a standard of value, and establish a legal Currency.

The people of this Province have for years asserted, and still most respectfully assert, their right to control and distribute the Casual and Territorial Revenues of the Country, whether arising from the Fees of Office, the Sale of Lands, or the Royalty paid upon the produce of the Mines, as also the amount of the old Crown Duties. The Lands of the Province are in effect mortgaged to pay to the Commissioner a Salary out of all proportion to the duties he is called on to perform. Since his appointment in 1831 £5624 8s. 10d. have been received on account of 107,923 acres of Lands sold, and the whole amount, except £216 8s. 0d. $\frac{1}{4}$ has been taken to pay the Commissioner, and defray the expenses of the Department; while nearly all the Mines and Minerals of the Province are held under a lease for sixty years by a wealthy English Company, without the consent of, and independent of all control by, the Representatives of the People.

Apart from the mere question of Judges' Fees, this Assembly is convinced that the presence of the Chief Justice at the Council Board has a tendency to lessen the respect which the People ought to feel for the Courts over which he presides; while the position occupied there by the Collectors of Customs and Excise is also unwise.

Though this Assembly might illustrate the evils arising from the structure of the Council by other examples, sad experience has taught them that it is not always safe to attempt to convey to the foot of the Throne representations that are disagreeable to its Members. A year's Revenue, and all the appropriations were sacrificed in a protracted struggle with the Upper House in 1830; and, during the present Session, the Assembly found itself compelled, by a regard to the public interest, to rescind a series of Resolutions, passed after grave deliberation, and comprehending many of the topics touched on in this Address. The evils arising from the structure of the Council are heightened, and rendered more injurious, by the practice adhered to by that Body, of shutting out the People from their deliberations. This practice they still maintain, although it is opposed to that of the House of Lords in England—that of the Legislative Councils of Lower Canada, New Brunswick and Newfoundland, and notwithstanding the murmurs and complaints of the People, for a long series of years, and the representations and remonstrances of this Assembly.

While this House has a due reverence for British Institutions, and a desire to preserve to themselves and their Children the advantages of that Constitution, under which their brethren on the other side of the Atlantic have enjoyed so much prosperity and happiness; they cannot but feel that those they represent participate but slightly in those blessings. They know that the spirit of that Constitution—the genius of those Institutions, is complete responsibility to the People, by whose resources, and for whose benefit they are maintained. But, in this Colony; the People and their Representatives are powerless, exercising upon the local Government very little influence, and possessing no effectual control. In England, the People, by one vote of their Representatives, can change the Ministry, and alter any course of policy injurious to their interests; here, the Ministry are your Majesty's Council; combining Legislative, Judicial and Executive powers—holding their seats for life, though nominally at the pleasure of the Crown; and often treating with indifference the wishes of the People, and the Representations of the Commons. In England the Representative Branch can compel a redress of grievances, by withholding the Supplies: here, they have no such remedy; because the Salaries of nearly all the Public Officers being provided for by permanent Laws, or paid out of the Casual and Territorial Revenues, or from the produce of duties collected under Imperial Acts, a stoppage of Supplies, while it would inflict great injury upon the Country, by leaving the Roads, Bridges, and other essential services unprovided for; would not touch the emoluments of the heads of Departments in the Council, or of any but a few subordinate Officers of the Government.

As a remedy for these grievances, we implore Your Majesty to grant us an Elective Legislative

lative Council; or, to separate the Executive from the Legislative Council; providing for a just Representation of all the great interests of the Province in both; and by the introduction into the former of some Members of the popular Branch, and otherwise securing responsibility to the Commons, confer upon the People of this Province, what they value above all other Possessions, the blessings of the British Constitution.

Ordered, That the said Address be now read clause by clause.

The first clause being read, was, upon the question put thereon, agreed to by the House.

The second clause being read,

Mr. Wilkins moved that the same be amended, by leaving out all the words thereof, following the words "last thirty years": which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twelve; against it, twenty-five.

For the motion,

*Mr Fairbanks
Mr Stewart
Mr Rudolf
Mr Wilkins
Mr Uniacke
Mr Miller
Mr Holmes
Mr Heckman
Mr Whitman
Mr J Sargent
Mr Halton
Mr Taylor*

Against the motion,

| | |
|-----------------------|----------------------|
| <i>Mr Clements</i> | <i>Mr Benjamin</i> |
| <i>Mr Kavanagh</i> | <i>Mr McDonald</i> |
| <i>Mr Thorne</i> | <i>Mr McDougall</i> |
| <i>Mr Spearwater</i> | <i>Mr W Young</i> |
| <i>Mr Dickey</i> | <i>Mr Morton</i> |
| <i>Mr Holland</i> | <i>Mr J Young</i> |
| <i>Mr Holdsworth</i> | <i>Mr Forrester</i> |
| <i>Mr Bell</i> | <i>Mr Chipman</i> |
| <i>Mr D'Entremont</i> | <i>Mr Annand</i> |
| <i>Mr Howe</i> | <i>Mr DesBarres</i> |
| <i>Mr B Smith</i> | <i>Mr Huntington</i> |
| <i>Mr Lewis</i> | <i>Mr Archibald</i> |
| <i>Mr McLellan</i> | |

So it passed in the Negative.

The said second clause was then, upon the question put thereon, agreed to by the House.

The third clause being read,

Mr. Wilkins moved that it be not agreed to by the House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, thirteen; against it, twenty-four.

For the motion,

| | |
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| <i>Mr Fairbanks</i> | <i>Mr Heckman</i> |
| <i>Mr Stewart</i> | <i>Mr Whitman</i> |
| <i>Mr Rudolf</i> | <i>Mr J Sargent</i> |
| <i>Mr Wilkins</i> | <i>Mr Halton</i> |
| <i>Mr Uniacke</i> | <i>Mr Taylor</i> |
| <i>Mr Miller</i> | <i>Mr Thorne</i> |
| <i>Mr Holmes</i> | |

Against the motion,

| | | |
|-----------------------|---------------------|----------------------|
| <i>Mr Clements</i> | <i>Mr Howe</i> | <i>Mr Morton</i> |
| <i>Mr Kavanagh</i> | <i>Mr B Smith</i> | <i>Mr J Young</i> |
| <i>Mr Spearwater</i> | <i>Mr Lewis</i> | <i>Mr Forrester</i> |
| <i>Mr Dickey</i> | <i>Mr McLellan</i> | <i>Mr Chipman</i> |
| <i>Mr Holland</i> | <i>Mr Benjamin</i> | <i>Mr Annand</i> |
| <i>Mr Holdsworth</i> | <i>Mr McDonald</i> | <i>Mr DesBarres</i> |
| <i>Mr Bell</i> | <i>Mr McDougall</i> | <i>Mr Huntington</i> |
| <i>Mr D'Entremont</i> | <i>Mr W Young</i> | <i>Mr Archibald</i> |

So it passed in the Negative.

The said third clause was then, upon the question put thereon, agreed to by the House.

The fourth, fifth and sixth clauses being then read, were, upon the question severally put thereon, agreed to by the House.

The seventh clause being read,

Mr. Wilkins moved that it be not agreed to by the House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, five; against it, thirty-six.

For the motion,

*Mr Miller
Mr Wilkins
Mr Whitman
Mr J Sargent
Mr Halton*

*Mr Thorne
Mr Goudge
Mr Taylor
Mr Holdsworth
Mr Kavanagh
Mr W Sargent
Mr Allison
Mr Lewis
Mr Heckman*

Against the motion,

| | | |
|-----------------------|---------------------|----------------------|
| <i>Mr Spearwater</i> | <i>Mr McLellan</i> | <i>Mr Forrester</i> |
| <i>Mr Dickey</i> | <i>Mr Holmes</i> | <i>Mr Archibald</i> |
| <i>Mr Dewolf</i> | <i>Mr Clements</i> | <i>Mr Annand</i> |
| <i>Mr Holland</i> | <i>Mr Benjamin</i> | <i>Mr Rudolf</i> |
| <i>Mr Bell</i> | <i>Mr Donald</i> | <i>Mr Fairbanks</i> |
| <i>Mr M' Dougall</i> | <i>Mr Chipman</i> | <i>Mr Uniacke</i> |
| <i>Mr Howe</i> | <i>Mr W Young</i> | <i>Mr Morton</i> |
| <i>Mr D'Entremont</i> | <i>Mr DesBarres</i> | <i>Mr Stewart</i> |
| <i>Mr B Smith</i> | <i>Mr J Young</i> | <i>Mr Huntington</i> |

So it passed in the Negative.

The said seventh clause was then, upon the question put thereon, agreed to by the House.

The eighth clause being read,

Mr. Wilkins moved as an amendment thereof, to leave out all the words of the clause as far down as the word "deliberations" inclusive, and to insert therein instead of the words so left out, the following, viz:—"The Legislative Council adheres to the injurious practice which has

Address read by clauses
1st Clause agreed to

Amendment to 2d Clause negatived

2d Clause agreed to

Motion not to agree to 3d Clause negatived

3d Clause agreed to
4th, 5th and 6th Clauses agreed to

Motion not to agree to 7th Clause negatived

Seventh agreed to

Amend. to 8th Clause negatived

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has long obtained with that Body of shutting out the people from their deliberations:" which, being seconded and put, and the House dividing thereon, there appeared, for the motion, fourteen; against it, twenty-two.

For the motion,

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|--------------|--------------|
| Mr Rudolf | Mr Holmes |
| Mr Miller | Mr Allison |
| Mr Fairbanks | Mr Taylor |
| Mr W Sargent | Mr Heckman |
| Mr Wilkins | Mr J Sargent |
| Mr Stewart | Mr Dickey |
| Mr Uniacke | Mr Halton |

Against the motion,

| | | |
|---------------|---------------|---------------|
| Mr Kavanagh | Mr McDougall | Mr Des Barres |
| Mr Lewis | Mr McLellan | Mr J Young |
| Mr B Smith | Mr W Young | Mr Forrester |
| Mr Spearwater | Mr Clements | Mr Annand |
| Mr Goudge | Mr Benjamin | Mr Archibald |
| Mr Dewolf | Mr McDonald | Mr Chipman |
| Mr Bell | Mr Huntington | Mr Morton |
| Mr Howe | | |

So it passed in the Negative.

Mr. Uniacke then moved that the clause be not agreed to by this House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, fifteen; against it, twenty-one. Motion not to agree to 8th clause, negatived

For the motion,

| | |
|--------------|--------------|
| Mr Rudolf | Mr Allison |
| Mr Miller | Mr Taylor |
| Mr Fairbanks | Mr Heckman |
| Mr W Sargent | Mr J Sargent |
| Mr Wilkins | Mr Dickey |
| Mr Stewart | Mr Halton |
| Mr Uniacke | Mr Forrester |
| Mr Holmes | |

Against the motion,

| | | |
|---------------|--------------|---------------|
| Mr Kavanagh | Mr Howe | Mr Huntington |
| Mr Lewis | Mr McDougall | Mr Des Barres |
| Mr B Smith | Mr McLellan | Mr J Young |
| Mr Spearwater | Mr W Young | Mr Annand |
| Mr Goudge | Mr Clements | Mr Archibald |
| Mr Dewolf | Mr Benjamin | Mr Chipman |
| Mr Bell | Mr McDonald | Mr Morton |

So it passed in the Negative.

The said eighth clause was then, upon the question put thereon, agreed to by the House. 8th clause agreed to

The ninth clause being then read,

Mr. Wilkins moved that the clause be not agreed to by this House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twelve; against it, thirty. Motion not to agree to 9th clause, negatived

For the motion,

| | |
|--------------|--------------|
| Mr Rudolf | Mr Thorne |
| Mr Miller | Mr Uniacke |
| Mr Fairbanks | Mr W Sargent |
| Mr Wilkins | Mr Whitman |
| Mr Heckman | Mr Halton |
| Mr Taylor | Mr J Sargent |

Against the motion,

| | | |
|---------------|----------------|---------------|
| Mr Clements | Mr Howe | Mr McDonald |
| Mr Kavanagh | Mr McDougall | Mr J Young |
| Mr Lewis | Mr Holland | Mr Forrester |
| Mr Allison | Mr McLellan | Mr Holdsworth |
| Mr Dickey | Mr Des Barres | Mr Archibald |
| Mr B Smith | Mr Stewart | Mr Morton |
| Mr Spearwater | Mr D'Entremont | Mr Annand |
| Mr Dewolf | Mr W Young | Mr Goudge |
| Mr Bell | Mr Holmes | Mr Chipman |
| Mr Doyle | Mr Benjamin | Mr Huntington |

So it passed in the Negative.

The said ninth clause was then, upon the question put thereon, agreed to by the House. 9th clause agreed to

The last clause being then read,

Mr. Stewart moved that the said Clause be amended by leaving out the words "to grant us an Elective Legislative Council"; which, being seconded and put, and the House dividing thereon, there appeared, for the motion, nineteen; against it, twenty-one. Motion to amend last clause, negatived

For the motion,

| | |
|---------------|---------------|
| Mr Rudolf | Mr Heckman |
| Mr Miller | Mr McLellan |
| Mr Morton | Mr Dickey |
| Mr Fairbanks | Mr Thorne |
| Mr Wilkins | Mr Archibald |
| Mr Stewart | Mr Dewolf |
| Mr Des Barres | Mr Holdsworth |
| Mr Holmes | Mr Taylor |
| Mr Whitman | Mr Halton |
| Mr Allison | |

Against the motion,

| | |
|---------------|----------------|
| Mr Clements | Mr D'Entremont |
| Mr Kavanagh | Mr B Smith |
| Mr Lewis | Mr Benjamin |
| Mr W Sargent | Mr McDonald |
| Mr Spearwater | Mr J Young |
| Mr Uniacke | Mr Forrester |
| Mr Bell | Mr W Young |
| Mr McDougall | Mr Doyle |
| Mr Howe | Mr Huntington |
| Mr Holland | Mr Annand |
| Mr Chipman | |

So it passed in the negative.

Mr. Doyle then moved that the Clause be amended by leaving out the word "some," before the word "Members," and the word "of," after the said word "Members," and inserting the word "from" in the place of the word "of," so left out: which, being seconded and put, and the House dividing thereon, passed in the affirmative—and the said Clause was amended accordingly. Amendt. made to last clause

YY

Mr.

THURSDAY, 13th APRIL, 1837.

Further amendt. to last clause, negatived

Mr. Uniacke then moved that the Clause be further amended by leaving out the words "and by the introduction into the former of Members from the popular Branch": which, being seconded and put, and the House dividing thereon, there appeared, for the motion, nineteen; against it, twenty.

For the motion,

| | |
|--------------|---------------|
| Mr Rudolf | Mr Heckman |
| Mr Holmes | Mr W Sargent |
| Mr Morton | Mr Thorne |
| Mr Miller | Mr Whitman |
| Mr Fairbanks | Mr Dickey |
| Mr Wilkins | Mr Hatton |
| Mr Archibald | Mr Holdsworth |
| Mr DesBarres | Mr Bell |
| Mr Uniacke | Mr Taylor |
| Mr Stewart | |

Against the motion,

| | |
|----------------|---------------|
| Mr Kavanagh | Mr McDonald |
| Mr B Smith | Mr Huntington |
| Mr Spearwater | Mr McDougall |
| Mr Clements | Mr J Young |
| Mr Allison | Mr Lewis |
| Mr Holland | Mr Goudge |
| Mr Howe | Mr Chipman |
| Mr D'Entremont | Mr Annand |
| Mr Forrester | Mr Doyle |
| Mr Benjamin | Mr W Young |

So it passed in the Negative.

Last clause agreed to
Address passed

The said last Clause was then, upon the question put thereon, agreed to by the House.

Mr. Howe then moved that the said Address to His Majesty do now pass: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, thirty-eight; against it, four.

For the motion,

| | | |
|--------------|--------------|----------------|
| Mr Goudge | Mr W Young | Mr D'Entremont |
| Mr Lewis | Mr Doyle | Mr Dewolf |
| Mr Holmes | Mr Benjamin | Mr Thorne |
| Mr McDougall | Mr Annand | Mr Howe |
| Mr Chipman | Mr Archibald | Mr McLellan |
| Mr Rudolf | Mr DesBarres | Mr Holland |
| Mr W Sargent | Mr Forrester | Mr Bell |
| Mr Morton | Mr Uniacke | Mr Dickey |
| Mr J Young | Mr Stewart | Mr B Smith |
| Mr Fairbanks | Mr Heckman | |

Against the motion,

| |
|------------|
| Mr Whitman |
| Mr Hatton |
| Mr Wilkins |
| Mr Miller |

So it passed in the affirmative.

Address passed to Gov. to be presented with Address to Crown

Mr. Howe then moved that the following Address do pass, and be presented to His Excellency the Lieutenant-Governor, viz:

To His Excellency Major-General Sir COLIN CAMPBELL, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant-Governor, and Commander in Chief in and over His Majesty's Province of Nova-Scotia, and its Dependencies, &c. &c. &c.

THE HUMBLE ADDRESS OF THE HOUSE OF REPRESENTATIVES IN GENERAL ASSEMBLY:

May it please Your Excellency;

THE House of Assembly have passed an Address, bringing under the notice of His Majesty, the State of this Colony, and praying for a redress of grievances; and they humbly request that your Excellency will be graciously pleased to transmit it to His Majesty, with your Excellency's favorable recommendation of the prayer thereof:

Which, being seconded and put, was agreed to by the House.

Addresses to be presented by whole House

Mr. Howe moved that the said Addresses be presented to His Excellency by the whole House: which, being seconded and put, and the House dividing thereon, passed in the affirmative.

Com. to wait on Gov. to know when he will receive House

Ordered, That the Committee who prepared the Address to the Crown, be a Committee to wait on His Excellency the Lieutenant-Governor, to know his pleasure when he will receive the House with the said Addresses.

Report from Com. to wait on Gov. requesting returns of Statute Labor, &c.

Mr. Chipman reported from the Committee, appointed on the 4th inst., to wait upon His Excellency the Lieutenant-Governor, and request that he would order Returns to be made at the next Session, by Clerks of the Peace, in relation to the Statute Labor upon Highways; that the Committee had attended to that duty, and that His Excellency was pleased to say, in answer to the application of the Committee, that he would attend to the request of the House.

Report from Com. to request from Gov. report on Pictou Academy

Mr. McDougall reported from the Committee appointed to wait upon His Excellency the Lieutenant-Governor, to request that the report of Judge Sawers, on the Pictou Academy,

THURSDAY, 13th APRIL, 1837.

in 1833, might be laid before this House; that His Excellency was pleased to say, that he would comply with the request of the House.

Mr. Speaker laid before the House, a Letter received by him from Mr. Secretary George, dated this day, in reference to the Resolutions of this House of the 22d March and 12th April, inst., enclosing, by command of His Excellency the Lieutenant-Governor, Transcripts of the various Grants, Patents or Titles, of the Lands called School Lands; and a copy of the report of Judge Sawers, on the state of the Pictou Academy in 1833; and which Documents Mr. Speaker accordingly laid before the House.

Letter from Pro. Sec. with copies of parts of grants of School Lands, and report on Pictou Academy

The said Transcripts were read by the Clerk.

(See Appendix, No. 73.)

Ordered, That the same do lie on the Table for perusal by the Members of the House.

The said Copy of Report of Judge Sawers, on the state of the Pictou Academy, was also read by the Clerk.

(See Appendix, No. 74.)

Ordered, That the said Copy of Report do lie on the Table for consideration.

On motion, the House resolved itself into a Committee of the whole House, on the further consideration of the several Bills which stood committed. Com. on Bills

Mr. Speaker left the Chair.

Mr. Kavanagh took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had considered the engrossed Bill from the Council, entitled, An Act for vesting all Estates and Property in the Province of Nova-Scotia, occupied for the Ordnance Service, in the Principal Officers of His Majesty's Ordnance, and for granting certain Powers to the said Principal Officers; and recommend to the House to defer the further consideration of the said Bill until the next Session: that the Committee had gone through the engrossed Bill from the Council, entitled, An Act to amend the Act concerning Cemeteries or Burial Grounds for the Town of Halifax, and had directed him to report the said Bill to the House without any amendment; that the Committee had also considered the Bill to define the Boundary Line of the Township of Cornwallis, &c. and recommend that the Bill be referred to a Select Committee to report thereon at the next Session; and he afterwards delivered the Bills in at the Clerk's Table.

Report Council's Ordnance Bill to be deferred to next Session

Council's Cemetery Bill without amendt

Cornwallis Boundary Bill to be referred to Select Com.

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

Ordered, That the Bill from the Council relating to the Ordnance, be deferred until the next Session.

Ordnance Bill deferred until next Session

Ordered, That the Bill from the Council, entitled, An Act concerning Cemeteries or Burial Grounds in the Town of Halifax, be read a third time to-morrow.

Order for 3d reading of Cemetery Bill

Ordered, That the Bill to define the Boundary Line of the Township of Cornwallis, &c. be referred to Mr. Howe, Mr. Elder, Mr. Goudge, Mr. Wilkins, and Mr. W. Young, to examine into the merits thereof, and to report thereon at the next Session.

Cornwallis Boundary Bill referred to Select Com.

On motion of Mr. W. Young, resolved, that a Committee be appointed to prepare and bring in an Address to His Excellency the Lieutenant-Governor, on the subject of the Bill relating to the Office of the Associate Judge of the Supreme Court.

Com. to prepare Address to Lt. Gov. on subject of Associate Judge

Ordered, That Mr. W. Young, Mr. McDougall and Mr. Fairbanks, be a Committee for the above purpose.

The Order of the Day being read for the second reading of the Bill respecting the proceedings had before certain Select Committees for trying Controverted Elections.

Order of Day Election Committees Bill postponed

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

Then the House adjourned until to-morrow, at ten of the Clock.

Friday,

FRIDAY, 14th APRIL, 1837.

Friday, 14th April, 1837.

Report of Conference on Annapolis County Division Bill

Mr. Holdsworth, from the Committee of Conference held yesterday with a Committee of the Council, on the subject of the Bill to divide the County of Annapolis, and to regulate the Representation thereof, reported that the Managers had been at the Conference, and stated the substance of the Conference to the House.

Cemetery Bill read 3d time and agreed to

The engrossed Bill from the Council, entitled, An Act to amend the Act concerning Cemeteries or Burial Grounds in the Town of Halifax, was read a third time.

Resolved, That the said Bill be agreed to by this House.

Ordered, That the Clerk do take the Bill to the Council and acquaint them that this House have agreed thereto without amendment.

Amendts. to Bill to remedy mistake, &c.

The amendments proposed by the Council to the Bill, entitled, An Act to remedy a mistake in the Act relating to Highways, Roads and Bridges, were read a second time; and thereupon,

Agreed to title altered

Resolved, That this House do agree to the said amendments; by one of which, the title of the said Bill is altered, and it is entitled, An Act to repeal an Act in addition to, and amendment of, the Act for the choice of Town Officers and regulating of Townships, and to revive an Act in further addition to, and amendment of, the several Acts for the choice of Town Officers and regulating of Townships.

Ordered, That the Clerk do carry the Bill and amendments to the Council, and acquaint them that this House have agreed to the said amendments.

Leave of absence to Mr. Thorne negatived

Mr. Rudolf moved that Mr. Thorne have leave of absence to return home, to-morrow, on urgent private business: which, being seconded and put, passed in the negative.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

Council agree to remedy mistake

The Council have agreed to the Bill, now entitled, An Act to repeal an Act in addition to, and amendment of, the Act for the choice of Town Officers and regulating of Townships, and to revive an Act in further addition to, and amendment of, the several Acts for the choice of Town Officers and regulating of Townships, as amended.

Council agree to Money resolutions

The Council have also agreed to nineteen Resolutions of this Honorable House for granting the following sums, viz:

| | | | |
|------|----|---|---|
| £62 | 15 | 6 | Expense of Survey, &c. of New Line of Road from New Avon Bridge to Wolfville, in Horton. |
| 100 | 0 | 0 | Annually for three years, Steam Boat on Basin of Mines. |
| 47 | 6 | 9 | To C. H. Belcher for Binding. |
| 300 | 0 | 0 | & £400 0 0 per year for Mail carriage by Eastern and Western Stage Coaches. |
| | | | One half year's pay for Inspecting Field Officers of Militia. |
| 37 | 15 | 1 | To Lieutenant-Governor to pay for provisions sent to Country Harbor, &c. |
| 75 | 0 | 0 | For relief of Colored Population. |
| 33 | 8 | 6 | To the Overseers of the Poor at Dorchester. |
| 18 | 0 | 6 | To the Overseers of the Poor at Annapolis. |
| 300 | 0 | 0 | To Lieutenant-Governor to repay sum expended on the Great Western Road. |
| 150 | 0 | 0 | For Steam Boat to P. E. Island. |
| 100 | 0 | 0 | To Commissioners, and £150 0 0 to Provincial Treasurer. |
| 20 | 0 | 0 | For the Shubenacadie Ferry. |
| 20 | 0 | 0 | Gut of Canso Ferry. |
| 500 | 0 | 0 | To employ Vessels to protect the Fisheries. |
| 72 | 10 | 0 | To Messrs. Howe & Son for printing Journals of Council, and £33. 10 0 for extra Printing. |
| 25 | 0 | 0 | To Teacher in Annapolis Academy. |
| 19 | 0 | 0 | For an Oatmill in the County of Guysborough. |
| 1520 | 0 | 0 | For the Post Communication. |

On

FRIDAY, 14th APRIL, 1837.

On motion, the House resolved itself into a Committee of the whole House, on the further consideration of the several Bills which stood committed.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had gone through the engrossed Bill from the Council, entitled, An Act to extend the benefits of the Insolvent Debtors' Acts to Persons arrested upon Mesne Process; and the engrossed Bill from the Council, entitled, An Act for increasing the Capital Stock of the Shubenacadie Canal Company, and the number of Shares therein, for conferring further powers on that Corporation, and for other purposes, and had directed him to report the said Bills to the House, without any amendment; that they had also gone through the engrossed Bill from the Council, entitled, An Act to Incorporate the Halifax Whaling Company, and had made some amendments thereto, which they had directed him to report to the House with the Bill; that they had also gone through the Bill to make better provision for the Trial of Offences committed on the High Seas; the Bill to amend the Act concerning Persons Licenced to keep Public Houses or Shops, and the Duties thereon; the Bill to extend to the Counties of Sydney and Guysborough the Act respecting Stray Horses and Cattle in the County of King's, and for enabling the Owners thereof to discover the same; the Bill to repeal the Act for appointing Commissioners to enquire into, and report upon, the expediency of reforming the practice and proceedings of Courts of Law and Equity, and the revising and consolidating the Laws of the Province; the Bill for placing the Bridge at Bridgetown under the direction of the Commissioners of Highways for Bridgetown; the Bill to amend the Act respecting the office of Collector of Impost and Excise for the District of Halifax; the Bill to limit the amount of Assessment for building a Court-House and Jail, in the County of Annapolis; the Bill to prevent the Chief-Justice or Justices of the Supreme Court from taking Fees; the Bill to revive, continue and amend, the Act to encourage the manufacture of Tobacco in this Province, by granting a Bounty thereon; the Bill to continue until the next Session the proceedings of the Select Committee appointed to try the merits of the Petition against the Election for the Township of Annapolis; and the Bill in amendment of the Act relating to the Merchant Seamen of this Province, and had directed him to report the said several Bills to the House without any amendment.—That the Committee had also gone through the Bill to establish a new Parish, to be called the Parish of St. Margaret, and had made an amendment thereto, which they had directed him to report to the House, with the Bill; that the Committee had also gone through the Bill for the appointment of Trustees of School Lands, in the several Townships of this Province, and had made some amendments thereto, which they had directed him to report to the House with the Bill; that the Committee had considered the Bill in addition to, and amendment of, the Act relating to the Merchant Seamen of this Province, and had directed him to recommend to the House to defer the further consideration of the Bill until this day three months; and that the Committee had also considered the Bill to amend a certain portion of the Act to regulate and support the Pictou Academy, and recommend that the same be referred to a Select Committee to examine and report upon to the House.

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

Ordered, That the engrossed Bills from the Council, reported from the Committee without amendment, be read a third time, to-morrow.

The amendments reported from the Committee to the engrossed Bill from the Council, entitled, An Act to Incorporate the Halifax Whaling Company, were read by the Clerk, and, upon the question put thereon, were agreed to by the House.

Ordered, That the amendments be engrossed, and that the Bill be read a third time to-morrow, with the amendments.

Mr. Whitman moved that the further consideration of the Bill to limit the amount of assessment for building a Court-House and Jail in the County of Annapolis, be deferred to this day three months: which, being seconded and put, passed in the negative.

House go into Com. on consideration of Bills

Report Bills

Council's Insolvent Debtors' Bill

Council's Shubenacadie Canal Company Bill without amendment

Council's Engrossed Bill to Incorporate Whaling Co.

Offences on High Seas Bill
Bill to amend Liquor License Act

Stray Cattle Bill

Bill to repeal Law Commissioners Act

Bridgetown Bridge Bill

Bill to amend Act respecting Collector of Impost at Halifax

Annapolis County assessment Bill
Bill to prevent Judges' Fees

Bill to revive Tobacco Bounty Bill
Bill to continue Annapolis Election Com.

Merchant Seamen Bill
St. Margaret's Parish Bill

School Trustees Bill

2d Merchant Seamen Bill deferred

Pictou Academy Bill to be referred to Select Com.

Orders on Bill reported

Motion to defer Bill to limit Annapolis assessment negatived

FRIDAY and SATURDAY, 14th and 15th APRIL, 1837.

Ordered, That the Bills reported without amendment be engrossed.

Ordered, That the Bills reported with the amendments be engrossed.

Ordered, That the Bill in addition to, and amendment of, the Act relating to the Merchant Seamen of this Province, be deferred for further consideration, until this day three months.

Ordered, That the Bill to amend a certain portion of the Act to regulate and support the Pictou Academy, be referred to Mr. Howe, Mr. Chipman, Mr. W. Young, Mr. Huntington, Mr. Holmes, Mr. Hatton and Mr. M'Dougall, to examine and report thereon to the House.

A Message from the Council, by Mr. Halliburton :

Mr. Speaker,

Council agree to
to grant of £150 for
Cross Island Light
House

The Council have agreed to the Resolution of this Honorable House for granting £150 to Light Cross Island Light-House.

And then the Messenger withdrew.

Order of Day Elec-
tion Bill postponed

The Order of the Day being read,

Ordered, That the Bill respecting the proceedings had before certain Select Committees for trying Controverted Elections, be read a second time to-morrow.

Then the House adjourned until To-morrow, at Eleven of the Clock.

Saturday, 15th April, 1837.

Council's Insolvent
Debtors' Bill pas-
sed

The engrossed Bill from the Council, entitled, An Act to extend the benefits of the Insolvent Debtors Act to Persons arrested upon Mesne Process; and

Shubenacadie Ca-
nal Company Bill
passed

The engrossed Bill from the Council, entitled, An Act for increasing the Capital Stock of the Shubenacadie Canal Company, and the number of Shares therein, for conferring further powers on that Corporation, and for other purposes, were severally read a third time.

Resolved, That the said Bills do pass.

Ordered, That the Clerk do carry the Bills to the Council, and acquaint them that this House have agreed to the same without amendment.

Council's Whaling
Company Bill a-
greed to with a-
mendments

An engrossed Bill from the Council, entitled, An Act to Incorporate the Halifax Whaling Company, was read a third time with the engrossed amendments thereto.

Resolved, That the Bill do pass with the amendments.

Ordered, That the Clerk do carry the Bill and amendments to the Council, and acquaint them that this House have agreed to the Bill with the amendments.

Engrossed Bills
read 3d time
High Seas offences
Bill
Passed

An engrossed Bill to make better provision for the Trial of Offences committed on the High Seas, was read a third time.

Resolved, That the Bill do pass, and that the title be, an Act to make better provision for the Trial of Offences committed on the High Seas.

Bill to amend Li-
censed Houses Act
Passed

An engrossed Bill to amend the Act concerning persons Licensed to keep Public Houses or Shops, and the duties thereon, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to amend the Act concerning persons Licensed to keep Public Houses or Shops, and the Duties thereon.

Stray Cattle Bill

An engrossed Bill to extend to the Counties of Sydney and Guysborough the Act respecting Stray Horses and Cattle, in the County of King's, and for enabling the Owners thereof to discover the same, was read a third time.

Passed

Resolved, That the Bill do pass, and that the title be, An Act to extend to the Counties of Sydney and Guysborough, the Act respecting Stray Horses and Cattle in the County of King's, and for enabling the Owners thereof to discover the same.

Bill to repeal Law
Commission Act

An engrossed Bill to repeal the Act for appointing Commissioners to enquire into, and report upon, the expediency of reforming the practice and proceedings of Courts of Law and Equity, and the revising and consolidating the Laws of the Province, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to repeal the Act for appointing

SATURDAY, 15th APRIL, 1837.

ing Commissioners to enquire into, and report upon, the expediency of reforming the practice and proceedings of Courts of Law and Equity, and the revising and consolidating the Laws of the Province.

An engrossed Bill for placing the Bridge at Bridgetown under the direction of the Commissioners of Highways for Bridgetown, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act for placing the Bridge at Bridgetown under the direction of the Commissioners of Highways for Bridgetown.

An engrossed Bill to amend the Act respecting the Office of Collector of Impost and Excise for the District of Halifax, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to amend the Act respecting the Office of Collector of Impost and Excise for the District of Halifax.

An engrossed Bill to prevent the Chief-Justice or Justices of the Supreme Court from taking Fees, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to prevent the Chief Justice or Justices of the Supreme Court from taking Fees.

An engrossed Bill to revive, continue and amend, the Act to encourage the Manufacture of Tobacco in this Province, by granting a Bounty thereon, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to revive, continue and amend, the Act to encourage the Manufacture of Tobacco in this Province, by granting a Bounty thereon.

An engrossed Bill to continue until the next Session the proceedings of the Select Committee, appointed to try the merits of the Petition against the Election for the Township of Annapolis, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to continue until the next Session the proceedings of the Select Committee, appointed to try the merits of the Petition against the Election for the Township of Annapolis.

An engrossed Bill in amendment of the Act relating to the Merchant Seamen of this Province, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act in amendment of the Act relating to the Merchant Seamen of this Province.

An engrossed Bill to establish a new Parish, to be called the Parish of St. Margaret, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to establish a new Parish, to be called the Parish of St. Margaret.

An engrossed Bill for the appointment of Trustees of School Lands in the several Townships of this Province, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act for the appointment of Trustees of School Lands in the several Townships of this Province.

Ordered, That the Clerk do carry the Bills to the Council, and desire their concurrence.

Mr. D'Entremont moved that the House do come to a Resolution as followeth, viz :

Resolved, That the Lieutenant-Governor be authorised to expend the sum of Fifty Pounds in establishing Schools among the French Population in the Township of Argyle, and that this House will, at its next Session, provide for the payment of the same : which, being seconded,

Mr. Chipman moved as an amendment of the proposed Resolution, to leave out of it the word "Fifty," and insert instead thereof, the word "Forty": which, being seconded and put, passed in the negative.

The question on the original Resolution being then put, passed also in the negative.

The amendment proposed by the Council to the Bill, entitled, An Act to continue, alter and amend, the several Acts now in force relative to the Inspection of Pickled Fish, was read a second time; and thereupon,

On motion of Mr. Doyle, an amendment was made to the said amendment.

Ordered, That the Clerk do carry the Bill and amendments to the Council, and acquaint them that this House have agreed to the amendment proposed by the Council, with an amendment, and desire the concurrence of the Council thereto.

Passed

Bridgetown Bridge Bill

Passed

Bill to amend Act respecting Collector of Excise

Passed

Bill to prevent Judges' Fees

Passed

Tobacco Bounty Bill

Passed

Annapolis ^{town} County Election Com. Bill

Passed

Merchant Seamen Bill

Passed

St. Margaret's Parish Bill

Passed

School Land Trustees Bill

Passed

Vote of Credit for School in Argyle negatived

Council's amendment to Pickled Fish Inspection Bill amended

The

SATURDAY, 15th APRIL, 1837.

Amendment of
Council to St. Ma-
ry's District Bill
re-considered

The amendments proposed by the Council to the Bill, entitled, An Act to divide and set off the Township of Saint Mary's as a separate and distinct District, were again read and re-considered; and thereupon,

Motion not to ad-
here

Mr. M'Donald moved, that this House do not adhere to their Resolution not to agree to said amendments, and do now agree to the same: which, being seconded,

Amended

Mr. DesBarres moved as amendment to the question, to leave out all the words thereof, except the words "that this House do," and instead of the words so left out, to insert the following, viz:—"adhere to their Resolution not to agree to the first amendment proposed by the Council, and do not adhere to their Resolution, not to agree to the second remaining amendment, but agree to the same with the following amendments, viz:—leave out of the said second amendment the words "but in case he does not attend," and in place of the words so left out, insert the following words, "and as a compensation for the additional travel, when attending the said Courts," and instead of inserting the said second amendment as thus amended in that part of the fourth clause of the Bill where proposed, insert the same at the end of the fourth clause, and add thereafter the following "the sum of Twenty Shillings per day allowed for fees of travel, from and after the day whereon he shall leave Antigonish, to attend such Courts, until he shall return thence to Guysborough, to be drawn by Warrant from the Treasury: which, being seconded and put, and the House dividing thereon, there appeared, for the amendment, seventeen; against it, fifteen.

For the amendment,

| | |
|--------------|----------------|
| Mr Doyle | Mr Howe |
| Mr Fairbanks | Mr D'Entremont |
| Mr DesBarres | Mr Taylor |
| Mr Miller | Mr Whitman |
| Mr J Young | Mr Thorne |
| Mr McDonald | Mr B Smith |
| Mr Wilkins | Mr Holdsworth |
| Mr W Young | Mr Halton |
| Mr Uniacke | |

Against the amendment,

| | |
|--------------|---------------|
| Mr Kavanagh | Mr Morton |
| Mr Dickey | Mr Dewolf |
| Mr Archibald | Mr Huntington |
| Mr Clements | Mr Annand |
| Mr Rudolf | Mr Heckman |
| Mr Holmes | Mr Chipman |
| Mr Benjamin | Mr Goudge |
| Mr Forrester | |

So it passed in the Affirmative.

Ordered, That the Clerk do carry the Bill and amendments to the Council, and acquaint them with the Resolution of this House thereon, and desire their concurrence to the foregoing amendment.

Engrossed Annapo-
lis assessment Bill
read 3d time
Rider proposed &
negatived

An engrossed Bill to limit the amount of Assessment for building a Court-House and Jail in the County of Annapolis, was read a third time; and thereupon,

Mr. Uniacke moved, that the following Enacting Clause be added to the Bill, by way of rider, viz:—

And be it further enacted, That it shall and may be lawful for the General Sessions of the Peace of and for the said County of Annapolis, to allow and deduct from the instalment or instalments of said assessment already levied and paid to the County Treasurer, a sufficient sum to compensate and pay the Contractor or Contractors for erecting and building such Court-House and Gaol, for any alteration of the plan of such Buildings, or loss on materials furnished or agreed for, and to pay the Commissioners appointed to take or enter into such Contract for their services, and any sum or sums of Money paid, laid out, and expended, in and about the Contract, and procuring materials therefor, and any such sum or sums shall be deducted, and the Counties of Annapolis and Digby, if not already assessed, to be assessed for the same, notwithstanding, any thing in this Act contained to the contrary: which, being seconded and put, passed in the negative.

Bill passed

Resolved, That the Bill do pass, and that the title be, An Act to limit the amount of assessment for building a Court-House and Jail in the County of Annapolis.

Ordered, That the Clerk do carry the Bill to the Council and desire their concurrence.

Mr. Chipman moved, that the House do come to a Resolution as followeth, viz:—

Motion for pledge
to repay Avon
Bridge C'y. Money
to be expended on
Road

Whereas, the Avon Bridge Company have expended the sum of £241. 16s. 3d. in purchasing Land which has since been laid out as a Public Highway, connecting the Avon Bridge with one of the Main Roads in Falmouth, forming a part of the Great Western line of Road to Annapolis, now travelled by the Mail Coach, and generally used by the people

ple of this Province: *And whereas*, the said Company have not any funds at their command to enable them to complete the said Road.

Resolved, That the said Company be authorised to expend the sum of One Hundred and Fifty Pounds in improving and completing the said Road, and that this House will provide that sum in the next Session to re-imburse them such outlay, in case it shall be certified to the satisfaction of His Excellency the Lieutenant-Governor, that that amount has been actually so expended by the said Company: which, being seconded,

Mr. Huntington moved, that the same be amended, by inserting after the word "outlay," the words following—"out of the amount of Road Money to be, next Session, allotted to the Counties of Hants and Kings:" which, being seconded and put, passed in the Negative.

Amend. negatived

The original Resolution being then put, and the House dividing thereon, there appeared, for the motion, twenty-five; against it, fifteen.

Resolution passed

For the motion.

Against the motion.

- | | | |
|--------------|----------------|-------------|
| Mr Chipman | Mr Wilkins | Mr Dickey |
| Mr Goudge | Mr D'Entremont | Mr Thorne |
| Mr Morton | Mr Fairbanks | Mr Taylor |
| Mr Stewart | Mr Holmes | Mr Whitman |
| Mr DesBarres | Mr Howe | Mr Allison |
| Mr Uniacke | Mr Holdsworth | Mr Hatton |
| Mr Dewolf | Mr Benjamin | Mr Holland |
| Mr Miller | Mr B Smith | Mr Kavanagh |

- | | |
|---------------|--------------|
| Mr Huntington | Mr Lewis |
| Mr Spearwater | Mr Forrester |
| Mr Annand | Mr W. Young |
| Mr McDonald | Mr J Young |
| Mr W Sargent | Mr Heckman |
| Mr J Sargent | Mr Rudolf |
| Mr Clements | Mr Archibald |
| Mr McLellan | |

So it passed in the Affirmative.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to the Resolution for granting to Mrs. Mary Wiswall, the balance of the late Judge Wiswall's Salary.

Council agree to grant to Mrs. M. Wiswall

And then the Messenger withdrew.

Ordered, That the Clerk do prepare and bring in an engrossed Bill for appropriating such part of the Supplies, granted in this Session of the General Assembly, as are not already appropriated by the Laws or Acts of the Province.

Appropriation Bill to be brought in

On motion of Mr. Uniacke, *resolved*, that a Committee be appointed to wait on His Excellency the Lieutenant-Governor, with the Resolution granting Five Hundred Pounds to protect the Fisheries, and to request His Excellency to correspond with the Governor of New-Brunswick, and solicit his co-operation in protecting that valuable branch of Commerce.

Com. to wait on Gov. with Resolution relative to Fisheries

Ordered, That Mr. Uniacke, Mr. DesBarres and Mr. W. Young, be a Committee for the above purpose.

On motion of Mr. Uniacke, *resolved*, that it is the opinion of this House, that until a general system for regulating the Post Communication throughout the British North American Colonies shall be adopted, it will be an advantage to this Province, to have the whole and entire control of the Post-Office Department therein, on paying the nett amount of all British or Packet Postage into the Military Chest. *Resolved*, that a Committee be appointed to wait on His Excellency the Lieutenant-Governor with the foregoing Resolution, the Report of the Committee, and Documents connected therewith, and to respectfully request His Excellency to communicate with the Colonial Minister, and the Post-Master General on the subject, with a view of ascertaining whether the object sought by such Resolution, can be accomplished on the terms therein specified, or any other and what terms.

Com. to wait on Gov. with Resolution relative to Post-Office Department

Ordered, That Mr. Uniacke, Mr. DesBarres and Mr. W. Young, be a Committee for the above purpose.

On motion of Mr. W. Young, *resolved*, that the same Committee do wait upon His Excellency the Lieutenant-Governor, and request that he will be pleased to direct the Deputy-Post-Master General to lay before this House, at an early day in the next Session, an exact Account of all sums received in 1837, for inland and other Postage, distinguishing the same, at Halifax, and at the different Offices in the interior, specifying the amount received in each, with the appropriation thereof; also, the whole amount paid for riding work and charges, so as to show distinctly the balance resulting on our inland Postage, and what portion,

Com. to wait on Gov. requiring return of Postage, &c.

SATURDAY, 15th APRIL, 1837.

tion, if any, of the Legislative grant is necessary for keeping up the present lines of communication.

Mr. Fairbanks moved that the House do come to a Resolution, as followeth, viz:

Whereas, the Main Post Road between the Towns of Liverpool and Shelburne, is for a few miles almost impassable for Carriages, which is felt to be a serious injury and inconvenience to the Inhabitants, and almost entirely interrupts the Travelling in that part of the Province. *Resolved*, That a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, and respectfully request that he will be pleased to cause the sum of One Hundred and Fifty Pounds to be expended the ensuing Summer in the improvement of that part of said Road which lies between the Town of Liverpool and the Western Bounds of Queen's County, and that this House will make provision for the same amount at their next Session: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-one; against it, nine.

For the motion,

| | |
|----------------|---------------|
| Mr Goudge | Mr Bell |
| Mr Morton | Mr J Young |
| Mr Stewart | Mr Holdsworth |
| Mr Des Barres | Mr Dewolf |
| Mr Fairbanks | Mr J Sargent |
| Mr W Young | Mr Whitman |
| Mr Miller | Mr Holland |
| Mr Wilkins | Mr Allison |
| Mr D'Entremont | Mr Taylor |
| Mr Clements | Mr Kavanagh |
| Mr Spearwater | |

Against the motion,

| |
|--------------|
| Mr McDonald |
| Mr Dickey |
| Mr Lewis |
| Mr McLellan |
| Mr Forrester |
| Mr Howe |
| Mr Heckman |
| Mr Archibald |
| Mr Rudolf |

So it passed in the affirmative.

Ordered, That Mr. Fairbanks, Mr. Stewart, and Mr. Rudolf, be a Committee for the above purpose

On motion of Mr. Uniacke, *resolved*, that a Committee be appointed to communicate to His Excellency the Lieutenant-Governor the Resolution of this House, making provision for the expenditure of a sum of Money by the Avon Bridge Company upon the road leading from the Bridge.

Ordered, That Mr. Wilkins, Mr. Howe, and Mr. Uniacke, be a Committee for the above purpose.

On motion of Mr. Stewart, *resolved*, that a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, with reference to the several Messages and recommendations of His Excellency during the Session which have not been heretofore replied to, and respectfully to acquaint His Excellency that the House have considered it inexpedient to accede to the claim of the Officers of the first Halifax Regiment of Militia, for the cost of Accoutrements purchased by them for the use of that Regiment, as the House apprehend if the remuneration required were to be granted, an inconvenient and dangerous precedent would be created.

That with reference to the various Messages and Communications submitted by His Excellency's command to this House, for relief to Persons in distress for want of Food and from the scarcity of Seed Grain and Potatoes—the House have made provision for such sums, as for these objects, have been expended by His Excellency; and have also passed an Act, by which His Excellency will be enabled to extend further relief to the several Counties of the Province.

That the House have granted Mary Hughes the sum of £17 10s. in pursuance of the prayer of her Petition, and as recommended by His Excellency.

That the House have accepted the proposition of Judge Marshall, agreeably to His Excellency's recommendation.

That the House have also made provision for the expenses incurred under His Excellency's sanction in the year 1836—for the payment of which no provision had been made as detailed in the Communication of the Provincial Secretary of the 4th March, 1837.

That the House have also made provision for relieving the distress of the Black Population near Halifax, agreeably to His Excellency's recommendation.

Vote of credit for
Shore Road be-
tween Liverpool
and Shelburne

Com. to wait on
Gov. with vote for
Avon Bridge Com-
pany

Com. to wait on
Gov. with answer
to Messages, &c

That the House, in compliance with His Excellency's recommendation in his Message of the 23d February last, have passed a Bill making the permanent provision suggested therein, and also have granted £100 as a compensation to the Commissioners appointed by His Excellency to meet those from the other North American Colonies.

That the House have also made provision, as recommended by His Excellency in the letter of the Secretary of the Province, dated the 25th March, 1837, for the extra services performed by the Treasurer; also, for the services performed by the Commissioners for issuing Provincial Notes, and also for contracting Loans.

Ordered, That Mr. Stewart, Mr. Morton and Mr. Uniacke, be a Committee for the above purpose.

Mr. Howe reported from the Committee appointed to wait on His Excellency the Lieutenant-Governor, to know his pleasure when he would receive the House with their Addresses; that the Committee had complied with the order of the House in that behalf, and that His Excellency was pleased to appoint Monday next, at twelve of the clock, at Government-House.

Report from Com. to wait on Gov. to know when he will receive Addresses

Mr. Archibald moved that the House do come to the following Resolution.

Resolved, That the sum of Thirty Pounds unexpended of the Casualty vote, for Roads and Bridges for last year, be applied as follows:—Twenty Pounds to complete the new road from Stewiacke to Brookfield; and Ten Pounds for the repair of the Main Road from Polley's to Middle Stewiacke Bridge: which, being seconded and put, passed in the negative.

Motion to appropriate from Casualty Vote to Roads in Colchester negatived

A Petition of Robert McGowan Dickey, Esquire, sitting Member for the Township of Amherst, was presented by Mr. Uniacke and read, setting forth the injurious and unjust effects that the Bill now before the House "respecting the proceedings had before certain Select Committees, for trying Controverted Elections," would have upon his case, now before an Election Committee, and praying that he may be heard, by Counsel, at the Bar of the House, against the passage of the Bill.

Fet. of Mr. Dickey respecting Election Com. Bill

Ordered, That the Petition do lie on the Table.

On motion of Mr. Uniacke, resolved as followeth:

Whereas, the Frontier Provinces have adopted a system of Militia training, which no longer renders Inspecting Field Officers necessary; and this House do not consider the further support of such Officers expedient, and have passed a Resolution to that effect; and also making provision for the pay of the distinguished individuals who have discharged that duty, to the 1st July next; *Therefore resolved*, that a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, and in reference to the Message of His Excellency, of the 17th March last, relating to the Inspecting Field Officers of Militia, to inform him of the proceedings of this House thereupon, and that this House will be gratified, if His Excellency will convey to His Majesty's Government, the high opinion entertained by this House, of the manner in which the said Officers have performed their responsible duties in this Province.

Com. to wait on Gov. with Vote of Approbation of Inspecting Field Officers of Militia

Ordered, That Mr. Uniacke, Mr. Stewart and Mr. Wilkins, be a Committee for the above purpose.

On motion of Mr. Bell, *resolved*, that a Conference be desired with the Council by Committee—and that upon such Conference, the Committee of this House do communicate to the Committee of the Council, for the purpose of being laid before the Council, the Resolution of this House, passed on Wednesday last, relative to the Bridewell.

Conference to be held with Council on Bridewell

Ordered, That the Clerk do request such Conference.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act to divide the County of Annapolis, and to regulate the Representation thereof; with amendments, to which amendments they desire the concurrence of this Honorable House.

Council agree to Annapolis Division Bill with amends.

The

Council agree to Circuits Bill with amendment

The Council have also agreed to the Bill, entitled, An Act to continue and amend the Act respecting the Trial of Issues in the Supreme Court, and for regulating the times of holding the Circuits of the said Court, in the several Counties and Districts of this Province, with an amendment, to which amendment they desire the concurrence of this Honorable House.

Council do not agree to amend to their Devises Bill

The Council have not agreed to the amendments made by this Honorable House to the engrossed Bill from the Council, entitled, An Act in further amendment of an Act made and passed in the Thirty-second year of His Majesty King George the Second, entitled; An Act relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates.

And then the Messenger withdrew.

Amendts. to Annapolis Division Bill agreed to

The said amendments made by the Council, to the Bill, entitled, An Act to divide the County of Annapolis, and to regulate the Representation thereof, were read a first time, and the House proceeding to the consideration thereof, the same were read a second time; and thereupon,

On motion, *resolved*, that this House do agree to the said amendments, and that the Clerk do carry the Bill and amendments back to the Council, and acquaint them therewith.

Amend. to Circuit Court Bill considered

The amendment made by the Council, to the Bill, entitled, An Act to continue and amend the Act respecting the Trial of Issues in the Supreme Court, &c. was read a first time.

Ordered, That the amendment be now read a second time.

And the same being read a second time, the House proceeded to the consideration thereof; and thereupon,

Motion to agree to amendment

Mr. Stewart moved that this House do agree to the said amendment: which, being seconded,

Amend. to defer consideration negatived

Mr. W. Young moved as an amendment to the question, to leave out all the words thereof, after the words "that this House do," and in place of the words so left out, to insert the following, "defer the further consideration of the amendment until Monday next:" which, being seconded and put, and the House dividing thereon, there appeared, for the amendment, fifteen; against it, twenty-four.

For the amendment,

Against the amendment,

| | | | | |
|---------------|---------------|----------------|---------------|---------------|
| Mr Doyle | Mr Forrester | Mr Taylor | Mr Heckman | Mr Miller |
| Mr Annand | Mr Howe | Mr Halton | Mr W Sargent | Mr Allison |
| Mr Chipman | Mr Holdsworth | Mr Clements | Mr J Sargeant | Mr Morton |
| Mr W Young | Mr Goudge | Mr Whitman | Mr Dewolf | Mr Fairbanks |
| Mr Des Barres | Mr Benjamin | Mr Spearwater | Mr Holmes | Mr Rudolf |
| Mr J Young | Mr McDonald | Mr Dickey | Mr Uniacke | Mr Huntington |
| Mr Holland | Mr Kavanagh | Mr Thorne | Mr Wilkins | Mr Archibald |
| Mr Lewis | | Mr D'Entremont | Mr McLellan | Mr Stewart |

So it passed in the Negative.

Original motion passed

The main question being then put, and the House dividing thereon, there appeared, for agreeing to the amendment made by the Council to the Bill, thirty-three; against it, six.

For the motion,

Against it,

| | | | |
|---------------|----------------|---------------|-------------|
| Mr Archibald | Mr Wilkins | Mr Dickey | Mr Kavanagh |
| Mr Fairbanks | Mr Holland | Mr Thorne | Mr Benjamin |
| Mr Rudolf | Mr Holmes | Mr Bell | Mr Goudge |
| Mr Miller | Mr Forrester | Mr Halton | Mr Annand |
| Mr Morton | Mr Lewis | Mr Heckman | Mr Doyle |
| Mr Clements | Mr Dewolf | Mr M'Donald | Mr Chipman |
| Mr Allison | Mr D'Entremont | Mr Spearwater | |
| Mr W Young | Mr W Sargent | Mr Taylor | |
| Mr Des Barres | Mr Howe | Mr Whitman | |
| Mr Huntington | Mr McLellan | Mr Stewart | |
| Mr Uniacke | Mr Holdsworth | Mr J Sargent | |

So it passed in the affirmative.

Ordered, That the Clerk do carry the Bill and amendment to the Council, and acquaint them that this House have agreed to the said amendment.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The

SATURDAY and MONDAY, 15th and 17th APRIL, 1837.

The Council have agreed to the Bill, entitled, An Act to revive, as to the Town of Halifax, the Act to regulate the Assize of Bread, without amendment.

Council agree to Assize of Bread Bill

The Council have agreed to the amendments made by this Honorable House to the Bill from the Council, entitled, An Act to Incorporate the Halifax Whaling Company.

And to amends. to Whaling Company Bill

And then the Messenger withdrew.

The Bill entitled, An Act to Incorporate the Halifax Whaling Company as amended, being read,

Amended Whaling Company Bill agreed to

Ordered, That the Clerk do carry back to the Council the Bill, and acquaint them that this House have finally agreed to the same as amended.

Ordered, That the Order of the Day for the second reading of the Bill respecting the proceedings had before certain Select Committees for trying Controverted Elections, be now read, and the same being read,

Order of Day 2d reading of Election Coms. Bill

Mr. Howe moved that the Bill be now read a second time : which, being seconded and put, and the House dividing thereon, there appeared, for the motion, fourteen ; against it, fourteen ; and thereupon,

2d reading carried by casting vote of Speaker

Mr. Speaker gave his casting Vote in favor of the motion, and it passed in the affirmative.

The Bill being then read a second time,

Mr. Howe moved that the Bill be now committed to a Committee of the whole House : which, being seconded, and the question being proposed,

Bill read 2d time Motion to commit Bill

Mr. Uniacke moved that the following amendment be made to the question, viz : To leave out all the words thereof except the word "that", and in place of the words so left out to insert the following, viz: Counsel be heard at the Bar of the House in support of the Petition of Robert M'Gowan Dickey, Esquire, the sitting Member for the Town of Amherst, and against the passage of the Bill : which, being seconded and put, and the House dividing thereon, there appeared, for the amendment, seventeen ; against it, twenty. So it passed in the negative.

Amendt. to hear Counsel on Mr. Dickey's Petition negatived

The main question being then put, and the House dividing thereon, there appeared, for committing the Bill, twenty ; against it, eighteen.

Division on main question

For the motion,

| | |
|----------------|---------------|
| Mr Goudge | Mr Holdsworth |
| Mr Doyle | Mr Holland |
| Mr D'Entremont | Mr McDonald |
| Mr Annand | Mr B Smith |
| Mr W Young | Mr Howe |
| Mr DesBarres | Mr J Young |
| Mr Forrester | Mr Bell |
| Mr Benjamin | Mr McLellan |
| Mr Huntington | Mr Kavanagh |
| Mr Lewis | Mr Allison |

Against the motion,

| | |
|---------------|---------------|
| Mr W Sargent | Mr J Sargeant |
| Mr Whitman | Mr Wilkins |
| Mr Thorne | Mr Uniacke |
| Mr Hatton | Mr Miller |
| Mr Dewolf | Mr Heckman |
| Mr Taylor | Mr Chipman |
| Mr Spearwater | Mr Rudolf |
| Mr Holmes | Mr Archibald |
| Mr Clements | |
| Mr Fairbanks | |

So it passed in the Affirmative.

Ordered, That the Bill be committed to a Committee of the whole House.

Bill committed

Then the House adjourned until Monday next, at Eleven of the Clock.

Monday, 17th April, 1837.

Ordered, That Mr. McDougall have leave of absence to return home, on account of ill health.

Leave absence to Mr. McDougall

Mr. Speaker and the House attended His Excellency the Lieutenant-Governor with their Address to His Excellency, and the Address to His Majesty, on the state of this Colony, pursuant to the order of Thursday last.

House attend Gov. with Addresses

And being returned, Mr. Speaker reported that the House had complied with the order, and that His Excellency was pleased to give this answer to the Address of the House to His Excellency.

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

I have read with much attention, your Address to the King ; and I shall not fail to transmit

Answer of Gov.

MONDAY, 17th APRIL, 1837.

it to His Majesty's Principal Secretary of State for the Colonies, to be laid at the foot of the Throne. I need hardly express my persuasion, that His Majesty will give his gracious consideration to the several matters which you have brought under his notice, with every disposition to apply efficient remedies to any real grievances that may be found to exist in this Province.

Motion for grant in aid of publication on Land Surveying by W. McKay negatived

Mr. Bell moved that the House do come to a Resolution as followeth, viz :

The Committee to whom was referred the Petition of William McKay, praying for aid in the publication of a work on practical Surveying, having reported favorably thereon, and considering that the work may be useful to the Youth of this Country; *therefore resolved*, that His Excellency the Lieutenant-Governor be requested and authorized to grant the sum of £100 in aid of said Publication, and that this House will provide for the same in its next Session: which, being seconded and put, passed in the negative.

Report from Com. on subject of encroachments by Foreigners upon the Fisheries

Mr. Uniacke reported from the Select Committee, appointed on the 7th February last, in relation to the encroachments on the Fishing Grounds of this Province, &c.; and he read the Report in his place, and afterwards delivered it in at the Clerk's Table, with several Documents therein referred to, and the Report being again read by the Clerk.

Report adopted

Resolved, That the said Report, with the said several Documents be adopted and printed. (See Appendix, No. 75.)

Resolution to request Gov. to transmit report on Fisheries to Col. Sec. of State and to solicit protection of Fisheries

Mr. Uniacke then moved that the House do come to the following Resolution, viz :
Whereas, it may be necessary to correspond with His Majesty's Government, during the recess, on the subject of the Fisheries, and the most effectual mode of accomplishing the objects sought in the Report of a Committee of this House on that subject. *Resolved*, that a Committee be appointed to wait on His Excellency the Lieutenant-Governor, and respectfully request His Excellency to transmit the Report of this House, and the Documents thereto annexed, to His Majesty's Colonial Secretary, and to use his influence with His Majesty's Government, to insure that protection of the Fisheries which the People of this Province have so earnestly solicited: which, being seconded and put, was agreed to by the House.

Com. to wait on Gov.

Ordered, That Mr. Uniacke, Mr. DesBarres and Mr. W. Young, be a Committee for the above purpose.

Leave of absence to Mr. Dewolf and Mr. Holland
Leave of absence to Mr. B. Smith

Ordered, That Mr. Dewolf and Mr. Holland, have leave of absence after this day, to return home, on account of illness in their families, respectively.

Ordered, That Mr. B. Smith, have leave of absence from Wednesday next, on account of urgent private business.

Resolution moved relating to Votes of Credit

Mr. Chipman moved that the House do come to a Resolution, as followeth, viz :
Resolved, That this House will not hereafter pass any vote of credit, unless for some unforeseen emergency, on a call of the House, and with the assent of at least two thirds of the Members present: which, being seconded,

Amdt. for vote to Bridges in Pictou negatived

Mr. Holmes moved that the Resolution be amended, by leaving out all the words thereof, except the words "Resolved that," and inserting instead thereof, the following, viz :—"it may be lawful for His Excellency the Lieutenant-Governor, to draw by Warrant from the Treasury, the sum of Thirty Pounds, to be applied for the purpose of re-building three Bridges on the road leading from Pictou to St. Mary's, by the Garden of Eden, and for which, this House will make provision at its next sitting": which, being seconded and put, and the House dividing thereon, there appeared, for the amendment, nine; against it, twenty-six.

So it passed in the Negative.

Another Amdt. negatived

Mr. Wilkins then moved to amend the Resolution, by leaving out the word "hereafter," and inserting instead thereof, the words "during the present Session": which, being seconded and put, and the House dividing thereon, passed in the negative.

Original motion carried

The question upon the Resolution as originally proposed, being then put, and the House dividing thereon, there appeared, for the Resolution, twenty-one; against it, fifteen.

MONDAY, 17th APRIL, 1837.

For the Resolution,

| | | |
|---------------|----------------|---------------|
| Mr Thorne | Mr D'Entremont | Mr Holland |
| Mr Annand | Mr Forrester | Mr Clements |
| Mr Morton | Mr Dickey | Mr Heckman |
| Mr Chipman | Mr Benjamin | Mr McDonald |
| Mr Huntington | Mr Spearwater | Mr Dewolf |
| Mr W Young | Mr W Sargent | Mr J Sargent |
| Mr Rudolf | Mr Fairbanks | Mr Holdsworth |

Against the Resolution.

| | |
|--------------|--------------|
| Mr Archibald | Mr Miller |
| Mr McDougall | Mr Howe |
| Mr Bell | Mr Wilkins |
| Mr Hatton | Mr Uniacke |
| Mr Taylor | Mr DesBarres |
| Mr Whitman | Mr Doyle |
| Mr Holmes | Mr Goudge |
| Mr Kavanagh | |

So it passed in the Affirmative.

The Clerk, pursuant to order, presented to the House an engrossed Bill for appropriating such part of the Supplies granted in this Session of the General Assembly, as are not already appropriated by the Laws or Acts of the Province; and the same was read a first and second time.

Clerk presents Appropriation Bill

Resolved, That the Bill do pass, and that the title be, An Act for applying certain Monies therein mentioned, for the service of the year of Our Lord One Thousand Eight Hundred and Thirty-seven, and for appropriating such part of the Supplies granted in this Session of the General Assembly, as are not already appropriated by the Laws or Acts of the Province.

Bill passed

Ordered, That the Clerk do carry the Bill to the Council, and desire their concurrence.

Appropriation Bill sent to Council
Bills read 2d time, viz:—Annapolis C'ry. Election Bill

A Bill to continue the Select Committee appointed to try the Election of Frederick A. Robicheau, for the County of Annapolis; also,

A Bill relative to the establishment of Banks for Savings, were severally read a second time.

Savings Bank Bill

Ordered, That the Bills be committed to a Committee of the whole House.

Bills committed

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to the several amendments made by this Honorable House to the Bill, entitled, An Act for the further amendment of the Law, and for the better advancement of Justice, with the exception of the sixth, ninth and tenth, of said amendments—to which ninth and tenth amendments they have not agreed, and have made an amendment to said sixth amendment—to which amendment so made by them, they desire the concurrence of this Honorable House.

Council agree in part to amendt. of Law amendt. Bill and amend one amendt.

The Council have agreed to the Bill, entitled, An Act to render less dangerous the Navigation of the Gulf of St. Lawrence, by erecting Light-Houses on the Islands of St. Paul and Scatarie, and for the support and maintenance thereof, with some amendments—to which amendments they desire the concurrence of this Honorable House.

Agree to St. Paul's and Scatarie Light-Houses Bill with amendts.

And then the Messenger withdrew.

The amendments made by the Council to the last mentioned Bill, entitled, An Act to render less dangerous the Navigation of the Gulf of St. Lawrence, &c. were read, and the House proceeded to take the same into consideration, and the same being read a first and second time, were, upon the question severally put thereupon, agreed to by the House.

Amendts. to Light-Houses Bill agreed to

Ordered, That the Clerk do carry the Bill and amendments to the Council, and acquaint them that this House have agreed to said amendments.

Mr. Howe moved that this House do now resolve itself into a Committee of the whole House, on the consideration of the Bill respecting the proceedings had before certain Select Committees for trying Controverted Elections: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-one; against it, seventeen.

Motion for Com: of whole on contested Elections Bill

So it passed in the affirmative; and accordingly

The House resolved itself into the Committee.

House go into Com. of whole on said Bill

Mr. Speaker left the Chair.

Mr. Kavanagh took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had gone through the said Bill, respecting

Bill reported without amendt.

MONDAY, 17th APRIL, 1837.

specting the proceedings had before certain Select Committees for trying Controverted Elections, and had directed him to report the same to the House without any amendment; and he delivered the Bill in at the Clerk's Table.

Motion to defer consideration of Bill for 3 months

Mr. Chipman moved that the further consideration of the Bill be deferred until this day three months: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty; against it, twenty.

For the motion,

Mr Rudolf
Mr Morton
Mr Holmes
Mr Miller
Mr Heckman
Mr Fairbanks
Mr Kavanagh
Mr Wilkins
Mr Chipman
Mr Archibald

Mr J Sargent
Mr Dewolf
Mr W Sargent
Mr Spearwater
Mr Whitman
Mr Thorne
Mr Clements
Mr Uniacke
Mr Halton
Mr Taylor

Against the motion,

Mr B Smith
Mr Holland
Mr Lewis
Mr Holdsworth
Mr Allison
Mr D'Entremont
Mr DesBarres
Mr Bell
Mr Annand
Mr Forrester

Mr McDonald
Mr McLellan
Mr Benjamin
Mr J Young
Mr W Young
Mr Doyle
Mr Huntington
Mr Howe
Mr McDougall
Mr Goudge

Bill retained by Casting vote of Speaker

And thereupon, Mr. Speaker gave his Casting Vote against the motion, and it passed in the negative.

Ordered, That the Bill be engrossed.

Leave of absence to Mr. DesBarres

Ordered, That Mr. DesBarres have leave of absence after to-morrow, to return home, on account of illness in his family, and urgent private business.

Leave of absence to Mr. Benjamin

Ordered, That Mr. Benjamin have leave of absence on Thursday next, to return home, on urgent private business.

Leave of absence to several Members

Ordered, That Mr. Heckman, Mr. Rudolf, Mr. J. Sargent and Mr. Allison, have leave of absence after to-morrow, to return home, respectively, on urgent private business.

Leave of absence to Mr. Wilkins

Ordered, That Mr. Wilkins have leave of absence after Thursday next, to return home, on account of illness in his family.

Leave of absence to Mr. Stewart

Ordered, That Mr. Stewart have leave of absence after to-morrow, on account of urgent private business.

Leave of absence to Mr. McDonald

Ordered, That Mr. McDonald have leave of absence after to-day, to return home, on urgent private business.

Report from Com. to wait on Gov. in reference to Post-Office Department

Mr. Uniacke reported from the Committee appointed on the 15th inst. to wait on His Excellency the Lieutenant-Governor, in reference to the Post-Office Department; that the Committee had performed the duty assigned to them, and that His Excellency was pleased to intimate to the Committee, that he would attend to the wishes of the House, expressed in the Resolutions upon that subject.

Report from Com. to wait on Gov. relative to Collectors of Light Duties

Mr. Uniacke also reported from the Committee appointed on the 13th inst. to wait on His Excellency, relative to the Collectors of Light Duties; that the Committee had communicated to His Excellency the request of the House, and that His Excellency was pleased to say, that it should be carried into effect.

Report from Com. to wait on Gov. with Resolution for protection of Fisheries, & to request correspondence with Lt. Gov. of New-Brunswick

Mr. Uniacke also reported from the Committee, appointed on the 15th inst. to wait on His Excellency, with the Resolution for granting a sum of Money for the protection of the Fisheries, and to request His Excellency to correspond with the Governor of New-Brunswick on that subject; that the Committee had complied with the order of the House, and that His Excellency was pleased to express his gratification at the Resolution, and said, that he would attend to the request of the House.

Report from Com. to wait on Gov. with answer to his Messages, &c.

Mr. Stewart reported from the Committee appointed on the 15th inst. to wait on His Excellency the Lieutenant-Governor, with an answer to several of his Messages and Recommendations; that the Committee had attended to that duty, and that His Excellency, in reply, stated that he felt gratified by the attention paid by the House to those Messages and Recommendations.

On motion of Mr. Howe, *resolved*, that a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, and convey to His Excellency the desire of this House, that

MONDAY, 17th APRIL, 1837.

that some arrangements may be made for removing such Families of the Colored Population as are willing to leave the Settlements of Preston, Hammond's Plains, and Beech Hill, to better Lands, at a greater distance from the Capital, if His Excellency shall feel himself at liberty to bestow upon them any portion of such Lands.

Ordered, That Mr. Howe, Mr. Bell, and Mr. Forrester, be a Committee for the above purpose.

A Message from the Council, by Mr. Halliburton :

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act to render less dangerous the Navigation of the Gulf of St. Lawrence, by erecting Light Houses on the Islands of St. Paul and Scatarie, and for the support and maintenance thereof, as amended.

The Council have agreed to the Bill, entitled, An Act to amend the Act to Incorporate sundry Persons by the name of the President, Directors, and Company of the Bank of Nova-Scotia, with amendments—to which amendments they desire the concurrence of this House.

The Council have agreed to the Bill, entitled, An Act to regulate the Fishery of Saint Mary's Bay, in the County of Annapolis; to the Bill, entitled, An Act for placing the Bridge at Bridgetown under the direction of the Commissioners of Highways for Bridgetown; to the Bill, entitled, An Act to extend to the Counties of Sydney and Guysborough, the Act respecting Stray Horses and Cattle, in the County of King's, and for enabling the Owners thereof to discover the same; to the Bill, entitled, An Act respecting the Militia of the Province, and to the Bill, entitled, An Act to amend the Act concerning Persons Licensed to keep Public Houses or Shops, and the Duties thereon, severally without amendment.

And then the Messenger withdrew.

The amendments made by the Council to the Bill, entitled, An Act to Incorporate sundry Persons by the name of the President, Directors and Company, of the Bank of Nova-Scotia were read; and the House proceeding to the consideration thereof, the same were read a second time, and agreed to by the House.

Ordered, That the Clerk do carry the Bill and amendments to the Council, and acquaint them that this House have agreed to the said amendments.

Mr. Morton moved that the House do come to a Resolution as followeth, viz:—

Resolved, That a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, and respectfully state, that it would be more convenient to the Members generally, if the Legislature were convened in December, in each and every year: which, being seconded and put, and the House dividing thereon, passed in the affirmative.

Ordered, That Mr. Morton, Mr. Chipman and Mr. Miller, be a Committee for the above purpose.

On motion, the House resolved itself into a Committee of the whole House, on the further consideration of the several Bills which stood committed.

Mr. Speaker left the Chair.

Mr. Rudolf took the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had gone through the Bill to continue the Select Committee appointed to try the Election of Frederick A. Robicheau, for the County of Annapolis; and the Bill relative to the Establishment of Banks for Savings, and had directed him to report the said Bills to the House respectively, without any amendment. That the Committee had also considered the Bill to prevent Nuisances in the Rivers in this Province, and to preserve and protect its River Fisheries, and recommend to the House to defer the further consideration of said Bill until this day three months; and he afterwards delivered the Bills in at the Clerk's Table.

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

ccc

Mr.

Com. to wait on Gov. relative to locating Colored Population in different parts of the Country

Council agree to St. Paul's and Scatarie Light-houses Bill as amended

Agree to N. S. Bank Bill with amendments.

Agree to Bills without amendments, viz: St. Mary's Fishery Bill
Bridgetown Bridge Bill

Stray Cattle Bill

Militia Bill

Bill to amend Liquors Licence Act

Amendts. to N. S. Bank Bill agreed to

Com. to wait on Gov. relative to time of convening the General Assembly

Com. of whole on Bills

Report Bills without amendments, viz: Annapolis County Election Bill
Savings' Bank Bill

Recommend River Fisheries Bill to be deferred

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Motion to defer further consideration of Savings' Bank Bill negatived

Mr. Huntington moved that the further consideration of the Bill relative to the Establishment of Banks for Savings, be deferred until this day three months: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, thirteen; against it, seventeen.

For the motion,

| | |
|---------------|--------------|
| Mr Morton | Mr DesBarres |
| Mr J Young | Mr Allison |
| Mr Lewis | Mr Kavanagh |
| Mr Benjamin | Mr Whitman |
| Mr W Young | Mr Clements |
| Mr Spearwaler | |
| Mr Huntington | |
| Mr J Sargent | |

Against the motion,

| | |
|---------------|--------------|
| Mr Dickey | Mr McDonald |
| Mr Stewart | Mr W Sargent |
| Mr Fairbanks | Mr Bell |
| Mr Doyle | Mr Forrester |
| Mr Taylor | Mr Uniacke |
| Mr Holdsworth | Mr Heckman |
| Mr Howe | Mr Miller |
| Mr B Smith | Mr Rudolf |
| Mr Holmes | |

So it passed in the Negative.

Bills to be engrossed

Ordered, That the Bills reported without amendment be engrossed.

River Fisheries Bill deferred 3 months

Ordered, That the further consideration of the Bill to prevent Nuisances in the Rivers of this Province, &c., be deferred until this day three months.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

Council agree to amended N. S. Bank Bill
Council agree to Bills without amendt. viz:
Bill in amendment of Merchant Seamen's Act
Bill to repeal Law Commissioners Act
Tobacco Bounty Bill

The Council have agreed to the Bill, entitled, An Act to Incorporate sundry Persons by the name of the President, Directors and Company, of the Bank of Nova-Scotia, as amended.

The Council have also agreed to the Bill, entitled, An Act in amendment of the Act relating to the Merchant Seamen of this Province; to the Bill, entitled, An Act to repeal the Act for appointing Commissioners to enquire into, and report upon, the expediency of reforming the practice and proceedings of Courts of Law and Equity, and the revising and consolidating the Laws of the Province; and to the Bill, entitled, An Act to revive, continue and amend, the Act to encourage the Manufacture of Tobacco in this Province, by granting a Bounty thereon, severally, without any amendment.

And then the Messenger withdrew.

Vote of Credit for repairs of Public Buildings if found necessary on examination by Com.

On motion of Mr. Uniacke, resolved as followeth, viz:

Whereas, the Committee appointed to hold a Survey on the Public Buildings, and to enquire into and report to the House what repairs are necessary, may find it indispensable, during the recess, to repair the Roof or Roofs of said Buildings, to preserve the same. *Resolved*, that, should such be the case, it shall be lawful for the said Committee to cause the said repairs to be made, and this House will provide for the payment.

Report on Petition of J. W. M. Irish relative to dam at Moose River

Mr. W. Young reported from the Select Committee, on the Petition of J. W. M. Irish, relative to the Dam erected across the entrance of Moose River, in the Township of Parrsborough; and he read the Report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix, No. 76.)

Ordered, That the Petition and Report do lie on the Table.

Com. to wait on Gov. & request returns of suits in Sup. & Inf. Courts & Court of Chancery

On motion of Mr. W. Young, *resolved*, that a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, and respectfully request that he will be pleased to direct the proper officers to prepare and lay before the House, at an early day in the next Session, accurate statements of the number of Actions entered respectively in the Supreme and Inferior Courts of this Province, except in Halifax, distinguishing declaration from Summary and Sub-summary Suits, and likewise of the number of Jury Causes tried in the said Courts respectively, except in Halifax, for the five years, ending on the 31st December last; and also of the number of Causes commenced in the Court of Chancery, and of Decrees passed therein, from the time the late Master of the Rolls was appointed, up to the same period, distinguishing in such statement the several years when such Causes were entered or tried in the Courts of Common Law, or commenced in the Court of Chancery as aforesaid.

Ordered,

MONDAY and TUESDAY, 17th and 18th APRIL, 1837.

Ordered, That Mr. W. Young, Mr. Miller and Mr. Goudge, be a Committee for the above purpose.

Then the House adjourned until To-morrow, at Eleven of the Clock.

Tuesday, 18th April, 1837.

Mr. Bell reported from the Committee of Conference, with a Committee of the Council, on the subject of the Bridewell, that the Managers had been at the Conference, and had communicated to the Committee of the Council the Resolution of this House on that subject. Report from Conference on Bridewell

Mr. Howe reported from the Committee appointed to wait upon His Excellency the Lieutenant-Governor, to request Surveys and Estimates to be made of the proposed new line of Road from Dartmouth to Guysborough, through Musquedobit, that the Committee had performed that duty, and that His Excellency was pleased to say, that he appreciated the importance of the subject, and would attend to the wishes of the House. Report from Com. to wait on Gov. to request Survey, &c. of new Guysborough road

Mr. Howe also reported from the Committee appointed to wait on His Excellency the Lieutenant-Governor, to request His Excellency to advance £100 to Dr. Gesner, in relation to his Geological researches, that the Committee had so done, and that His Excellency was pleased to say that he would comply with the request of the House. Report from Com. to wait on Gov. to request advance to Dr. Gesner for Geological researches

On motion of Mr. Howe, Resolved as followeth:

Whereas, certain articles of Bedding and Medicine procured for the prevention of the introduction of the Cholera into this Province, were purchased by the Central Board of Health, and distributed among the Local Boards of Health through the Province, and some of the said articles still remain in store, and will be of little or no value if longer retained, and the same might now be beneficially applied for the use of the Poor: *Whereupon resolved*, that a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, to request that he will be pleased to order the Central Board of Health to cause all the said articles which have been sent to the different Local Boards throughout the Province, to be delivered by them respectively, to the Overseers of the Poor of the Township or Settlement in which such Local Boards of Health are situate; and also, to deliver over all such Bed-sacks, Bedding and other Articles, as remain in their possession in Halifax, to the Commissioners of Poor, for the use of such Poor of Halifax. Resolution respecting of Cholera articles

Ordered, That Mr. Howe, Mr. W. Young, and Mr. Bell, be a Committee for the above purpose.

On motion of Mr. W. Young, *resolved*, that a Committee be appointed to enquire and report what number of Convicts have been recently landed in this Province from Bermuda—by whose authority, and under what circumstances such Convicts have been sent hither, and what remedy can be devised and carried into effect in that behalf. Com. to report as to Convicts landing from Bermuda

Ordered, That Mr. W. Young, Mr. Howe, and Mr. Wilkins, be a Committee for the above purpose.

An engrossed Bill to continue the Select Committee appointed to try the Election of Frederick A. Robicheau for the County of Annapolis, was read a third time. Engrossed Annapolis County Election Bill read 3d time & passed

Resolved, That the Bill do pass, and that the title be, An Act to continue the Select Committee appointed to try the Election of Frederick A. Robicheau, for the County of Annapolis.

Ordered, That the Clerk do carry the Bill to the Council, and desire their concurrence.

Mr. Howe reported from the Committee appointed to wait upon His Excellency the Lieutenant-Governor, in regard to the location of the Colored Population in different parts of the Country; that the Committee had complied with the Order of the House in that behalf, and that His Excellency, in answer to the application, was pleased to say that he would attend to the request of the House, and would give it his most favorable consideration. Report from Com. to wait on Gov. as to location of colored Population

On motion of Mr. Uniacke, *resolved*, that £22 17 granted this Session, and included in the

TUESDAY, 18th APRIL, 1837.

Declaratory resolutions to Vote to Messrs. Cunard for Drawback

the Appropriation Bill, to Messrs. Cunard & Co. for Drawback on Four Puncheons of Rum exported by Benjamin Terrio to Newfoundland, be £22 17 Sterling, and the Lieutenant-Governor is hereby authorised to draw his Warrant for the same accordingly.

Engrossed Savings Bank Bill read 3d time

An engrossed Bill relative to the establishment of Banks for Savings, was read a third time; and thereupon,

Amendt. made to Bill

Mr. W. Young moved that the following amendment be made to the Bill, viz :
Add to the last Clause the words following: "and to and for no other use or purpose whatsoever, and that so soon as the sum of Five Hundred Pounds shall be received under this Act, the same shall be applied, from time to time as aforesaid, in such way as the Governor, Lieutenant-Governor, or Commander in Chief for the time being may approve and direct": which, being seconded and put, passed in the affirmative; and the Bill being amended accordingly,

Bill passed &c.

Resolved, That the Bill as amended do pass, and that the title be, An Act relative to the establishment of Banks for Savings.

Ordered, That the Clerk do carry the Bill to the Council, and desire their concurrence.

Engrossed Controverted Elections Bill read 3d time Bill deferred 3 months

An engrossed Bill respecting the proceedings had before certain Select Committees for trying Controverted Elections, was read a third time; and thereupon,

Mr. Uniacke moved that the further consideration of the Bill be deferred until this day three months: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, eighteen; against it, seventeen. So it passed in the affirmative.

Ordered, That the further consideration of the Bill be deferred until this day three months.

Leave of absence to Members

Ordered, That Mr. Huntington, Mr. Clements, and Mr. D'Entremont, have leave of absence from this House, to return to their homes, respectively, on urgent private business.

Final report of Londonderry Election Com. in favor of sitting Member

Mr. Morton, the Chairman of the Select Committee, appointed to try the merits of the Election and Return of Mr. McLellan, the sitting Member for the Township of Londonderry, reported finally from the said Committee; 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 followeth, viz:—

The Select Committee appointed to try the merits of the Petition of James Flemming, against the election and return of Glorid Wilson McLellan, sitting Member for the Township of Londonderry, have determined to report as follows:

That the Committee having heard the evidence on both sides, have deducted from the votes given for the sitting Member, six votes, which the Committee have resolved and adjudged bad, leaving the sitting Member on the Poll Book One Hundred and Seven good and legal votes; and they have also deducted from the votes given for the Petitioner, six votes, which they have resolved and adjudged bad, thereby leaving the Petitioner on the Poll One Hundred and Six good and legal votes, whereby the sitting Member retains a majority of one vote.

The Committee have therefore finally determined, and do accordingly report, that Glorid Wilson McLellan, Esquire, the sitting Member for the Township of Londonderry, has been and is duly returned as a Representative for the said Township, in General Assembly, and as such, is entitled to retain his seat in the House.

And the Committee further have determined, and do report, that the Petition of James Flemming, against the Election and return of the said Glorid Wilson McLellan, does not appear to the Committee frivolous or vexatious.

JOHN MORTON, Chairman.

Committee Room, 18th April, 1837.

Ordered, That the Report do lie on the Table, and be entered upon the Journals of this House.

Report to be entered on Journals

Com. to wait on Gov. and request measures to ascertain state of Pictou Academy, &c.

On motion of Mr. Howe, *resolved*, that the Committee to whom was referred the Bill to repeal a certain portion of the Act to regulate and support the Pictou Academy, do wait upon His Excellency the Lieutenant-Governor, to request His Excellency will be pleased to

take

TUESDAY, 18th APRIL, 1837.

take measures to ascertain the state and condition of the Pictou Academy, to the end that a Report thereon may be laid before this House, at the beginning of the next Session.

Mr. W. Young reported from the Committee, appointed this day to enquire as to the landing of Convicts from Bermuda; and he read the Report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

Report from Com. on landing of Convicts from Bermuda

(See Appendix, No. 77.)

Ordered, That the Report do lie on the Table.

On motion of Mr. W. Young, *resolved*, that a Committee be appointed to wait on His Excellency the Lieutenant-Governor, with a Copy of the foregoing Report, and respectfully request his favorable consideration thereof.

Com. to wait on Gov. with report &c

Ordered, That Mr. W. Young, Mr. Miller and Mr. Wilkins, be a Committee for the above purpose.

The House proceeded to re-consider the amendments made by the House, to the engrossed Bill from the Council, entitled, An Act for the further amendment of the Law, and for the better advancement of Justice, and the same were again read; whereupon,

Amendment to Law amendment Bill re-considered

On motion of Mr. W. Young, *resolved*, that this House do not adhere to the ninth and tenth of said amendments.

Two amendments not adhered to

Mr. W. Young then moved, that this House do not agree to the amendment made by the Council to the sixth amendment of this House to the said Bill, but adhere to the said sixth amendment as originally made: which, being seconded,

Motion not to agree to amendment of Council to amend of House

Mr. Morton moved as an amendment of the question, to leave out the word "not," and also, all the words thereof, after the word "Bill": which, being seconded and put, passed in the negative.

Amendt. to agree thereto negatived

The main question being then put, and the House dividing thereon, there appeared, for the motion, fourteen; against it, ten.

Original motion passed

So it passed in the affirmative.

On motion of Mr. W. Young, *resolved*, that a Conference be desired with the Council, by Committee, on the subject of said amendments to said Bill.

Conference to be desired with Council on amendts.

Ordered, That the Clerk do request said Conference.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act to continue and amend the Act for the Summary Trial of Actions, and the Act in amendment thereof, with amendments, to which amendments they desire the concurrence of this Honorable House.

Council agree to Summary Trials Bill with amendts

And then the Messenger withdrew.

The said amendments were read a first time, and the House proceeding to the consideration thereof, the same were read a second time, and agreed to by the House.

Amendts. agreed to

Ordered, That the Clerk do carry the Bill and amendments to the Council, and acquaint them that this House have agreed to said amendments.

Mr. Uniacke reported from the Committee appointed to wait on His Excellency the Lieutenant-Governor with the Resolution relative to the Inspecting Field Officers of Militia; that the Committee had performed the duty assigned to them, and that His Excellency was pleased to say to the Committee, that he was gratified with the Resolution of this House on that subject.

Report from Com. to wait on Gov. relative to Inspecting Field Officers

Mr. Uniacke also reported from the Committee, appointed to wait on His Excellency with the Resolution on the subject of the protection of the Fisheries, that the Committee had complied with the Order of the House, and that His Excellency was pleased to say, that he would have the wishes of the House in that respect carried into effect.

Report from Com. to wait on Gov. relative to protection of Fisheries

Mr. Morton reported from the Committee appointed to wait on His Excellency, in regard to the time of the meeting of the Legislature; that the Committee had performed that duty, and that His Excellency was pleased to say, that he would give his attention to the Resolution of the House on that subject.

Report from Com. to wait on Gov. as to time of meeting of Legislature

TUESDAY, 18th APRIL, 1837.

Report from Com. to wait on Gov. relative to landing of Convicts from Bermuda

Mr. W. Young reported from the Committee, appointed this day, to wait upon His Excellency with a Copy of the Report of the Committee upon the subject of the Convicts arriving here from Bermuda; that the Committee had complied with the order of the House, and that His Excellency was pleased to say, in relation thereto, that he would give the matter his immediate consideration.

Report from Com. to wait on Gov. requesting returns of Suits at Law and in Equity

Mr. W. Young also reported from the Committee appointed to wait on His Excellency, and request certain returns of Suits at Law and in Equity; that the Committee had performed that duty, and that His Excellency was pleased to say to the Committee, that he would give his attention to the request of the House.

Report from Com. to wait on Gov. to request expenditure on road from Liverpool to Shelburne

Mr. Fairbanks reported from the Committee appointed to wait upon His Excellency the Lieutenant-Governor, to request a sum of Money to be expended on the Main Shore Road between Liverpool and Shelburne, that the Committee had attended to the order of the House, and that His Excellency in answer to the request, was pleased to say, that he would comply with the desire of the House in that behalf.

Resolution that Grants be not in future made for Public Institutions unless Accounts laid before House

On motion of Mr. Forrester, *resolved*, that this House will not grant any sums of Money at any future Session in aid of any Steam Boat, Coach, Packet, Academy, School, or other Institution, or public undertaking whatsoever, now or hereafter to be established, unless an exact and particular account of its income and expenditure and of the state of its Funds, duly verified under oath by the Owner or Accountant, and authenticated by the signature of all its Officers, shall be laid upon the Table of the House, within the first twenty days of the Session.

Publication of Resolution in Gazette

Resolved, That the foregoing Resolution be published in the Royal Gazette for one month, after the close of the present Session, and for one month immediately before the commencement of the next Session of the General Assembly.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

Council agree to amended Summary Trials Bill

The Council have agreed to the Bill, entitled, An Act to continue and amend the Act for the Summary Trial of Actions, and the Act in amendment thereof, as amended.

Council agree to Conference on amendments to Law amendt. Bill

The Council agree to the Conference desired by this Honorable House on the subject of the amendments to the Bill, entitled, An Act for the further amendment of the Law and for the better advancement of Justice; and the Committee of the Council are ready to meet the Committee of this House.

And then the Messenger withdrew.

Ordered, That Mr. W. Young, Mr. Fairbanks, and Mr. Huntington, do manage the said Conference,

Conference held and reported

So they went to the Conference; and being returned, Mr. W. Young reported that the Managers had been at the Conference, and stated the substance of the Conference to the House.

Bill and amendts. sent back to Council

Ordered, That the Clerk do carry to the Council the Bill, entitled, An Act for the further amendment of the Law, and the better advancement of Justice, with the amendments, and acquaint them with the Resolutions of this House in regard to the said amendments.

Rules of House (which were reported from Committee) read and considered Rules adopted and to be printed

On motion, the set of Rules for the government of the proceedings of this House reported from the Committee of Privileges on the 18th day of February last, were read, and the House proceeded to the consideration thereof; and the same being again read,

On motion of Mr. W. Young, *resolved*, that the Rules of this House reported by the Committee of Privileges be adopted and printed in the Appendix to the Journals.

FOR THESE RULES AS ADOPTED

(See Appendix No. 78.)

Stationary and Binding to be supplied by Contract

On motion of Mr. Forrester, *resolved*, that in future the Stationary and Binding required for the use of this House and the Legislative Council, shall be annually obtained by Contract, by the lowest Tenders being taken by a Committee of this House.

Ordered, That Mr. Forrester, Mr. Bell, and Mr. Howe, be a Committee for the purpose contemplated by the foregoing Resolution.

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TUESDAY, WEDNESDAY and THURSDAY, 18th, 19th and 20th APRIL, 1837.

A Message from the Council, by Mr. Halliburton :
Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act to continue and amend the Act respecting the Trial of Issues in the Supreme Court, and for regulating the times of holding the Circuits of the said Court in the several Counties and Districts of this Province ; and to the Bill, entitled, An Act to divide the County of Annapolis, and to regulate the Representation thereof, severally, as amended.

The Council have agreed to the amendment made by this House, to the amendment made by the Council, to the Bill, entitled, An Act to continue, alter and amend, the several Acts now in force relative to the Inspection of Pickled Fish.

And then the Messenger withdrew.

Ordered, That the Clerk do carry to the Council, the Bill, entitled, An Act to continue, alter and amend, the several Acts now in force, relative to the Inspection of Pickled Fish, and acquaint the Council, that this House have agreed to the Bill, as amended.

Then the House adjourned, until To-morrow, at Twelve of the clock.

Wednesday, 19th April, 1837.

On motion of Mr. Howe, resolved, that 500 Copies of the Address to His Majesty, on the state of this Colony, be printed for the use of Members.

Ordered, That Mr. Lewis have leave of absence from this House, to return home, on urgent private Business.

On motion of Mr. W. Young, resolved, that the Committee appointed on the 13th inst. to prepare an Address to His Excellency the Lieutenant-Governor, as to the office of Associate Circuit Judge, be discharged, an Act having been since passed by His Majesty's Council, and by this House in that behalf.

On motion of Mr. Uniacke, resolved, that 350 Copies of the Report on the Fisheries, and the Documents thereto annexed, be printed.

A Message from the Council, by Mr. Halliburton :
Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act to establish a new Parish, to be called the Parish of Saint Margaret, with an amendment, to which they desire the concurrence of this House.

The Council have agreed to the Bill, entitled, An Act to continue, alter and amend, the several Acts now in force, relative to the Inspection of Pickled Fish, as amended.

And then the Messenger withdrew.

Then the House adjourned, until To-morrow, at one of the Clock.

Thursday, 20th April, 1837.

A Message from the Council, by Mr. Halliburton :
Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act relative to the Establishment of Banks for Savings, without amendment.

And then the Messenger withdrew.

Then the House adjourned, until half past four of the clock this day.

The House again met pursuant to adjournment.

Mr. Speaker laid before the House a Letter received by him from Mr. Secretary George, dated this day, with reference to certain Resolutions of this House of the 3d March last, and the 10th March last, enclosing, by command of His Excellency the Lieutenant-Governor,

Council agree to Bills as amended, viz: Circuit Courts Bill and

Annapolis County division Bill

Council agree to amendt. of House to Council's amendt. to Pickled Fish Inspection Bill

Bill sent to Council agreed to as amended

Address to Crown on State of Colony to be printed

Com. to prepare Address to Gov. on office of Associate Judge discharged

Report on Fisheries to be printed

Council agree to Saint Margaret's Parish Bill with amendt.

Council agree to amended Pickled Fish Inspection Bill

Council agree to Saving's Bank Bill without amendt.

House adjourn

And meet again

Letter from Prov. Sec. with returns viz:

THURSDAY and FRIDAY, 20th and 21st APRIL, 1837.

for the information of this House, certain Returns, which Mr. Speaker also laid before the House, and the same were read by the Clerk, viz:—

Returns from Town and County Treasurer at Halifax
Returns of Comrs. of Streets for Halifax
Return of Clerk of Comm'rs. Court at Halifax

Ten Returns of the Town and County Treasurer at Halifax, with a Letter.

(See Appendix, No. 79.)

Two Returns of the Commissioners of Streets for Halifax, with a Letter.

(See Appendix, No. 80.)

A Return of the Clerk of the Court of Commissioners at Halifax, with a Letter.

(See Appendix, No. 81.)

Return of Clerk of Crown

A Return of the Clerk of the Crown of Fines imposed in the Supreme Court and Courts of Sessions, with a Letter.

(See Appendix, No. 82.)

Letter from Judge Ritchie relating to Fees

Copy of a Letter from Mr. Justice Ritchie, dated 15th April, 1837.

(See Appendix, No. 83.)

With a Memorandum to said Letter from Mr. Secretary George, that other Returns required, had not been received.

Ordered, That the said Letters and Returns do lie on the Table.

A Message from the Council, by Mr. Halliburton :

Mr. Speaker,

Council agree to Bills without amendt. viz : Bill in amendt. of Mortgage Foreclosure Act And Appropriation Bill

The Council have agreed to the Bill, entitled, An Act in amendment of the Act for the more easy Redemption and Foreclosure of Mortgages ; and to the Bill, entitled, An Act for applying certain Monies therein mentioned for the service of the year of Our Lord One Thousand Eight Hundred and Thirty-seven, and for appropriating such part of the Supplies granted in this Session of the General Assembly as are not already appropriated by the Laws or Acts of the Province, severally, without any amendment.

And then the Messenger withdrew.

Com. to wait on Gov. to request prosecution of John C. Hall, Esq.

On motion of Mr. Uniacke, *resolved*, that a Committee be appointed to wait on His Excellency the Lieutenant-Governor, and call His Excellency's attention to a Resolution passed 29th March, 1836, respecting the Gelding of the Horse Imperial, by John C. Hall, Esquire, and respectfully request His Excellency to direct the Attorney-General to enforce the terms of such Resolution, unless complied with before the 1st November next.

Ordered, That Mr. Uniacke, Mr. Clements, and Mr. Huntington, be a Committee for the above purpose.

Then the House adjourned until To-morrow, at One of the Clock.

Friday, 21st April, 1837.

Report from Com. on Extra Printing

Mr. Doyle reported from the Select Committee, to whom, on the 6th March last, were referred the Accounts of Messrs. John Howe & Son, for printing the Journals of the Council, and for extra Printing ; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix, No. 84.)

Report to be printed in Appendix

Ordered, That the Report be received and printed in the Appendix, and considered early next Session.

Report from Com. to wait on Gov. in relation to J. C. Hall, Esq. and Horse Imperial

Mr. Uniacke, from the Select Committee appointed yesterday to wait upon His Excellency the Lieutenant-Governor, relative to John C. Hall, Esquire, and the Horse Imperial, reported that the Committee had complied with the Order of the House, and that His Excellency was pleased to say, in answer to the application of the Committee, that he would attend to the wishes of the House in that behalf.

Message from Lt Gov. requiring attendance of House

A Message from His Excellency the Lieutenant-Governor, by Mr. Secretary George :

Mr. Speaker,

His Excellency the Lieutenant-Governor commands this Honorable House, to attend His Excellency immediately in the Council Chamber.

Accordingly,

Accordingly, Mr. Speaker with the House, attended His Excellency in the Council Chamber, when His Excellency was pleased to give his assent to the several Bills following, viz :

A Bill, entitled, An Act to afford relief to Poor Settlers, in this Province.

A Bill, entitled, An Act to continue, alter and amend, the several Acts now in force relative to the Inspection of Pickled Fish.

A Bill, entitled, An Act to revive, as to the Town of Halifax, the Act to regulate the Assize of Bread.

A Bill, entitled, An Act relative to the Establishment of Banks for Savings.

A Bill, entitled, An Act to regulate the Fishery of St. Mary's Bay, in the County of Annapolis.

A Bill, entitled, An Act in amendment of the Act relating to the Merchant Seamen of this Province.

A Bill, entitled, An Act for increasing the Capital Stock of the Shubenacadie Canal Company, and the number of Shares therein; for conferring further powers on that Corporation, and for other purposes.

A Bill, entitled, An Act respecting the Militia of this Province.

A Bill, entitled, An Act to render less dangerous the Navigation of the Gulf of St. Lawrence, by erecting Light-Houses on the Islands of St. Paul and Scatarie, and for the support and maintenance thereof.

A Bill, entitled, An Act to enable Members of the House of Assembly, about to leave the Province, or unable, from indisposition, to attend their duty to resign their seats therein.

A Bill, entitled, An Act for providing Fire Engines for the Town of Yarmouth, and for other purposes.

A Bill, entitled, An Act for the quiet of the Subjects, in their possession of Lands, Tenements and Hereditaments, within this Province.

A Bill, entitled, An Act to extend the benefits of the Insolvent Debtors' Acts to persons arrested upon Mesne Process.

A Bill, entitled, An Act to amend the Act concerning Persons licensed to keep Public Houses or Shops, and the Duties thereon.

A Bill, entitled, An Act to Incorporate the Halifax Whaling Company.

A Bill, entitled, An Act to divide the County of Annapolis, and to regulate the Representation thereof.

A Bill, entitled, An Act to continue and amend the Act for the Summary Trial of Actions, and the Act in amendment thereof.

A Bill, entitled, An Act to revive, continue and amend, the Act to encourage the manufacture of Tobacco in this Province, by granting a Bounty thereon.

A Bill, entitled, An Act to repeal the Act for appointing Commissioners to enquire into, and report upon, the expediency of reforming the practice and proceedings of Courts of Law and Equity, and the revising and consolidating the Laws of the Province.

A Bill, entitled, An Act relative to Elections for the Township of Amherst.

A Bill, entitled, An Act to continue and amend the Act respecting the Trial of Issues in the Supreme Court, and for regulating the times of holding the Circuits of the said Court, in the several Counties and Districts of this Province.

A Bill, entitled, An Act in amendment of the Act for the more easy Redemption and Foreclosure of Mortgages.

A Bill, entitled, An Act to continue the Act to regulate the Expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges, and the Act in amendment thereof, and to alter and amend the said Acts.

A Bill, entitled, An Act to amend the Act concerning Cemeteries or Burial Grounds in the Town of Halifax.

A Bill, entitled, An Act for placing the Bridge at Bridgetown under the direction of the Commissioners of Highways for Bridgetown.

A Bill, entitled, An Act to extend to the Counties of Sydney and Guysborough, the Act respecting Stray Horses and Cattle in the County of King's County, and for enabling the Owners thereof to discover the same.

House attend His Excellency.

Gov. assents to Bills, viz :

Poor Settlers Relief Bill.

Pickled Fish Inspection Bill.

Assize of Bread Bill.

Savings' Bank Bill.

St. Mary's Fishery Bill.

Merchant Seamen Bill.

Shubenacadie Canal Co. Bill.

Militia Bill.

St. Paul's and Scatarie Light-House Bill.

Members Vacating Seats Bill.

Yarmouth Fire Engine Bill.

Nullum Tempus Bill.

Bill to extend Insolvent Acts to cases of Mesne Process.

Bill to amend Licensed Public Houses Act.

Whaling Co. Bill.

Annapolis Division Bill.

Summary Trials Bill.

Tobacco Bill.

Bill to repeal Law Commission Act.

Amherst Elections Bill.

Circuit Courts Bill.

Bill in amendt. of Mortgage Foreclosure Act.

Road Expenditure Bill.

Cemetery Bill.

Bridgetown Bridge Bill.

Stray Cattle Bill.

Bill to continue River Nuisance Act

A Bill, entitled, An Act to continue the Act in addition to, and in amendment of, the Act to prevent Nuisances by Hedges; Wears and other Incumbrances, obstructing the passage of Fish in the Rivers of this Province.

Halifax Pilotage Bill

A Bill, entitled, An Act to continue the Act to regulate the Pilotage of Vessels at the Port of Halifax, and the several Acts in amendment thereof and additional thereto.

Town Officers Bill

A Bill, entitled, An Act to repeal an Act in addition to, and amendment of, the Act for the choice of Town Officers and regulating of Townships, and to revive an Act in further addition to, and amendment of, the several Acts for the choice of Town Officers and regulating of Townships.

Bill to continue Comm'rs. Court Act

A Bill, entitled, An Act to continue an Act relating to the Court of Commissioners at Halifax.

Bill to continue Act to regulate Fees of Constable in Comm'rs. Court

A Bill, entitled, An Act to continue the Act to regulate the Fees of the Constable of the Court of Commissioners at Halifax.

Halifax Firewards Bill

A Bill, entitled, An Act to continue the Act to repeal the Act to amend the Acts respecting Firewards and Fires in Halifax, and to substitute other provisions in lieu thereof.

Bill to continue Billetting Acts

A Bill, entitled, An Act to continue the Act to provide for the Accommodation and Billetting of His Majesty's Troops, or of the Militia, when on their march from one part of the Province to another, and also the Acts in amendment thereof.

Grand Jurors Bill Sable and Seal Islands Bill

A Bill, entitled, An Act to continue the Act relating to Grand Jurors.

A Bill, entitled, An Act to continue the Act for the better regulation of Sable Island and Seal Islands in this Province.

N. S. Bank Bill

A Bill, entitled, An Act to amend the Act to Incorporate sundry Persons by the name of the President, Directors, and Company of the Bank of Nova-Scotia.

Bill to continue Halifax Night Watch Act

A Bill, entitled, An Act to continue the Act for the better preservation of the Property of the Inhabitants of the Town of Halifax, by providing for a sufficient Watch at Night.

Bill to continue Light-House Act

A Bill, entitled, An Act to continue the Act for the support and regulation of Light-Houses.

Bridewell and Police Bill

A Bill, entitled, An Act to continue the several Acts concerning the Bridewell and Police in Halifax.

After which, Mr. Speaker spake as follows:

May it please, Your Excellency,

Speaker presents Appropriation Bill

I BEG leave to present to Your Excellency, on behalf of His Majesty's faithful and Loyal Subjects the People of Nova-Scotia, a Bill, for appropriating the Supplies granted in the present Session for the support of His Majesty's Government for the present year, and to request Your Excellency's assent to the same.

His Excellency assents to Appropriation Bill

His Excellency was pleased, in His Majesty's name, to give His Assent to the Bill following, viz:

His Excellency's Speech

A Bill, entitled, An Act for applying certain Monies therein mentioned for the service of the Year of Our Lord One Thousand Eight Hundred and Thirty-seven, and for appropriating such part of the Supplies granted in this Session of the General Assembly, as are not already appropriated by the Laws or Acts of the Province.

His Excellency was then pleased to make the following SPEECH

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

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

I AM happy to have it in my power to release you from further attendance in General Assembly.

I have had much pleasure in giving my assent to many of the new Bills that have been presented to me, for they appear to be the result of an accurate knowledge of the wants of the Province in regard to Legislation, and to be well calculated to supply them.

FRIDAY, 21st APRIL, 1837.

in particular, the most beneficial effects may be expected, for while it affords adequate assistance to the Poor Settler in his present distress, it guards against improper demands on your bounty.

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

I thank you in the name of His Majesty for the provision you have made for the current expenses of the Government, and for those which the wants of suffering Emigrants compelled me, on my own responsibility, to incur in the last year; nor must I neglect to convey to you my best acknowledgments, for originating, at my recommendation, a Bill to render that excellent Institution, the Halifax Savings' Bank, more extensively useful. At the same time I cannot avoid expressing my regret that, as I have never requested any Supplies but such as were necessary for the proper conduct of public affairs, or for the security of the Province, or promotion of useful objects, you have omitted the usual grants for the Inspecting Field Officers and the ordinary Staff of the Militia; since I feel persuaded that this omission, coupled with the virtual repeal of the Militia Act in the present Session, will gradually render that constitutional force utterly inefficient.

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

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

I am so sensible of the many evils which have arisen from the habitual and unauthorised interference of Foreigners with our Fisheries, that it will afford me peculiar satisfaction to make the best arrangements for their protection that I can with the means which you have placed at my disposal; and I shall hope, by employing small Cruizers on the Coasts of this Province, that this open disregard of the stipulations of an existing Treaty, as well as the illicit traffic with which it is too frequently accompanied, may be in a great measure prevented.

It will also afford me pleasure to see that your appropriations for the improvement of the Roads and Bridges, and for all other services, are duly applied.

I take this opportunity to assure you that His Majesty relies on your duty, fidelity and affection—and I trust that it will be your care, in your respective stations, to encourage similar good dispositions, to preserve peace and good order, and to discountenance all attempts to create discontent in the minds of the People; as it shall be mine to advance and secure the prosperity and happiness of this rising Colony.

Afterwards, the President of His Majesty's Council, by His Excellency's Command, said,

GENTLEMEN,

It is His Excellency's will and pleasure, that this General Assembly be prorogued to Thursday, the 20th day of July next, to be then held at the usual place. House prorogued

And this General Assembly is accordingly prorogued to Thursday, the 20th day of July next.

JOHN WHIDDEN, Clerk of the House of Assembly.

A P P E N D I X

TO THE

J O U R N A L

OF

THE HOUSE OF ASSEMBLY,

OF

THE PROVINCE OF NOVA-SCOTIA.



FOR THE SESSION,

COMMENCING THE 31ST JANUARY, 1837, AND ENDING

THE 21ST APRIL, 1837.



HALIFAX:

PRINTED AT THE ROYAL GAZETTE OFFICE.

1837

APPENDIX

No. 1.

(See Page 18.)

(Copy.)

Downing-Street, 10th August, 1836.

SIR—

I have the honor to acknowledge the receipt of your Despatch, No. 23, of the 26th April last, enclosing the copy of a Resolution passed by the Provincial House of Assembly, on the subject of conceding to that Body the privilege of Franking their Letters during the recess.

I have referred your Despatch and its enclosures for the consideration of the Lords Commissioners of the Treasury, and I now transmit to you the copy of a Letter which has been received from that Board, enclosing a Report from the Post-Master General on the subject.

I have the honor to be, &c. &c.

(Signed) GLENELG.

Major-General Sir Colin Campbell, &c. &c. &c.

(Copy.)

Treasury Chambers, 29th July, 1836.

SIR—

With reference to the communication made by you on the 16th ultimo, I am commanded by the Lords Commissioners of His Majesty's Treasury to transmit to you for the information of Lord Glenelg, the copy of a Report from the Post-Master General, dated 18th inst. relative to conceding to the Provincial House of Assembly at Nova-Scotia the privilege of Franking their Letters during the recess.

I am, &c.

[Signed]

A. Y. SPEARMAN.

James Stephen, Esq. &c. &c. &c.

(Copy.)

To the Right Honorable the Lords Commissioners of His Majesty's Treasury.

MY LORDS—

In compliance with your Lordships' wish, I return the enclosed Letter from the Colonial Office, with copy of a Despatch from the Lieutenant-Governor of Nova-Scotia, transmitting copy of a Resolution of the Provincial House of Assembly, requesting that he would make application to the Secretary of State for the Colonies, during the recess, that the privilege of Franking, contemplated by a Bill for the Regulation of the Post-Office, may be extended to the Members of that House until a final arrangement shall be made thereupon.

Upon which, I beg to state for Your Lordships' information, that the House of Assembly has at present no Franking Privilege whatever, and that the present application is, that such a privilege may now be granted to the Members, and not merely for an extension of it during the recess as the Letter of the Lieutenant-Governor would seem to imply--and it was intended that the Franking Privilege should be conferred by the Bills sent out by the Government for the General Regulation of the Post-Office Department in British America, but as the respective Provincial Legislatures did not think proper to adopt the Bills the object was defeated.

Under these circumstances I have not the power to give effect to a part of the propositions made by His Majesty's Government, pending the consideration and settlement of the whole question, or consistently with the Law to concede to the Members of the House of Assembly of Nova-Scotia the Franking Privilege for which they now apply.

I have, &c. &c.

[Signed]

LICHFIELD.

General Post-Office, 19th July, 1836.

(Copy.)

At the Court at St. James's, the 13th April, 1836.

PRESENT—

THE KING'S MOST EXCELLENT MAJESTY.

| | |
|------------------------|----------------------------------|
| Lord Chancellor, | Viscount Palmerston, |
| Lord President, | Viscount Melbourne, |
| Lord Steward, | Viscount Howick, |
| Lord Chamberlain, | Lord Holland, |
| Marquis of Winchester, | Lord Glenelg, |
| Earl of Albermarle, | Mr. Poulett Thompson, |
| Earl of Minto, | Mr. Chancellor of the Exchequer. |
| Lord John Russel. | |

WHEREAS, the Governor of His Majesty's Province of Nova-Scotia, with the Council and Assembly of the said Province, did, in the Month of February, 1835, pass an Act, which has been transmitted, entitled as follows, viz :

No. 1599. An Act to divide the County of Halifax, and to regulate the Representation thereof.

And whereas, the said Act has 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; and the said Committee have reported as their opinion to His Majesty, that the said Act 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 Confirmation of the said Act, and the same is hereby specially confirmed, ratified, and finally enacted accordingly. Whereof, the Governor, Lieutenant-Governor or Commander in Chief of His Majesty's Province of Nova-Scotia, for the time being, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

(Signed)

WILLIAM L. BATHURST.

(Copy.)

At the Court at St. James's, the 15th June, 1836.

PRESENT—

THE KING'S MOST EXCELLENT MAJESTY.

| | |
|------------------------|----------------------------------|
| Lord Chancellor, | Lord John Russell, |
| Lord President, | Viscount Palmerston, |
| Lord Privy Seal, | Viscount Melbourne, |
| Lord Steward, | Lord Holland, |
| Lord Chamberlain, | Lord Glenelg, |
| Marquis of Winchester, | Mr. Poulett Thompson, |
| Earl of Albermarle, | Sir John Hobhouse, Bart. |
| Earl of Minto | Mr. Chancellor of the Exchequer. |

WHEREAS, the Governor of His Majesty's Province of Nova-Scotia, with the Council and Assembly of the said Province, did, in the month of March, 1836, pass an Act, which has been transmitted, entitled as follows, viz :

No. 1651. An Act relating to the Fisheries, and for the prevention of Illicit Trade, in the Province of Nova-Scotia, and the Coasts and Harbours thereof.

And whereas, the said Act has 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; and the said Committee have reported as their opinion to His Majesty, that the said Act 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 Confirmation of the said Act, and the same is hereby specially confirmed, ratified, and finally enacted accordingly. Whereof, the Governor, Lieutenant-Governor or Commander in Chief of His Majesty's Province of Nova-Scotia, for the time being, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

(Signed)

C. E. GREVILLE.

(Copy.)

At the Court at St. James's, the 6th July, 1836.

PRESENT—

THE KING'S MOST EXCELLENT MAJESTY.

Lord Chancellor,
 Lord Steward,
 Lord Chamberlain,
 Marquis of Winchester,
 Earl of Albemarle,
 Earl of Minto,

Lord John Russell,
 Viscount Palmerston,
 Viscount Melbourne,
 Viscount Howick,
 Lord Glenelg.

WHEREAS, by an Act passed by the Lieutenant-Governor, Council and Assembly, of the Province of Nova-Scotia, on the 12th day of March, 1836, entitled, "An Act relating to the Fisheries, and for the prevention of Illicit Trade in the Province of Nova-Scotia, and the Coasts and Harbours thereof," it is, amongst other things, enacted, that the said Act shall not go into operation or be of any effect until His Majesty's Assent shall be signified thereto, and an Order be made by His Majesty, in Council, that the Clauses and Provisions of the said Act shall be the Rules and Regulations respecting the Fisheries on the Coasts, Bays, Creeks or Harbours, of the Province of Nova-Scotia; And whereas, His Majesty hath by an Order in Council, bearing date the 15th June, 1836, signified His Royal Assent to the aforesaid Act, by specially confirming the same; And whereas, it is expedient that in pursuance of the said recited enactment, the Rules, Regulations and Restrictions, respecting the Fisheries in the said Act mentioned should be confirmed, His Majesty was this day pleased, by and with the advice of His Privy Council, and in pursuance of the said Act, to declare, and it is accordingly hereby declared that the Clauses, and Provisions of the aforesaid Act shall be the Rules, Regulations and Restrictions, respecting the Fisheries on the Coasts, Bays, Creeks or Harbours of the Province of Nova-Scotia.—Whereof the Governor, Lieutenant-Governor or Commander in Chief, of His Majesty's Province of Nova-Scotia for the time being, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

[Signed] Wm. L. BATHURST.

(Copy.)

At the Court at St. James's, 19th August, 1836.

PRESENT—

THE KING'S MOST EXCELLENT MAJESTY.

Lord Chancellor,
 Lord President,
 Lord Privy Seal,
 Lord Steward,
 Earl of Albemarle,
 Earl of Minto,
 Lord John Russell,
 Viscount Palmerston.

Viscount Melbourne,
 Viscount Howick,
 Lord Holland,
 Lord Glenelg,
 Sir John Hobhouse, Bart.
 Mr. Chancellor of the Exchequer.
 Mr. Poulett Thompson,

WHEREAS, the Governor of His Majesty's Province of Nova-Scotia, with the Council and Assembly of the said Province, have passed Seventy-nine Acts, which have been transmitted, entitled as follows, viz:

No. 1652 An Act for applying certain Monies therein mentioned, for the service of the year of Our Lord One Thousand Eight Hundred and Thirty-six, and for appropriating such part of the Supplies granted in the Session of the General Assembly, as are not already appropriated by the Laws or Acts of the Province.

No. 1653 An Act to Incorporate the Noel Associated Plaister and Mills Company.

No. 1654 An Act to enable the Proprietors of a certain Meeting-House at West River, in Pictou, to sell the same.

No. 1655 An Act to continue and amend the Acts for the Inspection of Flour and Meal.

No. 1656 An Act to authorize certain Persons therein named, to erect Dams, Abutments and Piers, across the mouth of Moose River, and to grant the right of Tideway thereto and therein.

No. 1657 An Act to continue the Act concerning the Terms of the Supreme Court at Halifax.

No. 1658 An Act to amend the Act to direct and ascertain the mode of assessing County and District Rates, and for other purposes, so far as respects the District of Halifax.

No. 1660 An Act to continue the Act to provide for the Accommodation and Billetting of His Majesty's Troops or of the Militia, when on their March from one part of the Province to another, and also, the Act in amendment thereof.

- No. 1661. An Act to authorize the Congregation of the Meeting-House at Chester, to raise money from the Pews of the said Meeting-House, for the repairing and ornamenting thereof.
- No. 1662 An Act to continue an Act relating to the Court of Commissioners at Halifax.
- No. 1663 An Act to continue an Act for the better preservation of the Property of the Inhabitants of the Town of Halifax, by providing for a sufficient Watch at Night.
- No. 1664 An Act to authorize the Congregation of a certain Meeting-House at Shubenacadie, to raise money from the Pews of the said Meeting-House, for the repairing and ornamenting thereof.
- No. 1665 An Act to enable the Congregation of the Meeting-House at Masstown, in Londonderry, to raise money from the Pews of the said Meeting-House, for the repairing and ornamenting thereof.
- No. 1666 An Act to continue an Act in amendment of an Act made and passed in the first and second years of His late Majesty's reign, entitled, An Act to extend the Laws and Ordinances of the Province of Nova-Scotia to the Island of Cape-Breton.
- No. 1667 An Act to continue the Act in addition to the Act for regulating the Rates and Prices of Carriages.
- No. 1668 An Act to continue the Act to amend an Act for establishing a Public School in the Town of Halifax.
- No. 1669 An Act to continue the Act in addition to, and in amendment of, the Act to prevent Nuisances by Hedges, Weirs and other Incumbrances, obstructing the passage of Fish in the Rivers of this Province.
- No. 1670 An Act to establish Courts of Commissioners in the Island of Cape-Breton.
- No. 1671 An Act to Incorporate the Petit Plaister and Mills Company.
- No. 1672 An Act to amend the Act to direct and ascertain the mode of assessing County and District Rates, and for other purposes.
- No. 1673 An Act to continue the Act to suspend the operation of the Acts to prevent Forestalling, Regrating and Monopolizing, of Cordwood in the Town of Halifax.
- No. 1674 An Act to render perpetual the Act to enable those interested in La-Have Common to make Regulations for the management thereof.
- No. 1675 An Act to continue and amend the Acts relating to Passengers from Great Britain and Ireland.
- No. 1676 An Act to continue the Acts to provide for the regulation and management of the Grammar School or Academy at Annapolis.
- No. 1677 An Act to continue an Act in amendment of certain Acts relating to Wills, Legacies and Executors, and for the settlement and distribution of the Estates of Intestates.
- No. 1678 An Act to continue the Act to prevent Disorderly Riding, and to regulate the Driving of Carriages on the Streets of Halifax, or other Towns, or on the Public Roads of this Province, and for repealing certain Acts therein mentioned.
- No. 1679 An Act to continue the Act to preserve and regulate the Navigation of the Harbour of Pugwash.
- No. 1680 An Act concerning Private Acts.
- No. 1681 An Act to continue the Act to lessen the expenses of the proof of Written Documents in Actions depending in any of the Courts within this Province.
- No. 1684 An Act to continue the Act for the general regulation of the Colonial Duties.
- No. 1685 An Act for granting Duties on Licenses for the Sale of Spirituous Liquors in Taverns, Public Houses or Shops, and for other purposes.
- No. 1686 An Act to continue and amend the Act concerning Goods exported and for granting Drawbacks.
- No. 1687 An Act to continue the Acts for granting a Drawback of the Duties on Brown or Raw Sugar used in the manufacture of Refined Sugars within the Province, and for regulating the mode of obtaining the same.
- No. 1688 An Act to repeal the Act to amend the Acts respecting Firewards and Fires in Halifax, and to substitute other provisions in lieu thereof.
- No. 1689 An Act respecting the Collection of Poor Rates of Pictou.
- No. 1690 An Act further to amend an Act relating to Trespasses.
- No. 1692 An Act to authorize the Lieutenant-Governor to appoint a Commissioner or Commissioners to act in concert with Commissioners on behalf of Lower-Canada and New-Brunswick, in relation to the proposed Light-House on the Islands of St. Paul and Scatarie.
- No. 1693 An Act to authorise the Grand Jury and the Court of Sessions, in the County of Cumberland, to present and assess money for the erection of a Lock-up House in Pugwash, in the said County.
- No. 1694 An Act to provide for the sale of part of a certain line of Road in Truro.
- No. 1695 An Act to regulate the Fees of the Constable of the Court of Commissioners at Halifax.
- No. 1696 An Act to continue the Act now in force relating to Trespasses.
- No. 1697 An Act in amendment of the Act to regulate the holding of Polls at Elections, in the Island of Cape-Breton.
- No. 1700 An Act to continue the Act to encourage the importation of improved Breeds of Cattle into this Province.
- No. 1701 An Act to continue the Act to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape-Breton.

- No. 1702 An Act to continue the Act to prevent the spreading of Contagious Diseases, and for the performance of Quarantine, and the Act in amendment thereof.
- No. 1703 An Act to incorporate the King's County Woollen Cloth and Mills Company.
- No. 1706 An Act to continue the Act to encourage the Seal Fisheries of this Province.
- No. 1707 An Act to increase the number of Commissioners of Highways in Pictou.
- No. 1708 An Act to continue the Act to preserve the Harbour of Cape Forchu, in Yarmouth.
- No. 1709 An Act to continue the several Acts concerning the Bridewell and Police in Halifax.
- No. 1710 An Act to continue the Act to regulate the expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges, and the Act in amendment thereof.
- No. 1713 An Act to continue the Act concerning Malicious Injuries to Property.
- No. 1712 An Act to continue the Act for the support and regulation of Light-Houses.
- No. 1714 An Act to continue the Act to prevent damage to the Nets of Fishermen by Coasting Vessels.
- No. 1715 An Act to continue the Act for the more easy redemption and Foreclosure of Mortgages.
- No. 1716 An Act to continue the Act for the Summary Trial of Actions, and the Act in amendment thereof.
- No. 1717 An Act to continue the Act, entitled, An Act in further addition to the Act relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates.
- No. 1718 An Act to amend the Act to extend to the Town of New Glasgow, in the District of Pictou, the provisions of the Act relating to Commissioners of Highways in Halifax, and certain other places.
- No. 1719 An Act to continue the Act in further addition to, and in amendment of, the Act for the choice of Town Officers and regulating of Townships, and the Act to alter and amend the same.
- No. 1720 An Act to continue the Act to suspend the operation of several Acts of the General Assembly passed to prevent Forestalling, Regrating and Monopolizing.
- No. 1721 An Act to continue the Act to regulate the Pilotage of Vessels at the Port of Halifax, and the several Acts in amendment thereof and additional thereto.
- No. 1722 An Act to continue the Act concerning the Inferior Courts of Common Pleas within this Province.
- No. 1723 An Act to continue the Act to regulate the Weighing of Beef.
- No. 1724 An Act to continue the Act to provide against the occurrence of Diseases from the bite of Animals.
- No. 1725 An Act for borrowing Money for the use of the Province.
- No. 1726 An Act to provide for the regulation and management of the Grammar School or Academy at Sydney, in Cape-Breton.
- No. 1727 An Act to amend the Act for securing to John Story and his Assigns the exclusive right in a certain Slip or Railway for the use of Vessels.
- No. 1728 An Act relating to the assessment of Dyke Rates for the new or Wickwire Dyke in Horton.
- No. 1730 An Act to continue the several Acts for the regulation of the Militia.
- No. 1731 An Act concerning Elections in the County of Cumberland.
- No. 1732 An Act to Incorporate the Kennetcook Mills Company.
- No. 1733 An Act to amend and repeal certain provisions in the Act concerning Cemeteries or Burial Grounds in the Town of Halifax.
- No. 1734 An Act to continue the Act to encourage the manufacture of Tobacco in this Province, by granting a Bounty thereon.
- No. 1735 An Act to continue the several Acts for the prevention of Smuggling.
- No. 1736 An Act relative to Executions issuing from the Supreme Court of this Province.
- No. 1739 An Act for the better regulation of Barristers, Advocates, Attornies, Solicitors and Proctors, practising in the Courts of this Province.
- No. 1740 An Act to Incorporate the Annapolis County Steam Boat Company.
- No. 1741 An Act to continue and amend the Act for regulating the importation of Goods.
- No. 1742 An Act to continue and amend the Act for the encouragement of Schools.

And whereas, the said Acts have 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, and the said Committee have reported as their opinion to His Majesty that the said Acts should be left to their operation; His Majesty was thereupon this day pleased, by and with the advice of His Privy Council, to approve thereof.—Whereof the Governor, Lieutenant-Governor or Commander in Chief, of His Majesty's Province of Nova-Scotia for the time being, and all other persons whom it may concern, are to take notice and govern themselves accordingly

[Signed] C. E. GREVILLE.

(Copy.)

At the Court at St. James's, the 19th August, 1836.

P R E S E N T—

THE KING'S MOST EXCELLENT MAJESTY.

| | |
|----------------------|----------------------------------|
| Lord Chancellor, | Viscount Melbourne, |
| Lord President, | Viscount Howick, |
| Lord Privy Seal, | Lord Holland, |
| Lord Steward, | Lord Glenelg, |
| Earl of Albemarle, | Sir John Hobhouse, Bart. |
| Earl of Minto, | Mr. Chancellor of the Exchequer, |
| Lord John Russell, | Mr. Poulett Thompson. |
| Viscount Palmerston, | |

WHEREAS, the Governor of His Majesty's Province of Nova-Scotia, with the Council and Assembly of the said Province, have passed three Acts which have been transmitted, entitled as follows, viz:—

No. 1704. An Act to authorise the Lieutenant-Governor to appoint Commissioners to run out the Boundary Line between Nova-Scotia and New Brunswick.

No. 1729. An Act to divide the County of Sydney, and to regulate the representation thereof.

No. 1738. An Act to erect the County of Shelburne into two separate and distinct Counties, and to regulate the representation thereof.

And whereas, the said Acts have 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, and the said Committee have reported as their opinion to His Majesty, that the said Acts should be specially confirmed His Majesty was thereupon this day pleased, by and with the advice of His Privy Council, to declare his special confirmation of the said Acts, and they are hereby specially confirmed, ratified, and enacted finally accordingly.—Whereof the Governor, Lieutenant-Governor or Commander in Chief of His Majesty's Province of Nova-Scotia for the time being, and all other persons whom it may concern, are to take notice and govern themselves accordingly:

[Signed]

C. E. GREVILLE.

(Copy.)

At the Court at St. James's, the 19th day of August, 1836.

—P R E S E N T—

THE KING'S MOST EXCELLENT MAJESTY.

| | |
|----------------------|----------------------------------|
| Lord Chancellor, | Viscount Melbourne, |
| Lord President, | Viscount Howick, |
| Lord Privy Seal, | Lord Holland, |
| Lord Steward, | Lord Glenelg, |
| Earl of Albemarle, | Sir John Hobhouse, Bart. |
| Earl of Minto, | Mr. Chancellor of the Exchequer, |
| Lord John Russell, | Mr. Poulett Thompson. |
| Viscount Palmerston, | |

WHEREAS, the Governor of His Majesty's Province of Nova-Scotia, with the Council and Assembly of the said Province, have passed an Act which has been transmitted, entitled as follows, viz:

No. 1705 An Act to give effect and validity to a certain Devise or Settlement of Real Estate made and contained in the last Will and Testament of John Mackay, late of Windsor, in Hants County, Esquire, deceased.

And whereas, the said Act has 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, and the said Committee have reported as their opinion to His Majesty that the said Act should be disallowed; His Majesty was thereupon this day pleased, by and with the advice of His Privy Council, to declare his disallowance of the said Act.—Whereof the Governor, Lieutenant-Governor, or Commander in Chief of His Majesty's Province of Nova-Scotia, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

[Signed.]

C. E. GREVILLE.

(Copy.)

Nova-Scotia—No. 1705.

Because the effect of this Act is to establish as against the Heir at Law of John Mackay, deceased, a devise of Real Estate contained in the last Will of the said John Mackay—and because it does not appear that there was any sufficient reason why the validity of the said Devise or Settlement, if the same were really valid, might not have been established in the ordinary Legal Tribunals of the Province—and because, therefore, this Act appears to be an assumption on the part of the Local Legislature of Powers, which by the Law and Constitution of the said Province are vested in the Courts of Law or Equity therein.

(Copy.)

At the Court at St. James's, the 19th day of August, 1836.

PRESENT—

THE KING'S MOST EXCELLENT MAJESTY.

| | |
|----------------------|----------------------------------|
| Lord Chancellor, | Viscount Melbourne, |
| Lord President, | Viscount Howick, |
| Lord Privy Seal, | Lord Holland, |
| Lord Steward, | Lord Glenelg, |
| Earl of Albemarle, | Sir John Hobhouse, Bart. |
| Earl of Minto, | Mr. Chancellor of the Exchequer. |
| Lord John Russell, | Mr. Poulett Thompson, |
| Viscount Palmerston. | |

WHEREAS, the Governor of His Majesty's Province of Nova-Scotia, with the Council and Assembly of the said Province, have passed an Act, which has been transmitted, entitled as follows, viz:

No. 1711. An Act to continue the Act to encourage the manufacture of Chocolate in this Province, by granting a Bounty thereon.

And whereas, the said Act has 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; and the said Lords of the Committee have reported as their opinion to His Majesty, that the said Act should be disallowed; His Majesty was thereupon this day pleased, by and with the advice of His Privy Council, to declare his disallowance of the said Act. Whereof, the Governor, Lieutenant-Governor or Commander in Chief of His Majesty's Province of Nova-Scotia, for the time being, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

(Signed) C. E. GREVILLE.

(Copy.)

NOVA-SCOTIA.—No. 1711.

Because it grants a Bounty upon the manufacture of an Article of Foreign Production, and is opposed to the principles of Commercial Policy, by which the Trade of Your Majesty's Dominions, whether in Europe or in Ports beyond the Seas, is, and ought to be, regulated.

(Copy.)

At the Court at Brighton, the 30th November, 1836.

PRESENT—

THE KING'S MOST EXCELLENT MAJESTY.

| | |
|--------------------|----------------------------------|
| Lord Chancellor, | Viscount Palmerston, |
| Lord President, | Lord Denman, |
| Lord Chamberlain, | Lord Glenelg, |
| Earl of Minto, | Sir John Hobhouse, Bart. |
| Lord John Russell. | Mr. Chancellor of the Exchequer. |

WHEREAS, the Governor of His Majesty's Province of Nova-Scotia, with the Council and Assembly of the said Province, did, in the month of April last, pass an Act which has been transmitted, entitled as follows, viz:—

No. 1699. An Act for the better regulation of Sable Island and Seal Islands in this Province.

And whereas, the said Act has 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, and the said Committee have reported as their opinion to His Majesty that the said Act should be left to its operation; His Majesty was thereupon this day pleased, by and with the advice of His Privy Council to approve the said report. Whereof the Governor Lieutenant-Governor or Commander in Chief of His Majesty's Province of Nova-Scotia for the time being, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

(Signed) C. E. GREVILLE.

(Copy.)

Downing Street, 29th February, 1836.

SIR—

I have to acknowledge the receipt of your Despatch, of the 29d January last, enclosing a joint Address to His Majesty, from the two Houses of Legislature of Nova-Scotia, praying that His Majesty will not sanction any alteration in the existing Duties on Timber, imported into the United Kingdom.

I have had the honor to lay this Address at the foot of the Throne, and His Majesty has been pleased to refer the subject of it to the Committee of His Privy Council, for affairs relating to Trade and Foreign Plantations.

I have the honor to be, &c. &c.

[Signed]

GLENELG.

Major-General Sir COLIN CAMPBELL, K. C. B.

(Copy.)

Downing-Street, 12th April, 1836.

SIR,

I have received your Despatch of the 19th March, No. 19, transmitting an Address from the House of Assembly to the King, soliciting His Majesty's attention to the claims of the settled Inhabitants and Natives of Nova-Scotia, to be considered eligible to such appointments as may become vacant in that Province.—In acknowledging the receipt of this Address, the King commands me to express to you the satisfaction with which he has observed the sentiments contained in it of attachment to His Person and Government.

On the general question of the appointment to the Offices within the Province, the King commands me to assure you that the principles laid down in my Despatch to Sir F. Head, of the 5th December, 1835, and to which the House of Assembly allude, are considered by His Majesty's Government as no less applicable to Nova-Scotia than to Upper Canada.—It appears, however, that the situations to which the House more particularly refer, are those in the Customs Department. But as the Province of Upper Canada contains no Port for the admission of sea borne Goods, nor consequently where it would be necessary to enforce the English Laws of Navigation, the principles regulating the appointment of Officers for that purpose could not be embodied in Sir F. Head's Instructions.—His Majesty has, therefore, referred the whole of that branch of the subject of Patronage which relates to appointments in the Customs, to the Lords Commissioners of the Treasury, under whose peculiar cognizance it is officially placed, and I shall accordingly have the honor of addressing a further communication to you respecting it, as soon as their Lordships' Report shall have been received.

I have, &c.

[Signed]

GLENELG.

Major-General Sir Colin Campbell, K. C. B. &c. &c. &c.

(Copy.)

Downing-Street, 9th June, 1836.

SIR—

With reference to your Despatch of the 19th March, No. 19, and to my answer of the 12th April, No. 36, I have the honor to transmit to you, herewith, the Copy of a Letter addressed to my Under Secretary by direction of the Lords Commissioners of the Treasury, on the subject of the Address to His Majesty, from the House of Assembly of Nova-Scotia, soliciting His Majesty's attention to the claims of the settled Inhabitants and Natives of the Province to be considered eligible to such appointments as may become vacant therein.

I have to desire, that you will communicate the substance of this Letter to the House of Assembly as an answer to their Address.

I have the honor to be, &c. &c. &c.

[Signed]

GLENELG.

Major-General Sir Colin Campbell, K. C. B. &c. &c. &c.

(Copy.)

Treasury Chambers, 14th May, 1836.

SIR—

I am commanded by the Lords Commissioners of His Majesty's Treasury, to request you will state to Lord Glenelg, with reference to the representation contained in the Address to His Majesty from the House of Assembly of Nova-Scotia, relating to appointments on the Establishment of the Customs Department, transmitted in your Letter of the 20th ult. that my Lords are entirely of opinion that the Natives of Nova-Scotia, as well as those of the other Colonies, are equally eligible to situations under His Majesty's Government with the Natives of the United Kingdom, and my Lords will pay every attention to any claims which may be transmitted to them, and recommended by the Governor; but that to confine the Customs appointments to the Natives of the Province would be contrary to the regulations of promotion in the service—to the practice of the Government in the United Kingdom—and open to many objections—and my Lords cannot accede to such a proposal.

I am, &c.

[Signed]

A. Y. SPEARMAN.

James Stephen, Esquire, &c. &c. &c.

(Copy.)

Downing Street, 15th April, 1836.

SIR—

I have had the honor to receive your Despatch, No. 17, of the 16th ultimo, transmitting the Copy of a Resolution, passed by the House of Assembly of Nova-Scotia, for the purpose of promoting the views of the Association, which has been formed for the Establishment of a Rail Road, between St. Andrews, in New-Brunswick, and Quebec.

Having laid this Resolution, together with your Despatch, before the King—I am commanded to express to you the satisfaction with which His Majesty regards the proposed undertaking.

I have, &c.

[Signed]

GLENELG.

Major-General Sir COLIN CAMPBELL, K. C. B. &c. &c.

APPENDIX No. 2.

(Copy.)

Downing Street, 16th June, 1836.

SIR—

I have received your Despatch of the 2d May, No. 27, transmitting an Address to the King, from the House of Assembly of Nova-Scotia, praying that His Majesty will be pleased to dispense with any further requisition which exacts of them those Oaths which give cause of offence and trouble to the consciences of several portions of His Majesty's Subjects in the Colony.

I have had the honor to lay this Address at the Foot of the Throne, and the King has commanded me to desire that you will state to the House of Assembly in Nova-Scotia, in reply, that His Majesty has the strongest disposition to relieve his Loyal Subjects of that Province, of whatever Religious Denomination, from the necessity of taking any Oaths to which they may entertain a conscientious objection. But, without a more full explanation of the objects of the complaints from the House of Assembly, and without knowing more distinctly what are the Oaths to which objection is made by them, and under what authority these Oaths are imposed, His Majesty cannot form any opinion as to the course which it will be proper to adopt with reference to this Address. I have, &c.

(Signed)

GLENELG.

Major-General Sir Colin Campbell, K. C. B. &c. &c. &c.

(Copy.)

Downing-Street, 6th July, 1836.

SIR—

I have received your Despatches of the 18th March, No. 18, and the 3d May, No. 28, on the subject of the proceedings which have taken place during the last Session in the House of Assembly of Nova-Scotia, relative to the Fees received by the Chief Justice and Puisne Judges. I have had the honor to lay at the foot of the Throne the Address from the Assembly enclosed in your Despatch No. 28, and His Majesty has commanded me to desire that you will express to the House of Assembly, the satisfaction, with which he has received the assurances of their attachment to His Person and Government.

The subject to which the Address from the Assembly refers, is one of much importance, and I have accordingly devoted to it, and to the representations by which it is accompanied, my serious attention.—I do not, however, purpose on the present occasion to enter upon the discussion contained in those Documents, or to examine how far the original Establishment of the Fees to which they relate was consistent with the Law and the Constitution. It is sufficient to observe that their uninterrupted receipt during a period of 50 years appears not to be disputed, nor is it denied that on two occasions special Acts were passed by the Assembly for their commutation; this latter fact would indeed appear to involve a recognition of their legality by the Provincial Legislature. But without relying on that argument, I must observe that, adverting to the long series of years during which they have been regularly received, and the considerable proportion which they bear to the whole emoluments of the Judges, His Majesty, however anxious at all times to meet the suggestions of the House of Assembly, cannot but hesitate to accede to the proposal of an immediate and uncompensated abolition. His Majesty, however, has no desire to maintain these Fees, if an equivalent remuneration can be provided for the Judges in lieu of them. You are aware that, in consequence of the limited amount of the Revenues at the disposal of the Crown, it is not in His Majesty's power to provide such a compensation without the assistance of the Assembly of the Province. You will, therefore, have the goodness to bring the subject again under the notice of that House at its next meeting, and you will explain to them the considerations by which His Majesty feels himself precluded from complying with their Address. His Majesty confidently trusts that the House will recognize the justice of those considerations; and that in any future steps which may be adopted on the subject, they will not fail to entertain the claims of the present Judges to be protected in the receipt of the emoluments attached to their respective Offices at the time of their appointment.

I have the honor to be, &c. &c.

(Signed)

GLENELG.

Major-General Sir Colin Campbell, K. C. B. &c. &c. &c.

(Copy.)

Downing Street, 31st March, 1836.

SIR—

Among the series of Acts passed by the Legislature of Nova-Scotia, in February, 1835, there remain three, upon which His Majesty's decision has not yet been communicated to you. The delay has arisen partly from the objections which have been entertained to certain provisions of two of these Acts, and partly from the disinclination to disturb the financial arrangements of the Province, so far as they may have depended upon the Revenue, to be derived from the "Chocolate Importation Duties" Act.

The first of these Acts, No. 1607, is for the Incorporation of a Marine Insurance Company, in Halifax.—This Act provides for an object of great public interest in an almost unexceptionable manner. But there are one or two points to which I have to request the attention of the Legislature, with the view of affording greater security to Parties effecting Insurances in this Company.

I apprehend it to be indispensable to the well being of such undertakings to establish a maximum to the interest which any particular Party shall have in their success; and it appears, that in the event of the Shares of this Company not being all taken up within sixty days after notice shall have been publicly given, of the opening of the subscription Books, any Shareholder may increase his Shares to an unlimited number. By this contingency, however remote, a large Capitalist might possess himself of all the powers and immunities of a Corporate Body, and pervert a grant of this nature to ends the most remote from the intention of the Grantors.

APPENDIX No. 2.

Secondly.—The whole Capital of the Society is not to exceed Thirty, and may be as low as £20,000, with permission to engage as far as £5,000 on a single policy. Thus, the responsibility of each Shareholder being restricted to the amount of his £50 share, and a subsequent clause fixing the maximum of risk at £5000, four losses might entirely absorb the whole Capital of the Company, and leave any other claims which might exist against the Society without any means of being liquidated. The only principle on which it is possible for Societies of this description to work safely or advantageously, is that of extended responsibility shared by a number of persons. Any thing short of this is only calculated to delude the Public, and to ruin Parties who might effect insurances in the Company. I have no doubt the Legislature will see the necessity of immediately rectifying these defects.

Act No. 1605, Establishes a Fire and Life Insurance Company. This Act omits almost all of those securities which are usually taken in Laws of this class, against the abuse of the Corporate Privilege; such as rules determining the greatest number of votes of which any Proprietor may be possessed; rules restricting the manner of voting, in respect of several shares when held by the same person; those which provide for the regular or occasional holding of Public Meetings; those which should prevent any encroachment on the Capital for the payment of Dividends; those which make provision for the regular auditing of Accounts, and against waste in granting Salaries; those by which the General Constitution and forms of proceeding of the Corporate Body are regulated; and those which are designed to prevent the establishment of Bye-laws repugnant to the general Law of the Land, or otherwise objectionable. Now, altho' the inconveniences derivable to the People of Nova-Scotia from these omissions may be small when compared to the benefit accruing from the establishment of a Society of this description, I nevertheless think it necessary to call upon the Legislature to revise this Act.

The Act No. 1643, for the encouragement of the manufacture of Chocolate, will expire on the 31st of the present month; but I think it necessary to call your attention to the grounds on which it has been deemed objectionable, that you may bear them in mind if any similar Acts should, at any future period, be presented to you for your assent.

This Act recites in effect that the Chocolate Makers in Nova-Scotia are much injured by the competition of Foreigners engaged in the same Manufacture, who import their Chocolate into the Province. Accordingly, for the protection of the producer, a Bounty of 4s. 6d. per Cwt. is granted on the domestic Manufacture. But to prevent the competition of the Foreign Manufacturer, this Bounty is granted only upon Chocolate made from Foreign Cocoa. The effect of the Law is therefore, to protect the Home Manufactory, not only at the expense of the consumer, but also at the expense of the growers of British Colonial Cocoa. No man will use that article in Chocolate making, so long as the Law shall reward him for preferring the use of a Foreign Article.

I have, &c.

[Signed] GLENELG.

Major-General Sir COLIN CAMPBELL, K. C. B., &c. &c. &c.

(Copy).

Downing Street, 31st August, 1836.

SIR—

I have the honor to acknowledge the receipt of your Despatch, No. 26, of the 2d May last, transmitting certified Copies of 94 Acts, passed by the Legislature of the Province of Nova-Scotia, during their last Session.

I have likewise received your Despatches, No. 31, of the 14th May, and No. 35, of the 17th May. The former calling my particular attention to the Act, No. 1699, for the better regulation of Sable Island, &c.; and the latter expressing a wish that the Acts Nos. 1729, and 1737, for dividing the County of Sydney, and for incorporating the General Mining Association, might be early submitted for the consideration of the King, in Council.

Upon these various enactments I have to request your attention to the following observations:

The Act No. 1659, for amending the Act to incorporate a Marine Insurance Company in Halifax, is passed in amendment of a former Act to which objections were made in my Despatch of the 31st of March, but which Despatch I am aware could not have been received in the Province previously to the passing of the present Act—it is now under the consideration of the Lords of the Committee of Privy Council for Trade, together with the Act, No. 1682, imposing a Tax on Imports. No. 1683, respecting the Warehousing of Goods. No. 1698, respecting the Laws of Merchant Seamen, and No. 1744, for altering the general principles of the Law of Merchants and Factors.

These Acts come more especially within the Province of their Lordships.

The Act, No. 1691, for regulating the rates at which Coins shall be paid into the Provincial Treasury, has been referred to the Lords Commissioners of the Treasury, together with the Act, No. 1682, which relates to the value at which the said Coins shall be issued from the Colonial Treasury.

As these Acts provide for the receipt and issue of the Coins at the same value, their Lordships see no reason why they should not be confirmed, unless the Board of Trade should object to the Act No. 1692.

The Act, No. 1743, for deepening the East River of Pictou, has likewise been brought under the consideration of the Lords of the Treasury. I transmit for your information, a Copy of the Correspondence which has passed, between this Department and the Treasury, from which you will learn the grounds on which their Lordships are of opinion, that the Act cannot properly be confirmed, and the course of proceeding which they think advisable, in order to obviate the inconvenience of which the withholding of His Majesty's Assent might otherwise be productive.

Concurring in, and adopting, the views of their Lordships, I have humbly advised His Majesty to withhold His Assent from the Act in question, and I have to desire that you could suggest to the Council and Assembly, the re-enactment of it, with the alteration and omissions suggested by their Lordships.

The Act, No. 1737, for incorporating the General Mining Association, contains a Clause which renders it obnoxious to the same objection as the last mentioned Act.

His Majesty's Assent will, inevitably, therefore, be withheld from this Act also; but you will signify to the Council and Assembly, that His Majesty has authorized you to give immediate effect to a new Act of the same kind, in which the objectionable Clauses respecting the grant to His late Royal Highness the Duke of York, shall be omitted.

The Act, No. 1699, for the better regulation of Sable Island, has for its object, to adjust the relative rights of the

APPENDIX No. 2.

Provincial Government on the one hand, and those of the Commissioners of Customs on the other. It forms the subject of your Despatch, No. 31, of the 14th May, from which it appears that a remonstrance against this Act has been transmitted to those Commissioners from their Provincial Officers in the Province. I am, therefore, awaiting the result of a reference to the Lords Commissioners of the Treasury, before I submit this Act to His Majesty, in Council.

The Act, No. 1705, for giving validity to the Will of the late John Mackay does not contain within itself sufficient reason for inducing His Majesty, in Council, to supersede the functions of the Ordinary Legal Tribunals of the Province, before which it does not appear why the validity of the said Wills, if the same were really valid, might not have been established. The Act has, therefore, been disallowed by His Majesty, in Council.

The Act, No. 1711, continues for a year the Act No. 1648, for the encouragement of the Manufacture of Chocolate. You have doubtless before this received my Despatch, No. 35, of the 31st March last, stating the objections entertained by the Lords of the Committee of Privy Council for Trade to the principle of this Act. You will, therefore, not be surprized to hear that His Majesty has disallowed the present Act for continuing the former one in operation for another year.

I have the honor to enclose several Orders passed by His Majesty, in Council, on the 9th inst. for disposing the Acts to which I have alluded in the manner stated, and for leaving the rest of this series of Acts to their operation.

I have the honor to be, Sir,

Your most obedient Servant,

(Signed)

GLENELG.

Major-General Sir C. Campbell, K. C. B. &c. &c. &c.

Extract from a Letter to James Stephen, Esq. from A. Y. Spearman, Esq. Treasury, dated 25th August, 1836.

The Lords Commissioners of His Majesty's Treasury having had under their consideration the Acts of the Legislature of Nova-Scotia, which, by command of Lord Glenelg, were transmitted to this Board in your Letter of the 6th inst.—the one entitled, An Act to regulate and ascertain the rates at which Monies shall be paid out of the Treasury—and the other an Act for deepening the East River of Pictou.—I am commanded to desire that you will state to Lord Glenelg with respect to the last named Act, viz: that for deepening the East River of Pictou, that the reference therein to the Grant to His late Royal Highness the Duke of York, appears to my Lords to be wholly unnecessary as regards the purposes contemplated by the Act, since it would seem to be quite sufficient that the Preamble of the Act should refer in general terms to the occupation by the Mining Association of the Coal Mines on the Banks of the River; and my Lords conceive that it would be inexpedient, on various considerations, that the Act should be assented to in its present shape.

In order, however, to prevent any unnecessary delay in the attainment of the useful object for which the Act is intended to provide, my Lords would suggest that, in signifying the disallowance of it to the Lieutenant-Governor of Nova-Scotia, he might be apprised that if the Act were altered by the recital in the Preamble of the occupation of the Mines by the Company without adverting specifically to the Lease from His late Royal Highness the Duke of York, the Grant to whom is, as Lord Glenelg is aware, at present the subject of litigation in this Country; and by the omission of the subsequent clause relating to that Grant, the objection to it in its present form would be removed, and that if the Local Legislature should see fit to pass a new Act, thus amended, the Lieutenant-Governor might be authorised to assent to its being carried into immediate effect.

Extract of a Letter from James Stephen, Esq. to A. Y. Spearman, Esq. dated 6th August, 1836.

The Act for deepening the East River of Pictou, contains a Clause of which the following is a copy:—
Provided always, and be it further enacted, That nothing in this Act contained shall extend, or be construed to extend, to sanction the original Grant or Letters Patent of the said Mines, Minerals, Ores, Seams or Veins of Ores, Minerals or Mineral Substances, to His Royal Highness the Duke of York and Albany, or to operate as an assent to the validity of such Grant on the part of the General Assembly of this Province, or to give any force, validity or effect, whatever to the said Grant or Letters Patent, but the right of the inhabitants therein, or any of them, either collectively or individually, shall be and remain in force, any thing in this Act to the contrary notwithstanding.

This Act was obtained at the instance of a Body, entitled, "The General Mining Association," Lord Glenelg desires me to enclose copies of the correspondence on that subject, between the Association and this Department. The Grant to the late Duke of York having been made on the advice of the former Board of Treasury, Lord Glenelg wishes that their Lordships should consider how far the confirmation of this Act by His Majesty, in Council, would be consistent with the authority which their Lordships may attribute to that Government.

(Copy.)

SIR—

Downing-Street, 31st August, 1836.

The particular attention of His Majesty's Government has been called to measures adopted by various Colonial Legislatures, for revising and altering the rates at which different Coins should pass Current and be a Legal Tender, with reference to Local Monies of Account.

These regulations have obviously considerable influence upon the transactions of those Departments which are concerned in the collection of Duties imposed by Acts of Parliament, more especially upon transactions of the Military Chest; and as material inconvenience has already been experienced in these respects, it is desirable to adopt such measures as may prevent the recurrence of such inconvenience, and thereby avoid the necessity of revoking such enactments as may be deemed objectionable, after they shall have been promulgated and carried into effect.

With this view, I have to desire that you will not permit any Act or Ordinance, or Proclamation or Re-

APPENDIX Nos. 3, 4.

gulation, to come into operation in the Colony under your government, relating to the Local Currency and Circulating Medium, or to the rates at which Coins should pass Current, or be a Legal Tender, or to the circulation of Promissory Notes or other paper, either by the Local Government or by any Corporate Bodies, or Individuals, without having first received His Majesty's sanction conveyed to you by the Secretary of State.

I have the honor to be, Sir, your most obedient Servant,
(Signed) GLENELG.

Major-General Sir Colin Campbell, K. C. B. &c. &c. &c.

No. 3.

(See Page 29.)

The Committee appointed to enquire as to Franking Letters by Members—report,
That it is, in their opinion, expedient, that the Deputy-Post-Master-General be requested to keep an Account of the Postage chargeable upon the Members' Letters during the Session—that each Member shall return to the said Deputy-Post-Master General any Letters enclosed to him addressed to other persons than Members, that the same may be charged with Postage, to be paid by the person to whom they are addressed—that no Member Frank Letters for any person, or dispatch any Letters other than upon public business, except to, and from their own families; and that the aggregate amount of the Postage to be ascertained by the Deputy-Post-Master-General, be included in the Post-Office Accounts.

7th February, 1837.

A STEWART, Chairman.

No. 4.

(See Page 32.)

THE PROVINCE OF NOVA-SCOTIA, Dr.

For payments made by the Treasurer, between 1st January and 31st December, 1836.

MARCH QUARTER.

| | | | | |
|---|----|-------|----|-----|
| March 31st—To paid the Salaries of Officers of Government, Puisne Judges, &c., per Warrant and Abstract | 1 | £1756 | 5 | 0 |
| Secretary of King's College, Windsor | 2 | 111 | 2 | 2½ |
| Master of the Halifax Grammar School | 3 | 37 | 10 | 0 |
| Hon. H. N. Binney, for pay of Waiters | 4 | 125 | 2 | 6 |
| The respective Stockholders, for one year's interest on Funded Debt | 5 | 489 | 16 | 10½ |
| Deputy Post-Master General for Post Communication | 6 | 312 | 3 | 4 |
| Inspecting Field Officers and Adjutant-General of Militia | 7 | 156 | 13 | 6½ |
| The President of the Western Stage Coach Company | 8 | 75 | 0 | 0 |
| The President of the Eastern ditto | 9 | 62 | 10 | 0 |
| The Stockholders of the Funded Debt, for the Quarter ending this day | 10 | 250 | 0 | 0 |
| The Commissioners of the Poor for one quarter of Transient Poor | 11 | 150 | 0 | 0 |
| Charles W. H. Harris, for conducting Criminal Prosecutions | 12 | 6 | 4 | 8 |
| Angus Grant, for erecting an Oat Mill at Sydney | 13 | 20 | 0 | 0 |
| Hall and Bowman, for conducting Criminal Prosecutions | 14 | 31 | 17 | 6 |
| Auld & McMillan, for running a Boat between McMillan's Point and Cape-Breton | 15 | 20 | 0 | 0 |
| Judge Wilkins, for Travelling Expenses | 16 | 7 | 10 | 0 |
| Deputy Secretary, for issuing Writs for the election of Members | 17 | 3 | 10 | 0 |
| George Burgess, for the erection of an Oat Mill at Colchester | 18 | 20 | 0 | 0 |
| S. Cunard & Co. as encouragement of the Whale Fishery | 19 | 842 | 0 | 0 |
| Trustees of the Pictou Academy | 20 | 100 | 0 | 0 |
| Managing Committee Horton Academy | 21 | 75 | 0 | 0 |
| | | £4652 | 5 | 7½ |

JUNE QUARTER.

| | | | | |
|---|---|-------|----|----|
| June 30th—To paid the Salaries of Officers of Government, Puisne Judges, &c. per Abstract | 1 | £1756 | 5 | 0 |
| Secretary of King's College, Windsor | 2 | 111 | 2 | 2½ |
| Master of the Halifax Grammar School | 3 | 37 | 10 | 0 |

APPENDIX No. 4.

| | | | | |
|---|----|------|----|---|
| June 30th—To paid Hon. H. N. Binney, for pay of Waiters | 4 | £136 | 12 | 6 |
| The respective Stockholders, for one year's interest on Funded Debt | 5 | 193 | 15 | 0 |
| Deputy Post-Master General, for Post Communication | 6 | 284 | 13 | 4 |
| Inspecting Field Officers and Adjutant-General of Militia | 7 | 137 | 10 | 0 |
| The Collector of H. M. Customs, to pay the Salaries of Officers of the Customs | 8 | 1786 | 4 | 8 |
| The President and Directors of the Western Stage Coach Company | 9 | 75 | 0 | 0 |
| The President and Directors of Eastern ditto | 10 | 62 | 10 | 0 |
| The Stockholders of the Funded Debt, for the Quarter ending this day | 11 | 250 | 0 | 0 |
| Members, for attendance at Assembly | 12 | 2203 | 0 | 0 |
| John Whidden, for extra services as Clerk to the House of Assembly | 13 | 100 | 0 | 0 |
| James F. Gray, for services and extra services as Assistant-Clerk to Assembly | 14 | 200 | 0 | 0 |
| John Whidden, for extra Messengers, Fuel, &c., for Council and Assembly | 15 | 177 | 2 | 6 |
| Rev. Dr. Willis, Chaplain to H. M. Council | 16 | 25 | 0 | 0 |
| Rev. Mr. Uniacke do to Assembly | 17 | 25 | 0 | 0 |
| John C. Halliburton, Deputy Clerk of Council | 18 | 100 | 0 | 0 |
| John Whidden, for Stationary, &c. for Council & Assembly | 19 | 75 | 0 | 0 |
| Matthew Forrester, Sergeant at Arms to House of Assembly | 20 | 50 | 0 | 0 |
| Alexander Boyle, Assistant Sergeant at Arms to House of Assembly | 21 | 30 | 0 | 0 |
| John Gibbs, Messenger to ditto | 22 | 30 | 0 | 0 |
| J. J. Sawyer, for opening and closing the House of Assembly | 23 | 10 | 0 | 0 |
| John Howc, for extra printing | 24 | 331 | 5 | 0 |
| Whidden & Gray, for services in preparing the 4th Volume of Province Laws | 25 | 100 | 0 | 0 |
| James Whitney, for carrying Mails between Annapolis and St. John | 26 | 50 | 0 | 0 |
| Commissioners of Light-Houses, as balance to 31st Decr. last | 27 | 972 | 1 | 2 |
| Allan McDonald, as Bounty on the Manufacture of Tobacco | 28 | 132 | 1 | 3 |
| John Ferguson, as Bounty on the Manufacture of Chocolate | 29 | 19 | 2 | 6 |
| Patrick Connor, as compensation for the loss of his arm | 30 | 50 | 0 | 0 |
| J. F. Muncey, to compensate him for expenses in supporting Shipwrecked Mariners | 31 | 100 | 0 | 0 |
| James C. Hume, for his services as Secretary to the Central Board of Health | 32 | 20 | 0 | 0 |
| Robert L. Gray, for services performed to Shipwrecked Mariners | 33 | 15 | 10 | 0 |
| John and Henry Muncey, being for Bounty on a Sealing Voyage | 34 | 19 | 10 | 0 |
| William McKay, for services in preparing Provincial Maps | 35 | 172 | 19 | 0 |
| The Commissioners of Bridewell | 36 | 75 | 0 | 0 |
| Clement H. Belcher, for preparing 300 copies of the Revenue Laws | 37 | 4 | 10 | 0 |
| Deputy-Secretary, for expenses at Scatarie, in relation to Shipwrecked Mariners | 38 | 80 | 16 | 3 |
| Deputy-Secretary, to defray expenses to distressed Colored Settlers | 39 | 155 | 19 | 4 |
| Deputy-Secretary, for expenses in burying Shipwrecked Mariners | 40 | 50 | 0 | 0 |
| Angus McLellan, for conveyance of a Mail for 4 years | 41 | 20 | 0 | 0 |
| Dy. Post-Master General, out of vote for Post Communication | 42 | 361 | 18 | 1 |
| Susannah Green, as granted to her | 43 | 20 | 0 | 0 |
| The Overseers of the Poor for the Township of Picton | 44 | 75 | 0 | 0 |
| Bishop Fraser, to compensate Clergymen in charge of Indians | 45 | 50 | 0 | 0 |
| The President and Directors of Mechanics' Institute | 46 | 50 | 0 | 0 |
| John Pernette, for transporting the Postman across LaHave River | 47 | 20 | 0 | 0 |
| The Ladies, Managers of the Infant School | 48 | 50 | 0 | 0 |
| The Overseers of the Poor at Egerton, for support of Transient Pauper | 49 | 24 | 12 | 3 |
| James Farrel, as granted to him | 50 | 6 | 15 | 0 |
| The Commissioners of Light-Houses | 51 | 800 | 0 | 0 |
| James Whitney, for carrying Mails between Annapolis and St. John | 52 | 87 | 10 | 0 |

APPENDIX No. 4.

| | | | | |
|---|----|---------|----|----|
| To paid the Commissioners of the Poor for the quarter ending this day | 53 | 150 | 0 | 0 |
| The Trustees of the Pictou Academy | 54 | 100 | 0 | 0 |
| The Trustees of the National School | 55 | 50 | 0 | 0 |
| The Trustees of the Acadian School | 46 | 50 | 0 | 0 |
| The Trustees of the Catholic School | 57 | 50 | 0 | 0 |
| The Managing Committee, Horton Academy | 58 | 75 | 0 | 0 |
| The Commissioners of the Poor, for the support of a School, for 1833, 34 and 35 | 59 | 75 | 0 | 0 |
| The Trustees of the Annapolis Academy | 60 | 25 | 0 | 0 |
| | | <hr/> | | |
| | | £12,235 | 15 | 0½ |

SEPTEMBER QUARTER.

| | | | | |
|--|----|--------|----|----|
| Sept. 30th—To paid the Salaries of Officers of Government, Puisne Judges, &c. per Warrant and Abstract | 1 | £1,756 | 5 | 0 |
| Secretary of King's College, Windsor | 2 | 111 | 2 | 2 |
| Master of Halifax Grammar School | 3 | 37 | 10 | 0 |
| Hon. H. N. Binney, for pay of Waiters | 4 | 129 | 15 | 0 |
| The respective Stockholders for one year's interest on Funded Debt | 5 | 209 | 7 | 6 |
| Dy. Post-Master General, for Post Communication | 6 | 306 | 8 | 9 |
| Inspecting Field Officers and Adjutant General of Militia | 7 | 187 | 10 | 0 |
| The Collector of H. M. Customs, to pay the Salaries to Officers of Customs | 8 | 1,786 | 4 | 8 |
| The President and Directors of the Western Stage Coach Company | 9 | 75 | 0 | 0 |
| The President and Directors of Eastern do. | 10 | 62 | 10 | 0 |
| The Stockholders of Funded Debt, for one quarter's interest to date | 11 | 250 | 0 | 0 |
| Allan McDonald, for Bounty on the Manufacture of Tobacco | 12 | 154 | 0 | 0 |
| John Ferguson, for Bounty on the Manufacture of Chocolate | 13 | 22 | 15 | 7 |
| Chief Justice Halliburton, for Travelling Expenses | 14 | 26 | 16 | 8 |
| Judge Bliss, for do. | 15 | 36 | 3 | 4 |
| Judge Wilkins for do. | 16 | 31 | 10 | 0 |
| Deputy Secretary, part of the Lieut. Governor's contingent vote | 17 | 125 | 0 | 0 |
| The President and Directors of the Shubenacadie Canal Company to pay interest | 18 | 750 | 0 | 0 |
| Matthew Maddock, to aid in replacing a Horse lost in carrying the Mail | 19 | 10 | 0 | 0 |
| The Commissioners of Light-Houses | 20 | 812 | 10 | 0 |
| Isaiah Smith, for running a Boat between Shubenacadie and Londonderry | 21 | 20 | 0 | 0 |
| The Commissioners of Bridewell | 22 | 75 | 0 | 0 |
| John Thomas Hill, for conducting Criminal Prosecution at Dorchester | 23 | 7 | 10 | 0 |
| Lieut. Col. Cox, Inspecting Field Officer, to 30th June last | 24 | 81 | 10 | 11 |
| The Trustees of the Pictou Academy | 25 | 100 | 0 | 0 |
| The Trustees of the Arichat Academy | 26 | 40 | 0 | 0 |
| Secretary of the Halifax Dispensary | 27 | 50 | 0 | 0 |
| The Commissioners of Bridewell | 28 | 75 | 0 | 0 |
| The Managing Committee, Horton Academy | 29 | 75 | 0 | 0 |
| Commissioners of the Poor for quarter ending this day | 30 | 150 | 0 | 0 |
| Allan McDonald, for Bounty on the Manufacture of Tobacco | 31 | 73 | 8 | 9 |
| Allan McDonald & Co. for do. | 32 | 51 | 8 | 3 |
| Military Mess, for Drawback on Wines | 33 | 322 | 18 | 4 |
| | | <hr/> | | |
| | | £8,002 | 4 | 11 |

DECEMBER QUARTER.

| | | | | |
|--|---|-------|----|----|
| Decr. 31st.—To paid the Salaries of Officers of Government, Puisne Judges, &c. per Warrant and Abstract. | 1 | £1656 | 5 | 0 |
| Secretary of King's College, Windsor | 2 | 111 | 2 | 2½ |
| Master of the Halifax Grammar School | 3 | 37 | 10 | 0 |
| Hon. H. N. Binney, for pay of Waiters | 4 | 131 | 0 | 0 |
| The respective Stockholders for one year's Interest on Funded Debt | 5 | 240 | 0 | 0 |
| The Stockholders of the Funded Debt for the Quarter ending this day | 6 | 250 | 0 | 0 |
| The Stockholders of the Funded Debt, from 1st January to 26th April | 7 | 96 | 2 | 4 |
| The Stockholders of the Funded Debt from 2d May to 31st December | 8 | 267 | 7 | 6 |

APPENDIX No. 4.

| | | | | |
|---|------|-------|----|----|
| To paid the Commissioner and Treasurer of the Savings' Bank, for Interest due to this day | 9 | £590 | 0 | 0 |
| Deputy Post Master General for Post Communication | 10 | 307 | 6 | 8 |
| Inspecting Field Officers and Adjutant General of Militia | 11 | 187 | 10 | 0 |
| The President of the Western Stage Coach Company | 12 | 75 | 0 | 0 |
| The President of Eastern Do | 13 | 62 | 10 | 0 |
| The Commissioners of the Poor for one quarter of Transient Vote | 14 | 150 | 0 | 0 |
| The Commissioners of Bridewell | 15 | 75 | 0 | 0 |
| The Trustees of the National School | 16 | 50 | 0 | 0 |
| The Trustees of the Acadian School | 17 | 50 | 0 | 0 |
| The Trustees of the Catholic School | 18 | 50 | 0 | 0 |
| Managing Committee, Horton Academy | 19 | 75 | 0 | 0 |
| Trustees of Pictou Academy | 20 | 100 | 0 | 0 |
| Thomas Dickson, for conducting Criminal Prosecutions | 21 | 11 | 14 | 10 |
| The Trustees of the Arichat Academy | 22 | 35 | 0 | 0 |
| The Trustees of the Yarmouth Academy | 23 | 50 | 0 | 0 |
| Commissioner of Public Buildings | 24 | 250 | 0 | 0 |
| John Ferguson, Bounty on Chocolate | 25 | 30 | 13 | 1 |
| J. Whitney, for carrying Mails between Annapolis and St. John | 26 | 37 | 10 | 0 |
| Judge Bliss, Travelling Expenses | 27 | 24 | 10 | 0 |
| Clerk of Council, for expenses of Council in 1835 | 28 | 30 | 0 | 0 |
| James B. Uniacke, to pay for Provisions to Settlers at Cape Breton | 29 | 65 | 17 | 8 |
| The Collector of H. M. Customs, to pay Officers of Customs to 10th October | 30 | 1786 | 4 | 8 |
| Lawrence Kavanagh, for conveying Judges to and from Cape-Breton | 31 | 40 | 0 | 0 |
| George Handley and others, for Bounty on Seal Fishery | 32 | 543 | 10 | 0 |
| Judge Hill, for Travelling Expenses | 33 | 54 | 12 | 9 |
| Trustees of Annapolis Academy | 34 | 50 | 0 | 0 |
| Francis Stout, for erecting an Oat Mill at Cape-Breton | 35 | 20 | 0 | 0 |
| Deputy Secretary, for relief to Indians | 36 | 100 | 0 | 0 |
| Secretary of the Province, on account of Warrants to be drawn on the Treasury | 37 | 20 | 0 | 0 |
| Judge Wilkins, for Travelling Expenses | 38 | 25 | 13 | 4 |
| Deputy Clerk of Council, for expenses of Council | 39 | 30 | 0 | 0 |
| The Commissioners of the Poor, for the support of a School at the Asylum | 40 | 25 | 0 | 0 |
| S. Cunard & Co. for support of Steam Boat | 41 | 300 | 0 | 0 |
| John Whidden, for conducting Criminal Prosecutions | 42 | 7 | 0 | 0 |
| W. F. DesBarres, for Do | 43 | 7 | 10 | 0 |
| Allan McDonald & Co. for Bounty on the Manufacture of Tobacco | 44 | 212 | 0 | 0 |
| The Halifax Steam Boat Company | 45 | 200 | 0 | 0 |
| Secretary of the Halifax Dispensary | 46 | 20 | 0 | 0 |
| McMillan & Auld, for Ferry Boat | 47 | 20 | 0 | 0 |
| Deputy Secretary, on accounts of Warrants drawn | 48 | 20 | 0 | 0 |
| Overseers of the Poor at Yarmouth | 49 | 8 | 15 | 9 |
| Trustees of Arichat Academy | 50 | 25 | 0 | 0 |
| Trustees of Annapolis Academy | 51 | 25 | 0 | 0 |
| The Collector of H. M. Customs, to pay Officers of Customs to 5th January | 52 | 1786 | 4 | 8 |
| Rev. Mr. Uniacke's School in North Suburbs | 53 | 100 | 0 | 0 |
| Dy. Secretary, for issuing Writs for the Election of Members | 54 | 57 | 3 | 4 |
| President and Directors of Shubenacadie Canal Company, to pay interest | 55 | 750 | 0 | 0 |
| Commissioners, National School, Lunenburg | 56 | 50 | 0 | 0 |
| James Whitney, for running Steam-Boat | 57 | 37 | 10 | 0 |
| The Salary of the Lieutenant-Governor | 58 | 2,500 | 0 | 0 |
| Trustees of the Yarmouth Academy | 59 | 25 | 0 | 0 |
| Secretary of the Province, as balance of Lieut Governor's Contingent Vote | 60 | 125 | 0 | 0 |
| Secretary of the Province, to purchase Potatoes for Settlers at Cape-Breton | 61 | 50 | 0 | 0 |
| Secretary of the Province, to pay Clerks of the Peace throughout the Province | 62 | 59 | 10 | 0 |
| For support of Schools, per Warrants and Abstract | 1-50 | 4976 | 4 | 3 |
| Coroners per ditto | 1-34 | 195 | 0 | 0 |
| Rations to Troops on Route per ditto | 1-26 | 249 | 9 | 9 |
| For Drawbacks per ditto | 1-24 | 311 | 7 | 4 |
| Adjutants of Militia per ditto | 1-45 | 505 | 0 | 0 |
| Militia Arms per ditto | 1-21 | 156 | 3 | 1 |
| Old Road Votes and Balances per ditto | 1-13 | 149 | 10 | 0 |
| Road alterations per ditto | 1-21 | 338 | 7 | 0 |

APPENDIX No. 4.

| | | |
|---|-------|--------------|
| To paid the Casualty Vote per ditto | 1—29 | £449 8 6½ |
| For making and repairing Roads and Bridges throughout the Province, per Abstract and Warrants | 1—469 | 9983 13 10 |
| To this sum paid on the 26th of April, to Stockholders of Certificates, bearing 5 per cent. interest | | 6000 0 0 |
| This amount being 20 per cent. on the old Funded Certificates, by order of the Lt. Gov. with interest to 22d April next | | 4563 10 5 |
| Sundry charges per Abstract | | 44 4 5 |
| | | <hr/> |
| | | £67,039 18 7 |
| Balance | | 6,820 8 7½ |
| | | <hr/> |
| | | £73,860 7 2½ |

IN ACCOUNT CURRENT WITH CHARLES W. WALLACE, TREASURER. CR.

| | | |
|---|-----------|-------------|
| Dec. 31st, 1835—By balance of Account rendered at this date | | £6956 11 6¼ |
| 1836—Received from the Collector at Halifax | | |
| March Quarter | £6565 | |
| June Quarter | 9430 | |
| September Quarter | 6415 | |
| December Quarter | 6605 10 0 | |
| | | <hr/> |
| | | 29,015 10 0 |

By received from the Collectors at the Out Ports, between 1st January and 31st December, 1836.

| | |
|---------------|-----------|
| Liverpool | £767 0 0 |
| Pictou | 800 0 0 |
| Lunenburg | 343 18 3 |
| Yarmouth | 525 0 0 |
| Digby | 191 6 2 |
| Shelburne | 150 0 0 |
| Barrington | 65 15 2 |
| Colchester | 72 4 0 |
| Cumberland | 276 0 0 |
| Windsor | 52 15 0 |
| Argyle | 14 7 11 |
| Sydney | 76 7 3 |
| Cornwallis | 213 8 7 |
| Annapolis | 379 13 5 |
| Weymouth | 79 18 0 |
| Sydney, C. B. | 587 2 9½ |
| Arichat | 655 8 6½ |
| Port Hood | 5 0 0 |
| Pugwash | — — — |
| Brier Island | — — — |
| Antigonish | 83 14 2 |
| Chester | 19 11 5 |
| | <hr/> |
| | £5358 7 0 |

Received from the Collector of H. M. Customs, on account of Duties, between 1st Jany. and 31st Decr. 1836

£14,799 4 2¼

LIGHT DUTY.

BY received from the Collector at Halifax.

| | |
|-------------------|-----------|
| March Quarter | £77 6 11 |
| June Quarter | 444 5 7½ |
| September Quarter | 444 6 0 |
| December Quarter | 346 19 0½ |

£1312 12 1

By received from the Out Port Collectors between 1st January and 31st December, 1836.

| | |
|---------------------------------|-----------|
| Liverpool | £130 19 3 |
| Shelburne | |
| Yarmouth, 1835 & 1836 | 227 7 0 |
| Annapolis | 45 17 7 |
| Pictou, on account | 871 0 0 |
| Argyle | |
| Weymouth, 1835 & 1836 | 18 12 10 |
| Digby, on account | 25 0 0 |
| Sydney, C. B. | 618 18 1 |
| Arichat, 1835 & 1836 | 158 8 10 |
| Maata County, error in 1835, £2 | 87 0 0 |

APPENDIX No. 5, 6.

| | | |
|--|--------------------------------|--------------|
| Colchester | £13 19 11 | |
| Amherst | 85 6 8 | |
| Barrington, 1835 & 1836 | 107 7 4 | |
| Lunenburg, 1835 & 1836 | 70 3 6 | |
| Chester | 3 9 9 | |
| Brier Island, 1835 & 1836 | 42 4 2 | |
| Pugwash | 51 18 0 | |
| Gut of Canso, (Imlay) | 226 6 3 | |
| Ditto (Bigelaw) | 199 10 0 | |
| Ditto (Skinner) | | |
| Sydney, N. S. | | |
| Antigonish | | |
| King's County, 1835 & 1836 | 46 13 7 | |
| | | 3,792 14 10 |
| By Received from the Attorney General on account of John M'Kinnon, late Collector at Argyle, in full | | 210 0 0 |
| Samuel Campbell on account | | 45 0 0 |
| The Collector of Colonial Duty, Halifax, being so much over-charged in his Commissions for 1835 | | 117 18 4 |
| On account of Seizures | | 32 11 4 |
| From the Commissioners and Treasurer of the Saving's Bank | | 3200 0 0 |
| By this sum borrowed for the use of the Province | | 10,000 0 0 |
| By received from John Creighton, late acting Collector at Lunenburg, on account | | 322 10 0 |
| The Commissioners of Annapolis County Loan | | 10 0 0 |
| | | £73,860 7 2½ |
| | (Errors excepted.) | |
| Treasurer's Office, Halifax, 31st December, 1836. | | |
| [Signed] | CHARLES W. WALLACE, Treasurer. | |

No. 5.

(See Page 32.)

To the Honorable the Speaker and Members of the House of Assembly, convened at Halifax, February, 1837.

The Report of A. V. S. Forbes and John Murray, Trustees, appointed by the Executive to report annually to the Legislature respecting the expenditure of Monies granted for the support of the Yarmouth Academy, and likewise the general state of the Institution—

RESPECTFULLY SHEWETH :

That the sum of One Hundred Pounds granted in the last Session of the Legislature for the support of the Yarmouth Academy, has been expended in paying the Salary of the Teachers, viz :

To the Head Master, Seventy-five Pounds £75

To the Usher, Twenty-five Pounds 25—£100

That the number of Pupils during the last year have averaged Forty, viz :

2 Latin, Greek, Mathematics, Geography, use of the Globes, &c.

11 Latin, Mathematics, Book Keeping, Geography, &c.

18 Arithmetic, Reading, Writing, &c.

9 Arithmetic, English Grammar, Composition, Geography, &c.

40 Of which number four are Free Scholars.

At the Annual Examination held on the eighteenth day of January, the Exercises of the several Classes were very satisfactory, and the competition among them to obtain the prizes, which were awarded to the most deserving, was highly interesting. Indeed the general appearance of the whole School was such as plainly indicates a steady advancement towards that importance and usefulness so fondly anticipated by its friends and supporters.

In submitting this Report to your Honorable House, we gladly avail ourselves of the opportunity thus afforded, most respectfully to recommend this Institution to the continued support of the Legislature:

A. V. S. FORBES, } Trustees.
JOHN MURRAY, }

Yarmouth, 4th February, 1837.

No. 6.

(See Page 49.)

The Committee to whom was referred the Petition of C. E. Leonard, Esquire, Controller of the Customs at Sydney, in the Island of Cape-Breton, beg to report that they have examined the Petition of Mr. Leonard, and considered the claim of Petitioner, and heard evidence thereon.

The prayer of Mr. Leonard's Petition is for remuneration for having proceeded from Sydney to the Island of Scario, and secured the Duties on the Cargo of the brig Abeona, wrecked at that place; also, for his trouble and ex-

18
APPENDIX No. 7.

penses in securing the duties on the Cargo of the Brigantine Walker, wrecked at Porta Nova, amounting on both Cargoes to Two Hundred and Fifty-eight Pounds Eighteen Shillings and Ten Pence. Mr. Leonard receives for his Salary Two Hundred and Fifty Pounds Sterling as a Custom-house Officer. As this Service was not within the strict line of his duty, the Committee are of opinion that he is entitled to payment for the same, and therefore recommend his claim to the favorable consideration of the House.

H. HUNTINGTON,
EDWARD M. DODD,
HENRY GOUDGE.

Halifax, 15th February, 1837.

No. 7.

(See page 52.)

The Joint Committee of His Majesty's Council and House of Assembly appointed to examine the Public Accounts, report as follows, viz :—

| | | | |
|--|--|-------------|-----------|
| <i>Treasurer of the Province.</i> | | | |
| His Accounts have been received—balance in his hands on the 31st December last | | £6820 | 8 7 |
| <i>Collector of Impost and Excise.</i> | | | |
| <i>HALIFAX.</i> | | | |
| His Accounts to the above date have been received ; balance of Bonds in his hands, in Sterling £4988 13 6, or Currency | | £6235 16 10 | |
| Bonds in Currency | | 90657 19 10 | |
| Do. in the hands of the Attorney General | | 572 1 2 | |
| | | 37465 | 17 10 |
| He has paid the Treasurer to the above date £29500, but the Province has only credit for £29,015 10 in the Treasurer's Account, this difference arises in receiving the half Crown pieces at 3s. 1½, and paying them out at 3s.—During the last year the Province has lost £484 10 by these Coins—the Committee recommend an alteration in the Law—the Collector ought to have stated the number of these Coins paid into the Treasury quarterly.—There has been received for Duties on Live Stock, Biscuit, &c. £333 7 10, which has been paid over to the Commissioners of Poor.—In future this duty should be credited to the Province by the Treasurer, and a Warrant drawn for the amount as well as for the Collector's Salary, in place of his retaining it in his own hands out of the Duties collected. | | | |
| <i>YARMOUTH.</i> | | | |
| His Accounts are received to 31st December last ; Balance of Bonds in his hands | | | 338 1 2 |
| Do. do. do. <i>AMHERST.</i> | | | 395 14 6 |
| Do. do. do. <i>COLCHESTER.</i> | | | 122 2 7 |
| The balance due by the former Collector for Colchester, as reported last year, remains unpaid. | | | 58 11 5 |
| <i>LUNENBURG.</i> | | | |
| His Accounts are received to 31st December last ; balance of Bonds in his hands | | | 904 3 0 |
| The former Collector has paid in part of the balance as reported last year £392 10, leaving him accountable for this sum | | | 328 2 4 |
| <i>ANNAPOLIS.</i> | | | |
| His Accounts are received to 31st December last ; balance of Bonds in his hands | | | 119 13 10 |
| <i>WINDSOR, HANTS COUNTY.</i> | | | |
| His Accounts have been received to 31st December last ; balance Bonds in his hands | | | 157 14 5 |
| Do. do. do. <i>CORNWALLIS, KING'S COUNTY.</i> | | | 318 3 11 |
| <i>GUYSBOROUGH.</i> | | | |
| The balance reported last year | | 124 14 0 | |
| He has remitted up to 31st December | | 106 9 5½ | |
| Leaving him to account for | | 18 4 6 | |
| Also balance of Account for 1836 | | 15 18 8 | |
| | | 34 | 3 2 |
| <i>BARRINGTON.</i> | | | |
| Balance paid—he is accountable for an error in charging his Commission | | | 1 3 0 |
| <i>ANTIGONISH, SYDNEY COUNTY.</i> | | | |
| Of the balance reported last year, there has been paid £98 5 11, leaving him accountable for £4 3 6, and the balance of his Account for 1836 £7 5 1, making together | | | 11 5 7 |
| <i>PORTHOOD, CAPE-BRETON.</i> | | | |
| His Accounts have been received up to the 31st December last ; balance Bonds in his hands | | | 25 4 1 |
| Do. do. do. <i>CHESTER, LUNENBURG.</i> | | | 30 18 1 |

APPENDIX No. 7.

| | | | | |
|---|-----------------------------|-----|--|----------------|
| | <i>WEYMOUTH.</i> | | | |
| Do. | do. | do. | | £32 17 0 |
| The former Collector for Weymouth remains accountable for balance reported last year, with costs, &c. | | | | 352 0 0 |
| | <i>PICTOU.</i> | | | |
| His Accounts are received up to 31st December; balance Bonds in his hands | | | | 1073 1 4 |
| | <i>DIGBY.</i> | | | |
| Do. | do. | do. | | 209 13 7 |
| | <i>LIVERPOOL.</i> | | | |
| Do. | do. | do. | | 689 18 8 |
| | <i>SYDNEY, CAPE-BRETON.</i> | | | |
| Do. | do. | do. | | 671 8 9 |
| | <i>ARICHAU.</i> | | | |
| Do. | do. | do. | | 1401 8 4 |
| | <i>SHELBURNE.</i> | | | |
| Do. | do. | do. | | 184 7 7 |
| But there is an over charge in his Commissions which amounts to £2 6 6, leaving him to account for | | | | <u>184 7 7</u> |
| | | | | £53,746 0 9 |

SAVINGS' BANK.

There has been paid into the Treasury up to 31st December last £15,000, for which the Province pays interest at the rate of 5 per cent.

PASSENGERS' ACT.

There has been received £228 10 4, and expended in affording relief to distressed Emigrants £191 15, leaving a balance in the Treasury on 31st December last of 36 15 4

LIGHT DUTY.

| | | | | |
|--|----------------------|-----|--|-----------------|
| | <i>HALIFAX.</i> | | | |
| Collected and paid up to 31st December last | | | | 1512 12 1 |
| | <i>LIVERPOOL.</i> | | | |
| Do. | do. | do. | | 130 19 3 |
| | <i>YARMOUTH.</i> | | | |
| Do. | do. | do. | including balance reported last year £55 | 227 7 0 |
| | <i>PICTOU.</i> | | | |
| He has collected £420 up to 31st December, and paid | | | | 371 0 0 |
| Leaving him accountable for £49 12 8 | | | | |
| | <i>ANNAPOLIS.</i> | | | |
| He has collected and paid | | | | 45 17 7 |
| | <i>WINDSOR.</i> | | | |
| He has collected £102 10, and paid £85 and 40; balance of last year | | | | 87 0 0 |
| Leaving him accountable for £10 13. | | | | |
| | <i>CHESTER.</i> | | | |
| He has collected and paid to 31st December last | | | | 3 9 9 |
| | <i>BRIER ISLAND.</i> | | | |
| Do. | do. | do. | and balance of last year | 42 4 2 |
| | <i>GUT OF CANSO.</i> | | | |
| Imlay has remitted | | | | 226 6 3 |
| He has made no return since June last, amount £134 19 4, nor has the Returns for 1834 and 1835 been made | | | | |
| Hugh Skinner, no Returns or remittances | | | | |
| | <i>LITTLE CANSO.</i> | | | |
| Bigelow has collected and paid to 31st December last | | | | 199 10 0 |
| By this Return the Collector appears to have paid in the gross amount collected | | | | |
| | <i>DIGBY.</i> | | | |
| No Returns—he has paid the Treasurer | | | | 25 0 0 |
| | <i>ARGYLE.</i> | | | |
| No Returns. | | | | |
| | <i>WEYMOUTH.</i> | | | |
| Collected and paid | | | | 10 16 1 |
| Also balance of last year | | | | 7 16 9 |
| | | | | <u>18 12 10</u> |
| | <i>ARICHAU.</i> | | | |
| Collected and paid | | | | 158 8 10 |
| N. B. he remains accountable on the 31st December last for | | | | 99 3 11 |
| | <i>LUNENBURG.</i> | | | |
| Collected and paid for 1836 | | | | 28 18 1 |
| Also balance for 1835 | | | | 41 5 5 |
| | | | | <u>70 3 6</u> |
| | <i>BARRINGTON.</i> | | | |
| Collected and paid | | | | 102 19 8 |

APPENDIX No. 7.

| | | |
|---|-------|--------------------|
| Do. balance of last year | 4 7 0 | £107 7 4 |
| <i>SYDNEY, CAPE-BRETON.</i> | | |
| He has collected and paid to 31st December last | | 618 18 1 |
| <i>KING'S COUNTY—CORNWALLIS.</i> | | |
| Collected and paid for 1835 and 1836 | | 46 13 7 |
| <i>COLCHESTER.</i> | | |
| Collected and paid for 1836 (no Returns for 1835) | | 13 19 11 |
| <i>AMHERST—CUMBERLAND.</i> | | |
| Collected and paid for 1836 (no Return for 1835) | | 35 6 8 |
| <i>PUGWASH, Do.</i> | | |
| Collected and paid to 31st December | | 51 18 0 |
| Collector owes per Account £5 1 10. | | <u>3,792 14 10</u> |
| <i>ANTIGONISH.</i> | | |
| No Returns or Remittances | | |

PUBLIC BUILDINGS.

The Commissioner's Accounts have been received—he has expended £315 16 10, and paid the balance due sundry persons as reported last year £49 5 4—and there has been received from the Treasurer £250, leaving due sundry persons to 31st December last £114 17 2, as appears by the Commissioner's Account.

SABLE, MUD AND SEAL ISLANDS.

The Commissioners' Accounts are stated until 31st December last; balance at that date in the Provincial Treasurer's hands £1599 7 2, which ought to be carried to the credit of the Province.

ANNAPOLIS LOAN OFFICE.

The Commissioner's Account until 31st December last has been received, stating the amount of Principal and Interest due the Province £653 15 8.—The Commissioner has only remitted £10 during last year, and is desirous to have the Loan Office closed, and the appointment of a new Loan Officer, that the Mortgages may be foreclosed and the Lands sold, which the Committee beg leave to recommend.

COMMISSIONERS FOR LIGHT-HOUSES.

| | |
|--|-----------------|
| Their Accounts have been received up to 31st December last, amounting to | 2942 2 2 |
| They have received from New-Brunswick for Brier Island Light for 1835 | 100 0 0 |
| And for the Seal Islands | 206 15 10 |
| From the Treasury, besides the balance reported last year of £972 1 3 | 1612 10 0 |
| For Sales of Oil, &c. | 240 5 11 |
| | <u>2160 1 0</u> |
| Leaving due them on 31st December last | 782 0 5 |

CUSTOM-HOUSE.

Quarterly Returns to 5th October last have been received, but no Account Current for the Year, or Return for December Quarter.

There has been paid to the Treasurer between the first day of January and 31st day of December, 1836, £1,480 0s. 5d.—less £4 16s. 3d. error in last year's account, leaving to the credit of the Province

£14799 4 2

PROVINCE NOTES.

| | |
|--|--------------------|
| Amount in circulation, as reported last year | £59968 10 0 |
| Delivered to the Treasurer for defaced Notes | 3000 0 0 |
| | <u>62968 10 0</u> |
| Burnt by the Committee | 3000 0 0 |
| | <u>59,968 10 0</u> |

FUNDED DEBT.

| | |
|--|--------------------|
| Old Funded Debt, originally bearing Interest at 6 per cent. now reduced to 5 per cent. | £17026 2 6 |
| Funded in 1834 and 1835, at 5 per cent. | 20000 0 0 |
| Funded in 1836, at 4 per cent | 10000 0 0 |
| Savings' Bank, at 5 per cent. | 15000 0 0 |
| | <u>£62,026 2 6</u> |
| Amount of Funded Debt | |
| 31st December, 1836—Interest paid to that date. | |

Committee Room, House of Assembly, 14th February, 1837.

| | | | | | |
|--------------|---|-------------------|---------------|---|--------------|
| S. CUNARD, | } | Committee of | GEORGE SMITH, | } | Committee of |
| PETER McNAB, | | | Council. | | |
| | | JAMES B. UNIACKE, | | | |
| | | W. B. TAYLOR, | | | |
| | | T. A. S. DEWOLF, | | | |

APPENDIX No. 7.

The Balance due by the former Collector for Argyle, McKinnon—has been paid, and is credited in the Treasurer's Account, £210. And on account of balance due by the Executors of Colin Campbell, as reported last year the Attorney-General has paid £45, as appears by Treasurer's Account, leaving him accountable for £307.

Securities in the hands of the Out-Port Collectors, with a statement of Money paid by each into the Treasury, including Halifax and the Custom-House, in 1836.

| | CASH. | BONDS. |
|--|---------------|-------------|
| Halifax | £29015 10 0 | £36893 16 7 |
| Custom-House | 14799 4 2½ | |
| Liverpool | 767 0 0 | 689 18 8 |
| Pictou | 800 0 0 | 1073 1 4 |
| Lunenburg | 343 18 3 | 904 3 0 |
| Yarmouth | 525 0 0 | 338 1 2 |
| Digby | 191 6 2 | 209 13 7½ |
| Shelburne | 150 0 0 | 184 7 7 |
| Barrington | 65 15 2 | No Returns |
| Colchester | 72 0 4 | 122 2 7 |
| Cumberland | 276 0 0 | 395 14 6 |
| Windsor | 52 15 0 | 157 14 5 |
| Argyle | 14 7 11 | No Returns |
| Sydney | 76 7 3 | 15 18 8 |
| Cornwallis | 213 8 7 | 318 3 11 |
| Annapolis | 379 13 5 | 119 13 10 |
| Weymouth | 79 18 0 | 32 17 0 |
| Sydney, Cape-Breton | 587 2 9½ | 671 3 9 |
| Arichat | 655 8 6½ | 1401 8 4 |
| Port Hood | 5 0 0 | 25 4 1 |
| Antigonish | 33 14 2 | 7 5 1 |
| Chester | 19 11 5 | 30 18 1 |
| Pugwash | | No Returns |
| Brier Island | | No Returns |
| Argyle—Balance of 1835 | 210 0 0 | |
| Weymouth, on account of former Balance of £352 | 45 0 0 | |
| | £49,428 1 2½ | £43,591 6 3 |
| LIGHT DUTY | 3792 14 10 | |
| | £53,220 16 0½ | |

DR. THE PROVINCE OF NOVA-SCOTIA.

| | | |
|--|--|--------------|
| Dec. 31st 1836—To this sum undrawn from the Treasury at this date, on account of Roads and Bridges, and other Services | | £3,191 14 3 |
| Loan Certificates due sundry Persons | | 62,026 2 6 |
| Province Notes in circulation | | 59,968 10 0 |
| Balance due Shubenacadie Canal Company 3 years, from 5th Jan. 1837 | | 4,500 0 0 |
| Balance due Cross Island Light-House | | 100 2 0 |
| This sum due to Comms. for Public Buildings | | 114 17 2 |
| Commissioners of Light-Houses | | 782 0 5 |
| Halifax Steam-Boat Company | | 500 0 0 |
| Vote for Scatarie Light-House | | 500 0 0 |
| | | £131,683 6 4 |

CONTRA.

| | | |
|--|-------------|-------------|
| Dec. 31st 1836—By Balance in the Treasurer's hands | £6,820 8 7 | |
| Ditto on Sable Island Account | 1,599 7 2 | |
| Ditto on Passenger Act Account | 36 15 4 | |
| | | £8,456 11 1 |
| Loan to Dalhousie College | | 5000 0 0 |
| Loan to County of Annapolis | | 653 15 8 |
| By due by Collectors of Light Duty | | 65 7 6 |
| Securities in the hands of the Collector of Impost and Excise at Halifax | 36,893 16 8 | |
| Deduct probable Drawbacks | 6000 16 8 | |
| | | 30,893 0 0 |
| Bonds in the hands of the Attorney-General | | 572 1 2 |

APPENDIX No. 7.

| | |
|---|------------|
| Securities in the hands of Collectors throughout the Country, per Abstract | £9160 14 4 |
| Deduct probable Drawbacks | 3160 14 4 |

£6000 0 0
80,042 10 11

BALANCE

£131,683 6 4

Committee Room, Halifax, February 15th, 1837.

S. CUNARD, } Committee of
PETER McNAB, } Council.

GEORGE SMITH,
JOHN YOUNG,
JAMES B. UNIACKE,
W. B. TAYLOR,
T. A. S. DEWOLF,

Committee
of the
House of Assembly.

Abstract of Monies undrawn from the Treasury, on account of Roads and Bridges, and other Services, 31st December, 1836.

| | |
|--|----------|
| Owners of Parrsboro' Packet, vote 1836 | £50 0 0 |
| Sable Island, 1835 & 1836 | 800 0 0 |
| School at New Caledonia, vote 1836 | 25 0 0 |
| Beacon on Wedge Island, ditto | 20 0 0 |
| Commissioners of Bridge at Liverpool, 1836 | 200 0 0 |
| W. Newcomb, Oat Mill at LaHave, 1836 | 20 0 0 |
| Oat Mill, Township of Annapolis, 1836 | 20 0 0 |
| Western Stage Coach, one year from expiration of present grant, 1836 | 200 0 0 |
| Eastern Stage Coach, ditto ditto 1836 | 200 0 0 |
| Balance of Surveys duo Budd & Huntington, 1836 | 15 5 0 |
| Due on Road Expenditure, per vote of 1836 | |
| Halifax, Warrants, No. 1 & 2 Munro, Commissioner | 250 0 0 |
| Ditto ditto No. 18, Crooks, ditto | 50 0 0 |
| Colchester ditto No. 57, J. Campbell, ditto | 5 0 0 |
| Pictou ditto No. 69, Crerar, ditto balance | 1 14 9 |
| Ditto ditto No. 70, Elliot ditto | 7 16 3 |
| Hants Ct'y. ditto No. 107, Parkin, Salter and Lockhart | 50 0 0 |
| Ditto ditto No. 118, C. Lake | 16 0 0 |
| Kings Ct'y. ditto No. 140, Skinner & Beckwith | 50 0 0 |
| Ditto ditto No. 146, Randall | 8 0 0 |
| Ditto ditto No. 180, Tupper and Foster | 20 0 0 |
| Annapolis ditto No. 205, J. Roup | 20 0 0 |
| Ditto ditto No. 212, Tibert | 10 0 0 |
| Ditto ditto No. 215, Banks | 20 0 0 |
| Ditto ditto No. 236, Miller | 10 0 0 |
| Shelburne ditto No. 257, Geddes | 35 0 0 |
| Ditto ditto No. 263, Crawley | 18 0 0 |
| Ditto ditto No. 272, Patterson | 20 0 0 |
| Ditto ditto No. 277, no Commission | 8 0 0 |
| Ditto ditto No. 286, McKinnon | 15 0 0 |
| Lunenburg ditto No. 337, Sibbo, Commissioner | 10 0 0 |
| Ct'y. Cumberland Warrant, No. 403, G. McDade, Commissioner | 5 0 0 |
| Ct'y. Sydney, ditto No. 405, Smith, Commissioner | 18 10 0 |
| Ct'y. Cape-Breton, No. 425, Armstrong, Commissioner | 10 0 0 |
| Ditto No. 440, Clarke, Balance | 7 16 8 |
| Ditto No. 441, Munro | 15 0 0 |
| Ditto No. 443, Kavanagh | 30 0 0 |
| Ditto No. 444, Munro | 174 14 1 |
| Ditto No. 449, Boudroit | 10 0 0 |
| Ditto No. 450, Kavanagh | 15 0 0 |
| Ditto No. 461, Byrne | 15 0 0 |
| Ditto No. 463, Doucet | 10 0 0 |
| Balance of Grant for Road round Bedford Basin | 705 17 6 |

£3191 14 3

Committee Room, 14th February, 1837.

S. CUNARD, } Committee of
PETER McNAB, } Council

GEORGE SMITH,
JOHN YOUNG,
JAMES B. UNIACKE,
W. B. TAYLOR,
T. A. S. DEWOLF,

Committee of
House of Assembly.

APPENDIX Nos. 7, 8.

Abstract of Expenses of the several Light-Houses, for 1836.

| | |
|-----------------|----------|
| Cross Island | £2 10 0 |
| Seal Island | 465 3 5 |
| Liverpool | 258 5 4 |
| Canso | 411 9 5 |
| Shelburne | 331 12 2 |
| Pictou | 201 4 5 |
| Low Point | 269 1 11 |
| Maugher's Beech | 223 3 4 |
| Sambro | 331 19 1 |
| Brier Island | 299 15 9 |
| Annapolis | 204 10 4 |

£2998 15 5

Halifax, 31st December, 1836.

No. 8.

(See Page 64.)

ACCOUNT of Paupers admitted into the Halifax Asylum for the Poor, during the year of 1836; distinguishing Halifax from Transient, and the places from whence the Transient Poor came.

| | Men. | Days. | Women. | Days. | Children. | Days. | Total. | Days. |
|-----------|------|-------|--------|-------|-----------|-------|--------|-------|
| Halifax | 57 | 9602 | 78 | 13972 | 145 | 15929 | 280 | 39503 |
| Transient | 272 | 26079 | 161 | 15290 | 93 | 7775 | 526 | 49144 |
| Total | 329 | 35681 | 239 | 29262 | 238 | 23704 | 806 | 88647 |

PLACES FROM WHENCE TRANSIENT POOR CAME.

| Places in the Province other than Halifax | Men. | Days. | Women. | Days. | Children. | Days. | Total. | Days. |
|---|------|-------|--------|-------|-----------|-------|--------|-------|
| Ireland | 137 | 14550 | 84 | 7348 | 22 | 1669 | 243 | 23567 |
| England | 52 | 4177 | 11 | 1441 | 8 | 314 | 71 | 5932 |
| Scotland | 17 | 1927 | 3 | 120 | 3 | 342 | 23 | 2389 |
| Wales | 4 | 61 | 9 | 655 | 1 | 310 | 14 | 1029 |
| Italy | 1 | 365 | " | " | " | " | 1 | 365 |
| Hanover | 1 | 55 | " | " | " | " | 1 | 55 |
| Holland | 1 | 40 | 1 | 42 | 3 | 126 | 5 | 208 |
| St. Helena | 1 | 18 | " | " | " | " | 1 | 18 |
| Bermuda | 4 | 206 | 1 | 365 | 1 | 1 | 6 | 572 |
| Canada | " | " | 1 | 57 | 1 | 321 | 2 | 378 |
| Nassau | 1 | 13 | " | " | " | " | 1 | 13 |
| France | 1 | 51 | 1 | 365 | 1 | 365 | 3 | 781 |
| Norway | 1 | 162 | " | " | " | " | 1 | 162 |
| United States | 5 | 159 | 3 | 394 | " | " | 8 | 553 |
| Denmark | 1 | 73 | " | " | " | " | 1 | 73 |
| St. Domingo | 1 | 64 | " | " | " | " | 1 | 64 |
| Portugal | 2 | 148 | " | " | " | " | 2 | 148 |
| Guernsey | 2 | 128 | " | " | " | " | 2 | 128 |
| Sandwich Islands | 1 | 306 | " | " | " | " | 1 | 306 |
| West Indies | 5 | 557 | " | " | " | " | 5 | 557 |
| Newfoundland | 2 | 367 | 2 | 380 | 5 | 179 | 9 | 929 |
| St. John, N. B. | " | " | 1 | 42 | 8 | 153 | 9 | 1095 |
| Prince Ed. Island | 2 | 101 | 3 | 139 | 2 | 225 | 7 | 465 |
| Fredericton | " | " | " | " | 1 | 20 | 1 | 20 |
| Cape-Breton | 1 | 4 | 2 | 246 | 5 | 483 | 8 | 738 |
| Miramichi | " | " | " | " | 2 | 213 | 2 | 213 |
| | 272 | 26079 | 161 | 15290 | 93 | 7775 | 526 | 49144 |

Deaths in the Asylum during the year 1836—Men 36; Women 9; Children 36; Total 81.

APPENDIX No. 8.

Statement of Places from whence the Transient Poor came belonging to the Province other than Halifax.

| | Men. | Days. | Women. | Days. | Children. | Days. | Total. | Days. |
|----------------------|------|-------|--------|-------|-----------|-------|--------|-------|
| Herring Cove | 3 | 193 | 8 | 499 | 12 | 493 | 23 | 1185 |
| Dartmouth | " | " | 3 | 105 | " | " | 3 | 105 |
| Douglas | 1 | 77 | " | " | " | " | 1 | 77 |
| Cornwallis | " | " | 1 | 365 | " | " | 1 | 365 |
| Truro | 1 | 169 | " | " | 1 | 145 | 2 | 314 |
| Preston | " | " | 4 | 678 | 2 | 184 | 6 | 812 |
| Dalhousie Settlement | 1 | 393 | " | " | " | " | 1 | 393 |
| Cole Harbour | " | " | 1 | 22 | " | " | 1 | 22 |
| Pictou | 1 | 154 | " | " | " | " | 1 | 154 |
| Chezencook | " | " | 1 | 124 | 1 | 2 | 2 | 126 |
| Annapolis | " | " | 2 | 33 | " | " | 2 | 33 |
| Canso | 1 | 86 | 2 | 338 | " | " | 3 | 424 |
| Prospect | 1 | 13 | " | " | " | " | 1 | 13 |
| Hammond's Plains | 3 | 127 | 7 | 586 | 3 | 688 | 13 | 1399 |
| Liverpool | 2 | 109 | " | " | " | " | 2 | 109 |
| Onslow | 1 | 141 | " | " | " | " | 1 | 141 |
| Yarmouth | " | " | 1 | 52 | " | " | 1 | 52 |
| Margaret's Bay | 1 | 57 | 2 | 150 | " | " | 3 | 207 |
| Kempt | 1 | 191 | 1 | 191 | " | " | 2 | 382 |
| Shubenacadie | 1 | 19 | " | " | " | " | 1 | 19 |
| Windsor | " | " | 1 | 100 | 2 | 127 | 3 | 227 |
| Sherbrooke | 1 | 115 | " | " | " | " | 1 | 115 |
| Beaver Harbor | 3 | 183 | " | " | " | " | 3 | 183 |
| Laurencetown | 1 | 17 | " | " | 2 | 329 | 3 | 346 |
| Antigonish | 1 | 70 | " | " | 1 | 29 | 2 | 99 |
| Horton | 1 | 91 | 1 | 108 | " | " | 2 | 199 |
| Manchester | 1 | 7 | " | " | " | " | 1 | 7 |
| Arichat | " | " | " | " | 1 | 114 | 1 | 114 |
| Bridgetown | " | " | " | " | 2 | 56 | 2 | 56 |
| Chester | 1 | 274 | " | " | " | " | 1 | 274 |
| Musquedoboit | 1 | 20 | " | " | 2 | 30 | 3 | 50 |
| Lunenburg | " | " | 3 | 225 | " | " | 3 | 225 |
| Londonderry | 1 | 101 | " | " | " | " | 1 | 101 |
| Shelburne | " | " | 1 | 117 | " | " | 1 | 117 |
| Foundlings | " | " | " | " | 1 | 4 | 1 | 4 |
| | 29 | 2547 | 39 | 3693 | 30 | 2149 | 98 | 8389 |

Paupers in the Asylum, 31st December, 1836—Men, 106; Women, 85; Children, 64. Total, 255.

[Signed] J. W. NUTTING, Chairman.

[Signed] ROBERT PHELAN, Clerk to Commissioners.

Aggregate List of Articles purchased for the Halifax Asylum for the Poor during the year of 1836.

| | |
|--|----------|
| Arrow Root, 48 lbs. | £2 19 2 |
| Barley, 43 cwt. 18 lbs. | £37 13 8 |
| Beer, 3935 Gallons | 57 19 8 |
| Beef, 12652 lbs. | 100 19 0 |
| Butter, 5534 lbs. | 27 17 7 |
| Candles, 1014 lbs. | 3 12 " |
| Coals, 62 5-12 Chaldrons | 79 6 " |
| Contingencies, expended by the Matron, whose account is audited monthly by the Acting Commissioner | 30 7 7 |
| Clothing, Blankets, Sheets, Bedticking, &c. | 189 8 10 |
| Chocolate, 784 lbs. | 23 17 4 |
| Flour, Superfine, 123 bls. | 228 12 6 |
| " Rye, 107 bls. | 159 18 6 |
| Fish, Salt and Fresh | 3 9 3 |
| Glazing and Painting | 16 16 6 |
| Ironmongery, Nails | 2 19 0 |
| Illegitimate Children, maintenance thereof out of doors | 95 0 11 |
| Indian Meal, 13 bls. | 16 12 6 |
| Oatmeal, 61 cwt. 7 lbs. | 44 1 1 |
| Leather for Shoes and repairs | 15 9 9½ |
| 36 pair Shoes | 12 1 6 |

APPENDIX No. 8.

| | |
|---|-------------------|
| Lumber for Coffins and Jobbing, 4072 feet | 13 14 11 |
| Lime, 3 hhd. | 2 8 " |
| Miscellaneous Expenses—Articles required for the Establishment, not of ordinary consumption, purchased by the Commissioners which do not come under other heads | 48 5 6½ |
| Molasses, 1257 Gallons | 123 15 9 |
| Milk, 1905½ do. | 79 7 6 |
| Oil for Lamps, 125 Gallons | 19 0 0 |
| Old Junk, 120 cwt. & 14 lbs. | 86 2 3 |
| Pork, 711 lbs. | 11 2 2 |
| Potatoes, 907½ Bushels | 89 6 4 |
| Peas and Beans, 57 Bushels | 23 15 " |
| Repairs to Buildings | 17 5 10 |
| Removal of Paupers | 3 9 " |
| Stationary and Printing | 10 5 11 |
| Straw, 100 cwt. | 16 16 7 |
| Soap, Soft, 166 cwt. & 20 Hard, 124 lbs. | 41 11 11 |
| Salaries, including charge for Medicines and Medical attendance | 209 10 0 |
| Sugar, 6 cwt. 3 7½ | 16 9 3 |
| Salt, 5 Hhds. | 3 " " |
| Tea, 524 lbs. | 54 18 9 |
| Truckages | 23 12 6 |
| Tin Ware and repairing do. | 11 10 6 |
| Turnips, 41 Bushels | 4 2 " |
| Wood, 61 Cords | 61 14 7 |
| Wine for the Sick, 40 Gallons | 10 12 6 |
| Wool, 36 lbs. | 3 3 " |
| Paid Benjamin Elliot, for building a School House for the Asylum, per Contract | 144 2 9 |
| | <u>£2143 17 3</u> |
| Balance due the Commissioners brought down 1837. | 3 7 8 |
| January—Sundry Accounts remaining unpaid in November | 142 19 4 |
| Do. do. do. December | 149 15 4 |
| | <u>£290 2 4</u> |

N. B.—The average expense of Paupers in the Asylum, during the year 1836, is 6 1-3d. per day, including Men, Women and Children, but it is to be observed that such average is not an exact proportion, as the expense of one *Grown Person* is considered equal to that of three *Children*.

Annual Expense as follows:—

| | |
|--|------------------|
| For 433 Adults and 93 Children, Transient Poor, is | £1604 0 0 |
| Do. 135 do. 145 do. Halifax Poor | 682 0 0 |
| | <u>£2286 0 0</u> |

Account of the Funds received for the use of the Halifax Asylum for the Poor, during the year 1836, and from whence received.

| | Commissioners. | Treasury School Grant. | Treasury Transient Poor. | Treasury 10 per cent. | County Treasurer. | Casual. | Total. |
|-----------|--------------------------|------------------------|--------------------------|-----------------------|-------------------|----------|---------------------------------------|
| 1836 | | | | | | | Balance remaining in the Bank £15 1 2 |
| January | William M. Allan, Esq. | | 150 0 0 | 309 16 5 | | 9 17 10 | 469 14 3 |
| February | The Hon. Joseph Allison | | | | | 5 19 6 | 5 19 6 |
| March | John Spry Morris, Esq. | | | 62 10 0 | | 44 19 6 | 107 9 6 |
| April | Doctor Johnson | | 150 0 0 | | | 4 3 10 | 154 3 10 |
| May | G. N. Russell, Esq. | | | | | | |
| June | Thomas Williamson, Esq. | 75 0 0 | 150 0 0 | 83 7 10 | | 16 10 3 | 324 18 1 |
| July | William Lawson, Jun Esq. | For 3 years | | | 170 0 0 | 5 0 0 | 175 0 0 |
| August | John Clark, Esq. | | | | 370 0 0 | 7 1 0 | 377 1 0 |
| September | John Howe, Esq. | 25 0 0 | 150 0 0 | 50 0 0 | 120 0 0 | 31 11 6 | 376 11 6 |
| October | J. W. Nutting, Esq. | | | | 100 0 0 | 2 14 4 | 102 14 4 |
| November | M. B. Almon, Esq. | | | | | | |
| December | Hugh Bell | | | | 27 2 5 | 4 14 0 | 31 16 5 |
| | | | | | | | Balance due the Commissioners 3 7 8 |
| | | 100 0 0 | 600 0 0 | 505 14 3 | 787 2 5 | 132 11 9 | 2143 17 3 |
| 1837 | | | | | | | |
| January | Hugh Bell, Esq. | | 150 0 0 | 200 0 0 | | | 350 0 0 |

Errors Excepted.

(Signed) *J. W. NUTTING, Chairman.*
 (Signed) *THOS. WILLIAMSON, } Committee to*
W. LAWSON, Junior. } audit Accounts. *R. PHELAN, } Clerk to*
Halifax, 31st December, 1836. *Commrs.*

APPENDIX No. 9.

No. 9.

(See Page 66.)

(Copy.)

SACKVILLE, 11th MAY, 1836.

Sir,

In consequence of some accidental cause, your Letter of the 25th March did not reach me until some weeks after it was written. Immediately on its receipt I took measures to carry His Excellency's wishes into effect; and on the 5th instant, accompanied by two competent Witnesses, I visited the Black Settlement at Hammond's Plains, having previously given notice of my intention to all the Inhabitants: about half, or rather more, of the heads of Families attended; and after reading your Letter and explaining the intention of Government, with regard to their removal, I gave them as much favorable information as I was able to collect concerning the climate, soil, and resources of Demerara and Trinidad. But not one individual would consent to remove; and this decision I attribute to two causes. In the first place they have a foolish and indefinite fear of again being brought into bondage. And secondly, there are several of their number who have great influence among them, and being able to earn their own subsistence, do not wish to leave the Province; and the rest, poor and miserable though they be, are unwilling to remove without them.

Regretting that my Mission was so unsuccessful, I have only to assure His Excellency that nothing was left undone on my part to secure its success. But they could neither be induced by persuasion, nor prevailed upon by argument, to quit their present misery, in search of new, and more happy prospects. I have, &c.

[Signed]

ARCHIBALD GRAY.

Thomas W. James, Esquire, &c. &c. &c.

P. S. I have taken the liberty to enclose with this Letter a correct List of the names of the Blacks, made out by John Johnson, of Hammond's Plains, together with the answers of each individual to the question, whether they were willing to go from the Province, put down by myself, at the time of their meeting, in case His Excellency wishes any further enquiries to be made. The names to which an Asterisk is affixed, are considered to be industrious, and earning their own subsistence.

[Signed]

A. G.

(COPY.)

List of the names of the Colored People in Hammond's Plains, with the number of Sons and Daughters.

| No. | Names | Husband | Wife | Children, | | No. | Names | Husband | Wife | Children, | |
|-----|--------------------------------------|---------|------|-----------|--------|-----|--------------------------------|---------|------|-----------|--------|
| | | | | Boys and | Girls. | | | | | Boys and | Girls. |
| 1 | John Butler, No, on account of age | 1 | 1 | 1 | 1 | 34 | * Shad Hamilton, No | 1 | 1 | 1 | 1 |
| 2 | Ned Prize, not present | 1 | 1 | 2 | 2 | 35 | R. Hamilton, No | 1 | 1 | 1 | 2 |
| 3 | Jack Tyson, wife present, No | 1 | 1 | 3 | 3 | 36 | George Jackson, (not present) | 1 | 1 | 1 | 4 |
| 4 | * Widow Gingham, son present, No | 1 | 1 | 3 | 3 | 37 | Jerry Johnson, do. | 1 | 1 | 1 | 6 |
| 5 | * William Days, No | 1 | 1 | 2 | 2 | 38 | Godfrey Davis, do. | 1 | 1 | 1 | 0 |
| 6 | * Hector Johnson, No | 1 | 1 | 5 | 5 | 39 | Benjamin Jackson, do. | 1 | 1 | 1 | 0 |
| 7 | Joe Jerry, (dead) | 0 | 1 | 4 | 4 | 40 | Cain Willison, (widow present) | 0 | 1 | 1 | 3 |
| 8 | * Abraham Smith, No | 1 | 1 | 1 | 1 | 41 | Samuel Cooper, do. | 1 | 1 | 1 | 3 |
| 9 | * Cuffy Cray, No | 1 | 0 | 7 | 7 | 42 | Frederick Baillie, do. | 1 | 1 | 1 | 1 |
| 10 | Manago Butler, No | 1 | 1 | 1 | 1 | 43 | William March, No | 1 | 1 | 1 | 2 |
| 11 | * John Hamilton, No | 1 | 1 | 1 | 1 | 44 | Jesse Parker, No | 1 | 1 | 1 | 2 |
| 12 | Widow Brown, (not present) | 0 | 1 | 6 | 6 | 45 | Samuel Jenkins, [not present] | 1 | 1 | 1 | 2 |
| 13 | Zodac Cheek, No | 1 | 1 | 3 | 3 | 46 | Thomas Blant, do. | 1 | 1 | 1 | 2 |
| 14 | Jane Luceo, (very sick, not present) | 0 | 1 | 2 | 2 | 47 | Mrs. Vindvey, do. | 1 | 1 | 1 | 6 |
| 15 | Cato Manago, No | 1 | 1 | 3 | 3 | 48 | Reuben Davis, do. | 1 | 1 | 1 | 1 |
| 16 | * Sampson Browne, No | 1 | 1 | 5 | 5 | 49 | Thomas Jones, do. | 1 | 1 | 1 | 2 |
| 17 | * William Massman, No | 1 | 1 | 5 | 5 | 50 | Widow Stewart, do. | 0 | 1 | 1 | 2 |
| 18 | Patrick Barkely, (not present) | 1 | 1 | 9 | 9 | 51 | Isaac Cullum, do. | 1 | 1 | 1 | 1 |
| 19 | Philip Hamilton, (not present) | 1 | 1 | 2 | 2 | 52 | Joe Graham, No | 1 | 1 | 1 | 1 |
| 20 | Joe James, No | 1 | 1 | 3 | 3 | 53 | Newman Brokenburg, do. | 1 | 1 | 1 | 1 |
| 21 | Phebe Parker, (Widow) No | 1 | 1 | 3 | 3 | 54 | Nassau Jackson, do. | 1 | 1 | 1 | 8 |
| 22 | Deal Wily, No | 1 | 1 | 4 | 4 | 55 | Widow Jenkins, No | 1 | 1 | 1 | 3 |
| 23 | July Cooper, (not present) | 1 | 1 | 4 | 4 | 56 | Luce Stuben, No | 1 | 1 | 1 | 2 |
| 24 | Daniel Coffecan, No | 1 | 1 | 5 | 5 | 57 | Israel Matt, [wife present] No | 1 | 1 | 1 | 2 |
| 25 | Henry Pilleo, (wife present) No | 1 | 1 | 1 | 1 | 58 | * Charles Dickson, No | 1 | 1 | 1 | 2 |
| 26 | Isaac Grant, Jun. (not present) | 1 | 1 | 6 | 6 | 59 | Fred Davis, No | 1 | 1 | 1 | 3 |
| 27 | Joe Holmes, No | 1 | 1 | 6 | 6 | 60 | James Ellison, No | 1 | 1 | 1 | 2 |
| 28 | Isaac Grant, son. (not present) | 1 | 1 | 2 | 2 | 61 | * Andrew Smith, No | 1 | 1 | 1 | 2 |
| 29 | Charles Gizzy, do. | 1 | 1 | 6 | 6 | 62 | Widow Wallace, [not present] | 1 | 1 | 1 | 1 |
| 30 | Henry Baillie, do. | 1 | 1 | 3 | 3 | 63 | Phebe Lee, Widow, do. | 1 | 1 | 1 | 2 |
| 31 | Bob Stevens, (wife present) No | 1 | 1 | 1 | 1 | 64 | James Walte, do. | 1 | 1 | 1 | 1 |
| 32 | John Anderson, (not present) | 1 | 1 | 4 | 4 | 65 | Brass Hamilton, do. | 1 | 1 | 1 | 1 |
| 33 | * Larry Hamilton (wife present) No | 1 | 1 | 4 | 4 | 66 | Widow Cochrane, do. | 1 | 1 | 1 | 1 |

APPENDIX Nos. 9, 10.

(Copy)

Dartmouth, 7th June, 1836.

SIR—

In answer to your Letter, conveying His Excellency the Lieutenant-Governor's direction to me, to ascertain whether any of the People of Color would be disposed to emigrate to Trinidad or Demerara, I beg to say that I have made the enquiry of those settled about Preston, and find that they cannot be induced to accept the offers proposed to them. They all appear fearful of embarking on the water—many of them are old and have large families, and if a few of the men should be willing to go, the Women would not. It is objected among them that they have never heard any report of those who were sent away a few years ago to the same place, and think that if they were doing well some report of it would have reached them. They seem to have some attachment to the soil they have cultivated, poor and barren as it is, and, I think, feel some jealousy lest such as remain should possess the improvements of all that might leave. One man did express some willingness to move, but expected in such case to be paid at a valuation for the Land he occupies.

It is readily acknowledged by them that too many are settled together, that the Land is worn out, bare of fuel, and cannot maintain such a number, particularly in a District where labor is not to be obtained to assist their support, and they all seem ready and willing to remove to any other part of this Province where the land is more fertile and a larger portion can be given them.

I am of opinion that there is not the least prospect of carrying the proposed measures relative to these people into effect.

I am, &c. (Signed) EDW. H. LOWE.

No. 10.

(See page 66.)

(Copy.)

Halifax, 26th September, 1836.

SIR—

We have the honor to acknowledge the receipt of your Letter, dated 22d inst. expressing His Excellency's wish to be informed on the following points:

"In what way a Light-House on Cross Island can be distinguished from the Shelburne and Sambro Lights, and what will be the expense of putting such a distinguished Light in operation, and whether there will be any increased annual expense of this Light over others on the Coast, together with any other information you may have it in your power to afford."

The only safe mode we can suggest, is, to build another Tower on Cross Island, the same as the one already built there, at about 800 or 1000 feet distant from the present Tower, and place a fixed light on it, as well as on the other Tower.

The Expense of this Building will be as follows :

| | | | |
|--|------|---|---|
| Tower | £400 | 0 | 0 |
| Iron Lantern, covered with 32 oz. Copper, Guard Irons and fastenings | 170 | 0 | 0 |
| Lamp and Iron Table, &c. | 50 | 0 | 0 |
| Nine Silver Reflectors | 90 | 0 | 0 |
| Lantern Glass, 128 Panes, &c. | 55 | 0 | 0 |
| Purchase of a piece of Ground, with Conveyances, &c. | 15 | 0 | 0 |

 £780 0 0

Making in all £780

The increased annual Expense of this Light, over any other on the Coast, will be as follows :

| | | | |
|--|------|---|---|
| 750 Gallons Seal Oil, at about 3s. 3d. | £122 | 0 | 0 |
| Addition to Light House Keeper's Salary, for the keeping of two Lights | 25 | 0 | 0 |
| Incidental and sundry Supplies | 25 | 0 | 0 |

 £172 0 0

£172 will be the increased annual Expense over any other Light on the Coast.

Should it be deemed necessary to Light Cross Island in this way, would it not be more advisable to build a second Tower at Sambro, rather than at Cross Island, where the situation of the Ground is peculiarly adapted to it, the North Head being exactly 810 feet from the present Light-House; with the Keeper's House, situated between the two Sites. In such case, the Cross Island Light-House would require little more than repairing the Iron Lantern on it, that has been removed to Sambro. This would be a stronger distinguishing mark for Sambro than the present one, and afford room for a fixed Light to the eastward of it, which at some distant day may be found necessary. In such case, we would recommend that both the Sambro Lights should revolve, and the present

APPENDIX Nos. 10, 11.

lighting apparatus of Sambro be removed to Cross Island, for the use of that Establishment. The consumption of Oil at Sambro would be no greater than it is now, as two Revolving Lights would require only the same number of Burners as are at present in use at Sambro; thus, the additional expense of One Hundred and Twenty Pounds per annum would be saved.

We are aware that the altering of a long established Light is an objection to the proposed plan, and therefore mention it with caution, more as a subject for the consideration of those who may be well versed in these matters. It is not without precedent, as Boston Light, one of the most important on the Coast of America, has been altered from a fixed to a Revolving Light, and we believe, without any serious inconvenience arising therefrom.

We have the honor to be, Sir,

Your obedient Servants,

(Signed)

THOMAS MAYNARD,
JAS. H. TIDMARSH,

T. W. JAMES, Esq. Deputy Secretary of the Province of Nova-Scotia.

No. 11.

(See Page 66.)

SIR—

Having been appointed by His Excellency Sir Colin Campbell, in accordance with a Resolution of the House of Assembly, passed during its last Sitting, to explore a line of road from the new Avon Bridge, near Windsor, towards Wolfville, in Horton, to a certain place called Mud Bridge—We, the Subscribers, in conformity to the said appointment made, did, in the month of September last, explore the country between these two given points, and after a minute and laborious examination, beg leave to submit for His Excellency's information, the following report, and the accompanying plan, estimates and specifications, viz :

The object of our research being to obtain the most direct and level line of road, we commenced our operations with a high sense of the responsibility we incurred, and the important interests involved, in selecting a line of road which, to the present and future generations might prove a public benefit or otherwise, and in the same proportion that the result of our labours tended to combine the principal advantages of internal communications—saving of time and expense in travelling.—Under these impressions we applied to the Inhabitants for such information as their knowledge of the face of the country generally enabled them to convey, and received some useful information from that source.—We shortly found, however, that various interests were concerned as to the line about to be adopted, and that many lines were highly recommended, and as warmly condemned in their turn, as the favorite objects of individuals were promoted or otherwise, or private interests anywise involved.—After traversing the country in every direction which the lay of the land and the information received from the Inhabitants would warrant, and after four weeks labour and surveying, and taking the levels of a distance of about 80 miles, (operations extremely tedious in a country densely covered with Forest, where Mathematical Instruments are extremely difficult to use, and common observations much obstructed,) we have satisfied ourselves that the line coloured yellow in the accompanying plan should be the line of direction for the said road, which we have divided into four Sections, viz :—

Section, No. 1.

From Avon Bridge to Shaw's Tannery, on the Mount Denson Road, a distance of 14 miles, the line is nearly level, the soil easily constructed into the formation of a road, but materials of a durable nature cannot be obtained within half a mile, and without which no proper road can be completed. This Section passes through highly improved land, where compensation for damages will be required, but as the old Mount Denson road, which is now used from the termination of that made by the Bridge Company, could be made available for a few years, the making of this Section might be postponed until the rest is all completed.

Section, No. 2.

From Shaw's Tannery to the Half-way River, a distance of 34 miles, passing along the base of Mount Denson, and on the border of a large bog, which separates said Mount from Falmouth Mountain, is nearly a perfect level, and, being a side cut, admirably adapted for a road, being also wilderness land, little or no damages would be sustained, or compensation expected by the Proprietors, durable materials also are easily obtained. The Site chosen for the Bridge at the Half-way River, is a narrow part, not exceeding 66 feet in width, with a bottom of solid rock, which, on the south side, rises to a perpendicular height of 24 feet, and would form an imperishable abutment for the bridge just where, owing to a curve in the river, the force of the water and ice strike; on the north side an embankment of 12 rods raised to the height of 4 feet will be required, to make the ingress and egress easy to the Bridge.

APPENDIX No. 11.

Section, No. 3.

From the Half-way River to Winter's, at the foot of the Horton Mountain, a distance of 5 7-8 miles, the surface of the Country is not so level, but the line upon the whole is as easy as the Kempt road, with the exception of 16 rods on leaving the Half-way River, and 23 rods decending to the Gaspereau River, both of which will not exceed one in twenty. This Section might, if circumstances required, be divided into two, the first terminating where the line thus recommended intersects the old Mount Denson Road, and which, when completed that far, would avoid almost all the bad hills on the present Mount Denson Road, and the old road from that point to Mud Bridge, might, with very trifling expense, be made available to the Public for a year or two, and bring into useful operation, the first, second and third Sections of this line. The present Bridge over the Gaspereau River is on the direct line herein recommended, is in good repair, and will stand a number of years, although the embankment leading to it from the south, will require to be widened and railed, being very dangerous as it now is at high tides, and serious accidents having already occurred.

Section No. 4

From Winter's to Mud Bridge, a distance of 5 1-4 miles, the line is comparatively level, and, as will be seen by the Plan, extends between the front and back roads, touching at several places on the first, and keeping it on the aggregate a distance of 2 miles 28 rods, making in all 16 1-4 miles 20 rods from Windsor to Mud Bridge, shortening the distance as compared to the present post road 4 miles 8 rods, and is one half mile less than the old Mount Denson Road.

The last mentioned Section runs entirely through cultivated land, consequently compensation for damages may be expected by some, but the line is so universally approved by the Inhabitants, that a large subscription is entered into, in order to prevent application to the Public Revenue for that purpose—a proceeding highly creditable to the Inhabitants, and embracing the sound policy of abandoning the present system, for tho' individuals may incur partial damages, the settlements as a whole are invariably benefitted by every improvement in the public highway.

His Excellency will be pleased to observe that in obtaining the object of our enquiries the time and expense incurred somewhat exceeded our first expectations, but being decidedly of opinion that a few pounds expended in examining and properly surveying and marking out the line, in order to ascertain such facts as are indispensable for the construction of such permanent and important improvements of the Main Post Road, would bear but a small proportion to the sum that might otherwise be squandered on a line that might hereafter be abandoned, we were induced to persevere, and trusting that His Excellency and the House will value our discovery more than the sum thus required for the service,—We have the honor to be, Sir,

Your most obedient Servants,
JOHN G. M'KENZIE, JOHN MUNRO.

Sir Rupert D. George.

ESTIMATE.

| | |
|---|-----------|
| <i>Section, No. 1—1½ Miles</i> | £310 0 0 |
| 2—3½ " | 780 0 0 |
| 3—5½ " 36 Rods | 1370 0 0 |
| 4—3½ " 48 " | 680 0 0 |
| Bridge and Embankment at Half-way River | 200 0 0 |
| | <hr/> |
| | £3340 0 0 |

The above Estimates are made agreeably to the following specification, viz:—

1st The Trees to be taken out by the root, 24½ feet wide, say 20 feet for the road, and 2½ feet for each side drain; and the trees to be cut in all 66 feet, or the common width required by Law, it being very injurious to a road to be excluded from the rays of the sun, and the free circulation of air by the overshadowing of trees; the loam to be removed from the 24½ feet, and to be carted to hollows if required, and the road then formed on the hard bottom, of as durable materials as the nature of the soil will admit.

2d The shape or cross Section should be twenty feet wide exclusive of side drains, being raised nine inches in the centre on a level, and deviating from that curve according to the most approved construction of roads in side cuts. The cross drains under the road to be made in sufficient numbers, and of such dimensions as to insure the free passage of the surface, and the side drains communicating with them, say 2 1-4 feet-wide and 1 foot deep. The cross drains to be placed, if possible, below the influence of the frost.

JOHN MUNRO,
JOHN G. M'KENZIE.

ACCOUNT.

| | |
|--|---------|
| Mr. Munro, 32 days, including part of the time going and returning to the place, at 15s. per day | £23 5 0 |
| Mr. Kelly, 13 days, at 4s. 6d. per day | 2 18 6 |
| John Dickey, 9½ days, 4s. per day | 1 18 0 |
| Patrick Dickey, 3 days, at 4s. per day | 0 12 0 |
| William Rothbun, 1 day, at 4s. per day | 0 4 0 |
| John T. Gilmore, 1 day, at 4s. per day | 0 4 0 |
| Mr. M'Kenzie, 25 days | 18 15 0 |

APPENDIX Nos. 12, 13.

| | |
|--------------------------------------|----------|
| A. Armstrong, 3 days, at 5s. per day | £0 15 0 |
| Mr. Martin, 4 days, at 4s. per day | 0 16 0 |
| — Armstrong, 3 days, at 3s. per day | 0 9 0 |
| E. Angus, 1 day, at 4s. per day. | 0 4 0 |
| Mr. Bishop, 1 day, at 4s. | 0 4 0 |
| Plans and Reports, 11 Guineas | 12 6 8 |
| | £62 15 2 |

I recommend that the House of Assembly should make Provision for the payment of the above Account, as the Survey appears to have been attended with much greater difficulty than was contemplated, and has been executed with great care and attention.

C. CAMPBELL.

No. 12.

(See Page 66.)

(Copy.)

HALIFAX, 13th SEPTEMBER, 1836.

SIR—

In the last Session of the Legislature, the inclosed Resolution was presented to me by a Committee of the House of Assembly, requesting that I would take the earliest opportunity of obtaining a report of the best situation for placing a Light at or near the entrance of Yarmouth Harbor. It has been suggested that the erecting one in that neighbourhood may lead to some accidents, being nearly in a line with the Brier Island and Shelburne Light-Houses.

I have to request that you would have the kindness to direct any of His Majesty's Cruisers employed in the Bay of Fundy to examine and report whether it would add to the security of Navigation to build a Light-House in that neighbourhood—if so, the particulars of the situation, and kind of Light most likely to be distinguished. Mr. Clements and Mr. Huntington, the Members for Yarmouth, will be ready to afford every information.

I have the honor to be,
Sir,

Your most obedient humble Servant,

(Signed)

C. CAMPBELL.

His Excellency Vice Admiral Sir Peter Halkett, G. C. H. Commander in Chief, &c. &c. &c.

(Copy.)

MELVILLE, HALIFAX, 24th SEPTEMBER, 1836.

SIR—

In return to your Excellency's Letter of the 13th instant, enclosing a Resolution from the Committee of the House of Assembly, (31st March last,) and requesting certain information relative to the erection of a Light-House at the entrance of Yarmouth Harbor, in this Province, I have the honor to acquaint you that I have, agreeably to your request, given the necessary directions, though I fear that the Season is too far advanced to obtain the information required by your Excellency.

I have the honor to be,
Sir,

Your Excellency's most obedient Servant.

P. HALKETT, Vice Admiral and Commander in Chief.

His Excellency Major-General Sir Colin Campbell, K. C. B. &c. &c. &c. Halifax.

No. 13.

(See Page 74.)

THE Committee to whom the Petition of John Francis Muncey was referred, for the Bounty granted under the Act for the encouragement of the Seal Fishery, beg leave to report that the Vessels employed by him were fitted out and prosecuted their voyage agreeably to the requisition of the Law, and that the vouchers in proof thereof have been duly exhibited, and Certificates accordingly given by the Commissioners as by Law appointed.

The absence of the Petitioner from the Province appears to be the only reason why the Documents on which his claims are founded were not forwarded in due time.—The Committee therefore consider the Petitioner has an equitable claim to the following sums, viz:—For the Shallop Seal £19; for the Schooner John £20 10s.; and for the Shallop Sophia £21—making together the sum of £60 10s.

H. Huntington, H. Bell, Joseph Howe.

Committee Room, House of Assembly, 23d February, 1837.

APPENDIX No. 14.

No. 14.

(See Page 75.)

(Copy.)

HALIFAX, 23d AUGUST, 1836.

SIR,

The Commissioners from Lower Canada, New-Brunswick, Prince Edward Island and this Province, appointed to arbitrate the various matters relative to Light-Houses proposed to be erected on the Islands of St. Paul and Scatarie, having made up an award—we have the honor to enclose it for the information of His Excellency the Commander Chief.

We have the honor to be, Sir,

Your humble Servants,

[Signed]

| | |
|-------------|-------------------------------------|
| S. CUNARD, | } Commissioners for Nova-Scotia. |
| E. M. DODD, | |

T. W. JAMES, Esq. Acting Provincial Secretary.

COPY OF AWARD.

HIS Majesty's Government having announced, through the Right Honorable Lord Glenelg, His Majesty's Principal Secretary of State for the Colonies, their disposition to render less dangerous the Navigation of the Gulf of Saint Lawrence, by erecting Light-Houses upon the Islands of Saint Paul and Scatarie, off the Coast of Cape-Breton, at the expense of Government; provided the Colonies, whose trade will be benefitted, engage to defray the expense of their future maintenance; and having brought the subject under the consideration of the respective Legislatures of Lower Canada, New Brunswick, Nova-Scotia and Prince Edward Island, for the purpose of obtaining a Commission of Arbitration appointed by them, with power of adopting a final Award as to the site, structure, and apportionment of the annual expense, of such Light-Houses, or any arrangement better adapted to the exigencies of the case.

And whereas, such proceedings were adopted thereon that the Legislature of Lower Canada, after maturely considering the subject thus referred to them, passed an Act or Statute, whereby Augustin Norbert Morin, Esquire, (or in case of his sickness or of any other impediment, such other person as should be appointed by the Governor, Lieutenant-Governor, or Person administering the Government,) is constituted a Commissioner on the part of the Province of Lower Canada, for the purpose of determining and deciding, jointly, with the Commissioners appointed for the same purpose by the Provinces of Nova-Scotia, New-Brunswick and Prince Edward Island, with respect to the most fit sites for the proposed Light Houses, and the sums of Money required for the erection of the same, as well as for their future support after they shall have been erected, and to determine under what management and control the yearly expenses of the said Light-Houses ought to be placed, and to apportion the sum of Money which the Province of Lower Canada ought to contribute annually towards the maintenance of the said Light-Houses, according to the Tonnage of Vessels trading to or from that Province, as compared to the Tonnage of the Vessels trading to and from the other Provinces above mentioned, and to the benefits which each Province respectively may be expected to derive from the said Light-Houses; and to report his doings and proceedings to the three Branches of the Legislature of said Province, within the first fifteen days of the Session next after the time when the business assigned to him shall be brought to a close.

And the House of Assembly for the Province of New-Brunswick proceeded to the consideration of the subject, on the 10th day of March last, and resolved that measures should be adopted to ascertain the number, proper site, and description of Lights which it might be necessary to erect on St. Paul's Island, in order to afford sufficient protection to Vessels passing that Island; and further, that if two good and sufficient Light Houses, with Bells and Guns, should be erected in proper situations, and maintained by the Board of Commissioners in Nova-Scotia, on the Island of St. Paul's; and also, one Light-House on Scatarie Island, and if the Establishment at present on St. Paul's Island for the preservation and comfort of Shipwrecked Persons, be also continued and maintained by the said Board of Commissioners of Nova-Scotia, then the said Province of New-Brunswick would contribute and pay towards the same, the annual sum of Two Hundred and Fifty Pounds. And the said House of Assembly did, afterwards, on the fourteenth day of the same Month renew the consideration of the subject, and after reciting the humane and benevolent solicitude of His Majesty's Government, for the welfare and prosperity of His Majesty's North American Colonies, and the disposition of the House to meet the liberal and humane purpose of the Government, by pledging itself to contribute the sum of £250 annually, towards the maintenance of Light-Houses on the above mentioned Islands, and expressing a confident hope that the Canadas, Nova-Scotia and Prince Edward Island, would contribute such further sums as might be necessary for the maintenance of such Light-Houses, and that the same might, in consequence, be erected in the course of the ensuing Summer; and that it was expedient that persons should be appointed, to whom might be communicated, during the recess, such information relative to the erection of such Light-Houses as His Excellency the Lieutenant-Governor might receive from His Majesty's Government, or the Sister Colonies. *Resolved*, That the Honorable Joseph Cunard, Alexander Rankin, and William Abrams, should be a Committee to receive all such Communications as His Excellency the Lieutenant-Governor might think necessary to transmit to them during the recess, with a view of every facility being given to the erection of those Light-Houses, so necessary to the protection of Commerce, and the cause of humanity.

And the Legislature of the Province of Nova-Scotia, after mature consideration did, on the fourth day of April last, pass an Act or Statute, whereby it is lawful for the Governor, Lieutenant-Governor or Com-

APPENDIX No. 14.

mander in Chief for the time being, to appoint one or more Commissioners to be joined with Commissioners appointed by the Governors of the Provinces of Lower Canada and New-Brunswick, or their respective Legislatures, to ascertain and define the most fit sites for Light-Houses on said Islands, the most efficient structure for the same; and to ascertain and report the sums of money required for the erection of the same; as well as for their future support, and to apportion the sum of money which each Province shall contribute annually towards the maintenance of such Light-Houses; And it is further enacted by the said Statute, that all Reports and Statements shall be made and returned by the said Commissioners to the Secretary of the Province for the information of the Governor, and the Legislature of the Province. And His Excellency Major General Sir Colin Campbell, K. C. B. Lieutenant-Governor and Commander in Chief, in and over the Province of Nova-Scotia did, by his Commission, under his hand and seal, dated the seventh day of May last, nominate the Honorable Samuel Cunard, of Halifax, and Edmund Murray Dodd, of Sydney, Cape-Breton, Esquires, Commissioners to carry into effect the said Act, in the most full and ample manner. And the Legislature of Prince Edward Island also considered the subject, and passed an Act or Statute authorising the Lieutenant-Governor or Person Administering the Government to nominate one Commissioner to meet those appointed by the other Colonies, for the purpose of defining the most eligible sites for said Light-Houses, the mode of structure, and apportionment of the annual contribution for their maintenance and support—in pursuance of which authority the Honorable George Wright, the President and Administrator of the Government of Prince Edward's Island, did, by his Commission, duly executed, constitute Thomas Owen, Esquire, a Commissioner for the purposes in the said Act or Statute expressed, and to carry the same into effect.

And the said Commissioners having mutually produced and shewn their powers, and having assumed and taken upon themselves the charge of award and arbitration on the foregoing subject, and several of said Commissioners having visited said Islands of Saint Paul's and Scatarie, and having heard and considered the testimony of skilful and intelligent persons experienced in maritime pursuits, and conversant with the dangers of navigating the Gulf of Saint Lawrence, the Coasts of Cape-Breton, and the adjacent Seas, and the means of diminishing the same, and having also examined persons extensively engaged in Colonial Commerce, and ascertained the relative Tonnage owned in said Colonies, have agreed on and concluded this award, arbitration and judgment, as follows:

First.—That the superintendance of building Light-Houses on the Islands of Saint Paul's and Scatarie shall be vested, as recommended by the Right Honorable Lord Glenelg, in the Board of Commissioners appointed by the Government of Nova-Scotia.

Second.—That two good and sufficient Light-Houses, with Bells and Guns, shall be erected on Saint Paul's Island, at the extreme points, so as to be conspicuous on entering and leaving the Gulf of Saint Lawrence; and the Light-House on the Island of Scatarie shall be erected on the East Point of said Island, which is about thirty feet above the level of the Sea.

Third.—That the Light-Houses on Saint Paul's Island should be of suitable elevation, and constructed on such principles, and with such further additions and appendages, as may render them useful and conspicuous in a foggy atmosphere, with Keeper's Houses, Stores or Warehouses, with Frost Proof Cellars, to preserve provisions for the relief of Shipwrecked Persons, detached from the Light-Houses.—That the Establishment on the Island of Scatarie should consist of one Light-House, with revolving Lights, to distinguish it from others on the Coast, with a Keeper's House, Warehouse and Cellars, similar to those recommended for Saint Paul's, subject however to any improved mode of constructing such Lights as the said Board of Commissioners may think fit to adopt.

Fourth.—As the proposed Light-Houses will stand on prominent and exposed situations, and be approached by all Vessels entering the Saint Lawrence, they ought to be of substantial and improved construction. No correct judgment of the probable expense of erecting the Lights can be formed without procuring Plans and Estimates, owing to the variety of Materials which might be employed in the construction of the buildings, and the numerous additions and improvements which it may be thought advisable to adopt, it is therefore recommended that the whole duty of fixing upon the Materials to be employed and the plans to be adopted for the Light be left to the discretion of such persons as may be charged with the superintendance of their erection.

Fifth.—That the Establishment at St. Paul's will require one Superintendant, and six other persons under his direction, with Boats and a continued supply of Provisions, Clothing, Bedding, Fuel, &c. for the use and assistance of Shipwrecked Persons.—And that the Establishment at Scatarie shall consist of one Superintendant and three other persons, with a Boat and continued supply of Provisions, Clothing, Bedding, Fuel, &c. for the use and assistance of Shipwrecked Persons.—That all the Lights shall be kept burning throughout the year. As to the maintenance of the said Lights and Humane Establishments, it will be apportioned and borne as follows, that is to say:—

First.—New-Brunswick shall pay to the Government of Nova-Scotia, into the Treasury thereof, Two Hundred and Fifty Pounds, Halifax Currency, on the first day of July, in each and every year, after the said Light-Houses and Humane Establishments shall be in operation, and as long as they continue to be so, in conformity with the provisions of this award.

Second.—Lower Canada shall pay to the Government of Nova-Scotia, into the Treasury thereof, Five Hundred Pounds, Halifax Currency, on the first day of July, of the first year after the said Light-Houses and Humane Establishments are in operation, and then, at the same period, in every year, as long as they shall continue to be so, a proportionate part of a sum, which added to the unexpended balance, (if any,) remaining from the preceding year, New-Brunswick being in this respect considered as having contributed the same amount as Nova-Scotia,) as shall amount to a sum of One Thousand and Thirty Pounds Currency.

Third.—Prince Edward Island shall, in like manner, pay to the Government of Nova-Scotia, into the Treasury thereof, Thirty Pounds, Halifax Currency, on the first day of July, of the first year after the said

APPENDIX Nos. 14, 15.

Light-Houses and Humane Establishments are in operation, and then, at the same period, in every year, as long as they shall continue to be so, a proportionate part of a sum which added to the unexpended balance, if any remains from the preceding years, (New-Brunswick being in this respect considered as having contributed the same amount as Nova-Scotia) as shall amount to the said sum of One Thousand and Thirty Pounds Currency.

Fourth.—Nova-Scotia shall itself contribute a sum of Two Hundred and Fifty Pounds, Halifax Currency, for the first year after the said Light-Houses and Humane Establishments are in operation, and then for every year as long as they shall continue to be so, a proportionate part of a sum which added to the unexpended balance, if any remaining from the preceding years, (New-Brunswick being in this respect considered as having contributed the same amount as Nova-Scotia,) as shall amount to the said sum of One Thousand and Thirty Pounds Currency. And with the amount so contributed the Government of Nova-Scotia shall uphold, support and maintain, the said Light-Houses and Humane Establishments, it being fully understood that in case the said amount shall prove insufficient in any one year, the deficiency ought to be provided by the respective Legislatures of Lower Canada, Nova-Scotia and Prince Edward Island, in such manner as shall appear to them most eligible, and in the same ratio as the contribution settled in this present award. But as to New-Brunswick, the sum of Two Hundred and Fifty Pounds aforesaid shall be a settled and permanent contribution, the overplus, if any, going to Nova-Scotia, and the proportionate deficiency, if any, being borne altogether by the last mentioned Province of Nova-Scotia, so as to have the expense and the contribution for Nova-Scotia and New-Brunswick, considered as altogether alike in account with the Provinces of Lower Canada and Prince Edward Island. It is also expressly understood that if the said Light-Houses and Humane Establishments are destroyed or impaired by fire, tempest, or other causes, that the expense of re-building or repairing the same shall not devolve on the Province of Nova-Scotia alone, but be sustained by the Government of Great-Britain, or as may otherwise be decided or agreed upon.

Sixth.—That the Board of Commissioners of Nova-Scotia shall render Accounts in each and every year to the House of Assembly of Nova-Scotia; Duplicates of which shall be transmitted annually to the respective Legislatures of Lower Canada, New-Brunswick and Prince Edward Island.

Seventh.—The Commissioners suggest that the several sums apportioned to the above mentioned Provinces, ought to be permanently provided for by Acts of the respective Legislatures.

Eighth.—That as the Establishments on the said Islands are admitted to assume the importance of national rather than local structures; should His Majesty's Government contribute at a future period to their support, by an annual grant, it is adjudged that a rateable deduction shall be made from the amount of each Provincial contribution.

Ninth.—That the respective Colonial Legislatures having acquiesced in the liberal offer of His Majesty's Government, and in a great degree assumed the responsibility of maintaining those Light-Houses on the Islands of St. Paul's and Scatarie, it is recommended that no time be lost in proceeding with the erection of the same by the proper authorities.

In faith whereof, we, the respective Commissioners, have signed this Award and Judgment, and have hereto affixed our Seals, at Miramichi, this 16th day of August, in the year of Our Lord One Thousand Eight Hundred and Thirty-six.

(Signed)

A. B. MORIN,
ALEX. RANKIN,
WILLIAM ABRAMS,
SAMUEL CUNARD,
EDMUND M. DODD,
THOMAS OWEN.

No. 15.

(See page 75.)

(Copy.)

Downing-Street, 10th November, 1836.

SIR—

I have to acknowledge the receipt of your Despatch, No. 44, of the 6th September last, enclosing a copy of the Award or Agreement entered into by the Commissioners from the several Provinces of Lower Canada, New-Brunswick, Prince Edward Island, and those appointed on the part of Nova-Scotia, for the apportionment of the expense of maintaining the Light-Houses which it is proposed to erect on the Islands of St. Paul and Scatarie.

Having referred that agreement for the consideration of the Lords Commissioners of the Treasury, I transmit to you a copy of the correspondence which has taken place between that Board and my Office, on the subject. I add to these papers some further communications which have passed with the Treasury, on the subject of an application which was made to me by Messrs. Crane and Wilmot, as to the exhibition of two Lights instead of one only on St. Paul's Island. In forwarding these papers to you, it is only necessary for me to enjoin upon you an early attention to the desire of the Lords of the Treasury to be furnished with the Reports and Estimates which are necessary to enable His Majesty's Government to decide upon the most eligible mode of proceed-

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ing in the erection of the proposed Light-Houses ; and you will therefore call upon the Commissioners of Light-Houses in Nova-Scotia, to whom the Deputies from the other Provinces have entrusted the preparation of the Reports and Estimates, to furnish you with these Documents without loss of time, in order that you may transmit them for the consideration of His Majesty's Government.

I have the honor to be, Sir,

Your most obedient, humble Servant,
(Signed) GLENELG.

Major-General Sir Colin Campbell, K. C. B. &c. &c. &c.

(Copy.)

Downing-Street, 12th October, 1836.

SIR—

I have received and laid before Lord Glenelg your Letter of the 29th ulto. in which you state, that before the Lords Commissioners of the Treasury can take any steps with regard to the erection of Light-Houses on the Islands of St. Paul and Scatarie, their Lordships must await the receipt of the Report and Estimates which have been required from the Commissioners of Light-Houses in Nova-Scotia, Lord Glenelg directs me to state that since His Lordship instructed me to write to you on the 23d August last, he has received from the Lieutenant-Governor of Nova-Scotia, a copy of an Award or Agreement drawn up and signed by the Commissioners of the respective Provinces of British North America, to whom was referred the question of maintaining the Light-Houses in question, after they should have been erected by His Majesty Government. From that Document, a copy of which is enclosed, their Lordships will perceive the reasons alledged by the Commissioners for their inability to supply any Estimate of the proposed Buildings, although they have proceeded to make the arrangement for their management and maintenance.

With reference to that part of your Letter which relates to the inexpediency of exhibiting two Lights on the Island of St. Paul, as had been recommended in the strongest manner by Messrs. Crane and Wilmot, I am directed by Lord Glenelg to observe that it would appear from the enclosed Document that the Commissioners deem two Lights to be requisite, and that they have accordingly proceeded to apportion to the respective Provinces the expense of maintaining them. His Lordship considers that the fact of the Commissioners having agreed to burthen their respective Governments with the expense of two Lights, added to the weight to which the local experience of most of the Commissioners entitles their opinion, deserve the favorable attention of His Majesty's Government.—Lord Glenelg will therefore defer the issue of any Instructions on the subject until the Lords of the Treasury shall have had an opportunity of perusing the enclosed Award, and of reconsidering the whole question.

I am, &c. (Signed) JNO. STEPHEN.

F. Baring, Esq. &c. &c. &c.

(Copy.)

Treasury Chambers, 21st October, 1836.

SIR—

Having laid before the Lords Commissioners of His Majesty's Treasury your Letter of the 12th instant, on the subject of the erection of Light-Houses on the Islands of Saint Paul and Scatarie, in the Gulf of St. Lawrence :—I am commanded to request you will express to Lord Glenelg, my Lords' gratification in observing the promptitude with which the proposition relating to these Light-Houses has been met by the Houses of Assembly of the several Provinces, and at the liberal and very considerable manner in which, both maintenance of the Lights and of the Establishments for relieving Shipwrecked People will be provided for : and that you will state to His Lordship that my Lords have referred the proposition of the North American Provincial Commissioners, respecting the exhibition of two Lights at the Island of St. Paul, for the further consideration and opinion of the Board of Admiralty, and of the Elder Brethren of the Trinity House, observing to them that the objections that have heretofore been urged to the exhibition of two Lights would appear to have had reference only to the proposal that a high and a low Light should be exhibited, on the same part of the Island, and not to the exhibition of independent Lights on different points of approach, as the Commissioners have in contemplation.

In the meantime, with reference to the desire already expressed by my Lords to receive from the Commissioners of Lights in Nova-Scotia, Estimates and Reports of the probable expense of erecting the Light-Houses, and the most eligible means of erecting the works, and with reference likewise to the provisions in the agreement on behalf of the Provincial Legislature, that the duty of fixing upon the materials to be employed, and the plans to be adopted, should be left to the discretion of the persons that may be charged with the superintendence of the erection, and that such superintendence should be vested in the Board of Commissioners appointed by the Government of Nova-Scotia, I am to request you will further move Lord Glenelg to cause my Lords to be informed whether the Lieutenant-Governor of Nova-Scotia has adverted, in the Despatch transmitting the abovementioned agreement, to the progress that may be making by the Nova-Scotia

APPENDIX No. 15.

Commissioners in the preparation of the Estimates and Report, or to any probable period at which these Documents would be forth coming, as my Lords are yet without sufficient information as to the most advisable mode of proceeding, either with respect to the actual execution of the work or to the materials of which it may be desirable, with reference to the severity of the Climate, that the Buildings should be constructed, or as to the dimensions and other particulars of the Lanterns and Apparatus that should be furnished from this Country. I am, &c.

(Signed)

A. Y. SPEARMAN.

James Stephen, Esquire, &c. &c. &c.

(Copy.)

Downing-Street, 23d August, 1836.

SIR—

With reference to Mr. Stewart's Letter of the 12th October last, I am directed by Lord Glenelg to transmit to you, herewith, the copy of a Letter from Messrs. Crane and Wilmot, the Gentlemen deputed by the House of Assembly of New-Brunswick, to submit representations on their behalf to His Majesty's Government on the subject of the proposal, which, in the course of last Session, was made to the Legislatures of the North American Provinces, for the erection and maintenance of Light-Houses in the Gulf of St. Lawrence.—You will observe that in consequence of the omission of the Lower Canada Legislature to adopt any steps for carrying out the arrangement proposed to them, it has not been possible exactly to meet the intention of the Lords Commissioners of the Treasury in this matter; but the Representatives of the New Brunswick Assembly express their anxiety that, notwithstanding this failure, the erection of Light-Houses on St. Paul's Island should not be delayed, and they pledge that Body to maintain these Lights when erected.—Under these circumstances, and adverting to the great importance of such an establishment to the British Shipping Trading to North America, I am to request that you will convey to the Lords Commissioners of the Treasury, Lord Glenelg's strong recommendation, that the proposition of Messrs. Crane and Wilmot should be accepted, and that the erection of Light-Houses on St. Paul's Island should be forthwith commenced.

I am, &c.

(Signed)

JAS. STEPHEN.

A. Y. Spearman, Esquire, &c. &c. &c.

(Copy.)

12, Devonshire Street, Portland Place, 15th August, 1836.

MY LORD—

During the last Session of the New-Brunswick Legislature, a Despatch from your Lordship was laid before the Assembly, setting forth that the urgent necessity for Light-Houses on the Islands of St. Paul and Scatarie, near the Coast of Cape-Breton, in North America, had attracted the notice of the British Government, whose intention it was to cause the necessary Lights to be erected on those Islands as soon as the respective Legislatures of Lower Canada, Nova-Scotia, New Brunswick and Prince Edward Island, should agree to the provision and apportionment of the expence necessary for their support.

The Assembly of New Brunswick, shortly after the humane and benevolent intentions of His Majesty's Government were thus expressed, forwarded Communications to the Governments of Lower Canada and Nova-Scotia, conveying an opinion as to the manner in which the said expence should be apportioned, and requesting the Houses of Assembly of those Provinces respectively to communicate with the Government of New-Brunswick on the subject.

An answer was soon after received from Nova-Scotia, expressing the opinion that they ought to contribute one fourth of the expence, and that the remainder should be defrayed by Lower Canada and New Brunswick. That offer was considered just and reasonable, and the Assembly of the latter Province waited in anxious expectation of an answer from Lower Canada; but no Communication having been received from that Province, the arrangement proposed by your Lordship has not been effected, and consequently the erection of those Lights, so necessary for the preservation of lives and property, has been unfortunately delayed.

We are therefore instructed to solicit the attention of your Lordship to the subject, in the hope that, under the peculiar circumstances of the case, immediate directions may be given for the building of the said Light-Houses, as there cannot be a reasonable doubt that the expence of maintaining the same will hereafter be provided for by the said Colonies; and should this not be the case, we are authorized to state that New Brunswick will make provision for the support and maintenance of the Light-Houses on St. Paul's; and we are requested to say that these Light-Houses should be placed under the management and direction of Commissioners to be appointed in Lower Canada and New-Brunswick, as the expence thereof must be wholly borne by those Provinces.

And, although the Island of St. Paul is within the jurisdiction of Nova-Scotia, yet it is not expected that any objection will be then made to giving up the management of the Lights to those who furnish the entire means for keeping them in operation, and are therefore principally interested in continuing them in an efficient state.

For the information of your Lordship, we beg leave to add, as the opinion of the Commissioners for Light-Houses in New Brunswick, that two Lights at least are absolutely necessary on St. Paul's.

We have, &c.

(Signed)

WILLIAM CRANE, L. A. WILMOT.

Lord Glenelg, &c. &c. &c.

(Copy.)

Treasury Chambers, 29th September, 1836.

SIR—

With reference to your Letter of the 23d ultimo, enclosing a Communication from Messrs. Crane and Wilmot, on behalf of the House of Assembly at New-Brunswick, relating to the proposed Light-Houses on the Islands of St. Paul and Scatarie.

I am commanded by the Lords Commissioners of His Majesty's Treasury to request you will observe to Lord Glenelg, that although my Lords would be prepared, in conformity with the intention notified to his Lordship, in the Letter from this Department, of 12th October last, to apply to Parliament for the means of erecting the Light-House at St. Paul's, upon the guarantee of the House of Assembly of New-Brunswick, that provision should be made for maintaining the Light on that Island, they must unavoidably await the receipt of the Report and Estimates which the Commissioners of Lights in Nova-Scotia have been requested to furnish, before they can take any steps with respect to the execution of the work.

In the meantime, my Lords apprehend that the arrangements for maintaining the Lights may very probably be made by the Legislatures of the North American Provinces, in the manner contemplated in the Communications to the respective Governments on this subject; and they must observe, with reference to the proposal of Messrs. Crane and Wilmot, in regard to a Commission for the management and direction of the Establishment on St. Paul's Island, that they conceive the provision for such management may most properly form part of the arrangement between the local Legislatures.

You will further state to Lord Glenelg, that the expediency of exhibiting two Lights on St. Paul's Island, will be shewn by the Report from the Admiralty, the Trinity House, and the Commanding Royal Engineer, in Nova-Scotia, already before his Lordship, to have been most fully considered by all those competent authorities, and to have been found liable to material objection; and my Lords have, therefore, only to suggest, with reference to the observations of Messrs. Crane and Wilmot, on this point, that copies of the Reports in question, which they presume to have been already forwarded to Nova-Scotia, for the information of the Commissioners in that Province, should likewise be transmitted for the information of the Governments and Legislatures in Lower Canada and New-Brunswick, and communicated to Messrs. Crane and Wilmot.

I have, &c.

(Signed)

T. BARING.

James Stevens, Esq. &c. &c. &c.

No. 16.

(See Page 75.)

Extract of a Letter to Lord Glenelg, from His Excellency Sir Colin Campbell, dated Halifax, 16th January, 1837.

Having, in compliance with the Instructions conveyed in Your Lordship's Despatch of the 10th November, No. 62, called upon the Commissioners of Light-Houses in this Province for the Plans and Estimates which they were appointed to prepare for the two proposed Light-Houses on the Island of St. Paul, and of the revolving Light on Scatarie, I have now the honor to transmit a copy of a letter from that Board, accompanied by a design for these Light-Houses, and a specification for the Lanterns. The expense of constructing the three establishments is estimated at £4,500 stg. exclusive of the Lanterns, Reflectors, Lamps and Machinery—which, I understand, are to be supplied by the Lords of the Treasury, or Trinity Board, and which, it is hoped, may arrive in June or July at the latest. The Commissioners recommend that the works should be immediately commenced. Their early completion is certainly of extreme importance; and, as the Deputies from the several Colonies have, by engaging to maintain these Establishments, complied with the condition on which His Majesty's Government offered to erect them, I shall, probably, on the receipt of some further information, for which I have applied to the Commissioners, authorize them to advertize immediately for Tenders.

It is proposed that the Buildings shall be of wood, that the Frames shall be constructed here, under their immediate superintendance, and be removed to their destination in pieces ready for putting together, as early as the Navigation shall open. By these means, it is expected the Lights will be exhibited in the course of the ensuing Autumn, which would be impossible were I to wait for Your Lordship's further orders. I trust, therefore, that in the event of my assuming the responsibility, which I shall probably feel it my duty to incur on this occasion, my doing so will receive Your Lordship's approval.

(Copy.)

HALIFAX, 12th JANUARY, 1837.

SIR—

In reply to your Letter of the 10th instant, directing us to furnish you, for the information of His Excellency, with an Estimate of the probable expense of erecting two Light-Houses on the Island of St. Paul, and one on the Island of Scatarie, (the latter to be a revolving Light,) together

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with Keeper's Houses and Store Houses, and accommodation for Shipwrecked Persons. From the experience we have had in erecting similar Buildings, we are of opinion that it will require the sum of Fifteen Hundred Pounds Sterling for each Light-House, with the other Buildings to be attached thereto, say £4,500 Sterling for the three stations, exclusive of the Lanters, Reflectors, Lamps and Machinery, for the revolving Light—which articles, it is understood, are to be sent from England. This Estimate is higher than that which was transmitted by Col. Jones, Commanding Royal Engineers, in consequence of the great advance that has taken place in the price of labor and materials of all descriptions, but every care will be taken to have the service performed upon the most advantageous terms.

If His Excellency should be pleased to give the order for proceeding with these Works, we will at once advertize for contracts, and we are of opinion that there is no doubt but the buildings may be completed and lighted by the 1st October, which will be in time to benefit the Autumn Ships from Canada and New Brunswick.

The Lanters and Machinery should be sent to this place as soon as possible, and it is hoped may arrive here in June or July at latest.

Herewith we beg to hand a Plan of the proposed Light-Houses, to be transmitted to England, that the Lanters may be constructed to suit.

It has been found that wooden Buildings answer better in those exposed situations than stone, and it is proposed that they should be of wood.

We have the honor to be, &c. &c. &c.

[Signed]

S. CUNARD,
THOS. MAYNARD,
JAS. H. TIDMARSH. } Commissioners
of
Light-Houses.

Sir Rupert George, Bart. Provincial Secretary, &c. &c. &c.

No. 17.

(See Page 78.)

A Statement of the number of Chaldrons of Coal, Winchester Measure, sold from His Majesty's Coal Mines in Nova-Scotia, in the years 1833, 1834, 1835 and 1836, and of the amount paid into the Casual and Territorial Revenue for Royalty thereon.

| Year. | Mine. | No. of Chaldrons. | Royalty paid. |
|-------|------------------------------|--------------------|-------------------------|
| 1833 | Sydney, and Little Bras d'Or | 15,302—12 bushels. | Currency. £3,333 6 8 |
| | Bridgeport | 9,805—33 | |
| | Albion | 18,698—29 | |
| | | 45,807— 2 | |
| 1834 | Sydney, and Bras d'Or | 11,479— 1 bushel | 3,333 6 8 |
| | Bridgeport | 7,132—16 | |
| | Albion | 13,524—32 | |
| | | 32,136—13 | |
| 1835 | Sydney and Bras d'Or | 14,673—24 bushels | 3,333 6 8 |
| | Bridgeport | 8,265— 6 | |
| | Albion | 16,185—20 | |
| | | 39,124—14 | |
| 1836 | Sydney and Bras d'Or | 30,801—28 bushels | 5,017 0 0 |
| | Bridgeport | 12,193—12 | |
| | Albion | 30,678— 3 | |
| | | 73,673— 7 | |

In the above Statement Siftings or Slack Coal are not included, of which were sold during the three last years, 2,169 Chaldrons, 8 bushels. There is no return of the Siftings sold in 1833.

RUPERT D. GEORGE.

Halifax, 24th February, 1837.

APPENDIX No. 18.

(See Page 78.)

An Abstract of the Crown Lands sold within the Province of Nova-Scotia, in pursuance of Instructions from His Majesty's Government for the year 1833.

| Names of Purchasers. | County or District. | Local Situation. | No. of Lots. | No. of Acres. | Price per Acre. | Gross amount of purchase. | Instalments paid in. |
|-----------------------|---------------------|---------------------------|--------------|---------------|-----------------|---------------------------|----------------------|
| John Coolen | Halifax | Road to Prospect | 1 | 100 | 2s. 3d. | £11 5 0 | £2 16 3 |
| James Whelan | | Musquedoboit | 1 | 100 | 2s. 3d. | 11 5 0 | 2 11 1 |
| Robert Marsters | Hants | Cockmagun Road | 1 | 30 | 8s. 4d. | 12 10 0 | 12 10 0 |
| John Trethery | Lunenburg | Annapolis Road | 1 | 100 | 2s. 3d. | 11 5 0 | 2 16 3 |
| Thomas Brooks | Cumberland | Road from Amherst | 1 | 200 | | 22 10 0 | 4 16 0 |
| John Robb | Halifax | Halifax Town | W. lot | | | 15 0 0 | 15 0 0 |
| Elisha Freeman | Queen's | Township Liverpool | 1 | 300 | 2s. 3d. | 33 15 0 | 33 15 0 |
| Nelson Hines | Annapolis | 2d div. T.p. Annapolis | 1 | 100 | | 11 5 0 | 2 16 3 |
| Isaac Hays | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| Joseph Moore | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| Jacob Miller | | Wilmot | 1 | 60 | | 6 15 0 | 6 9 3 |
| Henry Balcomb | Halifax | Beaver Harbour | 1 | 87 | | 6 0 0 | 6 0 0 |
| John Kirkman | | St. Margaret's Bay | 1 | 50 | | 5 12 6 | 1 10 0 |
| Hon. S. Cunard | Cumberland | Pogwash | 1 | 140 | | 15 15 0 | 15 15 0 |
| Peter Power | Halifax | Prospect | 1 | 100 | | 11 5 0 | 3 10 0 |
| Abraham Sarvent | Shelburne | Tasket River | 1 | 200 | | 22 10 0 | 5 12 6 |
| Mathew Smiley | Halifax | Beaver Harbour | 1 | 14 | | 6 0 0 | 1 10 0 |
| John Forbes | Pictou | Barney's River | 1 | 200 | 2s. 4d. | 23 6 8 | 5 16 5 |
| John Mosro | | | 1 | 200 | | 23 6 8 | 5 16 5 |
| William Johnston | | | 1 | 100 | | 11 13 4 | 2 18 4 |
| Robert McLeod | | | 1 | 200 | | 23 6 8 | 5 16 5 |
| Monro | | | 1 | 100 | | 11 13 4 | 2 18 4 |
| John Smith | | | 1 | 100 | | 11 13 4 | 2 18 4 |
| Edward Jones | Shelburne | | 1 | 100 | 2s. 3d. | 11 5 0 | 2 16 3 |
| Robert Dickson | Cumberland | River Philip | 1 | 100 | | 11 5 0 | 2 0 0 |
| James Croucher | Halifax | St. Margaret's Bay | 1 | 100 | | 11 5 0 | 5 9 0 |
| James Gray | Annapolis | Dalhousie Settlement | 1 | 190 | | 21 7 6 | 5 6 10 1/2 |
| James Gray | | Perot Settlement | 1 | 340 | | 39 5 0 | 6 15 0 |
| John Graham | Sydney | Pomket | 1 | 60 | 3s. 4d. | 10 0 0 | 2 10 0 |
| John Trenholm | Cumberland | Goose River Road | 1 | 202 | 2s. 3d. | 22 14 6 | 20 9 0 |
| John W. Morris | Halifax | Town of Halifax | W. lot | | | 15 0 0 | 15 0 0 |
| George Zink | Lunenburg | St. Margaret's Bay | 1 | 35 | 7s. 7 1/2d. | 13 7 0 | 13 7 0 |
| William Geddes | Halifax | N.E. Branch Sheet H.R. | 1 | 100 | 2s. 3d. | 11 5 0 | 2 16 3 |
| Michael Corner | | | 1 | 60 | | 6 15 0 | 1 17 8 |
| George Hawksworth | Lunenburg | New Germany | 1 | 100 | | 11 5 0 | 2 16 3 |
| James Etter | Hants | Shubenacadie Road | 1 | 42 | | 6 15 0 | 6 15 0 |
| John Morse | Halifax | Prospect | 1 | | | 6 0 0 | 1 10 0 |
| Peter Publicover | Sydney | Canso | 1 | 50 | | 7 0 0 | 7 0 0 |
| Charles Ward | Annapolis | Annapolis | 1 | 200 | 2s. 3d. | 22 10 0 | 5 12 6 |
| Fredrick Dauphiney | Halifax | St. Margaret's Bay | 1 | 56 | | 8 0 0 | 2 0 0 |
| Timothy Sullivan | | A lot of land Portngue C. | 1 | 50 | | 6 15 0 | 1 10 0 |
| Temple Piers | | Water lot Halifax Har. | 1 | | | 15 0 0 | 15 0 0 |
| John R. Morrison | Shelburne | Long Island Roseway R. | 1 | 200 | 2s. 3d. | 22 10 0 | 5 12 6 |
| Robert McGowan Dickey | Cumberland | Leicester Road | 1 | 150 | | 16 17 6 | 16 17 6 |
| W. F. DesBarres | Sydney | Town plot, Guysboro. | 3 | | | 9 2 0 | 8 2 0 |
| John Fahie | Halifax | Sheet Harbour | 1 | 100 | | 11 5 0 | 2 16 3 |
| Robert McKay | Shelburne | Roseway River | 3 | | | 10 0 0 | 2 10 0 |
| William Wilson | Sydney | Canso | 2 | T. lot | | 12 10 0 | 8 2 6 |
| Adam Bower | Shelburne | Roseway River | 1 | 60 | 2s. 3d. | 6 15 0 | 1 13 9 |
| Levi Stevens | Cumberland | Wentworth Road | 1 | 300 | | 33 15 0 | 33 15 0 |
| Edward H. Reynolds | Caledonia, Queen's | Caledonia | 1 | 100 | | 11 5 0 | 11 5 0 |
| Thomas Jones | Shelburne | Roseway River | 2 | 60 | | 10 0 0 | 2 10 0 |
| Robert McKay | | Clyde River | 1 | 200 | | 22 10 0 | 5 12 6 |
| Alexander Campbell | Cumberland | Colchester | 1 | 200 | | 22 10 0 | 22 10 0 |
| Simon D'Entremont | Shelburne | Pubnico | 1 | 60 | | 8 0 0 | 2 0 0 |
| Elizabeth Higgins | Halifax | Musquedoboit | 1 | 50 | | 6 10 0 | 1 12 6 |
| Richard S. Perry | Shelburne | N. E. Harbour | 1 | 100 | | 10 0 0 | 10 0 0 |
| Alexander Sinclair | Sydney | St. Mary's | 1 | 200 | | 22 10 0 | 9 0 0 |
| John Johnston | Colchester | Upper Souiac | 1 | 100 | | 11 5 0 | 2 10 0 |
| Edward Rutledge | Halifax | Sheet Harbour | 1 | 100 | | 11 5 0 | 2 16 3 |
| Joseph Westhaver | | St. Margaret's Bay | 1 | 150 | | 16 17 6 | 16 17 6 |
| William Ross | Lunenburg | N. West Road | 1 | 700 | | 78 15 0 | 12 15 0 |
| John Christian | Halifax | Prospect | 1 | | | | 8 0 0 |
| Dennis Delolri | | Chezetcook | 1 | 250 | | 28 2 6 | 28 2 6 |
| Philip Bower | Shelburne | Roseway River | 4 | 180 | | 20 5 0 | 5 0 0 |
| Adam D. Bower | | | 1 | | | 6 10 0 | 1 12 6 |
| Charles Ward | Annapolis | Annapolis | 1 | 100 | | 11 5 0 | 2 16 3 |
| James E. Brown | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| David Minard | | | 1 | 94 | | 10 11 6 | 2 12 10 1/2 |
| Allan Minard | | | 1 | 217 | | 24 9 3 | 6 4 6 |
| Thomas Kempton | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| Joseph Saul | | | 1 | 300 | | 33 15 0 | 8 3 9 |
| Peleg F. Ringer | | | 1 | 152 | | 17 2 0 | 12 17 6 |
| Jabez F. Park | | | 1 | 484 | | 54 9 0 | 13 12 3 |
| Amasa Fish | | | 1 | 224 | | 25 4 0 | 6 6 0 |
| Francis Kempton | Queen's | Kempt Settlement | 2 | 272 | | 30 12 0 | 13 15 0 |
| Wm. H. Freeman | | Wellington | 1 | 200 | | 22 10 0 | 20 4 2 |
| John Waterman | Lunenburg | Chelsea | 1 | 200 | | 22 10 0 | 12 10 0 |
| John Doiten | Cumberland | Wallace | 1 | 43 | | 5 0 0 | 5 0 0 |
| Hugh McDonald | Sydney | Sydney | 1 | 800 | | 90 0 0 | 22 10 0 |
| James Farquhar | Halifax | Musquedoboit | 1 | 200 | | 22 10 0 | 2 0 0 |
| Sarah Beardeley | Annapolis | Wilmot | 1 | 78 | | 8 9 0 | 2 2 0 |
| James Rutherford | Cumberland | Two Rivers | 1 | 100 | | 11 5 0 | 2 17 6 |

APPENDIX No. 18.

An Account of Monies received (being Instalments due upon the purchase of Crown Lands, made in the preceding years,) for the year 1833.

| Names of Purchasers. | County or District. | Local Situation. | No of Lots | No of Acres. | Price per Acre. | Gross amount of purchase. | Instalments paid in |
|----------------------|---------------------|----------------------------|------------|--------------|-----------------|---------------------------|---------------------|
| Blacks | Halifax | Hammond's Plains | | 600 | 2s. | 60 0 0 | £18 18 6 |
| George L. Dauphiney | Lunenburg | Township Chester | 1 | 200 | | 20 0 0 | 7 10 0 |
| Paul Gilmore | Lunenburg | Chelsea Settlement | 1 | 194 | | 19 8 0 | 0 10 0 |
| Knap Forshner | Cumberland | Wallace | 1 | 131 | 1s. 3d. | 14 14 9 | 11 14 9 |
| Charles F. Dibbs | Lunenburg | Chelsea | 1 | 100 | 2s. | 10 0 0 | 5 0 0 |
| Amos Freeman | Cumberland | Township Amherst | 1 | 200 | | 20 0 0 | 15 3 0 |
| George Baxter | " | Cobequid Road | 1 | 100 | | 10 0 0 | 2 12 3 |
| George Fancy | Lunenburg | N. E. div. line of Queen's | 1 | 100 | | 10 0 0 | 2 10 0 |
| Henry O'Brien | Halifax | Ship Harbour | 1 | 200 | | 20 0 0 | 9 10 0 |
| Lawrence Whelan | " | New Guysborough Road | 1 | 100 | 2s. 0d. | 10 2 1 | 7 10 6 |
| John Cooper | Cumberland | Gulf Shore | 1 | 100 | 2s. 3d. | 11 2 0 | 11 5 0 |
| J. G. Dauphiney | Halifax | St. Margaret's Bay | 1 | 200 | 2s. | 20 0 0 | 10 0 0 |
| James Connell | " | Great Lake | 1 | 100 | 2s. 3d. | 11 5 0 | 2 10 0 |
| J. Robertson | " | Cole Harbour Flats | 5 | 25 | | 25 8 9 | 6 7 2d |
| Isaac Whitear | Hants | Nine Mile River | 1 | 100 | 2s. | 10 0 0 | 2 10 0 |
| Samuel Webber, Jun. | Halifax | Clam Harbour | 1 | 100 | | 10 0 0 | 5 0 0 |
| Lodowick Hunter | Cumberland | Spring Hill | 1 | 100 | | 10 0 0 | 2 11 6 |
| Amos Freeman | " | Township of Amherst | 1 | 100 | | 10 0 0 | 5 2 6 |
| Hance Baker | " | River Philip Road | 1 | 195 | | 19 10 0 | 3 19 6 |
| William Thompson | " | Little River | 1 | 100 | | 10 0 0 | 2 11 6 |
| Charles Oxley | " | Cobequid Road | 2 | 200 | | 20 0 0 | 5 6 0 |
| John Dunn | Colchester | Tatmagouche Road | 1 | 100 | | 10 0 0 | 5 0 0 |
| William Halliday | " | New Annan | 1 | 100 | 2s. 2d. | 10 16 8 | 5 0 0 |
| Donald Chisholm | Sydney | Manchester Road | 1 | 123 | 2s. | 12 6 0 | 3 1 0 |
| Patrick Floyd | " | South River | 1 | 200 | | 20 0 0 | 10 0 0 |
| Duncan McDonald | " | Arisaig | 1 | 100 | | 10 0 0 | 7 19 0 |
| Peter Cahoon | Lunenburg | New Dublin | 1 | 400 | | 40 0 0 | 10 0 0 |
| Nathaniel Cahoon | " | " | 1 | 160 | | 16 0 0 | 4 0 0 |
| Jacob Krouse | " | " | 1 | 200 | | 20 0 0 | 5 0 0 |
| Henry Fader | " | " | 1 | 600 | | 60 0 0 | 20 15 0 |
| John Dolivan | " | " | 1 | 160 | | 16 0 0 | 4 4 0 |
| Joseph Parks | " | " | 1 | 63 | 240s. | 12 0 0 | 3 3 0 |
| Reuben Hamilton | Halifax | Hammond's Plains | 1 | 150 | 2s. | 15 0 0 | 4 6 3 |
| W. B. Troby | Lunenburg | Pleasant River | 1 | 100 | 2s. 2d. | 10 0 0 | 11 1 3 |
| William Wensel | " | Chelsea | 1 | 100 | 2s. | 10 0 0 | 3 0 0 |
| David Rhyno | " | " | 1 | 100 | | 10 0 0 | 2 10 0 |
| Edward Day | Halifax | Ship Harbour | 1 | 100 | | 10 0 0 | 2 10 0 |
| Isaac Whitear | Hants | Nine Mile River | 1 | 100 | | 10 0 0 | 2 10 0 |
| David Low | Halifax | Sheet Harbour | 2 | 250 | 2s. | 25 0 0 | 3 10 0 |
| John Low | " | " | 2 | 250 | | 25 0 0 | 3 10 0 |
| Horatio Nelson | Colchester | Musquedoboit | 1 | 200 | | 20 0 0 | 2 11 0 |
| James Drysdale | Halifax | Indian Lake | 1 | 100 | | 10 0 0 | 4 17 6 |
| Nathan Tupper | Queen's | Pleasant River | 1 | 100 | | 10 0 0 | 5 1 0 |
| John McKenny | " | Kempt Settlement | 1 | 100 | 2s. 0d. | 10 2 1 | 5 1 0 |
| John Harlow | " | Harmony | 1 | 100 | | 10 2 1 | 5 1 0 |
| Zenos Waterman | " | Brookfield | 1 | 100 | | 10 2 6 | 0 7 1 |
| James Fanning | " | " | 1 | 100 | | 10 2 6 | 2 10 6 |
| Thomas Christopher | " | " | 1 | 100 | | 11 5 0 | 5 12 6 |
| Joseph Armstrong | " | Whiteburn | 1 | 220 | 2s. | 21 0 0 | 17 3 4 |
| Stephen Mack | " | Township of Liverpool | 1 | 220 | 2s. 0d. | 20 4 2 | 15 3 1 |
| Wheelan Minnard, Sr. | " | Brookfield | 1 | 150 | 2s. 0d. | 15 3 1d | 11 7 4d |
| Wheelan Minnard, Jr. | " | " | 1 | 200 | | 20 2 1 | 15 3 1 |
| Levi Minnard | " | " | 1 | 250 | | 25 5 2d | 10 10 1d |
| John Douglas | " | Caledonia | 1 | 105 | 2s. | 14 10 0 | 11 0 0 |
| Samuel Hunt | " | Panuke Falls | 1 | 200 | 2s. 0d. | 20 4 2 | 8 10 7d |
| Robert Boyden | " | Brookfield | 1 | 200 | | 20 4 2 | 9 15 0 |
| Edward Mention | " | " | 1 | 200 | | 20 4 2 | 5 1 0 |
| Francis Kempton | " | Kempt | 1 | 272 | 2s. 3d. | 30 12 0 | 13 15 0 |
| William Myers | Halifax | Jeddore | 1 | 75 | | 10 0 0 | 3 0 0 |
| John Dunn | Annapolis | Dalhousie | 1 | 100 | 2s. | 10 0 0 | 2 10 0 |
| John V. Aker | Hants | Rawdon | 1 | 100 | | 10 0 0 | 5 0 0 |
| John Monro | Pictou | West Branch, East River | 1 | 125 | | 12 10 0 | 5 10 0 |
| James Cameron | Halifax | Ship Harbour | 2 | 200 | 2s. 3d. | 22 10 0 | 7 0 0 |
| John Finney | " | Great Lake | 1 | 200 | 2s. | 20 0 0 | 5 0 0 |
| John Waterman | " | Chezetcook | 1 | 100 | | 10 0 0 | 5 0 0 |
| John H. Ogilvie | " | St. Margaret's Bay | 1 | 100 | | 10 0 0 | 0 15 0 |
| John Verge | " | " | 1 | 100 | | 10 0 0 | 1 10 0 |
| Charles Smith | " | Nicomteau | 1 | 200 | | 20 0 0 | 5 11 0 |
| Edward Lumsder | Sydney | Canso | 1 | 100 | | 10 0 0 | 2 10 0 |
| George Thompson | Cumberland | Leicester Road | 1 | 100 | | 10 0 0 | 2 17 6 |
| William Myers | Halifax | Jeddore | 1 | 75 | | 10 0 0 | 1 0 0 |
| David Mitchell | " | " | 1 | 200 | | 20 0 0 | 5 10 0 |
| James P. Webber | " | Clam Harbour | 1 | 100 | | 10 0 0 | 2 10 0 |

76 11375

1187 19 6 452 15 10d

APPENDIX No. 18.

The Commissioner of Crown Lands, in Account with His Majesty's Government for the year 1833.

| Dr. | | Cr. |
|--|------------|---|
| To Cash received, being the gross proceeds of Sales made of the Crown Lands in 1833 | £623 4 5 | By amount of Commissioner Crown Lands' Salary |
| To Cash received, being Instalments due upon Sales made in preceding years | 452 15 10 | £500 Sterling, paid in Dollars at 4s. 4d. |
| | | £576 18 5½ |
| | | Paid Clerk & Draftsman |
| | | 100 0 0 |
| | | Paid Office Attendant |
| | | 9 2 0 |
| | | £686 0 5½ |
| Gross Proceeds | £1076 0 3½ | Balance in the Commrs. Crown Lands' hands, claimed as arrears of Salary |
| Amount paid for Surveys of Land | £155 7 6 | 291 11 13 |
| Amount paid J. Howe & Son for Printing | 14 14 0 | |
| Amount paid A. & W. McKinlay for Stationary | 9 1 5½ | £977 11 7½ |
| Amount paid, Postage | 5 14 4 | |
| Amount paid Deputies as a compensation for selling Crown Lands in the different Counties | 7 9 11 | |
| Amount paid W. F. DesBarres, being an over payment made by him in the purchase of Crown Land | 3 1 6 | |
| | 198 8 8½ | |
| | £977 11 7½ | |

JOHN SPRY MORRIS,
Commissioner Crown Lands.
Department of Crown Lands,
31st December, 1833.

An Account of the Sales made of the Crown Lands, and of the Instalments paid thereon, during the year 1834.

| Names of Purchasers. | Place of Residence. | Situation of Land. | No. of Lots. | No. of Acres. | Price. | Gross amount of Sales. | Instalments paid. |
|----------------------|---------------------|-----------------------|--------------|---------------|---------|------------------------|-------------------|
| John E. Waggener | Annapolis County | Township of Digby | 1 | 211 | 2s. 3d. | £23 14 9 | £4 4 4½ |
| William Allen | | Wilmot | 2-50 a. | 100 | | 11 5 0 | 2 16 3 |
| Nathaniel Parker | | Annapolis R. to Lnbg. | 1 | 200 | 1s. | 10 0 0 | 2 10 0 |
| Benjamin Sabean | | Sissiboo | 1 | 200 | 2s. 3d. | 22 10 0 | 5 12 6 |
| Aaron Sabean | | | 1 | 200 | | 22 10 0 | 5 12 6 |
| John McAlpin | | | 1 | 200 | | 22 10 0 | 5 12 6 |
| Benoni Melanson | | Township of Digby | 1 | 100 | | 11 5 0 | 2 16 3 |
| John Eily | | Hilsborough | 1 | 134 | | 15 1 6 | 1 17 6 |
| Elisha Freeman | | | 1 | 134 | | 15 1 6 | 4 0 0 |
| Henry Minard | | Liverpool Road | 1 | 200 | | 22 10 0 | 2 17 3 |
| John Cushion | | Hilsborough | 1 | 200 | | 22 10 0 | |
| James Errvin | | | 1 | 200 | | 22 10 0 | 5 12 6 |
| Robert Kerr | Cumberland | Wallace | 1 | 325 | | 36 11 0 | 36 11 0 |
| John Morse | | Gray's Road | 1 | 140 | | 15 15 0 | 3 18 9 |
| Joseph Dolten | | Wallace | 5 | 23 | | 6 10 0 | 1 12 6 |
| James Moore | | Shimmicas R. | 1 | 304 | | 23 10 0 | 23 10 0 |
| John H. Piers | | Pugwash | 1 | 270 | | | 10 0 0 |
| Joseph Reid | | Ragged Reef | 1 | 100 | 2s. 3d. | 11 5 0 | 6 0 0 |
| Lewis Lewis | | Toney's Bay | 1 | 150 | | 16 17 6 | 4 0 0 |
| George Henderson | Colchester | River John | 1 | 100 | | 11 5 0 | 11 5 0 |
| Alexander Hubley | Halifax | St. Margaret's Bay | 2 | 150 | | 16 17 6 | 2 0 0 |
| John P. Webber | | Ship Harbour | 1 | 100 | | 11 5 0 | 2 16 3 |
| Horatio Curzon | | Musquedoboit | 1 | 150 | | 16 17 6 | 4 4 4½ |
| John Philip | | St. Margaret's Bay | 1 | 100 | | 11 5 0 | 2 16 3 |
| John Langille | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| Chas. Verge and Sons | | | 1 | 400 | | 45 0 0 | 8 8 3 |
| Frederick Eison | | Ship Harbour | 1 | 100 | | 11 5 0 | 2 16 3 |
| Isaac D. Weeks | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| David Weeks | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| James Boutilier | | St. Margaret's Bay | 1 | 150 | | 16 17 6 | 4 4 7 |

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APPENDIX No. 18.

| Names of Purchasers. | Place of Residence. | Situation of Land. | No. of Lots. | No. of Acres. | Price. | Gross amount of Sales. | Instalments paid. |
|----------------------|---------------------|-----------------------|--------------|---------------|---------|------------------------|-------------------|
| John Noonan | Halifax | Prospect | 1 | 60 | | 6 15 0 | 1 13 9 |
| William McKay | | Township of Halifax | 1 | 60 | | 6 15 0 | 1 10 0 |
| Lewis Boutilier | | St. Margaret's Bay | 1 | 50 | | 6 10 0 | 1 12 6 |
| John Langille | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| Jacob Johnston | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| William Moore | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| John Moore | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| Henry Crumb | | Shoal Bay | 1 | 150 | | 16 17 6 | 4 4 5 |
| John Philips | | St. Margaret's Bay | 1 | 100 | | 11 5 0 | 2 16 3 |
| John James Boutilier | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| Henry Wisdom | | | 1 | 30 | | 6 10 0 | 1 12 6 |
| Francis Glawson | | Shoal Bay | 1 | 100 | 2s. 3d. | 11 5 0 | 2 16 3 |
| Francis Glawson | | | 1 | 50 | | 6 10 0 | 1 12 6 |
| James Murphy | | Ship Harbour | 1 | 100 | | 11 5 0 | 2 16 3 |
| Wm. Dunworth | | | 1 | 50 | | 6 10 0 | 4 12 6 |
| John Parker | | S. side Truro Road | 1 | 80 | | 9 0 0 | 2 2 0 |
| Jonathan Elliot | | Town of Dartmouth | 2 | 52p | | 15 0 0 | 12 10 0 |
| John Cooper | | Jeddore | 1 | 100 | 2s. 3d. | 11 5 0 | 2 16 3 |
| Isaac Wournah | | Musquodoboit | 1 | 200 | | 22 10 0 | 5 12 6 |
| James Sparks | | Preston | 1 | 50 | | 6 10 0 | 1 10 0 |
| Martin G. Black | | Dartmouth | 2 | W.lots | | 15 0 0 | 15 0 0 |
| Richard Carter | | Shoal Bay | 1 | 200 | 2s. 3d. | 22 10 0 | 2 16 3 |
| William Logan | | Musquodoboit | 1 | 30 | | 6 10 0 | 1 12 6 |
| David Umlah | | Township Halifax | 1 | 60 | | 6 15 0 | 1 13 9 |
| Jacob Snave | | St. Margaret's Bay | 1 | 60 | | 6 15 0 | 1 13 9 |
| John Foven | | Dover | 1 | 100 | | 11 5 0 | 2 16 3 |
| John James Butilier | | St. Margaret's Bay | 1 | 50 | | 6 10 0 | 1 12 6 |
| John Power | | Prospect | 1 | 50 | | 6 10 0 | 1 12 6 |
| John Johnson | | St. Margaret's Bay | 1 | 100 | | 11 5 0 | 2 16 3 |
| John Collins | | Preston | 1 | 40 | | 6 10 0 | 1 5 0 |
| Alexander Simm | Hants | Beaver Bank Road | 1 | 60 | | 6 15 0 | 1 13 9 |
| Richard Hacket | | Nine Mile River | 1 | 100 | | 11 5 0 | 2 16 3 |
| Alexander Noble | | Douglass | 1 | 100 | | 11 5 0 | 2 16 3 |
| John Hibbits | | N. E. side Windsor R. | 1 | 150 | | 16 17 6 | 4 4 4 |
| Philip Wambolt | Lunenburg | Chester Township | 1 | 150 | | 16 17 6 | 4 4 4 |
| William Hane | | | 1 | 117 | | 12 19 2 | 3 4 9 |
| Martin Voglar | | New Dublin | 1 | 100 | | 11 5 0 | 2 16 4 |
| Christian Voglar | | | 1 | 100 | | 11 5 0 | 2 16 4 |
| Frederick Voglar | | | 1 | 200 | | 22 10 0 | 5 12 8 |
| Thomas Voglar | | | 1 | 100 | | 11 5 0 | 2 16 4 |
| Elisha Dolivan | | | 1 | 100 | | 11 5 0 | 2 16 4 |
| Jacob P. Culp | | Kempt | 1 | 250 | | 28 2 6 | 8 8 9 |
| John Will | | New Dublin | 1 | 100 | | 11 5 0 | 2 16 3 |
| Frederick Will | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| George Will | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| Michael Will | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| Peter Meisener | | W. side River LaHave | 1 | 100 | | 11 5 0 | 2 16 3 |
| Jacob Hartling | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| Michael Hartling | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| William Ross | | New Dublin | 1 | 100 | | 11 5 0 | 2 16 3 |
| Michael Bengley | | New Germany | 1 | 314 | | 35 6 6 | 8 16 7 |
| George Dorning | | | 1 | 300 | | 33 15 0 | 5 19 6 |
| John Gray | | Township Chester | 1 | 100 | | 11 5 0 | 2 16 3 |
| George P. Zink | | S. side Sherbrooke R. | 1 | 100 | | 11 5 0 | 11 5 0 |
| John Harlow | Queens | Indian Point | 1 | 100 | 2s. 3d. | 11 5 0 | 11 5 0 |
| Isiah Smith | | Panuke Lake | 1 | 250 | | 28 2 6 | 9 15 6 |
| W. C. Archibald | Sydney | | 1 | 150 | | 16 17 6 | 2 16 3 |
| Duncan McDonald | | St. Mary's | 1 | 100 | | 11 5 0 | 4 4 4 |
| Joseph Symonds | | | 1 | 150 | | 16 17 6 | 5 0 6 |
| Matthew Canoll | | Tracadie | 1 | 200 | | 22 10 0 | 2 5 0 |
| John Garvie | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| Lachline Clancy | | Ohio River | 1 | 100 | | 11 5 0 | 4 0 0 |
| Charles Kenny | | Guysborough | 1 | 120 | | 13 10 0 | 14 1 3 |
| William Horton | | | 1 | 125 | | 14 1 3 | 12 19 9 |
| Catharine McNeil | | Wilmot Township | 1 | 115 | | 12 18 9 | 2 10 0 |
| Basil Gothro | | South River | 1 | 100 | | 11 5 0 | 6 10 0 |
| John Garvie | | Tracadie | 1 | 200 | | 22 10 0 | 1 15 0 |
| Thomas Murphy | | Ohio River | 1 | 100 | | 11 5 0 | 11 5 0 |
| James Ratchford | Kings | Sherbrook Settlement | 1 | 100 | | 11 5 0 | 11 5 0 |
| David Loomer | | Parrsborough | 1 | 100 | | 11 5 0 | 8 0 0 |
| David Benham | | Advocate Harbour | 1 | 250 | | 28 2 6 | 2 16 3 |
| Richard Trask | Sholburne | Roseway River | 2 | 67 | | 10 0 9 | 9 10 0 |
| Alexander McLean | | Yarmouth | 1 | 200 | | 22 10 0 | 5 12 6 |
| James Hameon | | Round Bay | 1 | 200 | | 22 10 0 | 0 15 0 |
| | | Roseway River | 2 | 42 | | 6 10 0 | |

114 15221 1485 5 0 475 19 3

Department of Crown Lands, 16th February, 1837.

JOHN SPRY MORRIS, Commr. Crown Lands

APPENDIX No. 18.

An Account of Instalments paid by the Purchasers of Crown Lands, in 1834, upon purchases made from the Crown in preceding years.

| Names of Purchasers. | County. | Situation of Land. | No. of Acres. | Price per Acre. | Gross amount of Sales. | Instalments paid in. |
|----------------------|------------|------------------------------|---------------|------------------|------------------------|----------------------|
| Blacks | Halifax | Hammond's Plains | 1 | 600 2s. 0d. | £600 0 0 | £13 13 0 |
| John McAbe | Colchester | Middle Somiac | 2 | 150 2s. 2d. | 16 5 0 | 10 11 3 |
| Samuel Collins | Queen's | Lake Westworth | 2 | 1200 2s. 3d. | 135 0 0 | 67 10 0 |
| Alexr. McBain | Pictou | Earl Town | 2 | 225 2s. 0d. | 12 10 0 | 4 5 0 |
| Chambers Blakely | Halifax | Ship Harbour Lakes | 1 | 100 License | | 4 10 0 |
| David Doucett | Annapolis | Hatfield Grant | 1 | 200 2s. 3d. | 22 10 0 | 7 10 0 |
| T. Willet & P. Amero | Shelburne | Pubnico | 2 | 160 130 lot | 13 0 0 | 11 0 0 |
| Joseph White | Halifax | | 1 | 100 2s. 3d. | 11 5 0 | 2 16 3 |
| Peter McConnell | Sydney | Wine Harbour | 1 | 100 2s. 0d. | 10 0 0 | 2 10 0 |
| James E. Brown | Annapolis | Hillsborough Settlement | 1 | 100 2s. 3d. | 11 5 0 | 0 15 0 |
| Jabez Freeman | | | 1 | 224 | 25 4 0 | 4 0 0 |
| Donald Chisholm | Sydney | Manchester Road | 1 | 125 2s. 0d. | 12 10 0 | 3 0 0 |
| Samuel Hunt | Queen's | Panuke Falls | 1 | 200 2s. 0 1/2 d. | 20 4 2 | 6 12 4 |
| James Thompson | Hant's | Grand Lake Shubenacadie | 1 | 200 2s. 0d. | 20 0 0 | 5 0 0 |
| James More | Queen's | Caledonia Settlement | 1 | 200 2s. 3 1/2 d. | 22 12 1 | 5 13 6 |
| Nathaniel Verge | | Brookfield | 1 | 150 2s. 6 1/2 d. | 19 18 1 1/2 | 4 4 6 |
| Peleg Ringer | | Kenpt | 1 | 150 2s. 3 1/2 d. | 17 0 7 1/2 | 4 5 2 |
| Angus Robertson | | Port Jolly | 1 | 100 | 11 7 0 | 11 7 0 |
| James Smith | | Chelsea | 1 | 100 2s. 3d. | 11 5 0 | 2 16 3 |
| Alexander Spiers | | Caledonia Road | 1 | 100 | 11 5 0 | 2 16 3 |
| Simeon Covil | | Pleasant River | 1 | 100 2s. 3 1/2 d. | 11 7 0 | 11 7 0 |
| Alexander Cameron | | Brookfield Road | 1 | 100 | 11 7 0 | 11 7 0 |
| W. T. Freeman | | Wellington Settlement | 1 | 200 | 20 4 2 | 5 13 6 |
| Edward Mention | | Brookfield | 1 | 200 | 20 4 2 | 5 1 0 |
| Mathew Allen | Halifax | Coleman's Cove, St. M. Bay | 1 | 150 2s. 3d. | 16 17 6 | 12 13 0 1/2 |
| W. & J. G. Wightman | | Beaver Harbour | 1 | 100 2s. 0d. | 10 0 0 | 2 10 0 |
| Alexander Sutherland | Colchester | Earl Town | 1 | 100 2s. 0 1/2 d. | 10 4 2 | 8 15 0 |
| J. P. & A. Webber | Halifax | Clam Harbour | 1 | 100 2s. 0d. | 10 0 0 | 2 10 0 |
| Henry Pye | | Ekemsigam | 1 | 200 | 20 0 0 | 17 0 0 |
| John Pye | | | 1 | 50 | 5 0 0 | 2 0 0 |
| Patrick Floyd | Sydney | S. River Antigonish | 1 | 200 | 20 0 0 | 5 0 0 |
| Alexander Corner | Halifax | Sheet Harbour | 1 | 60 2s. 3d. | 6 15 0 | 1 0 0 |
| Dennis Morris | Annapolis | Lot No. 25, Perot Settlement | 1 | 100 2s. 0d. | 10 0 0 | 2 0 0 |
| Francis Matterson | Cumberland | Near River Philip | 1 | 200 | 20 0 0 | 15 0 0 |
| John Falvie | Halifax | Sheet Harbour | 1 | 100 2s. 3d. | 11 5 0 | 2 16 3 |
| Henry Fador | Lunenburg | New Dublin | 1 | 100 2s. 0d. | 10 0 0 | 5 0 0 |
| Henry Fador | | | 1 | 600 | 60 0 0 | 15 0 0 |
| Frederick Eison | Halifax | Ship Harbour | 1 | 200 | 20 0 0 | 5 0 0 |
| Joseph Kerr | Cumberland | Wallace | 1 | 200 2s. 3d. | 22 10 0 | 22 10 0 |
| James Robertson | | Cole Harbour Flats | 5 | 25 | 25 8 9 | 8 7 2 1/2 |
| Robert McKay | Shelburne | Roseway River | 1 | Island. | 10 0 0 | 2 10 2 |
| John Corkum | | St. Margaret's Bay, E. Brook | 1 | 50 130s. | 6 10 0 | 5 0 0 |
| | | | 49 | 16569 | £1760 13 9 | £340 15 5 1/2 |

JOHN SPRY MORRIS, Commissioner Crown Lands.

Department of Crown Lands, 16th February, 1837.

The Commissioner of Crown Lands in Account with His Majesty's Government for the year 1834.

Dr.

To Cash received, being the gross proceeds of Sales made of the Crown Lands in 1834 £475 19 3 1/2
 To Cash received, being Instalments due upon Sales made in preceding years 340 15 5 1/2
 To Cash received, being Quit Rents paid 23 10 8

Gross proceeds £840 4 11 1/2

Amount paid for Surveys £179 18 5
 Amount paid Clerk for abstracting Grants, Collection Quit Rents 27 10 0
 Amount paid A. W. MacKinlay for Printing and Stationary 11 12 4
 Amount paid W. M. Allan for Stationary 4 15 6
 Amount of Fees paid Crown Officers 5 16 8
 Amount paid J. Howe and Son for Printing 7 0 0
 Amount paid P. J. Holland for Printing 0 13 9
 Amount paid Postage 6 16 1
 Amount repaid Hugh M'Donald, being a deposit made by him upon an application to purchase in 1833, (Sale not confirmed) 22 10 0
 Amount repaid J. H. Ogilvie being a deposit made by him in 1832 3 15 0
 Amount repaid J. N. B. Kerr, being an over-payment 2 16 3

£273 9 0

Balance due the Commissioner of Crown Lands

£560 15 11 1/2

119 4 5 1/2

£686 0 5 1/2

APPENDIX No. 18.

| | | |
|---|--|------------|
| Cn. | | |
| By amount of Commissioner of Crown Lands' Salary, £500 stg. paid in dollars | | £576 18 5½ |
| at 4s. 4d. | | 100 0 0 |
| Amount paid Clerk and Draftsman | | 9 2 0 |
| Office Attendant | | |
| | | £686 0 5½ |

JOHN SPRY MORRIS, Commissioner of Crown Lands.

Department of Crown Lands, 31st December, 1834.

An Account of the Sales made of the Crown Lands, and of the Instalments paid thereon, during the year 1835.

| Names of Purchasers. | Place of Residence. | Situation of Land. | No. of Lots | No. of Acres. | Price. | Gross amount of Sales. | Instalments paid. |
|------------------------|---------------------|-----------------------|-------------|---------------|---------|------------------------|-------------------|
| John James Boutillier | Co. Halifax | St. Margaret's Bay | 1 | 50 | £6 10 | £6 10 0 | £1 12 6 |
| John Power | | Prospect Harbour | 1 | 50 | | 6 10 0 | 1 12 6 |
| John Collins | | Preston | 1 | 40 | | 6 10 0 | 1 5 0 |
| James Dady | Sydney | Ohio River | 1 | 100 | 2s. 3d. | 11 5 0 | 4 0 0 |
| Robert Logan | Halifax | Musquedoboit | 1 | 100 | | 11 5 0 | 5 12 6 |
| John W. Hays | | Hammond's Plains | 1 | 60 | | 6 15 0 | 2 16 3 |
| James Jackson | Cumberland | Bay De Vert Shore | 1 | 300 | | 33 15 0 | 33 15 0 |
| Abraham Hebb | Lunenburg | Div. line, Queen's C. | 1 | 600 | | 66 10 0 | 33 15 0 |
| William Tobin | | Sherbrook Settlement | 1 | 300 | | 33 15 0 | 8 8 6 |
| Paton Raxwell | | New Germany | 1 | 114 | | 12 16 6 | 3 8 6 |
| John Tratheway | | | 1 | 139 | | 15 12 9 | 3 18 2 |
| Henry Delong | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| Thomas Shipley | | | 1 | 200 | | 22 10 0 | 5 12 6 |
| George Langillo | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| John Annand | Halifax | S. E. of Key's R. | 1 | 100 | | 11 5 0 | 2 16 3 |
| James Gardner | | Musquedoboit Hbr. | 1 | 150 | | 16 17 6 | 10 0 6 |
| Geo. McDonald | Sydney | Arisaig Settlement | 1 | 100 | 2s. | 11 8 4 | 2 12 1 |
| Roderick McDonald | | Hallowell Grant | 1 | 100 | 2s. 3d. | 11 5 0 | 2 16 3 |
| Mathew Doiront | | Pomket Harbour | 1 | 7 | £8 10 | 8 10 0 | 2 2 6 |
| Donald McDonald | | Big Marsh | 1 | 143 | 2s. 3d. | 16 1 9 | 4 0 5 |
| Hugh Giltes | | Arisaig Settlement | 1 | 100 | | 11 5 0 | 2 16 3 |
| Neil McKenna | | Ohio Settlement | 1 | 100 | | 11 5 0 | 2 16 3 |
| Stephen Delong & oths. | | Little Tracadie | 1 | 33 | £6 10 | 6 10 0 | 6 10 0 |
| George Monro | Halifax | St. Margaret's Bay | 1 | 80 | 2s. 3d. | 9 0 0 | 2 5 0 |
| A. Bebec | Cumberland | Wallace | 1 | 110 | | 12 7 6 | 3 1 10½ |
| Joshua Bebec | | | 1 | 125 | | 14 1 3 | 3 10 4 |
| James Scott | | | 1 | 200 | | 22 10 0 | 11 5 0 |
| James King | | River Philip | 1 | 100 | | 11 5 0 | 2 16 3 |
| Joseph Thompson | | Little River | 1 | 100 | | 11 5 0 | 2 16 3 |
| Richard Thompson | | Wallace R. to R. P. | 1 | 180 | | 20 5 0 | 5 1 3 |
| Abraham Thompson | | Little River | 1 | 122 | | 13 14 6 | 3 8 7½ |
| Joseph Gaiffer | | W. B. Wallace Rvr. | 1 | 150 | | 16 17 6 | 4 4 4½ |
| David Rodgers | | Pugwash Harbour | 1 lld | 1½ | £8 2 6 | 8 2 6 | 2 0 7½ |
| William Fisher | Halifax | Musquedoboit | 1 | 100 | 2s. 3d. | 11 5 0 | 2 16 3 |
| George Grono | | St. Margaret's Bay | 1 | 100 | | 11 5 0 | 5 12 6 |
| Allan Cameron | | Shoal Bay | 1 | 100 | | 11 5 0 | 2 16 3 |
| Geo. Mason & Brothrs. | | Nicomteaux | 1 | 100 | | 11 5 0 | 2 16 3 |
| Jas. & W. Webber | | Gt. Ship Har. Lake | 1 | 100 | | 11 5 0 | 2 16 3 |
| Philip Mitchell | | | 1 | 150 | | 16 17 6 | 4 4 4½ |
| John Mitchell | | | 1 | 150 | | 16 17 6 | 4 4 4½ |
| Henry Siteman | | Ship Harbour | 1 | 150 | | 16 17 6 | 4 4 4½ |
| Conrad Marks | | | 1 | 150 | | 16 17 6 | 4 4 4½ |
| John McNeil | | | 1 | 150 | | 16 17 6 | 4 4 4½ |
| John Ganett | | | 1 | 150 | | 16 17 6 | 4 4 4½ |
| Joseph Cowan, jr. | | | 1 | 150 | | 16 17 6 | 2 16 3 |
| William Hawkins | | | 1 | 200 | | 22 10 0 | 5 12 6 |
| Joseph Cowan, sen. | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| John McKay | Colchester | Erl Town | 1 | 100 | | 11 5 0 | 11 5 0 |
| Martin Bent | Cumberland | F. Lawrence Marsh | 1 | 5 | 3-31 | 8 18 3 | 2 9 6 |
| John George Allen | | | 1 | 7 | 32s. | 11 4 0 | 3 1 0 |
| Michael Gordon | | | 1 | 12½ | | 20 0 0 | 3 18 0 |
| Andrew McLellan | | | 1 | 10 | 27s. | 13 10 0 | 3 0 0 |
| Robert Smith | | | 1 | 10 | 30s. | 15 4 0 | 4 20 0 |

APPENDIX No. 18.

| Names of Purchasers. | Place of Residence. | Situation of Land. | No. of Lots | No. of Acres. | Price. | Gross amount of Sales. | Instalments paid. |
|-------------------------|---------------------|-----------------------|-------------|---------------|----------|------------------------|-------------------|
| W. White Bent | Cumberland | Fort Lawrence | 1 | 10 | 29s. | 14 10 0 | 3 17 6 |
| James Smith | | | 1 | 10 | 37s. 6d. | 18 15 0 | 4 18 9 |
| Joseph Smith | | | 1 | 10 | | 18 15 0 | 4 18 9 |
| Henry Lavman | Halifax | Ship Harbour | 1 | 100 | 2s. 3d. | 11 5 0 | 2 15 0 |
| W. H. Huddleston | Cumberland | Bay De Vert Shore | 1 | 150 | | 16 17 6 | 16 17 6 |
| James Murphy | Halifax | Ship Harbour | 1 | 50 | 130s. | 6 10 0 | 6 10 0 |
| Joseph Treen | Cumberland | Wallace River | 1 | 122 | 2s. 3d. | 13 14 6 | 1 2 8 |
| John Annand | Halifax | Gay's River | 1 | 100 | | 11 5 0 | 2 16 3 |
| Archibald Gilchrist | | Ship Harbour | 1 | 200 | | 22 10 0 | 2 7 6 |
| Conrad Shelnut | | S. Bay, Fuftz's Isld. | 1 | 30 | 130s. | 6 10 0 | 1 17 6 |
| George Harpel | | Jedore | 1 | 100 | 2s. 3d. | 11 5 0 | 2 16 3 |
| John Monk | | Ship Harbour | 1 | 150 | | 16 17 6 | 4 4 4 |
| John Borgle | | Lot on Charles's Id. | 1 | 100 | | 11 5 0 | 2 16 3 |
| William Gum | Hants | Shubenacadie | 1 | 200 | | 22 10 0 | 5 12 6 |
| J. and C. Casey | Halifax | Port Petpiswick | 1 | 200 | | 22 10 0 | 5 12 6 |
| Thomas Bougart | | Musquedoboit Har. | 1 | 100 | | 11 5 0 | 2 9 0 |
| Thomas Latter | | Herring Cove | 1 | 34 | 130s. | 6 10 0 | 6 10 0 |
| Samuel Foot | Annapolis | Township of Clare | 1 | 142 | 2s. 3d. | 15 19 6 | 9 16 4 |
| David Perry | | | 1 | 99 | | 11 2 3 | 2 16 3 |
| Ebenezer Corning | | | 1 | 98 | | 11 0 6 | 2 16 2 |
| Jael Hall | | | 1 | 116 | | 13 1 0 | 3 6 5 |
| John McPherson | Cumberland | Pugwash Lake | 1 | 200 | | 22 10 0 | 5 12 6 |
| James Gilmour | | | 1 | 200 | | 22 10 0 | 3 15 0 |
| George Stevens | Halifax | Musquedoboit Har. | 1 | 175 | | 19 13 9 | 4 18 5 |
| Joseph Cammo | Annapolis | Clare | 1 | 350 | | 39 7 6 | 10 0 0 |
| John Tolwer | Halifax | New Guysboro' Rd. | 1 | 100 | | 11 5 0 | 2 16 3 |
| John Bowen | | New Guysboro Road | 2 | 200 | | 22 10 0 | 4 15 0 |
| James Walker | Lunenburg | Sherbrook Settlemnt. | 2 | 100 | | 11 5 0 | 2 16 3 |
| Daniel Ramey | | Chelsea Settlement | 1 | 100 | | 11 5 0 | 2 16 3 |
| Frederick Weagle | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| John Bolivar | | New Dublin | 1 | 100 | | 11 5 0 | 2 16 3 |
| John Brothe | | Township of Chester | 1 | 100 | | 11 5 0 | 2 16 3 |
| Tobias Cook | | | 1 | 133 | 3s. 9d. | 24 18 3 | 6 4 7 |
| James Lightbody | Cumberland | Wallace River | 1 | 100 | 2s. 3d. | 11 5 0 | 2 16 3 |
| Joshua Beben | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| Jacob Fancy | Lunenburg | New Dublin | 1 | 125 | | 14 1 3 | 3 10 3 |
| John Miller | Pictou | Garden of Eden | 1 | 110 | | 11 5 0 | 2 16 3 |
| James Manfield | Cumberland | River Philip | 1 | 160 | | 18 0 0 | 4 10 0 |
| Joseph Reid | | Ragged Reef | 1 | 66½ | 3s. 11d. | 13 0 5 | 13 0 5 |
| John Gayway & Sons | Sydney | Ohio | 1 | 160 | 2s. 3d. | 67 10 0 | 8 15 0 |
| John Chisholm | | South River | 1 | 100 | | 11 5 0 | 2 16 3 |
| Martin Duigan | | Rear of Soldier's Gt. | 1 | 40 | 150s. | 7 10 0 | 2 10 0 |
| Jacob G. Purdy | Cumberland | West Chester Grant | 2 | 200 | 2s. 3d. | 22 10 0 | 5 12 6 |
| Henry Purdy | | | 4 | 400 | | 45 0 0 | 4 7 6 |
| William Callaghan | Halifax | Shag Bay | 1 | 60 | 135s. | 6 15 0 | 1 12 6 |
| Joseph Mason | | St. Margaret's Bay | 1 | 60 | 2s. 3d. | 6 15 0 | 1 13 9 |
| Thomas McKay | Shelburne | Clyde River | 1 | 200 | | 22 10 0 | 5 12 6 |
| Reuben Nickerson | | Beaver Dam River | 1 | 200 | | 22 10 0 | 5 0 0 |
| Thomas Holland | Halifax | St. Margaret's Bay | 2 | 70 | | 7 17 6 | 3 18 9 |
| Alexander Murray | Pictou | Rogers' Hill | 1 | 100 | | 11 5 0 | 11 5 0 |
| James McIntosh | | Salmon River | 1 | 100 | 2s. 4d. | 11 10 0 | 11 10 0 |
| Maurice & J. McBride | Annapolis | Sissiboo River | 2 | 341 | 2s. 3d. | 38 8 6 | 8 8 9 |
| John Pyrant jr. | Queen's | Caledonia Settlemnt. | 1 | 472½ | | 53 3 1 | 13 6 0 |
| W. F. Freeman | | Wellington | 1 | 100 | | 11 5 0 | 5 12 6 |
| Joseph Irvin | | Kempt | 1 | 200 | | 22 10 0 | 11 5 0 |
| Richard Kempton | | | 1 | 220 | | 24 15 0 | 6 3 9 |
| Barnard Dowling | | Caledonia | 1 | 100 | | 11 5 0 | 2 16 3 |
| James Godfrey, jr. | | | 1 | 125 | | 14 1 3 | 7 0 7 |
| Richard Kempton | | Kempt | 1 | 150 | | 16 17 6 | 16 17 6 |
| James A. Freeman | | Wellington | 1 | 100 | | 11 5 0 | 11 5 0 |
| William Grieser | | Hinkelman Grant | 1 | 50 | 130s. | 6 10 0 | 2 12 6 |
| Celestina Doiront & os. | Sydney | Pomket | 1 | 200 | 3s. | 30 0 0 | 7 10 0 |
| Patrick Caragan | | Ohio, 3d. Range | 1 | 100 | 2s. 3d. | 11 5 0 | 2 16 3 |
| John Duggan & Son | Halifax | Shag Bay | 1 | 100 | | 11 5 0 | 2 16 3 |
| William Gunn | Hants | Shubenacadie | 1 | 100 | | 11 5 0 | 2 16 3 |
| George Baker | Halifax | Jeddore | 1 | 100 | | 11 5 0 | 2 16 3 |
| Andrew Siteman | | Wolf's Id. Ship Hr. | 1 | 200 | | 22 10 0 | 5 12 6 |
| Francis Parker | Hants | Petit River | 1 | W. L. | | 12 10 0 | 4 0 0 |

APPENDIX No. 18.

| Names of Purchasers. | Place of Residence. | Situation of Land | No. of Lots. | No. of Acres. | Price. | Gross amount of Sales. | Instalments paid. |
|-----------------------|---------------------|-------------------|--------------|---------------|---------|------------------------|-------------------|
| Matthew Henderson | Colchester | Tatmagouche | 1 | 100 | 3s. | £15 0 0 | £3 0 0 |
| Israel Rice | Annapolis | Clements | 1 | 301½ | 2s. 4d. | 95 9 6 | 13 3 4 |
| John Luxon | | Kilsborough | 1 | 130 | 2s. 3d. | 14 12 6 | 7 4 6 |
| William Baxter | | | 1 | 300 | | 83 15 0 | 8 8 9 |
| Peter Dugcaw | | Clare | 1 | 100 | 2s. 5½. | 12 5 10 | 3 1 6 |
| David Rice | | Clements | 1 | 100 | 2s. 4d. | 11 13 4 | 2 18 4 |
| Frederick Melanson | | Clare | 1 | 100 | 2s. 6d. | 12 10 0 | 6 16 6 |
| Alexander Cameron | Queens | Brookfield | 1 | 150 | 2s. 3d. | 16 17 6 | 5 0 0 |
| Francis Parker | Hants | Petite River | 5 | 5000 | 3s. | 750 0 0 | 200 0 0 |
| John Ross | Cumberland | Pugwash Lake | 1 | 200 | 2s. 3d. | 22 10 0 | 5 12 6 |
| Alexander Ross | | | 1 | 200 | | 22 10 0 | 5 12 6 |
| Cornwell Boyle | | | 1 | 130 | | 14 12 6 | 3 13 1½ |
| James Halliday | | West Chester | 1 | 335 | | 37 13 9 | 5 0 0 |
| Robert Higgins | | Wallace River | 1 | 200 | | 22 10 0 | 2 6 10½ |
| George Morrison | Shelburne | Roseway River | 1 | 100 | 3s. | 15 0 0 | 3 15 0 |
| Roderick McKay | | | 2 | 150 | | 22 10 0 | 5 12 6 |
| Henry Richey & others | Halifax | Port Petpiswick | 1 | 100 | | 15 0 0 | 3 15 0 |
| John Forven | | Shag Bay | 1 | 100 | | 15 0 0 | 3 15 0 |
| Jos. & Jas. Marshall | | | 1 | 50 | | 7 10 0 | 7 10 0 |
| Thomas Seaman | | | 1 | 100 | | 15 0 0 | 15 0 0 |
| Joseph Moreton | Lunenburg | New Germany | 1 | 160 | | 24 0 0 | 6 0 0 |
| Henry Millberry | | | 1 | 160 | | 24 0 0 | 6 0 0 |
| Henry Delong | | | 1 | 100 | | 15 0 0 | 3 15 0 |
| Thomas Shipley | | | 1 | 100 | | 15 0 0 | 3 15 0 |
| John Young | | | 1 | 100 | | 15 0 0 | 3 15 0 |
| Edmund More | | | 1 | 100 | | 15 0 0 | 3 15 0 |
| John Zwicker | | | 1 | 200 | | 30 0 0 | 7 10 0 |
| John Burgoine | | | 1 | 100 | | 15 0 0 | 3 15 0 |
| Ronald & McDonald | Kings | Cumberland Bay | 2 | 200 | 2s. 3½. | 22 18 4 | 20 0 0 |
| James Frost | Shelburne | Tusket River | 2 | 100 | | 30 0 0 | 7 10 0 |
| James Frost | | Canol Isld. do. | 1 | 7½ | 130s. | 6 10 0 | |
| | | | 163 | 24,940 | | £3,265 13 10½ | £1,005 11 14 |

JOHN SPRY MORRIS, Commr. Crown Lands.

Department of Crown Lands, 16th February, 1837.

An Account of the Instalments paid by the Purchasers of Crown Land, in 1835, upon the Sales made in preceding years.

| Names of Purchasers. | County or District. | Situation of Land. | No. of Lots. | No. of Acres. | Price per Acre. | Instalments paid in. |
|------------------------|---------------------|--------------------------|--------------|---------------|-----------------|----------------------|
| Henry Fader | Lunenburg | New Dublin | 1 | 100 | 2s. 0d. | 2 10 0 |
| Henry and Chas. Wisdom | Halifax | Owls Head Harbour | 1 | 200 | 2s. 3d. | 9 12 6 |
| Archibald McMullau | | Musquedoboit | 1 | 100 | | 1 10 0 |
| John H. Piers | Cumberland | Pugwash | 1 | 270 | 3s. 0d. | 0 2 6 |
| T. Morris, D. Doomer | King's | Advocate Harbour | 1 | 250 | 2s. 3d. | 22 10 0 |
| Alpheus Jones | Annapolis | Sissiboo | 1 | 100 | | 11 5 0 |
| Catharine McNeil | Sydney | South River Lake | 1 | 100 | | 2 10 0 |
| John Bradley | Hants | Douglass | 1 | 100 | | 6 12 6 |
| Alexander Hubley | Halifax | St. Margaret's Bay | 1 | 150 | | 8 8 9 |
| James Boutillier | | | 1 | 150 | | 4 4 4½ |
| W. & J. Hume | Lunenburg | Chester | 1 | 117 | | 3 6 9½ |
| Levi Bigney | Cumberland | Wallace | 1 | 100 | 2s. 0d. | 7 10 0 |
| Geo. Thompson | | Leicester Road | 1 | 100 | | 3 15 0 |
| George Baxter | | Cobiquid Road | 1 | 100 | | 3 0 0 |
| Frederick Voglar | Lunenburg | New Dublin | 1 | 200 | 2s. 3d. | 5 12 6 |
| Christian Voglar | | | 1 | 100 | | 2 16 3 |
| Thomas Voglar | | | 1 | 100 | | 2 16 3 |
| Martin Voglar | | | 1 | 100 | | 2 16 3 |
| Alexander Campbell | Colchester | Tatmagouche | 2 | 63 | 250s. | 2 10 0 |
| H. Crumb & G. Shellnut | Halifax | Shoal Bay | 1 | 150 | 2s. 3d. | 4 4 4½ |
| J. & T. Murphy | | Ship Harbour | 2 | 100 | | 6 16 3 |
| William Dunworth | | | 1 | 50 | | 1 17 6 |
| John Pye | | Ekemsigem | 1 | 50 | | 1 0 0 |
| Henry Minnard | Annapolis | New Liverpool Road | 1 | 200 | | 7 0 0 |
| David Minnard | | Hilsborough Settlement | 1 | 94 | | 2 12 10 |
| Allan Minnard | | | 1 | 217 | | 6 2 1 |
| Charles Ward | | Division line of Queen's | 1 | 200 | | 6 3 9 |
| Amasa Fish | | Hilsborough | 1 | 242 | | 6 16 1½ |
| Isaac D. Weeks | Halifax | Ship Harbour Lakes | 1 | 100 | | 2 5 0 |
| Frederick Eisan | | | 1 | 100 | | 2 5 0 |
| J. Johnston & Morris | | Shoal Bay | 1 | 300 | | 8 8 9 |
| John J. Boutillier | | St. Margaret's Bay | 4 | 50 | | 1 12 6 |
| George Dorning | Lunenburg | Sherbrook Road | 1 | 100 | | 2 16 3 |
| John Wils, Senr. | | New Dublin | 1 | 100 | | 2 16 3 |

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APPENDIX No. 18.

| Name of Purchasers. | County. | Situation of Land. | No. of Lots. | No. of Acres. | Price per Acre. | Instalments paid in. |
|----------------------|------------|--------------------------|--|---------------|-----------------|----------------------|
| John G. Boutilier | Halifax | Ingram's River | 1 | 50 | | 4 17 6 |
| A. & S. McLean | Shelburne | Round Bay | 1 | 200 | | 5 12 6 |
| James Croucher | Halifax | St. Margaret's Bay | 1 | 100 | | 6 5 0 |
| Richard Trask | Shelburne | Yarmonth | 1 | 200 | | 6 0 0 |
| David Doucet | Annapolis | Hatfield Grant | 1 | 200 | | 7 0 0 |
| Jacob P. Culp | Lunenburg | New Dublin | 3 | 250 | | 8 8 9 |
| Michael Wile | | | 1 | 100 | | 2 16 3 |
| George Dorning | | Chester | 1 | 100 | | 2 16 3 |
| James Gray | Annapolis | Dalhousie | 4 | 530 | | 12 1 10½ |
| Lewis Lewis | Cumberland | Toney's Bay | 1 | 150 | | 12 0 0 |
| W. & J. G. Whitman | Halifax | Beaver Harbour | 1 | 100 | 2s. 0d. | 2 10 0 |
| Donald Chisholm | Sydney | S. side Manchester Road | 1 | 123 | 2s. 3d. | 3 0 0 |
| Edward Mention | Queen's | Brookfield | 1 | 200 | 2s. 0½d. | 5 1 0 |
| James Smith | | Chelsea | 1 | 100 | 2s. 3½d. | 8 8 9 |
| Nathaniel S. Verge | | Brookfield | 1 | 150 | 2s. 6½d. | 4 15 0 |
| Peleg Ringer | | Kempt | 1 | 150 | 2s. 3½d. | 4 5 2 |
| W. F. Freeman | | Wellington | 2 | 200 | | 5 13 6 |
| Alexander Spiers | | Caledonia Road | 1 | 100 | | 2 16 3 |
| James More | | | 3 | 200 | | 5 13 6 |
| Josiah Smith | | | 1 | 150 | 2s. 3d. | 4 4 4½ |
| John Harlow | | Ponhook Lake | 1 | 250 | | 7 0 7½ |
| Francis Kempton | | Kempt | 2 | 272 | | 10 0 0 |
| W. H. Reives | Halifax | Lake Charles | 1 | 181 | 2s. 0d. | 3 2 0 |
| Joseph Reid | Cumberland | Joggin's Shore | 1 | 200 | 2s. 3d. | 16 10 0 |
| Nimrod | Annapolis | Division line of Queen's | 1 | 100 | | 11 13 6 |
| Nathaniel Parker | | Road to Lunenburg | 1 | 200 | 1s. 0d. | 2 10 0 |
| A. Simm | Hants | Beaver Bank Road | 1 | 60 | 2s. 3d. | 1 13 9 |
| John & James Johnson | Halifax | St. Margaret's Bay | 1 | 100 | | 2 16 3 |
| John Foven | | Dover | 1 | 100 | | 2 16 3 |
| Henry Wisdom | | Cable Island | 1 | | | 5 12 6 |
| | | | 75 | 9369 | | £349 10 10½ |
| | | | Deduct from H. Wisdom (entered before) | | | 5 12 6 |
| | | | | | | £343 18 4½ |

JOHN SPRY MORRIS, Commissioner Crown Lands.

Department of Crown Lands, 16th February, 1837.

The Commissioner of Crown Lands in Account with His Majesty's Government for the year 1835.

| DR. | | |
|---|----------------|-------------|
| To Cash received from the purchaser of Crown Lands, being Instalments due upon Sales made in the year 1835. | | £1005 11 14 |
| Received from the Purchasers of Crown Lands, being Instalments due upon Sales made in preceding years | | 343 18 4½ |
| | Gross Proceeds | £1349 9 5½ |
| Amount paid for Surveys | £314 8 7 | |
| Paid for Stationary, A. & W. M'Kinlay | 22 3 11½ | |
| Paid for advertising, J. Howe & Son | 1 16 0 | |
| Paid Postage | 7 15 8 | |
| Paid J. Miller, being amount of purchase money deposited by him, the lot of Land applied for having been granted before | 20 0 0 | |
| Paid Dennis Delocir, being an over payment made by him | 11 18 6 | |
| Paid Neil M'Kenna, being a deposit made by him | 2 16 3 | |
| Paid John Parker, being a deposit made by him | 2 2 0 | |
| Paid Samuel Cowling for superintending Sales of Land at Annapolis | 6 12 10½ | |
| | | 359 13 10 |
| | Net Proceeds | £959 15 7½ |

| CR. | | |
|---|------------|-----------|
| By amount of Commissioner of Crown Lands' Salary £500 stg. paid in Dollars at 4s. 4d. | £576 18 5½ | |
| Paid Clerk and Draftsman | 100 0 0 | |
| Paid Clerk for abstracting Grants under my superintendance, preparatory to the collection of Quit Rents | 44 5 0 | |
| Paid Office Attendant | 9 2 0 | |
| | | £730 5 5½ |
| Balance in the Commissioner Crown Lands hands, claimed as arrears of Salary | | 229 10 2½ |

JOHN SPRY MORRIS, Commissioner Crown Lands.

Department of Crown Lands, 31st December, 1835.

£959 15 7½

APPENDIX No. 18.

An Account of the Sales made of the Crown Lands, and of the Instalments paid thereon, during the year 1836.

| Purchasers. | Residence. | Situation of Land. | No. of Lots. | No. of Acres. | Price. | Gross amount of Sales. | Instalments paid. |
|--------------------------|--------------|------------------------|--------------|---------------|----------|------------------------|-------------------|
| Samuel Webb | Cumberland | West Chester | 1 | 100 | 2s. 8d. | £11 5 0 | £2 16 3 |
| John Robertson | | | 1 | 120 | | 13 10 0 | 3 7 6 |
| A. N. Stevens | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| Samuel Woodberry | | Wallace River | 1 | 100 | | 11 5 0 | 2 16 3 |
| Gideon Pride | | River Philip | 1 | 134 | | 15 1 6 | 3 15 1½ |
| Henry Mayne | | Gray's Road | 1 | 100 | | 11 5 0 | 2 16 3 |
| Jeremiah Moore | | West Chester | 2 | 100 | | 22 10 0 | 5 12 6 |
| John Webb | | Wallace R. Road | 1 | 100 | | 11 5 0 | 2 16 3 |
| John Rushton | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| George Rushton | | West Chester Road | 2 | 100 | | 22 10 0 | 5 12 6 |
| Edwd. Pryor Sen. | Halifax | N. W. Arm, W. Lot | W. lot | | £10 | 10 0 0 | 10 0 0 |
| Patrick Baird | Cumberland | | 1 | 200 | 2s. 8d. | 22 10 0 | 22 12 0 |
| George McKay | Halifax | New Annan, Colchstr. | 1 | 100 | 3s. | 15 0 0 | 3 15 0 |
| Donald McAulay | Cumberland | West Chester Road | 1 | 300 | | 45 0 0 | 4 0 0 |
| Alexander Humlah, | Halifax | Halibut Bay | 1 | 34 | 130s. L. | 6 10 0 | 1 10 0 |
| Charles Scott | Colchester | Upper Stewiac | 1 | 150 | 2s. 8d. | 16 17 6 | 4 4 4½ |
| William Parry | Halifax | St. Margaret's Bay | 1 | 40 | 130s. | 6 10 0 | 0 15 0 |
| Jno. Press and others | | Pope's Harbour | 2 | 300 | 3s. | 45 0 0 | 9 15 0 |
| James Cowan | | Ship Harbour | 1 | 100 | | 15 0 0 | 2 15 0 |
| Daniel Littlewood | Shelburne | Round Bay River | 1 | 5 | 130s. | 6 10 0 | 6 10 0 |
| J. Gerrard, sen. & oths. | Halifax | Spry Harbour | 1 | 100 | 3s. | 15 0 0 | 3 15 0 |
| J. Gerrard, jun. & oths. | | | 1 | 100 | | 15 0 0 | 3 15 0 |
| James Maxner | | W. Lot. Bed. Basin | 1 | | | 10 0 0 | 10 0 0 |
| John and H. Balcomb | | Isld. at Newdiguaddy. | 1 | 15 | | 10 0 0 | 10 0 0 |
| Daniel Durling | Annapolis | Near div. line Queen's | 1 | 100 | 3s. | 15 0 0 | 3 15 0 |
| Charles Bridd | | Township of Digby | 1 | 329 | 2s. 8d. | 37 0 3 | 9 5 1 |
| Mortimer O'Conner | Shelburne | Coquivit | 1 | 200 | 3s. | 30 0 0 | 5 0 0 |
| Alexander Nickerson | | Abuptic | 1 | 100 | | 15 0 0 | 10 0 0 |
| William Grono | Halifax | St. Margaret's Bay | 2 | 64 | | 9 12 0 | 9 12 0 |
| Charles McLellan | Cumberland | Leicester Bridge | 1 | 100 | 2s. 8d. | 11 5 0 | 11 5 0 |
| Benjamin Gammon | Cole Harbour | Cole Har. Island | 1 | 4 | 130s. | 6 12 0 | 1 12 6 |
| James Cameron | Halifax | Sheet Harbour | 1 | 100 | 2s. 8d. | 11 5 0 | 2 0 0 |
| George Bogle | | Ship Har. Charles' Id. | 1 | 100 | | 11 5 0 | 2 16 3 |
| Angus McLeod | | Musquodoboit | 1 | 66 | | 7 8 6 | 2 10 0 |
| James Wolf | | Ship Harbour | 1 | 150 | 3s. | 22 10 0 | 7 10 0 |
| John Hurley | | Musquodoboit | 1 | 100 | 2s. 8d. | 11 7 1 | 2 18 4 |
| James Keefe | Hants | West side Gt. Lake | 1 | 200 | 2s. 8d. | 22 10 0 | 5 12 6 |
| John Purcell | Halifax | Sheet Har. Road | 1 | 100 | 2s. 8d. | 11 7 1 | 3 0 0 |
| John Ackerson | | Prospect Road | 1 | 66 | | 7 9 10½ | 1 13 9 |
| Archibald McArthur | Sydney | St. Mary's | 1 | 200 | 2s. 8d. | 22 10 0 | 5 12 6 |
| John Martin | Halifax | Catch Hr. Fishing Lot | 1 | | 130s. | 6 10 0 | 1 12 6 |
| Ward Wheelock | Annapolis | Nictau | 1 | 134 | 7s. 6d. | 50 5 0 | 5 0 6 |
| William Ross | Lunenburg | Rear 300 Acre Lots | 1 | 400 | 3s. | 60 0 0 | 15 0 0 |
| William Mack | | New Dublin | 1 | 100 | | 15 0 0 | 3 15 0 |
| Martin Harman | | | 1 | 100 | | 15 0 0 | 3 15 0 |
| John Tretheway | | New Germany | 2 | 250 | | 37 10 0 | 9 7 6 |
| Doring Mack | | New Dublin | 1 | 100 | | 15 0 0 | 3 15 0 |
| Joseph Teobods | Annapolis | Hatfield Grant | 1 | 100 | | 11 5 0 | 2 18 4 |
| James Amero | | | 1 | 100 | 2s. 8d. | 11 13 4 | 11 13 4 |
| Stephen Amero | | | 1 | 200 | 2s. 4d. | 23 6 8 | 23 6 8 |
| A. F. Cammo | | Township Clare | 1 | 1000 | 3s. | 150 0 0 | 37 10 0 |
| Francis Boumeny | | | 1 | 364 | | 54 12 0 | 13 13 0 |
| James Cruickshanks | Halifax | Musquodoboit | 1 | 100 | | 11 5 0 | 2 16 3 |
| Chas. Anderson | | | 1 | 60 | 2s. 8d. | 6 15 0 | 6 15 0 |
| F. S. Bounanfant | Annapolis | Township of Clare | 2 | 369 | | 44 11 0 | 5 12 6 |
| Charles Doucett | | | 1 | 200 | | 22 10 0 | 5 12 6 |
| Jeremiah Doucett | | | 1 | 200 | | 22 10 0 | 5 12 6 |
| Robert Pengelly | Halifax | Halifax Har. W Lot | 1 | | | 15 0 0 | 15 0 0 |
| John Hanley | | Musquodoboit | 1 | 100 | | 11 7 1 | 2 18 4 |
| Edward Walsh | | Township of Halifax | 1 | 60 | 2s. 8d. | 6 15 0 | 1 10 0 |
| Robert McKay | Pictou | Carriboo | 1 | 100 | 2s. 8d. | 11 5 0 | 7 10 0 |
| John Barss | Queen's | Township Liverpool | 1 | 200 | | 22 10 0 | 5 12 6 |
| James Barss | | | 1 | 200 | | 22 10 0 | 5 12 6 |
| E. C. Barss | | | 1 | 200 | | 22 10 0 | 5 12 6 |
| Robert Miles | | | 1 | 150 | | 16 17 6 | 4 4 4½ |
| F. S. Bounanfant | Annapolis | Township of Digby | 3 | 466 | | 52 8 6 | 13 14 6 |
| Cereic Melanson | | Wentworth Settlmnt. | 3 | 167 | | 19 9 8 | 19 9 8 |
| George Harris | | Bear River, W. Lot | 1 | | 130s. | 6 10 0 | 1 12 6½ |
| James C. Betts | | | 1 | | | 6 10 0 | 3 5 0 |
| Ganet Doyle | Cumberland | West Chester Road | 1 | 100 | 2s. 8d. | 11 5 0 | 2 16 3 |
| George Rushton | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| Gabriel Purdy | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| Ranna C. Stephens | | Township of Wallace | 1 | 100 | | 11 5 0 | 2 16 3 |

APPENDIX No. 18.

| Names of Purchasers. | Place of Residence. | Situation of Land. | No. of Lots | No. of Acres. | Price. | Gross amount of Sales. | Instalments paid. |
|----------------------|---------------------|----------------------|-------------|---------------|---------|------------------------|-------------------|
| Isaac L. Ladd | Cumberland | Pugwash Lake | 2 | 400 | 2s. 3d. | £45 0 0 | 11 5 0 |
| John Forshner | | | 1 | 200 | | 22 10 0 | 5 12 6 |
| Samuel Volans | | Musquedoboit Har. | 1 | 100 | | 11 5 0 | 2 16 3 |
| Aaron McKinlay | Sydney | Liscomb's Harbour | 1 | 100 | | 11 5 0 | 2 16 3 |
| John McKinlay | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| Richard Walters | | | 1 | 100 | | 11 5 0 | 1 8 11½ |
| Nathan Bennet | Cumberland | Claremont | 1 | 200 | | 22 10 0 | 5 12 6 |
| Aaron Ross | | Road to Little Forks | 1 | 100 | | 11 5 0 | 6 9 3 |
| Robert Terries | | Gray's Settlement | 1 | 180 | | 20 5 0 | 7 10 0 |
| Francis Bomnorof | Annapolis | Township of Clare | 1 | 248 | | 27 18 0 | |
| Thomas Cleary | | | 1 | 150 | | 16 17 6 | 4 5 11½ |
| Ambrose Bomnorof | | | 1 | 137 | | 15 6 3 | |
| Francis Romerof | | | 1 | 170 | | 19 2 6 | |
| W. B. Turnbull | | Bear River W. Lot | 1 | | 130s. | 6 10 0 | |
| Jacob Hartling | Lunenburg | New Dublin | 1 | 107 | 2s. 3d. | 12 0 9 | 3 0 2 |
| Frederick Will | | | 1 | 105 | | 11 16 3 | 2 19 0½ |
| James Will | | | 1 | 107 | | 12 0 9 | 3 0 2 |
| Samuel Kock | | | 2 | 200 | | 22 10 0 | 5 12 6 |
| Henry Kock | | | 1 | 150 | | 16 17 6 | 4 4 4½ |
| John Kock | | | 1 | 142 | | 15 19 6 | 3 19 10½ |
| George McKay | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| Conrad Wentzel | | | 1 | 200 | | 22 10 0 | 5 12 6 |
| Henry Kaulbeck | | New Germany | 1 | 260 | | 22 10 0 | 5 12 6 |
| John Tretheway | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| John Myra | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| Frederick Selig | | | 1 | 82 | | 9 4 6 | 2 16 3 |
| John Zwicker | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| William Ross | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| Jacob Feindal | | | 2 | 112 | | 12 12 0 | 3 3 0 |
| Peter Mackey | | New Dublin | 1 | 170 | | 19 2 6 | 4 15 7½ |
| James Mahanoy | Halifax | Port Petpiswick | 1 | 100 | 3s. 7d. | 17 18 4 | 4 9 7 |

117 14884

£1951 15 10½ 581 14 8

JOHN SPRY MORRIS, Commissioner Crown Lands.

Department of Crown Lands, 16th February, 1837.

An Account of the Instalments paid (upon Sales made of the Crown Lands in the preceding years) during the year 1836.

| Purchasers. | Residence. | Situation of Land | No. of Lots. | No. of Acres. | Price. | Gross amount of Sales. | Amount paid. |
|------------------------|------------|---------------------|--------------|---------------|----------|------------------------|--------------|
| George Dorning | Lunenburg | Township of Chester | 1 | 100 | 2s. 3d. | £11 5 0 | £2 16 3 |
| George Will | | New Dublin | 1 | 100 | | 11 5 0 | 2 16 3 |
| James Rutherford | Cumberland | Two Rivers | 1 | 100 | | 11 5 0 | 8 7 6 |
| Joseph Cammo | Annapolis | Township Clare | 1 | 374 | 3s. | 56 2 0 | 4 0 6 |
| James Gilmour | Cumberland | Pugwash Lake | 1 | 200 | 2s. 3d. | 22 10 0 | 1 17 6 |
| Richard Carter | Halifax | Shoal Bay | 1 | 200 | | 22 10 0 | 4 5 0 |
| Robert Smith | Cumberland | Fort Lawrence | 1 | 10 | 30s. | 15 0 0 | 11 0 0 |
| James Smith | | | 1 | 10 | 37s. 6d. | 18 15 0 | 13 16 3 |
| Joseph Smith | | | 1 | 10 | | 18 15 0 | 13 16 3 |
| Martin Bent | | | 1 | 51 | | 8 18 3 | 6 8 9 |
| W. W. Bent | | | 1 | 10 | 29s. | 14 10 0 | 10 12 6 |
| H. Richey & G. Stevens | | | | | | | |
| Joshua Chandler | | Pugwash Lake | 1 | 100 | 2s. | 10 0 0 | 4 18 6 |
| Andrew McClellan | | Fort Lawrence | 1 | 10 | 27s. | 13 10 0 | 10 10 0 |
| W. Logan & J. McKein | Halifax | | 1 | 30 | 130s. L. | 6 10 0 | 1 12 6 |
| Michael Gordon | Cumberland | | 1 | 12½ | 32s. | 20 0 0 | 16 2 0 |
| James Robertson | Halifax | Cole Harbour | 5 | 25 | | 25 8 9 | 6 7 2½ |
| Dennis Morris | Annapolis | Perott Settlement | 1 | 100 | 2s. | 10 0 0 | 4 0 0 |
| Henry A. Gladwin | Halifax | Musquedoboit | 1 | 334 | 2s. 3d. | 37 11 6 | 37 11 6 |
| Alexander Hubley | | St. Margt's Bay | 1 | 150 | | 16 17 6 | 4 4 4½ |
| James Boutillier | | | 1 | 150 | | 16 17 6 | 4 4 4½ |
| T. Skinner & P. Walsh | | Prospect | 2 | 24½ | 130s. L. | 6 10 0 | 6 10 0 |
| Roderick McKay | Shelburne | | 1 | 100 | 3s. | 15 0 0 | 9 17 6 |
| John George Allen | Cumberland | Fort Lawrence | 1 | 7 | 32s. | 11 4 0 | 8 3 0 |
| Henry Purdy | | West Chester | 4 | 100 | 2s. 3d. | 45 0 0 | 7 0 0 |
| Robert Logan | Halifax | Musquodoboit | 1 | 100 | | 11 5 0 | 5 12 6 |
| Isaac Wonnell | | | 1 | 200 | | 22 10 0 | 9 7 6 |

APPENDIX No. 18.

| Purchasers. | Residence. | Situation of Land. | No. of Lots. | No. of Acres. | Price. | Gross amount of Sales. | Amount paid. |
|------------------------|------------|-----------------------|--------------|---------------|----------|------------------------|--------------|
| William Johnston | Pictou | Barney's River | 1 | 100 | 2s. 4d | 11 13 4 | 8 15 0 |
| Martin Voglar | Lunenburg | New Dublin | 1 | 100 | 2s. 3d | 11 5 0 | 2 16 3 |
| Christian Voglar | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| Frederick Voglar | | | 1 | 200 | | 22 10 0 | 5 12 6 |
| Thomas Voglar | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| William Ross | | New Germany | 1 | 700 | | 78 15 0 | 19 13 9 |
| Donald McDonald | Sydney | South Rvr. Antigonish | 1 | 500 | £80 L. | 80 0 0 | 70 0 0 |
| John Monk | Halifax | Ship Harbour | 1 | 150 | 2s. 3d. | 16 17 6 | 4 4 4½ |
| John Bogle | | Charles' Island | 1 | 100 | | 11 5 0 | 2 16 3 |
| Allan Cameron | | Shoal Bay | 1 | 100 | | 11 5 0 | 2 16 3 |
| Lewis Lewis | Cumberland | Toney's Bay | 1 | 150 | | 16 17 6 | 0 17 6 |
| James Cameron | Halifax | Sheet Harbour | 2 | 280 | | 22 10 0 | 10 10 0 |
| Henry Crumb & others. | | Shoal Bay | 1 | 150 | | 16 17 6 | 4 4 4½ |
| George Harple | | Jeddore | 1 | 100 | | 11 5 0 | 2 0 0 |
| William Fisher | | Musquedoboit | 1 | 100 | | 11 5 0 | 2 16 3 |
| Thomas Shipley | Lunenburg | New Germany | 1 | 200 | | 22 10 0 | 16 17 6 |
| William Ross | | | 1 | 700 | | 78 15 0 | 6 18 9 |
| William Ross | | | 1 | 314 | | 35 6 6 | 3 16 7½ |
| Paton Roxwell | | | 1 | 114 | | 12 16 6 | 3 8 6 |
| Samuel Foot | Annapolis | Township of Clare | 1 | 142 | 2s. 3½. | 16 5 5 | 1 1 0 |
| Isael Hall | | | 1 | 116 | | 13 1 0 | 3 6 5 |
| Ebenezer Corning | | | 1 | 98 | | 11 0 6 | 2 16 2 |
| Francis Parker | Hants | River Petite, W. Lot | 1 | | Lot | 12 10 0 | 8 10 0 |
| George Stevens | Halifax | Musquedoboit Har. | 1 | 175 | 2s. 3d. | 19 13 9 | 4 18 5 |
| Fred. Eisan & others | | Ship Harbour | 1 | 100 | | 11 5 0 | 3 0 3 |
| James Gray | Annapolis | Perott Settlement | 2 | 530 | | 59 12 6 | 12 1 10½ |
| John Bothe | Lunenburg | Indian Point | 1 | 100 | | 11 5 0 | 3 0 0 |
| John Bowen | Halifax | New Guysboro' Road | 2 | 200 | | 22 10 0 | 4 0 0 |
| Martin Duigan | Sydney | Soldier's Grant | 1 | 40 | 150s. L. | 7 10 0 | 5 0 0 |
| David Low | Halifax | Sheet Harbour | 2 | 250 | 2s. 3d. | 28 2 6 | 9 7 6 |
| John Low | | | 2 | 250 | | 28 2 6 | 4 7 6 |
| George Dorey | | St. Margaret's Bay | 1 | 100 | | 11 5 0 | 2 16 3 |
| Robert McKay | Shelburne | Roseway River, M. L. | | | | 10 0 0 | 5 8 9 |
| David Perry | Annapolis | Township of Clare | 1 | 99 | 2s. 3½. | 11 2 3 | 2 16 8½ |
| Francis Kempton | Queen's | Kempt Settlement | 2 | 272 | 2s. 3d. | 30 12 0 | 4 0 0 |
| W. F. Freeman | | Wellington | 2 | 200 | 2s. 3½. | 22 12 1 | 11 3 0 |
| Alexander Spiers | | Caledonia Road | 1 | 100 | 2s. 3d. | 11 5 0 | 5 12 6 |
| Joseph Irvin | | Kempt | 1 | 200 | | 22 10 0 | 11 5 0 |
| Alexander Cameron | | Brookfield | 1 | 150 | | 16 17 6 | 11 17 6 |
| James More | | Caledonia | 2 | 100 | 2s. 3½. | 11 7 1 | |
| James More | | | 1 | 100 | | 11 7 1 | 5 12 6 |
| John Harlow | | Ponhook Lake | 1 | 250 | 2s. 3d. | 28 2 6 | 7 0 7½ |
| Josiah Smith | | | 1 | 150 | | 16 17 6 | 4 4 4½ |
| W. F. Freeman | | Wellington | 1 | 100 | | 11 5 0 | 5 12 6 |
| Richard Kempton | | Kempt | 1 | 220 | | 24 15 0 | 6 3 9 |
| Barnard Dowling | | Caledonia | 1 | 100 | | 11 5 0 | 2 16 3 |
| Benjamin Sabean | Annapolis | Clare | 1 | 280 | | 22 10 0 | 10 4 9 |
| Aaron Sabean | | | 1 | 200 | | 22 10 0 | 11 5 0 |
| Fanny Kiely | Halifax | Blind Bay | 1 | 100 | | 11 5 0 | 4 3 9 |
| John Dotten | Cumberland | Wallace, (Lot Marsh) | 1 | 4½ | 130s. | 6 10 0 | 6 10 0 |
| Jacob G. Purdy | | West Chester | 2 | 200 | 2s. 3d. | 22 10 0 | 5 12 6 |
| Leonard Pye | Sydney | Liscomb's Harbour | 2 | 100 | | 11 5 0 | 8 5 0 |
| William Weagle | Lunenburg | New Dublin | 1 | 100 | | 11 5 0 | 7 14 0 |
| Nathaniel Parker | Annapolis | | 1 | 200 | 1s. | 10 0 0 | 5 0 0 |
| John Hibbit | Hants | Windsor Road | 1 | 150 | 2s. 3d. | 16 17 6 | 2 16 3 |
| Robert Logan | Halifax | Musquedoboit | 1 | 100 | | 11 5 0 | 2 16 3 |
| John Falvie | | Ship Harbour | 1 | 100 | | 11 5 0 | 2 16 3 |
| Jacob P. Culp | Lunenburg | Kempt | 3 | 250 | | 28 2 6 | 16 17 6 |
| George Bannerman | Colchester | | 1 | 100 | 2s. | 10 0 0 | 2 5 0 |
| Mathew Henderson | | Tatmagouche | 1 | 100 | 3s. | 15 0 0 | 4 0 0 |
| Thomas Holland | Halifax | St. Margaret's Bay | 1 | 70 | 2s. 3d. | 7 17 6 | 1 0 0 |
| John Ross | Cumberland | Pugwash Lake | 1 | 200 | | 22 10 0 | 3 10 0 |
| Alexander Ross | | | 1 | 200 | | 22 10 0 | 3 10 0 |
| John & Jas. Johnston | Halifax | St. Margaret's Bay | 2 | 150 | | 16 17 6 | 4 8 9 |
| M. & J. McBride | Annapolis | Township of Digby | 2 | 341 | | 38 8 6 | 19 5 0 |
| John Foven | Halifax | Dover | 1 | 100 | | 11 5 0 | 2 16 3 |
| John Foven | | Shag Bay | 1 | 100 | | 11 5 0 | 3 15 0 |
| William Allen | Annapolis | Wilmot | 2 | 100 | | 11 5 0 | 2 16 3 |
| J. D. Weeks | Halifax | Ship Harbour | 1 | 100 | | 11 5 0 | 1 0 0 |
| W. Moore & J. Johnston | | St. Margaret's Bay | 1 | 100 | | 11 5 0 | 5 12 6 |
| Peter Meisener | Lunenburg | New Dublin | 1 | 100 | | 11 5 0 | 2 16 3 |
| John Bolivar | | | 1 | 100 | | 11 5 0 | 2 16 3 |
| Frederick Weagle | | Chelsea | 1 | 100 | | 11 5 0 | 2 16 3 |
| A. Corner | Halifax | Ship Harbour | 1 | 60 | | 6 15 0 | 4 13 1 |
| Francis Parker | Hants | River Petite | 5 | 5000 | 3s. | 750 0 0 | 75 0 0 |

£773 4 8½

JOHN SPRY MORRIS, Commr. Crown Lands.

Department of Crown Lands, 16th February, 1887.

APPENDIX Nos. 18, 19.

The Commissioner of Crown Lands in Account with His Majesty's Government for the year 1836.

| | | |
|--|----------------|------------|
| DR. | | |
| To Cash received, being Instalments paid by the Purchasers of Crown Land, upon Sales made in the year 1836 | | £581 14 8 |
| Received, being Instalments due by the purchasers of Crown Land, upon Sales made in preceding years | | 773 4 8 |
| | Gross Proceeds | £1354 19 4 |
| Amount paid for Surveys | £366 17 9 | |
| Paid John Howe for Printing | 6 18 0 | |
| Paid Joseph Howe for Printing | 3 12 6 | |
| Paid back deposits made upon applications to purchase Cr. Land | 7 10 0 | |
| Paid Fees upon Escheat of Land purchased by Donald M'Donald | 21 0 0 | |
| Paid Crown Officers for prosecuting Trespassers upon Cr. Land | 14 1 6 | |
| | | 419 19 9 |
| | Net proceeds | £934 19 7 |

| | | |
|--|--|-----------|
| CR. | | |
| By amount of Commissioner of Crown Lands' Salary, £500 stg. paid in dollars at 4s. 4d. | | £576 18 5 |
| Amount paid Clerk and Draftsman | | 100 0 0 |
| Office Attendant | | 9 2 0 |
| For Stationary | | 24 1 9 |
| Postage | | 8 9 5 |
| | | £718 11 7 |
| Balance in the hands of the Commissioner of Crown Lands | | 216 8 0 |
| | | £934 19 7 |

JOHN SPRY MORRIS, Commissioner of Crown Lands.

Department of Crown Lands, 31st December, 1836.

Statement of the Sales of Crown Lands in the Island of Cape-Breton, and of the appropriation of the proceeds, in the years 1833, 1834, 1835 and 1836.

| YEAR | Number of acres sold. | Gross amount of Receipts, including instalments of former years. | Deductions, including expenses of Survey, Clerk and contingencies. | Net proceeds. CURRENCY. |
|------|-----------------------|--|--|-------------------------|
| 1833 | 14,316 | £901 5 2 | £137 19 0 | £763 6 2 |
| 1834 | 5,717 | 694 13 5 | 230 10 3 | 464 3 2 |
| 1835 | 2,345 | 418 16 11 | 137 12 0 | 281 4 11 |
| 1836 | 1,909 | 346 6 2 | 50 6 11 | 295 19 3 |
| | 24,287 | £2,361 1 8 | £556 8 2 | £1,804 13 6 |

The amount of the net proceeds has been applied to the payment of the Commissioner's Salary. Abstracted from the Returns of H. W. Crawley, Esq. Commissioner of Crown Lands, Cape-Breton.

RUPERT D. GEORGE.

Halifax, 24th February, 1837.

No. 19.

(See Page 78.)

DR. *Account of Receipts and Disbursements of His Majesty's Casual Revenue in Nova-Scotia for the year 1836.*

| | |
|--|------------|
| Decr. 31st, 1836. To paid the following Officers their respective Salaries for the Year ending 31st December, 1836, in Dollars at 4s. 4d. viz :— | STERLING. |
| The Chief Justice | £882 13 10 |
| The Attorney General | 415 7 9 |

APPENDIX No. 19.

| | |
|--|------------|
| The Surveyor General | £155 15 4 |
| The Surveyor General, Cape-Breton | 103 17 0 |
| The Prothonotary | 103 17 0 |
| The Superintendent of Coal Mines | 103 17 0 |
| The Harbor Master, Sydney | 103 17 0 |
| Sir Rupert George, a moiety of the Provincial Secretary's Salary, at the rate of £1000 Sterling per annum, from the 1st January to 5th November, inclusive, during which period he was absent on leave | 439 11 4 |
| Thomas W. James, Esquire, Deputy Provincial Secretary, the other moiety of the same Salary for the same period | 439 11 4 |
| Sir Rupert George, the full Salary of Provincial Secretary, from 5th November to 31st December | 159 6 6 |
| W. Sims, Esquire, as Private Secretary to the Lieutenant-Governor, from 1st January to 5th November, at 10s. Sterling a day | 160 8 10 |
| Thomas W. James, Esquire, his Salary as Chief Clerk in the Provincial Secretary's Office, at £250 Sterling per annum, from 5th November to 31st December | 38 16 7 |
| To paid F. Passow, 2d Clerk in Do. his Salary, from 1st January to 31st December | 90 0 0 |
| Wm. H. Keating, Esquire, for occasional assistance in the Provincial Secretary's Office | 40 0 0 |
| John Howe, for Printing for Government | 18 6 0 |
| Provincial Secretary, for Stationary, Fuel, Messenger, Postage and other Contingencies | 50 0 0 |
| To paid for a Bill of Exchange remitted to Miss Cox, in payment of her Pension of £100 Sterling, for the year ending 31st December, 1836 | 112 10 0 |
| Paid Surveyor General of Cape-Breton for Office Rent for the year | 18 0 0 |
| To paid the Honorable Samuel Cunard, in part re-payment of a Loan of £3000 Currency from the General Mining Association | 1515 6 0 |
| Paid John S. Morris, Esquire, being his Salary as Commissioner of Crown Lands for the last year, in Dollars at 4s. 4d. | 519 4 7 |
| Paid Ditto, being for the Salary of a Clerk, and the Contingencies of his Office | 127 9 11 |
| Paid H. W. Crawley, Esquire, Commissioner of Crown Lands in Cape-Breton, as payment of his Salary and the Contingencies of his Office | 266 7 4 |
| To Balance | 1040 14 1 |
| | <hr/> |
| | £6904 17 5 |

| CR. | | STERLING. |
|----------------|--|-------------|
| Jany. 1, 1836. | By Balance in hand | £37 11 8 |
| July 1. | The following Sums received in Dollars at 4s. 6d. viz :-- | |
| | This amount advanced by the General Mining Association as a Loan according to an agreement with His Majesty's Government | 450 0 0 |
| Decr. 31. | Rent of the reserved Mines in Cape-Breton and Pictou, for the year ending this day | 3000 0 0 |
| | Duty on 16,836 Chaldrons 43 Bushels of Coal, Newcastle Measure, at 2s. Currency per Chaldron * | 1515 6 0 |
| | Three years rent of the Mines in Nova-Scotia, proper, under the General Lease thereof to His late Royal Highness the Duke of York, up to the 24th June, 1836 | 3 0 0 |
| | Amount of Fees received at the Secretary's Office during the year ending 31st December, 1836, including £281 19s. 10d. Sterling, received from Cape-Breton, and £20 11s. 7d. Sterling, from same Island, omitted to be credited in last year's Account | 791 2 8 |
| | Received from John S. Morris, Esquire, being the net amount of Receipts by him as Commissioner of Crown Lands for Nova-Scotia, proper, during the last year | 841 9 9 |
| | Received from H. W. Crawley, Esquire, being the net amount of Receipts by him as Commissioner of Crown Lands for Cape-Breton, during the last year | 266 7 4 |
| | | <hr/> |
| | | £6904 17 5 |
| | Winchester Measure.— | Chals. Bus. |
| | The quantity of Coals sold from the several Mines in the year 1836 was | 36836 43 |
| | Deduct free from duty by Lease | 20000 0 |
| | | <hr/> |
| | Subject to duty of 2s. Currency, per Chaldron | 16836 43 |

RUPERT D. GEORGE, Treasurer of the King's Casual Revenue.

Halifax, 23d February, 1837.

No. 20.

(See Page 78.)

Halifax, 23d February, 1837.

SIR—

Since I had the honor of submitting to you for His Excellency's consideration, the Plan, Report, Estimate and Specification, of the proposed line of Road surveyed by Mr. Munro and myself, from the new Avon Bridge to Wolfville.—I have been informed that another line from said Bridge to Bishop's, at the half-way River, represented by the pink wash on the plans, is to be recommended to the House.

This line had been brought under our notice, and is one of those which, after having surveyed, we abandoned, because we conceived that the improvement required would not thereby be achieved. From the Bridge, through the Falmouth Settlement, to French Brook, a distance of 2 & 1 miles, this line alternately rises and falls; it then ascendst he Falmouth Mountain, at an average of one foot in nineteen, along the winding Banks of a small Brook, for a distance of 2½ miles, crossing the summit of the Mountain, in a place not greatly below the elevation of the present road, and then descending at an average of about one foot in sixteen, for a distance of 1½ miles, to Bishop's, at half-way River. As this route abates but very little the ascent of the Falmouth Mountains, and retains the whole of the Horton Mountains, and the hills on the other side of the Gaspercau, Mr. Munro and myself felt no hesitation in abandoning it, conceiving that however necessary it might be to have a Cross Road in this direction, these Mountains and Hills, which are very bad, would form serious objections to its usefulness as a great leading road to the western section of the Province.

The accompanying plan of vertical sections which have been taken from actual Surveys, will shew the comparative elevation of the two lines.

I have the honor to be, Sir,

Your most obedient Servant,

JOHN G. MCKENZIE.

Sir Rupert D. George.

No. 21.

(See Pages 79, 80.)

THE Committee appointed to enquire into, and report upon, the Petition of John George Hierlihy, have agreed to report, and do report as follows, that is to say:—

That the Petitioner, in his capacity of Health Officer, and for pursuing a public prosecution, under the Act for enforcing performance of Quarantine, did attend at the General Sessions of the Peace, as stated in his Petition, and did incur certain expenses, which, together with a compensation for his loss of time, to which the Committee conceive the Petitioner fairly entitled, are computed by Petitioner at the sum of Eleven Pounds, which amount the Committee deem moderate, and recommend to be granted to the Petitioner.

ALEXANDER McDOUGALL, Chairman.

Committee Room, 23d February, 1837.

No. 22.

(See Page 84.)

(Copy.)

Downing Street, 21st December, 1836.

SIR—

I have the honor to transmit to you herewith, the copy of a Letter from the Secretary of the Treasury, enclosing a further correspondence with the Board of Admiralty and the Trinity House, on the subject of the Light-Houses to be erected in the Gulf of St. Lawrence. You will observe from Mr. Wood's Letter of the 30th ultimo, which forms part of this correspondence, that Captain Bayfield has been instructed to proceed in the Schooner Gulnare, under his command, to St. Paul's Island, for the purpose of making such enquiries on the spot as may enable His Majesty's Government to decide on the most eligible sites for the proposed Light-Houses. I have, therefore, to request that you will issue the necessary instructions to the Commissioners recently appointed in this behalf, and to all the other local authorities in the Province under your Government, to afford to Captain Bayfield every facility for the prosecution of his enquiries.

I have the honor to be, Sir,

Your most obedient humble Servant,

(Signed)

GLENELG.

Major-General Sir Colin Campbell, &c. &c. &c.

APPENDIX No. 22.

(Copy.)

Treasury Chambers, 7th December, 1836.

SIR—

With further reference to the Communication made to you, on the 21st October last, on the subject of the arrangement for establishing a Light-House on St. Paul's Island, I am commanded by the Lords Commissioners of His Majesty's Treasury to transmit copies of Letters addressed to this Board, by the Secretary of the Admiralty, on the 29th October last, and by the Secretary of the Trinity House, on the 8d ultimo, and of a further communication made to the Board of Admiralty, on the 15th ultimo, and of the reply thereto, of the 30th ultimo; and, with reference to the directions given to Captain Bayfield, I am to request you will move Lord Glenelg to cause such instructions to be conveyed to the Lieutenant-Governors of Nova-Scotia and New-Brunswick, and to the Governor of Lower-Canada, as may ensure the prompt co-operation of the Provincial Commissioners, and of any other local authorities, in the prosecution of the enquiries with which Captain Bayfield is charged, in order that no avoidable delay may occur in the transmission of that Officer's Report.

I am, &c.

(Signed)

A. Y. SPEARMAN.

James Stephen, Esq. &c. &c. &c.

(Copy.)

Trinity House, London, 3d November, 1836.

SIR—

I have it in command to acknowledge the receipt of your Letter of the 24th ultimo, in further reference to the arrangements made in relation to the intended Establishment of Light-Houses upon the Islands of St. Paul and Scatarie, off the Coast of Nova-Scotia, and transmitting, by direction of the Right Honorable the Lords Commissioners of His Majesty's Treasury, an extract from an Award and Agreement entered into by certain Commissioners appointed by the Provincial Legislatures of Lower Canada, New-Brunswick, Nova-Scotia and Prince Edward Island, to settle the proportions in which the respective Provinces should contribute towards the maintenance of the Establishment, and to make other requisite arrangements relating to the execution of the works. In this Award, the Commissioners recommend that "two good and sufficient Light-Houses, with Bells and Guns, shall be erected on St. Paul's Island, at the extreme points, so as to be conspicuous on entering and leaving the Gulf of St. Lawrence," and on this point you signify their Lordships desire to receive the opinion of this Corporation, particularly as to the utility of the second Light, recommended by the Commissioners, and whether it is liable to any of those technical objections which appeared to attach to the exhibition of two Lights in one aspect.

The elder Brethren have heretupon carefully reviewed the former communications and papers with which they have been favoured upon this subject, and particularly those contained in Mr. Stewart's letter of the 6th March, 1835, and that from Captain Beaufort, the Hydrographer to the Admiralty, dated 9th April following, and having also referred to the letter which I had the honor to address thereupon to Mr. Stewart, under date the 15th May, 1835, they direct me to request you will acquaint their Lordships that they do not see any reason to alter the opinion therein expressed, as to the sufficiency of one Light-House upon the Island of St. Paul, placed in the situation recommended in the able Report of Mr. J. W. Jones, Master of His Majesty's Ship Husar, by whom the Island had been surveyed in especial reference to this object. The situation so pointed out is thus described, viz—"Upon the summit of the centre of the three hills upon that Island, which, by the measurement of that Officer, is 229 feet above the level of the sea." The Light-House to be, as also suggested by Mr. Jones, 80 feet to the centre of the Lantern, in which the Elder Brethren further recommend that a triangular revolving Light having five Lamps and Parabolic Reflectors upon each face of the triangle should be exhibited. In the Report adverted to, which is addressed to Rear Admiral Sir Charles Ogle, Bart. dated the 20th October, 1829, Mr. Jones distinctly states that a Light-House in that situation "could be seen over the other hills, and from every direction, and ships could run boldly for it, and never could pass on either side in the tideway without seeing it."

The Elder Brethren, however, beg to observe, that, notwithstanding their adherence to their former opinion upon this subject, they do not perceive any material objection to the erection of two Light-Houses in the situations recommended by the Commissioners, should it appear to the local authorities that the desired object will thereby be more effectually attained, excepting only the additional expense which will be required for the maintenance of two Establishments, and provided the appearance of the Lights is rendered so dissimilar as to prevent the possibility of their being mistaken for each other or for any other Lights in that part of British North America.

The opinion expressed by the Elder Brethren, that two flashing Lights, as described in my Letter of the 15th May, 1835, should be established on the Island of Scatarie, was founded on the considerations of their economy, in point of equipment and annual charge, (their supposed contiguity obviating the necessity of two Establishments of Keepers,) and the discriminative character which Lights of that description would present, the attainment of which, the existence of single Lights in other neighbouring situations renders very important.

I have, &c.

(Signed)

J. HERBERT.

A. Y. Spearman, Esq. &c. &c. &c.

(Copy.) *Admiralty, 29th October, 1836.*

SIR—

Having laid before my Lords Commissioners of the Admiralty your Letter of the 26th instant, on the subject of the erection of Light-Houses on the Islands of St. Paul and Scatarie, in the Gulf of St. Lawrence: I am commanded by their Lordships to acquaint you, for the information of the Lords of His Majesty's Treasury, that my Lords are of opinion that two single Lights, one on each extreme of St. Paul's Island, would be dangerous, from partial fogs, which might often obscure one of them, in which case the Seamen would have no means of knowing whether the one which remained visible was on the one or the other extreme; and that, if there must be two Lights, one ought to be intermittent, with quickly repeated flashes, in order to distinguish it from Scatarie Light, which should slowly revolve with long intervals. I am, &c.

[Signed]

JOHN BARROW.

A. Y. Spearman, Esq. Treasury.

(Copy.) *Treasury Chambers, 15th November, 1836.*

SIR—

The Lords Commissioners of His Majesty's Treasury having had under their consideration a further Report from the Elder Brethren of the Trinity House, dated 3d instant, respecting the intended establishment of Light-Houses upon the Islands of St. Paul and Scatarie, off the Coast of Nova-Scotia, in which they state, that after reviewing all the Communications which had been made to them on this subject, they still adhere to the opinion which they had formerly expressed, that one Light-House to be placed on the summit of the centre of three Hills in the Island of St. Paul, 229 feet above the level of the Sea, would be sufficient; but they do not, however, perceive any material objection to the erection of two Light-Houses in the situations recommended by the Commissioners appointed by the Provincial Legislatures, should it appear to the local Authorities that the desired object will thereby be more effectually attained; I am directed by their Lordships to transmit to you, with reference to the former correspondence on the subject, a Copy of this further Report, in order that it may be submitted to the Lords of the Admiralty, and to request that in so doing you will state to their Lordships that the expediency of establishing two Light-Houses on the Island of St. Paul was very strongly urged by the Commissioners recently deputed from New-Brunswick to communicate with His Majesty's Government on various matters connected with the affairs of that Province. It appears, therefore, to my Lords very desirable before any final decision is made in regard to the positions or mode of exhibiting the Light or Lights on that Island, that some competent Officer of His Majesty's Naval Force on the North American Station should be instructed to examine on the spot the several propositions which have been submitted to His Majesty's Government, in communication and conjunction with the Commissioners delegated by the North American Provinces, to make arrangements for the maintenance of the Lights, and with the Commissioners of Lights in Nova-Scotia; and after making all requisite enquiries from persons possessing local knowledge of the Navigation of those Seas, connected with, and engaged in, the maritime Trade of the Provinces concerned, to make a full and specific Report to His Majesty's Government of the information he may collect, and the opinion he may be induced to form, in regard to the eligibility of the respective propositions which have been submitted on this subject.

With this view, my Lords suggest that the Officer selected to make the enquiry should be furnished with Copies of the Reports of the Hydrographer of the Admiralty, and of the Master of His Majesty's Ship "*Hussar*," and likewise of the Letters from the Elder Brethren of the Trinity House, and of the award of the North American Commissioners, and any further communications or documents before the Lords of the Admiralty which may appear necessary to put him fully in possession of all the circumstances of the case.

In forwarding to you the enclosed Copy of the Award of the North American Commissioners, I am at the same time further to state that it appears to me to be most desirable that no time should be lost in instituting the suggested enquiry, and that upon being apprised of the directions which may be given by the Board of Admiralty in this Report, my Lords will request Lord Glenelg to convey such instructions to the Officers administering the Government of Lower Canada, New-Brunswick, Nova-Scotia, and Prince Edward's Island, as will ensure the ready co-operation of the Provincial Commissioners and other local Authorities in the proposed investigation. I am, &c.

[Signed]

A. Y. SPEARMAN.

To _____ Secretary Admiralty.

(Copy.) *Admiralty, 30th November, 1836.*

SIR—

Having laid before my Lords Commissioners of the Admiralty, your Letter of the 15th instant, on the subject of the Establishment of a Light-House or Light-Houses, on the Island of St. Paul, I am commanded by their Lordships to acquaint you, for the information of the Lords of His Majesty's Treasury, that Captain Bayfield has been informed that directions have been given to the

APPENDIX No. 23.

List of Fees received at the Provincial Secretary's Office, Halifax, in the year 1834.

| | | | |
|------------------------------------|----------|---|-----------|
| 248 Marriage Licences | £243 0 0 | Certificates under Governor's Hand and Seal, 10 | £18 0 0 |
| Commissions—Militia, 2 Lieut. Col. | 4 13 4 | Copies of Grants and other Papers | 6 5 0 |
| 1 Major | 2 6 8 | Grants of Land, 7 at 52s. | 18 4 0 |
| 19 Captains | 24 0 0 | " 1 " | 6 1 6 |
| 32 Lieutenants | 21 12 0 | Passes | 11 0 0 |
| 1 Adjutant | 0 13 6 | Searches | 1 0 0 |
| Judge Supreme Court | 5 16 8 | | |
| Master of the Rolls | 5 16 8 | | |
| Judges Common Pleas, 2 | 4 13 4 | Amount carried forward | £484 19 4 |
| Justices of the Peace, 13 | 19 10 0 | <i>List of Fees collected by H. W. Crawley, Esq. in Cape-</i> | |
| Prothonotary | 5 16 8 | <i>Breton, and received at the Secretary's Office, in 1834.</i> | |
| Streets, 3 | 3 10 0 | On 10 Petitions for Land (11s. 6d.) and one | Currency. |
| Public Notaries, 3 | 7 0 0 | half fee | £6 2 6 |
| Collectors Excise, 3 | 8 5 0 | On 9 Warrants of Survey | 5 5 0 |
| Insolvent Estates, with orders, 62 | 36 3 4 | On 19 Grants | 176 6 7 |
| Sewer | 1 10 0 | | |
| Tide Waiter | 1 10 0 | Deduct Mr. Crawley's Commission at 5 per cent. | £187 14 1 |
| Trustee School Land | 1 10 0 | | 9 7 9 |
| Collectors Light Money, 4 | 6 0 0 | | |
| Coroner | 1 10 0 | Brought forward amount collected in Halifax | £178 6 4 |
| Inspector Pickled Fish | 1 15 0 | | 484 19 4 |
| Charter | 5 16 8 | Amount carried to the Casual Revenue in 1834 | £663 5 8 |
| Letter Guardianship | 3 10 0 | | |
| Mediterranean Passes, 2 | 8 10 0 | | |

RUPERT D. GEORGE.

Halifax, 27th February, 1837.

List of Fees received at the Provincial Secretary's Office, Halifax, in the year 1835.

| | | | |
|---|-----------|--|-----------|
| 298 Marriage Licences | £298 0 0 | <i>List of Fees collected by H. W. Crawley, Esq. in Cape-</i> | |
| Commissions—Militia, 1 Lieut. Col. | 2 6 8 | <i>Breton, and received at the Secretary's Office in 1835.</i> | |
| 3 Majors | 7 0 0 | | Currency. |
| 21 Captains | 28 0 0 | On 5 Petitions for Land | £2 18 4 |
| 52 Lieutenants | 35 12 0 | On 4 Warrants of Survey | 2 6 8 |
| 2 Quarter-Masters | 1 7 0 | On 26 Grants | 217 4 4 |
| Judge of Admiralty | 4 13 4 | | |
| High Sheriff | 4 13 4 | | |
| Justices of the Peace, 4 | 6 0 0 | Deduct Mr. Crawley's Commission at 5 per cent. | £222 9 4 |
| County Treasurer | 2 6 8 | | 11 2 5 |
| Inspector of Fish | 1 15 0 | Brought forward amount collected in Halifax | £211 6 11 |
| Sub-Collector | 2 6 8 | | 571 14 7 |
| Commissions to Marry | 1 10 0 | | |
| Sewers, 2 | 2 10 0 | | £783 1 6 |
| Coroner | 1 10 0 | Also on 14 additional Grants completed in 1834; | |
| Public Notaries | 2 6 8 | but of which the List was not received till af- | |
| Intestate Estates, with orders, 52 | 30 6 8 | ter the account for that year was clos- | |
| Mediterranean pass | 4 5 0 | ed | £127 11 0 |
| Letters Guardianship, 2 | 5 16 8 | Deduct Mr. Crawley's Commission | 6 7 6 |
| Copy of Exemplification of Grant | 5 16 8 | | 121 3 0 |
| Certificates under Governor's Hand and Seal, 15 | 22 10 0 | Making the whole amount of Fees car- | |
| Grants of Land, 5, (Argyle) | 65 3 9 | ried to the Casual Revenue in 1835 | 904 5 6 |
| " 7, at 52s. | 18 4 0 | | |
| Copy of Papers | 0 12 6 | | |
| Passes | 9 10 6 | | |
| Searches | 0 11 6 | | |
| Patents | 7 0 0 | | |
| Amount carried forward | £571 14 7 | | |

RUPERT D. GEORGE.

Halifax, 27th February, 1837.

APPENDIX Nos. 23 24.

List of Fees received at the Provincial Secretary's Office, Halifax, in the year 1836.

| | | | |
|---|-----------|--|------------|
| 321 Marriage Licences | £321 0 0 | <i>List of Fees collected by H. W. Crawley, Esq. in Cape-Breton, and received at the Secretary's Office, in the year 1836.</i> | |
| Commissions—Militia, 2 Lieut. Cols. | 4 13 4 | | |
| 3 Majors | 7 0 0 | | |
| 7 Captains | 9 16 8 | | |
| 33 Lieutenants | 22 5 6 | On 9 Petitions for Land | Currency. |
| 1 Asst. Surgeon | 0 13 6 | On 8 Warrants | £5 5 0 |
| Inspector Fish | 1 10 0 | On 36 Grants | 4 13 4 |
| Excise | 2 15 0 | | 317 14 3 |
| Public Notaries, 5 | 11 13 4 | | £327 12 7 |
| High Sheriffs, 3 | 14 0 0 | Deduct Mr. Crawley's Commission of 5 per cent. | 16 7 8 |
| Collectors Light Duty, 3 | 4 10 0 | | 311 4 11 |
| Judge Probates | 2 18 4 | | |
| Land Waiter | 1 10 0 | Add for Militia Commissions in 1836, 3 Lieutenants at 13s. 4d. each, less Mr. Crawley's Commission of 5 per cent. | 1 19 2 |
| Tide Surveyors, 2 | 3 0 0 | | |
| Judge Common Pleas | 2 6 8 | Add for Militia Commissions issued in 1835, but not credited in that year—1 Lieut. Col. £2 6 8 | |
| Justices of Peace, 2 | 3 0 0 | 1 Major 2 6 8 | |
| Summary Trial of Actions | 4 0 0 | 8 Captains 10 13 4 | |
| Keeper, Seal Island | 1 10 0 | 13 Lieutenants 8 15 6 | |
| Insolvent Estates, with orders, 47 | 27 8 0 | | |
| Copy of Papers | 2 2 0 | | |
| Patent | 3 10 0 | | |
| Certificates under Governor's Hand and Seal, 11 | 16 10 0 | | |
| Mediterranean Passes, 2 | 9 10 0 | Deduct Mr. Crawley's Commission | 24 2 6 |
| Letter Guardianship | 2 18 4 | | 1 4 2 |
| A Grant of Land | 2 12 0 | | 22 17 4 |
| Writs for electing 49 Members | 57 3 4 | | £336 0 5 |
| Passes | 2 2 6 | Brought forward amount collected in Halifax | 542 17 6 |
| Searches | 1 8 8 | | |
| Amount carried forward | £542 17 6 | Amount carried to the Casual Revenue, in 1836 | £878 17 11 |
| | | RUPERT D. GEORGE. | |
| | | Halifax, 27th February, 1837. | |

No. 24.

(See Page 84.)

The Committee to whom was referred the Petition of Colin Campbell, of Weymouth, in the County of Annapolis, having taken evidence and heard the Petitioner, beg leave to report that the original debt due the Province was for duties collected at Weymouth by Samuel Campbell; his Securities, Colin Campbell, (the Petitioner's Father) and Joseph Norman Bond, are both dead. Colin Campbell died in debt, and the Estate of Mr. Bond has been long since settled and distributed.

The Attorney-General issued an Execution against Samuel Campbell, on which there was recovered about £40, for the payment of which he mortgaged his Real Estate, and on an Execution against the Petitioners as Executor of Colin Campbell, there has been recovered £35: These sums, after deducting Costs, have been paid to the Treasurer, leaving the Petitioner indebted to the Province, £307.

The Sheriff reports the Petitioner as a poor man—that he has taken a quantity of old Books, which are unsaleable, and the Household Furniture consisting of Beds and other articles, amounting in all to about £20.

Under all these circumstances, the Committee beg leave to recommend to the House to order the Petitioner and his property to be discharged from any further claim on account of the above balance, on his paying the Fees due the Sheriff, amounting to about £10.

George Smith, Chairman.

S. P. Fairbanks, H. Bell.

Committee Room, House of Assembly, 25th February, 1837.

APPENDIX Nos. 25, 26.

No. 25.

(See Page 86.)

The Committee to whom was referred the Petition of Jacob Crook, of Liscomb Harbor Island, in the County of Guysborough, praying remuneration for burying the bodies of seven Shipwrecked Seamen at that place, beg leave to report that they have examined the Petition, and heard evidence as to the correctness of the Statements contained therein ; and from the best information they can obtain, as there is no account of particulars accompanying the Petition, they think the value of the services performed worth about Fifteen Shillings for each Individual.

These services are usually performed by humane persons residing near the spot where the accidents happen. The present case, however, appears to have a peculiar claim ; the Petitioner resides upon a lone Island, at a considerable distance from any other Inhabitants.

The Committee therefore recommend that he be paid the sum of Five Pounds and Five Shillings.
Herbert Huntington, Hugh McDonald.

Halifax, 2d March, 1837.

No. 26.

(See Pages 95, 96.

General Return of the number of Militia in the Province of Nova-Scotia, under the Command of His Excellency Sir James Kempt, Halifax, January 1st, 1827.

| DISTRICT. | CORPS. | Number of Officers. | Non-commissioned Officers, and Rank and File. | Total. |
|----------------|--------------------------------|---------------------|---|--------|
| Halifax | 1st Company Vol. Artillery | 6 | 77 | 2621 |
| | 2d do do | 3 | 81 | |
| | 1st Halifax Regiment | 35 | 919 | |
| | 2d do do | 17 | 510 | |
| | 3d do do | 42 | 1034 | |
| Colchester | 1st Battalion | 27 | 621 | 1371 |
| | 2d do | 30 | 750 | |
| Pictou | 1st Battalion | 40 | 1093 | 2005 |
| | 2d do | 33 | 912 | |
| Sydney | 1st Battalion | 35 | 1074 | 1962 |
| | 2d do | 34 | 888 | |
| Cumberland | Cumberland Regiment | 31 | 807 | 807 |
| Hants County | 1st Battalion | 36 | 857 | 1424 |
| | 2d do | 29 | 567 | |
| King's County | 1st Battalion | 45 | 811 | 1378 |
| | 2d do | 29 | 567 | |
| Annapolis | 1st Battalion, East Regiment | 19 | 681 | 2418 |
| | 2d do do | 27 | 610 | |
| | 1st Battalion, West Regiment | 23 | 715 | |
| | 2d do do | 19 | 412 | |
| Shelburne | 1st Battalion, Shelburne Regt. | 20 | 411 | 2007 |
| | 2d do do | 24 | 533 | |
| | 3d do do | 33 | 667 | |
| | 4th do do | 18 | 396 | |
| Queen's County | Queen's County Regiment | 34 | 426 | 426 |
| Lunenburg | 1st Battalion | 36 | 798 | 1401 |
| | 2d do | 37 | 612 | |
| Parrsborough | Parrsborough Corps | 15 | 249 | 249 |
| | | 777 | TOTAL | 18078 |

EDWARD WALLACE, A. G. M.

APPENDIX No. 26.

General Return of the Nova-Scotia and Cape-Breton Militia, under the Command of His Honor Michael Wallace, President and Commander in Chief, &c. &c. Halifax, 1830.

| COUNTY. | CORPS. | No. of Officers. | RANK AND FILE. | | | |
|------------|------------------------------|------------------|----------------|---------------|---------------|----------------------|
| | | | Age 16 to 18. | Age 18 to 45. | Age 45 to 60. | Total Rank and File. |
| Halifax | 1st Com. Volunteer Artillery | 5 | | 76 | | 76 |
| | 2d do do | 3 | | 74 | | 74 |
| | 1st Halifax Regiment | 24 | 49 | 612 | 44 | 705 |
| | 2d do do | 27 | 10 | 622 | 14 | 646 |
| | 3d do do | 42 | 161 | 736 | 159 | 1056 |
| | 4th do do | 36 | 59 | 598 | 110 | 767 |
| | | | | | | 3324 |
| Colchester | 1st Battalion | 28 | 43 | 477 | 41 | 561 |
| | 2d do | 46 | 67 | 745 | 90 | 902 |
| | | | | | | 1463 |
| Pictou | 1st Battalion | 42 | 60 | 1015 | 140 | 1215 |
| | 2d do | 40 | 88 | 911 | 109 | 1108 |
| | | | | | | 2323 |
| Sydney | 1st Battalion | 27 | 112 | 974 | 186 | 1272 |
| | 2d do | 37 | 70 | 812 | 63 | 945 |
| | 3d do | | | | | |
| | | | | | | 2217 |
| Cumberland | Cumberland Regiment | 42 | 62 | 767 | 103 | 932 |
| | | | | | | 932 |
| Hants | 1st Battalion | 37 | 48 | 783 | 82 | 913 |
| | 2d do | 34 | 41 | 485 | 64 | 590 |
| | | | | | | 1503 |
| King's | 1st Battalion | 49 | 49 | 701 | 96 | 846 |
| | 2d do | 25 | 14 | 450 | 31 | 495 |
| | | | | | | 1341 |
| Annapolis | East. Regt. 1st Battalion | 33 | 71 | 602 | 106 | 779 |
| | 2d do | 38 | 61 | 515 | 66 | 642 |
| | West. Regt. 1st Battalion | 28 | 91 | 583 | 78 | 752 |
| | 2d do | 21 | 34 | 337 | 52 | 423 |
| | | | | | | 2596 |
| Shelburne | 1st Battalion | 16 | 20 | 353 | 28 | 401 |
| | 2d do | 26 | 31 | 376 | 62 | 469 |
| | 3d do | 35 | 55 | 598 | 52 | 615 |
| | 4th do | 18 | 54 | 314 | 50 | 418 |
| | | | | | | 1903 |
| Queen's | Queen's County Regiment | 36 | 76 | 452 | 51 | 579 |
| | | | | | | 579 |
| Lunenburg | 1st Battalion | 37 | 11 | 715 | 68 | 794 |
| | 2d do | 47 | 42 | 561 | 75 | 678 |
| | | | | | | 1472 |
| Parrsboro' | Parrsboro' Corps | 16 | 36 | 227 | 50 | 313 |
| | | | | | | 313 |
| | | 895 | 1545 | 16381 | 2040 | Total 19966 N.S. |

CAPE-BRETON.

| | | | | | | |
|-----------------|---------------|-----|-----|------|-----|------------------|
| First Regiment | 1st Battalion | 41 | 97 | 1104 | 142 | 1343 |
| | 2d do | 24 | 32 | 588 | 56 | 676 |
| Second Regiment | 1st Battalion | 27 | 44 | 414 | 49 | 507 |
| | 2d do | 21 | 38 | 429 | 68 | 535 |
| Third Regiment | 1st Battalion | 23 | 38 | 648 | 85 | 771 |
| | 2d do | 24 | 26 | 502 | 45 | 573 |
| | | 165 | 275 | 3685 | 445 | Total 4405 C. B. |
| | | | | | | Total 24371 |

EDWARD WALLACE, A. G. M.

APPENDIX No. 26.

General Return of the Nova-Scotia and Cape-Breton Militia, under the Command of His Honor Thomas Nicholson Jeffery, President and Commander in Chief, &c. &c. Halifax, January, 1833.

| COUNTY. | CORPS. | No. of Officers. | RANK AND FILE. | | | |
|------------|------------------------------|------------------|----------------|---------------|---------------|----------------------|
| | | | Age 16 to 18. | Age 18 to 45. | Age 45 to 60. | Total Rank and File. |
| Halifax | 1st Com. Volunteer Artillery | 4 | | 76 | | 76 |
| | 2d do do | 3 | | 74 | | 74 |
| | 1st Halifax Regiment | 35 | 100 | 636 | 76 | 812 |
| | 2d do do | 23 | 15 | 1006 | | 1021 |
| | 3d do do | 32 | 67 | 477 | 81 | 625 |
| | 4th do do | 44 | 65 | 699 | 69 | 833 |
| | 5th do do | 19 | 41 | 305 | 46 | 392 |
| | | | | | | 3833 |
| Colchester | 1st Battalion | 33 | 31 | 499 | 52 | 582 |
| | 2d do | 49 | 53 | 781 | 126 | 960 |
| | | | | | | 1542 |
| Pictou | 1st Battalion | 37 | 67 | 1048 | 124 | 1239 |
| | 2d do | 38 | 85 | 1005 | 139 | 1229 |
| | | | | | | 2468 |
| Sydney | 1st Battalion | 26 | 62 | 544 | 87 | 693 |
| | 2d do | 35 | 52 | 807 | 81 | 940 |
| | 3d do | 17 | 41 | 501 | 102 | 644 |
| | | | | | | 2277 |
| Cumberland | Cumberland Regiment | 41 | 65 | 814 | 119 | 998 |
| | | | | | | 998 |
| Hants | 1st Battalion | 26 | 41 | 423 | 65 | 529 |
| | 2d do | 34 | 27 | 519 | 88 | 634 |
| | 3d do | 21 | 47 | 350 | 45 | 442 |
| | | | | | | 1605 |
| King's | 1st Battalion | 50 | 68 | 782 | 121 | 971 |
| | 2d do | 28 | 23 | 494 | 27 | 544 |
| | | | | | | 1515 |
| Annapolis | East. Regt. 1st Battalion | 25 | 98 | 628 | 103 | 829 |
| | 2d do | 34 | 70 | 659 | 78 | 807 |
| | West. Regt. 1st Battalion | 24 | 99 | 606 | 96 | 801 |
| | 2d do | 23 | 41 | 360 | 62 | 463 |
| | | | | | | 2900 |
| Shelburne | 1st Battalion | 21 | 17 | 385 | 44 | 446 |
| | 2d do | 24 | 39 | 501 | 94 | 634 |
| | 3d do | 31 | 46 | 619 | 62 | 727 |
| | 4th do | 17 | 58 | 380 | 63 | 501 |
| | | | | | | 2308 |
| Queen's | Queen's County Regiment | 35 | 61 | 636 | 103 | 800 |
| | | | | | | 800 |
| Lunenburg | 1st Battalion | 43 | 79 | 713 | 152 | 944 |
| | 2d do | 40 | 70 | 517 | 93 | 640 |
| | | | | | | 1584 |
| Parrsboro' | Parrsboro' Corps | 20 | 28 | 232 | 34 | 314 |
| | | | | | | 314 |
| | | 932 | 1656 | 18056 | 2432 | Total 22144 N.S. |

CAPE-BRETON.

| | | | | | | |
|-----------------|---------------|-----|-----|------|-----|-----------------|
| First Regiment | 1st Battalion | 31 | 66 | 1006 | 86 | 1158 |
| | 2d do | 18 | 40 | 301 | 72 | 413 |
| | 3d do | 29 | 68 | 530 | 60 | 658 |
| | 4th do | 17 | 30 | 372 | 362 | 764 |
| Second Regiment | 1st Battalion | 30 | 19 | 532 | 78 | 629 |
| | 2d do | 32 | 19 | 475 | 62 | 556 |
| Third Regiment | 1st Battalion | 38 | 62 | 904 | 168 | 1134 |
| | 2d do | 30 | 55 | 540 | 111 | 706 |
| | | 225 | 359 | 4790 | 969 | Total 6018 C.B. |

EDWARD WALLACE, A. G. M.

APPENDIX No. 26.

General Return of the Nova-Scotia and Cape-Breton Militia, under the command of His Excellency Sir Colin Campbell, K. C. B., Halifax, January, 1836.

| County | Corps | Number of Officers | Rank and File. | | | Total Rank and File | | |
|---------------------|---------------------------|--------------------------|----------------|-------------|-------------|------------------------|-------|-------------|
| | | | 16 to 18 | 18 to 45 | 45 to 60 | | | |
| Halifax | 1st Compy. Vol. Artillery | 5 | | 32 | | 32 | | |
| | 2d do do | 5 | 14 | 60 | | 74 | | |
| | 1st Halifax Regiment | 33 | 80 | 413 | 89 | 582 | | |
| | 2d do | 20 | 6 | 706 | | 712 | | |
| | 3d do | 33 | 105 | 363 | 55 | 523 | | |
| | 4th do | 43 | 30 | 682 | 68 | 775 | | |
| | 5th do | 25 | 19 | 328 | 48 | 395 | 3093 | |
| Colchester | 1st Battalion | 37 | 55 | 520 | 64 | 639 | | |
| | 2d do | 37 | 285 | 438 | 85 | 805 | | |
| | 3d do | 21 | 22 | 310 | 50 | 382 | 1829 | |
| Pictou | 1st Battalion | 36 | 63 | 1025 | 91 | 1179 | | |
| | 2d do | 34 | 100 | 1019 | 158 | 1277 | 2456 | |
| Sydney | 1st Battalion | 26 | 59 | 591 | 76 | 726 | | |
| | 2d do | 40 | 45 | 516 | 102 | 663 | | |
| | 3d do | 23 | 78 | 591 | 106 | 775 | | |
| | 4th do | 26 | 22 | 286 | 69 | 377 | 2541 | |
| Cumberland | Cumberland Regiment | 63 | 98 | 1005 | 114 | 1217 | 1217 | |
| Hunts | 1st Battalion | 28 | 10 | 453 | 20 | 483 | | |
| | 2d do | 25 | 57 | 524 | 93 | 674 | | |
| | 3d do | 29 | 32 | 445 | 46 | 523 | 1680 | |
| Kings | 1st Battalion | 41 | 55 | 646 | 78 | 779 | | |
| | 2d do | 28 | 27 | 456 | 38 | 521 | | |
| | 3d do | 18 | 10 | 230 | 43 | 283 | 1583 | |
| Annapolis | East Regt. 1st Battalion | 39 | 78 | 727 | 123 | 928 | | |
| | 2d do | 43 | 83 | 662 | 81 | 826 | | |
| | West Regt. 1st Battalion | 25 | 97 | 624 | 116 | 837 | | |
| | 2d do | 30 | 48 | 405 | 79 | 532 | 3123 | |
| Shelburne | 1st Battalion | 28 | 24 | 369 | 68 | 461 | | |
| | 2d do | 25 | 47 | 506 | 99 | 652 | | |
| | 3d do | 30 | 52 | 611 | 48 | 711 | | |
| | 4th do | 23 | 25 | 362 | 74 | 461 | 2285 | |
| Queen's | Queen's County Regiment | 30 | 39 | 613 | | 652 | 652 | |
| Lunenburg | 1st Battalion | 32 | 36 | 454 | 35 | 526 | | |
| | 2d do | 29 | 53 | 289 | 64 | 406 | | |
| | 3d do | 15 | 29 | 329 | 37 | 395 | | |
| | 4th do | 22 | 33 | 269 | 59 | 361 | 1687 | |
| | Parrsborough Corps | 16 | 38 | 250 | 54 | 342 | 342 | |
| | | 1063 | 10954 | 18109 | 2425 | Total | 22488 | Nova-Scotia |
| CAPE-BRETON. | | | | | | | | |
| 1st Regt. | 1st Battalion | 31 | 59 | 994 | 99 | 1152 | | |
| | 2d do | 25 | 48 | 316 | 73 | 437 | | |
| | 3d do | 28 | 82 | 626 | 90 | 798 | | |
| | 4th do | 28 | 24 | 488 | 62 | 574 | | |
| 2d Regt. | 1st Battalion | 29 | 82 | 502 | 62 | 646 | | |
| | 2d do | 22 | 64 | 567 | 128 | 759 | | |
| 3d Regt. | 1st Battalion | 41 | 77 | 692 | 300 | 769 | | |
| | 2d do | 30 | 92 | 561 | 100 | 758 | 5888 | |
| | | 234 | 528 | 4746 | 914 | Total | 28376 | C. Breton |

APPENDIX Nos. 27, 28, 29, 30.

No. 27.

(See Page 99.)

The Committee to whom was referred the Petition of John Northrup, praying to be remunerated for the loss of two Province Notes, value £2, destroyed by Fire, are satisfied of the justice of his claim, the fact having been certified on oath, and beg leave to report that they consider him entitled to have the same amount refunded from the Provincial Treasury.

H. Bell, A. L. Archibald, Thos. A. S. Dewolf.

No. 28.

(See Page 105.)

The Committee appointed to examine the Petition of Mr. John Ferguson, praying for protection to his Manufacture of Chocolate, have carefully enquired into the circumstances and facts detailed in his Petition, and find them to be true, and earnestly recommend the Petitioner's case to the favourable consideration of the House.

The Petitioner prays that a return of such a portion of the Imperial Duty paid upon Foreign Cocoa shall be given to him in the shape of a small Bounty upon Chocolate, as will yield him this protection; and indeed the Legislature is precluded from giving the Petitioner relief by directly remitting any part of the Imperial Duty by the terms of Lord Glenelg's Despatch upon this subject. But as there is neither formally nor substantially any objection to granting Mr. Ferguson relief in the shape of a Bounty upon the Manufactured Article, and as it is equitable as well as prudent to enable him to contend on equal terms with the Foreign Manufacturer, the Committee recommend that a Bounty of 3s. 6d. on every nett hundred pounds be given to him, and they herewith, as part of their Report, submit a Bill for granting such a Bounty for the consideration of the House.

A. STEWART, Chairman.

No. 29.

(See Page 105.)

The Committee to whom was referred the Petition of James Bain, James N. Shannon, and Edward Allison, report that the facts stated therein are correct, and that in the opinion of the Committee they entitle them to the relief sought for.

As the object of the Imperial Act in imposing Duties upon articles imported into this Colony, is to charge the consumer with the amount, and as in point of fact the Goods upon which the Petitioners seek to obtain a return of Duties were exported to the United States, and there consumed, it is submitted that they are entitled to have the amount of the Duties paid by them returned by a grant of this House.

A. STEWART, Chairman.

Committee Room, 9th March, 1837.

No. 30.

(See page 106.)

The Committee to whom was referred the Petition of Henry Green, of Lawrence Town, praying an alteration in his favor of the Law for regulating the practice of Medicine, beg leave to report that they have examined several well attested Certificates from persons who have been cured by Mr. Green of Wens and Cancers, and have heard the testimony of others who personally appeared before them to the same effect, and though they think it is of importance that no obstacle should be thrown in the way of Mr. Green's general practice with reference to the diseases for the cure of which his Salve appears to be so efficacious, they do not think it necessary to recommend the introduction of a special Act varying the general Law of the Province. That Law the Committee do not conceive prevents the Petitioner from practising, as it merely deprives persons not regularly educated of the legal remedies in the collection of debts, a difficulty easily got over in dealing with parties afflicted by diseases, that though inveterate are not immediately fatal, and besides the introduction of a special enactment might open a door for similar applications from persons who have not so strong a claim.

Joseph Howe, Garret Miller, H. Bell.

Halifax, March 10th, 1837.

APPENDIX Nos. 31, 32, 33, 34.

No. 31.

(See Page 106.)

The Select Committee appointed to enquire into the merits of the Petition of G. Wilson M'Lellan, beg leave to report that they have heard testimony, and examined documents touching the matters referred to in the said Petition, and see no reason to recommend to the House any interference with the due course of Law before the proper Tribunals.

L. O. C. Doyle, Chairman ; Samuel Chipman,
Thomas Forrester, Edmund M. Dodd, Joseph Howe.

No. 32.

(See Page 106.)

The Committee to whom was referred the consideration of such changes in the Act for regulating Elections, as respects the time and place of opening, continuing, and adjourning the Polls in the respective Counties—report as follows :

County of Halifax.—That the Poll open in the Town of Halifax, there to continue five days—thence to adjourn to Margaret's Bay, there to be kept open two days—thence to Musquedobit, there to continue two days—and thence to some central and convenient place at Sheet Harbor, there to continue two days.

Hants County.—That the Poll be kept open, if required, 3 days in each Township.

Sydney County.—That the Poll open at Arisaig—thence at Tracadie—thence at St. Andrew's—and thence at Dorchester, to be kept open two days at the three first places, and three days at the last.

County of Guysboro'.—That the Poll open at Town of Guysboro', there to continue four days—thence at Gut of Canso, one day—thence at Crow Harbor, one day—thence at Country Harbor, one day, and thence at Sherbrooke, three days.

Cumberland.—That the Poll be kept open for the Township of Amherst at Amherst, two days.

County of Colchester.—That the Poll open at Portipique, to continue two days—thence at New Annand two days—thence at Middle Stewiacke, two days—thence at Truro, three days.

Truro Township, three days.—Onslow Township, three days.—Londonderry, three days.

County of Yarmouth.—To continue two days at Tusket—thence to the head of Pubnico, two days.

County of Shelburne.—To open at Shelburne—there to be held three days—thence to Head, one day—thence to Barrington four days.

County of Lunenburg.—To open at Chester to continue two days—thence at Dublin, two days, to close at Lunenburg, four days.

Juste-au-Corps.—To open at some convenient place on the south side of Marguerite River, and near the Mouth thereof, to continue four days—thence to Court-House at Port Hood, to continue four days.

King's County.—That the Town Elections be held separate from the County.

Horton Township Election.—To open at the School House near the Methodist Chapel, Lower Horton, there to continue two days—thence near the Methodist Chapel, Greenwich, two days—thence at the Court House, Kentville, two days.

Joseph Howe, Chairman ; A. L. Archibald, Benjamin Smith,
Alexander M'Dougall, W. Rudolf, R. M'Gowan Dickey.

No. 33.

(See Page 107.)

The Committee to whom was referred the Petition of James Leishman, report that the facts stated therein are correct, and that the Impost Duties have been twice paid on the same Two Hundred and Forty-three pieces of Cotton, Goods purchased by the Petitioner and his Partner at the sale of the Cargo wrecked in the Ship Eagle. The Committee were desirous however of ascertaining whether the duties paid in the first instance were less or more than the amount exacted on the second importation, and have obtained the required information on that head as appears by the account and certificate annexed. The first duty having exceeded the second, the Committee are of opinion that the Petitioner is fairly entitled, under the peculiar circumstances of this case, to a grant of the sum of Nineteen Pounds Thirteen Shillings, prayed for by him, and recommend the same accordingly to the House.

Halifax, 11th March, 1837.

W. Young, Chairman ; Joseph Howe, T. A. S. Dewolf.

No. 34.

(See Page 109.)

The Committee to whom was referred the Petition from the Bar Society, praying a return of the duties paid on an importation of American Law Books, amounting to £17 4 8, beg leave to report, that the facts stated in the Petition are true, and as the Law Library is a valuable repository of in-

APPENDIX Nos. 35, 36, 37, 38.

formation, to which Members of the Legislature, during the Session, and all others upon a proper application, have access, they recommend that the prayer of the Petition be granted.

Joseph Howe, Chairman, Thomas A. S. Dewolf, Garret Miller, H. Bell, John Morton.

March 13th, 1837.

No. 35.

(See Page 109.)

The Committee to whom was referred the Petition of Mary Hughes, Widow of the late John Hughes, of Digby, having examined the Documents accompanying the Petition, find that the Lot of Land stated and described in the Petition has been used by the Government, and since the year 1809, a Block House has been erected there, and is now used as a depot for the Militia Arms in that section of the Country.—The Land appears to belong to the Petitioner, and has been valued at £17 10s., which the Committee recommend to be paid to the Petitioner, on her executing to the Province, a regular conveyance of the Lot on which the Block House stands, as described in the Petition.

George Smith, Chairman, James B. Holdsworth, Alex. McDougall.

Committee Room, House of Assembly, 13th March, 1837.

No. 36.

(See Page 109.)

The Committee to whom was referred the Petition of Samuel Archibald, claiming the amount over-expended by him on the new line of road, between Truro and Stewiacke, beg leave to report that the Petitioner has expended the sum of £283 17s. over and above the sum placed in his hands, in the completion of this most desirable object, and by which the Public have now the benefit of an excellent line of level road, between Truro and Stewiacke, extending to a distance of 12 miles. The money appears to have been faithfully laid out, and the Committee recommend to the House to provide for it in the usual manner.

A. L. Archibald, Chairman, George Smith, Garret Miller.

Committee Room, 13th March, 1837.

No. 37.

(See Page 113.)

The Committee to whom was referred the Petition of Hector McNeil, of Red Islands, in the County of Richmond, in the Island of Cape-Breton, praying that the value of a quantity of Rum and Tobacco seized by the Excise Officer of Sydney, in the year 1835, might be re-paid to him, beg to report that a Petition on the same subject was presented to the Assembly in the last Session, and referred to a Committee, who reported that if the Petition made it appear that there was no intention of defrauding the Revenue, they were inclined to think the Assembly would give his claim a favorable consideration. The Committee have carefully examined the Petition presented last year, as well as that referred to them, and other Documents connected with the subject, and heard the testimony of several highly respectable Witnesses, and are of opinion, that the Petitioner ought not to be paid back any part of the amount claimed by him.

H. Huntington, Henry Goudge.

Halifax, Committee Room, 15th March, 1837.

No. 38.

(See Page 115.)

The Committee appointed to consider of the Militia system, and the expenditures thereon, report that they have carefully examined the subject referred to them, and recommend, that the pre-

APPENDIX Nos. 38, 39.

sent Militia Law be suspended, or altogether repealed, and that, in lieu thereof, a Law to carry into effect the following regulations be passed, viz :

That the Militia shall not be called out at all for drill or discipline.

That the Commanding Officers of Battalions require the Captains of Companies to keep a complete roll of the names of all persons who are liable under the present Law, within the respective limits of their Companies, that the said Captains shall make half yearly returns of the state of their respective Companies to the Commanding Officers, who shall therefrom make a yearly report of the state and condition of their respective Battalions, to the Adjutant-General of Militia, at Halifax, for the information of the Commander in Chief.

That no Provincial allowance shall be given to any Officer for his services, excepting the Adjutant-General, who shall receive such sum for his labors as the House shall provide.

That the Arms of the several Battalions now in charge shall be hereafter placed under the care of the Commanding Officers of Battalions, who shall have the same stored and kept in good order within the limits of each Battalion, for which shall be allowed the sum of pence, for each stand of Arms.

The Commanding Officers of Battalions shall also forward, with the returns of the state and strength of the Battalion, returns of the number, state and condition of the Arms in their respective custody. That the promotion and appointment of Officers be kept as heretofore.

That in the event of War, Foreign Invasion, or any sudden emergency, it shall be lawful for the Lieutenant-Governor or Commander in Chief, to issue his Proclamation, by which he may call into operation the present Militia Law, and abrogate that to be adopted under this report, until the last day of the Session of the Legislature, which shall meet after such Proclamation shall have been issued.

Samuel Chipman, Chairman, H. Huntington, Alex. Stewart,
Henry Goudge, George Smith, W. F. DesBarres.

Committee Room, 16th March, 1837.

No. 39.

(See Page 115.)

The Committee to whom were referred the expenses of the Criminal Prosecution, in the Special Court of Admiralty, for the alleged crime of Murder on the High Seas, have agreed to make the following report—

That they have carefully examined the different accounts, and are of opinion that several of them are high, and much beyond what would be a fair remuneration for the services performed, and that the necessary expenses incurred appear, in some degree, overcharged, so that the aggregate amount comes to the enormous sum of \$235 19s. 6d.

That they have had before them such persons as could explain the several accounts, and they have made inquiries at others, from which various sources they have concluded to submit to the favorable consideration of the House, the annexed items of expense, as proper to be allowed.

The Committee are of opinion, that the charge of £10, introduced into Welcome Wheelock's Bill, for conveying to Bridewell, in Halifax, Daniel Holland, sentenced to one year's imprisonment by His Majesty's Supreme Court, at September Term, in Annapolis, ought not to be borne on the Treasury of the Province, but should be raised by assessment on the County, according to the provisions of the Act 5, Geo. 4, Chap. 13, where the Grand Jury are empowered to present "for defraying the charges of conveying Criminal Offenders to the places of labor or confinement to which they are sentenced."

That the Committee have also had under consideration, the necessity of lessening the Expenses of trying Felonies committed on the Sea, or in any Haven, River or Creek, where the Admiralty has jurisdiction, by adopting the English Statutes, whereby any offence may be inquired into and determined, as if done on Land, by the oath of 12 men, inhabiting the Shire or County where such Trial may be directed to take place.—That the Lieutenant-Governor be empowered to issue Commissions of Admiralty, (the Judge of the Supreme Court being always one,) and any indictment found and presented of any Felonies, Robberies, Murders or Manslaughters, done at Sea, may be good; and any Process, Judgment or Executions, may go against such offences as by Law accustomed, when committed in the Province, 27, Henry 8, Chap. 4, and 28, Henry 8, Chap. 15.

John Young, Chairman.

Abstract of Expenses in the case of the King, against Clem Petit and Laramore, in the Special Court of Admiralty, held at Halifax.

| | | | |
|---|----|---|---|
| Deputy-Clerk Crown, Annapolis | £4 | 5 | 0 |
| Elizabeth Kniffer, for 22 days absence from her home as Witness | 4 | 0 | 0 |

APPENDIX Nos. 39, 40, 41, 42.

| | | | |
|--|-----|----|---|
| Elizabeth Winchester, for ditto | £4 | 0 | 0 |
| Sarah Camplin, for ditto | 4 | 0 | 0 |
| A. Campbell, for entertainment of Jury | 4 | 1 | 3 |
| Edward H. Cutler, High Sheriff | 100 | 0 | 0 |
| J. J. Sawyer, High Sheriff of Halifax | 6 | 0 | 0 |
| Registrar's Fees | 10 | 0 | 0 |
| Marshall's ditto | 2 | 0 | 0 |
| Mills, Constable and Crier | 1 | 4 | 0 |
| Advocate General | 20 | 0 | 0 |
| Solicitor-General | 10 | 0 | 0 |
| Welcome Wheelock's Account | 4 | 7 | 0 |
| E. Leonard, Constable at Digby | 1 | 15 | 0 |

£175 12. 3

Charge of £10 for sending Daniel Holland from Annapolis to Bridewell, to be assessed on the County of Annapolis.

No. 40.

(See page 116.)

The Committee to whom were referred the Accounts for the supply of Military Convicts on their passage to Bermuda—and also, for the value of Ammunition expended in the year 1835 in firing Fog Signals at Sambro, have examined the same, and cannot recommend the payment thereof by the Province.

As respects Criminals, if they are corrected and punished under the Laws of the Province places of punishment are provided at the Colonial expense—and the Fog Signals are, as the Committee learn, resorted to when Packets or Ships of War are expected, and the Committee are of opinion that the charge for the Powder they expend should be borne by the General Post-Office, the Revenue of which goes into the General Revenue of Great-Britain. All which is humbly submitted.

Alex. Stewart, Chairman ; Geo. Smith, Samuel Chipman.

No. 41.

(See Page 116.)

The Committee to whom was referred the Petition of James Dawson, of Pictou, claiming a Drawback on 50 Reams of Printing Paper, imported to Pictou in the Brig Deveron from Greenock, in the year 1835, beg leave to report that it appears by the Certificate of the Officer of the Customs at Pictou that the paper now alluded to was legally imported and sent to Prince Edward Island, and the Duty paid by the Importer, James Malcolm ; the Committee recommend that the duty amounting to Two Pounds and Ten Shillings be refunded to the Petitioner, James Dawson.

Geo. Smith, Chairman ; H. Huntington, Wm. Young.

Committee Room, 13th March, 1837.

No. 42.

(See Page 117.)

The Committee to whom the Petitions of James Crichton and others have been referred on the License Laws, have considered the subject, and report as follows :—First that the present rate of Licence is too high, and has a tendency to encourage sale of Ardent Spirits illicitly to the injury of the respectable Grocer and of morality, and that the future Scale should be adopted : Tavern Licences £5 10 instead of £7 10—Shop Licences to retail as small a quantity as one quart, £3 instead of £5 10 ; and that General Licences may be granted to retail Spirits by the Glass at a higher rate of Duty, and the Committee recommend £7 10 as suitable.

The Committee also recommend that an alteration should be made in the regulations imposed by Law for recovery of Fines—the forfeitures should not be less than 40s. or exceed £10 for sale of Liquor without Licence—that prosecution should be made before two Magistrates, and no appeal allowed except where the Fine imposed exceeds £5—that the mode of conviction and form thereof

-APPENDIX Nos. 43, 44.

should be prescribed in the Statute, and as simple as the forms of Law will admit—and lastly, that the Clerks of the Licences should be recommended by the Grand Jury, and appointed by the Justices in Session in each and every year.

JAS. B. UNIACKE, Chairman.

No. 43.

(See Page 123.)

(Copy.)

PARRSBOROUGH, MARCH 4th, 1837.

TO HIS EXCELLENCY MAJOR-GENERAL SIR COLIN CAMPBELL, K. C. B. &c. &c. &c.

May it please Your Excellency;

Sensible of the numerous demands upon the Revenue of the Province, and the munificence of its Governor, we reluctantly lay before Your Excellency the distressing condition of many of the Inhabitants of the Township of Parrsborough, who, through circumstances uncontrollable by them, are reduced to extreme want, and many almost to a state of starvation.

During the last three years the Crops of Grain have failed, and the early part of 1836 destroyed large quantities of Potatoes. These circumstances, added to the scarcity and diseased state of the Herring upon the Shores, have rendered the price of Provisions extremely high in a Township where the resources of the Poor are very limited during the Winter Months, when the Navigation of the Bay of Fundy is closed.

The operation of these causes upon a population having their means of subsistence narrowed through the will of Providence, has produced much misery and distress. Many families have not tasted bread for a considerable time, others are subsisting upon half allowance, while some are begging in the Streets—one family in particular was without food twenty-four hours. The hand of charity has been opened liberally, until even the most wealthy are so much reduced in their supplies that they can no longer accomplish their benevolent desires. But distressing as these circumstances, and such as must soon occur, may appear, unless more effectual relief is afforded, we are compelled to look forward to others of a similar character, which will evidently arise from the want of Seed to plant in the ensuing Spring. Many of the Inhabitants are too much reduced in their circumstances to obtain the gains of a future crop, and, unless they can be supplied through some public and benevolent channel, the results can only be anticipated with painful commiseration—We therefore most humbly beg Your Excellency to adopt some measure whereby the immediate wants of the people can be relieved, and more especially that Potatoes and Grain may be procured, to enable them to plant the soil, when a returning Summer and a kind Providence may again smile upon their labours, and grant them the necessities of life.

We have the honor to be, Your Excellency's most obedient, humble Servants,
 James S. Fullerton, Jesse Lewis, } Magistrates of
 A. Gesner, James Ratchford. } Parrsborough.

No. 44.

(See Page 123.)

(Copy.)

SIR—

Dartmouth, March 9, 1837.

In compliance with your request, we have taken the charge of and distributed a quantity of Indian Meal, provided for the relief of the Black Population at Preston, Musquodoboit and Guysboro' Road. We have also made a visit to the Settlement at Preston, and obtained all the information we could, respecting the situation and prospects of these people. It appears that there are about 150 Families settled at Preston, and all with very few exceptions are miserably poor, and from the small quantity of Land they occupy, the destruction of all Wood and Timber at their command, and the extreme poverty of the Soil, there is not, in our opinion, any hope of their ever being able to maintain themselves; they must inevitably suffer severe privations, and become a burden on the Public every season, some few indeed, say about six or seven families, have kept themselves very comfortable, and every season make good Crops, but the number of distressed beings who surround them are continually begging of their substance, which is a very serious drawback to their industry. About twelve families are settled on the old Musquodoboit road, they have, by some mistake, been settled on private Property, and we believe, are about removing to the Guysborough Road, according as they can obtain the means to do so, one or two of these families have managed to keep

APPENDIX Nos. 44, 45, 46.

themselves from suffering, but all the rest are miserably poor. Five families are settled on the new road to Guysborough, and these appear to be the best situated among them, although they are a long distance from Market, and have the difficulties of a bad road to contend with. From the experience of past years, it appears to us quite impossible that the people of color, settled at Preston, can ever maintain themselves in such a body, and in such a poor District. Their proximity to the Town of Halifax induces many to visit it twice a week in Summer, and as often as they can in Winter, whereby time is lost, which should be employed in cultivating their land, and providing for the severities of so cold a climate. The District is too poor to afford them employment as Laborers, and quite too many are settled in one spot. They are entirely averse to removal to a warm climate, offers having already been made to them to that effect, which they have uniformly rejected, entertaining fears for their civil and religious liberties, which it seems impossible to overcome. Under all the circumstances, and knowing that, as they are now situated, we have nothing to expect but a yearly recurrence of their claims upon the public for relief, which when granted is at the best, but extremely temporary among so many; we take the liberty of suggesting their removal, a few families to each of the several Counties of the Province; it is probable that if so settled they would be found useful as Laborers, and, if afforded some assistance in the first year, upon good land, they would certainly be able to support themselves in future. The lots of such as removed might perhaps, in some measure, be rendered available towards their new location. It is our opinion, that if the Legislature would place a sum of money at the disposal of His Excellency the Lieutenant-Governor, much might be done during the ensuing Summer towards effecting their removal, and thereby alleviating their present sufferings.

We have the honor to be, &c.
(Signed)

THOMAS B. DESBRISAY, M. D.
EDWARD H. LOWE, J. P.

Sir Rupert D. George, Bart. &c. &c. &c.

No. 45.

(See Page 124.)

HALIFAX, 11th MARCH, 1837.

SIR—

I have the honor of addressing you for the purpose of mentioning that I have prepared and have now in Manuscript, ready for publication, a Work intended to serve as a guide to Justices of the Peace, and certain Country and Township Officers in this Province, in the discharge of their various duties, and that I am willing gratuitously to present the same to the Legislature, in order to its being printed and published for the use of Magistrates and others. I am satisfied to relinquish the prospect of any pecuniary benefit from such publication, and therefore should this offer be accepted and the publication take place at the expense of the Province, the amount which may be derived from the sale of the Work may of course be applied for the reimbursement of such expense, and it is probable will ultimately prove fully adequate to that purpose. Should His Excellency the Lieutenant-Governor deem this communication worthy of attention, and be pleased to bring it under the notice of the other branches of the Legislature, I shall be ready to submit the Manuscript of the Work to their examination at any time, and in any manner which may be desired. I take the liberty, however, of mentioning, that I make the offer with the understanding that the printing of the Work will be commenced during the present year; and also, that the same shall take place under my own superintendance and direction.

I have the honor to be, Sir, your obedient servant,
JOHN G. MARSHALL.

No. 46.

(See page 125.)

The Committee appointed to consider the subject of the Eastern Road, have held several meetings and examined Surveys, Plans and Reports, but do not think it necessary to trouble the Assembly with details which are already to be found upon the Journals, and which sufficiently demonstrate the character and general utility of the Work. The Committee recommend that a vote of credit be given to procure, during the approaching Summer, Surveys and Estimates to determine the best line and ascertain the probable expense.

JOSEPH HOWE, Chairman.

APPENDIX Nos. 47, 48, 49.

No. 47.

(See Page 127.)

The Committee to whom was referred the Petition of James Crosskill, Wm. O'Mara, W. H. MacCurdy, Michael McKenna and others, Grocers of the Town of Halifax, praying a reduction of the License Duties, and a reduction of the Fees connected therewith, report, that by the existing Law which expires on the 31st inst. the Duties paid on Tavern Licences in Halifax are £10 each, and 10s. Fees; Shop Licences £10 each, and 10s. Fees; General Shop Licences 10s. each, and 10s. Fees.—That by a construction of the 3d Section of the Licence Laws, and upon which the Clerk of the Peace and Clerk of the Licence have been acting for the last five years, the applicant for a General License is required to take out also a Shop License, thereby as appears to the Committee unnecessarily multiplying Fees.—That as every Tax ought to be so contrived as to take out of the pockets of the people as little as possible over and above what it brings into the Treasury, and as the Clerk of the Licences is allowed five per cent. for the collection of the Licence Duties, and as the Clerk of the Peace has an office free of expense, and obtains a Salary from the Funds of the Town, and as his share of the duty in the License Department for which he receives a fee on every License is attained with but little labour; the Committee are of opinion the Fees of the Clerk of the Peace and Clerk of the Licences should be 2s. 6d. each for each Licence, instead of 5s. as is now paid for each Licence.

| | | |
|--|--------|---|
| That instead of the Licence Duties and Fees now paid, the Tavern Licence should be | £4 0 0 | } { With a Fee of 2s. 6d. to the Clerk of the Peace and the same to the Clerk of the Licence. |
| Shop Licence | 4 0 0 | |
| General Licence, including Shop Licence | 6 0 0 | Do. |

That at the beginning of the year 1832, when the high rate of Duties and Fees on Licences took place, there were 320 Licences issued, and at this period there are but about 200, proving that the increased Tax and Fees has diminished the number of Licences, and that many who cannot afford to take out the Shop and General Licence, and pay the Fees thereon, or who deem them too high, sell without taking out such Licences, trusting entirely to the sympathies of those in trade, who are it may be said, universally clamorous against the Duties and Fees as they now exist.

THOMAS FORRESTER, Chairman.

Committee Room, 18th March, 1837.

No. 48.

(See Page 128.)

The Committee to whom was referred the Petition of John Farquhar, Trader and Grocer, of Halifax, praying a return of Duties paid by him on sundry Goods, which were subsequently destroyed by Fire—report, that it appears the Petitioner had on the night of the 28th February, 1836, consumed by Fire,

| | |
|---|--------------|
| 50 Gallons French Brandy, the duty paid on which amounts to | £5 16 8 Stg. |
| 150 Gallons Madeira and Port, the duty paid on which amounts to | 14 7 6 Stg. |
| 1½ Cwt. Loaf Sugar, the duty paid | 0 12 0 |

| | |
|------------------------------|-----------|
| | 20 16 2 |
| Add | 5 4 0½ |
| | £26 0 2½ |
| 20 Bags Corks, the duty paid | 0 18 0 |
| | £26 18 2½ |

The Committee therefore recommend that the above amount of duties be returned to Petitioner.
Thomas Forrester, Chairman.

Committee Room, 18th March, 1837.

No. 49.

(See Page 128.)

The Committee on the Encouragement of Agriculture, have had under consideration a variety of Petitions connected with that subject, and have agreed to report thereon, as follows:

That several objects have been brought to their notice, which meet their entire approval, and are of obvious tendency to benefit the Agricultural interest, and yet the Committee have refrained from pressing some of them on the House, knowing as they do that the large sum to be applied to

the Roads and Bridges, will nearly exhaust the disposable funds of the Province, for the current year. They have concluded, however, to recommend the importation of Seed Oats and Field Peas, to the amount of £100, to be landed at Halifax before next Fall; and when the Session meets, a Select Committee can then determine the mode of distribution throughout the Counties, and the prices at which the same are to be sold, any loss accruing from the importation and sale to fall on the Treasury.

However beneficial to the improvement of Stock might be the importation of Seed Horses and Bulls, and however much the desire of getting some Rams and Boars, may prevail, the Committee have declined these recommendations solely from the want of means, and deeply regret, that they are so hampered as to be unable to incur such heavy expense, they trust, however, that in some future Session the House will be able to comply with the wishes of the Farmers, and direct a larger sum to the protection and advancement of Agriculture.

The Committee carefully investigated the claims of various Petitioners for aid to Oat Mills. All the Mills which are now, and had been for sometime past in operation, were set aside, as the policy of the Legislature had always been directed to encourage their erection by Bounty, but not to refund any outlay in such as had of themselves been built to answer the demand of a populous Settlement, several Petitions were thus easily disposed of, which called for aid on behalf of Mills that had been working for years; and the seven Petitioners enumerated below, have been selected for favorable recommendation, because the Committee thought that the Settlements were poor, and needed a little help. They have agreed to prefer for a bounty of £15 each, the following—

No 40. Leonard Davidson, at Beech-Hill, Kentville.

57. Jo : and William Wallace, Shubenacadie.

26. James Soley and Daniel Falkner, Lower Economy.

21. Jo : Dunn, Dalhousie.

56. Oliver Fuller, Horton, consumed by Fire.

The two following Petitioners ask aid only for assisting them in procuring a suitable Kiln, with sheet iron flooring.

No. 30. Jo : McFarlane, of S. W. Branch of Margaree River, Cape-Breton.

99. Ronald McDonald, Knoydart, Pictou.

And to those the Committee recommend £8 each.

The propriety of fostering domestic Manufactures, was submitted to the Committee, and they came to this Resolution—that the Province is not yet in a condition for supporting profitably any large Establishments of the kind, and that the only mode of exciting and maintaining such species of industry in the families of the Agricultural population, would be to offer, like the Massachusetts Society, premiums for the best specimens of such Woollen fabrics as are commonly manufactured by the female inmates, during the Winter Season, when there is a cessation of field labor.

John Young, Chairman,

No. 50.

(See Page 129.)

Salaries paid to the several Couriers employed in the Post-Office Department, under the authority of the Provincial Legislature, for the year ending the 5th January, 1837.

| | | |
|--------------------|-----------|--------------------------------|
| Western Stage | £256 13 4 | From Halifax to Annapolis. |
| J. Wyeman | 70 0 0 | Yarmouth to Digby. |
| L. Gildert | 260 0 0 | Windsor to Shelburne. |
| W. Enslow | 90 0 0 | Shelburne to Yarmouth. |
| A. Smith | 50 0 0 | Terfry's to Noel. |
| J. M'Intosh | 65 0 0 | Pictou to Wallace. |
| J. Blanchard | 40 0 0 | Pictou to Antigonishe. |
| A. Thomson | 52 10 0 | Antigonishe to Plaister Cove. |
| R. M. Cutler | 22 10 0 | Guyaborough to Cape Canso. |
| William M'Keen | 25 0 0 | Plaister Cove to Mabou. |
| R. N. Henry | 20 0 0 | Antigonishe to St. Mary's |
| H. Taylor | 20 0 0 | Mabou to Margaree. |
| E. Joyce | 40 0 0 | Gay's River to Stewiacke |
| S. Morehouse | 42 0 0 | Digby to Brier Island. |
| J. S. Campbell | 20 0 0 | Londonderry to Economy. |
| M. Maddock | 60 0 0 | Aricbat to Plaister Cove. |
| J. Dotten | 60 0 0 | Wallace to River Philip. |
| R. N. Henry | 40 0 0 | Antigonish to Guysborough. |
| A. M'Lellan | 25 0 0 | Mabou to Wycocomaugh. |
| Signal-man (Digby) | 5 0 0 | |
| J. Fellowes | 20 0 0 | Bridgetown to Granville Point. |
| N. Kinsman | 20 0 0 | Wolfville to Cornwallis |
| J. O'Brien | 20 0 0 | Newport to Petite. |
| J. McNiel | 90 0 0 | Sydney to Aricbat. |
| A. Moore | 52 0 0 | Sydney to Baddeck. |
| James Cody | 40 0 0 | Baddeck to Margaree. |
| N. Martin | 20 0 0 | Sydney to Bridgeport. |

(Signed)

JOHN HOWE, D. P. M. G.

APPENDIX Nos. 50, 51.

Return shewing the Nett Receipts of the Post Offices established in the interior parts of the Province of Nova-Scotia, between the 1st April, 1836, and January, 1837, and their application.

| | | | | | |
|------------|----------|---|-------------|------------|--|
| Windsor | £95 3 11 | } Remitted to General Post- Office, Halifax. | Yarmouth | £102 15 2½ | } Paid to the Couriers by the respective Postmasters, ex- cept £54 9 9 received from Arichat, applied in aid of the payment of the Provincial Couriers. |
| Kentville | 98 4 3 | | Shelburne | 11 12 11 | |
| Annapolis | 82 15 2½ | | Liverpool | 44 5 6½ | |
| Digby | 36 11 11 | | Lunenburg | 28 18 11½ | |
| Truro | 47 13 11 | | Antigonishe | 147 0 0 | |
| Cumberland | 63 9 6½ | | Arichat | 72 0 7½ | |
| Pictou | 286 6 7½ | | Sydney | 164 0 6 | |
| | | Wallace | 42 11 0½ | | |
| | | Parrsborough | 22 14 10½ | | |

(Signed)

JOHN HOWE, D. P. M. G.

No. 51.

(See Page 131.)

(Copy.)

Annapolis County Academy or Grammar School.

The Trustees of the Annapolis County Academy or Grammar School have agreed to the following Bye-Laws, as Regulations for the government of the School, which will go into operation as soon as they shall receive the approbation of His Excellency the Lieutenant-Governor.

1. The Masters shall open their Schools with Prayers, and shall close the Schools at evening in like manner.

2. The number of Boys shall not exceed Thirty in the Latin, and Forty in the English School—every Boy to be admitted into the Latin School must be seven years of age, and be able to read fluently a Chapter in the Bible—and every Boy to be admitted into the English School must be six years of age, and be able to read and spell without difficulty lessons containing words of two or three syllables.

3. If any Boy shall be absent from Prayers, he shall be reprimanded or moderately corrected, and the Masters are desired to enforce the regular and punctual attendance of the Boys, as well for their own advantage as for the credit of the Schools.—If any Boy shall be disobedient, or shall be incorrigibly bad in behaviour, so as, in the Master's opinion, to deserve expulsion, the Masters will make report of such Boy to the Trustees who will visit the School, and enquire into the report and will give such directions thereon as in consultation with the Master they may find expedient.

4. School to continue six hours in Winter, and seven hours in Summer. In the Winter to commence at 9 o'clock and continue until 3 o'clock; in Summer to commence at 7 o'clock and continue until 3 o'clock, with an intermission of an hour between 12 and 1 o'clock.

5. In the English School will be taught English Grammar, Reading, Spelling, Writing, Arithmetic. The English Scholars may also, if required, be instructed in Geography, History, Speaking and other English Exercises. The Latin School will be divided into five Classes, and the Boys are ordinarily to remain a year in each Class; if on account of the youth, dullness, or negligence of any Boy, it shall appear improper at the end of the year to advance him to another Class, he may be continued six months or a year longer in the same Class at the Master's discretion. The Master will devote four hours every day, except Saturday, to the teaching of Latin and Greek. The other School hours to be employed at the Master's direction in instructing the Scholars in Arithmetic, Geography, History, Speaking, Letter Writing, and once or twice during the week or more frequently, the Boys should read aloud, and be taught to use a proper emphasis, full and clear articulation, and due deliberation in reading.

The undermentioned Books are to be used in the several Classes in the Latin School:—

Fifth or lowest Class.—English part of Lilly's Grammar, Corderius, Selectæ e Veteri.

Fourth Class.—Latin Grammar, Selectæ e Veteri, Cornelius Nepos, Cæsar's Commentaries, easy exercises from the Exempla Minora of Eton.

Third Class.—Latin Grammar daily, Latin Exercises, from Clarke's introduction, Cæsar, Selectæ e Profanis, Prosody, Greek Grammar for such as are designed for College.

Second Class.—Latin Exercises, Grammar Lessons daily, till the Scholars are perfect in Syntax, Ovid, Virgil's Eclogues, Greek Grammar and Testament.

First Class.—Virgil's Æneid, Horace's Odes and Epistles, Sallust, Greek Grammar and Testament, Lucian, with four or five Books of Homer. If this Class should be continued a second year, Cicero de Officiis, de amicitia, and de senectute, a few more Books of Homer, Latin Themes and Greek Exercises, may be added, and Euclid's Elements. The Master will at discretion employ the Scholars in parsing, scanning, exemplifications of the rules of Grammar, translating passages from Cæsar, or other School Books, and turning the same sometime afterwards into Latin again, and one day in the week the Boys should review and recapitulate the weekly exercises. A fortnight at Christmas, a week at Easter and two weeks at Midsummer, are allowed for vacations, and on Saturdays the Schools will be dismissed at 12 o'clock.

APPENDIX No. 51.

The price of Tuition is fixed at the following rates : for Latin and all the branches taught in the Schools, Three Pounds per annum—for Reading, Writing, Arithmetic, Two Pounds per annum.

There will be two Public Examinations of the Schools, viz : on the 15th day of December, and on the 15th day of June, in each year. The following Books are to be used : Ainsworth's Dictionary, Octavo and Quarto, Delphini Editions of Horace, Virgil and Ovid, Clarke's Introduction, Ward's, Lilly's Grammar, and Greek Grammar, Exempla Minora of Eton, Clarke's and Hayne's Homer with Notes, Lempriere's Dictionary, Cellarius Maps, Goldsmith's History of Greece and Rome, all to be of the latest Edition.

John Millidge, Thos. C. Halliburton, J. W. Ruggles, Trustees.

(Copy.)

HALIFAX, JANUARY 30th, 1829.

MY DEAR SIR RUPERT—

I have detained the Rules of the Academy or Grammar School at Annapolis, until I could confer with several practical Teachers, especially in reference to the Books that would be desirable for the several Classes, and now send the result of the best consideration which I am enabled, with this help, to give to them.

It will easily be conceded as expedient that the Instruction in every School in the Province, and especially in all Public Schools, should be such as to lay a good foundation for subsequent benefit at the College at Windsor, and more particularly because the honors of that University have been opened to all, without any Religious test ; I have therefore had this object in view.

Another general principle that has governed me is, that first rules should be few and simple. Of this the Trustees seem to be aware. Wherever there is a doubt of the expediency of any Regulation, it is better to delay its final enactment till experience has shewn its fitness than to incur the risk of violating it, which would lessen attention to the other Rules, or of a speedy alteration, which would likewise lessen respect for the whole code of Regulations. The Trustees possess the power of adding to their Rules, as experience may prompt them, and the ready approval of His Excellency in such cases may safely be relied on. Too many Regulations, and especially upon minute points, are also apt to diminish the authority of the Teachers, to whose discretion much ought to be and after all must be committed.

Regulation 2.—I should doubt the expediency of limiting the number of Scholars. As it is increased the Trustees will find it more desirable to obtain additional assistance for the head Master, than to close the door against applicants for instruction, which would hardly fail to give offence. The qualifications for admission may very properly remain.

3. The usage of all Schools is sufficient to sanction discreet and necessary punishment, and perhaps the whole of this Regulation may be conveniently omitted. But if it is retained, it will probably be thought right to make it the duty of the Master to reprimand and correct moderately in all cases of neglect and misbehaviour, as well as for absence from Prayers.

4. The hours of attendance must of course be regulated by local convenience. Half an hour's interval seems necessary in Winter, as Children cannot be kept in School six hours. Five hours, from 7 till 12, in Summer will make the confinement too great for the season. Perhaps it would be convenient to delay the insertion of any Rule on this head into the Bye-Laws, until a few years experience is obtained. In some Schools it has been thought desirable to have one Class always out for ten minutes, and all the Classes have this recreation in succession. The hours for the National School at Halifax were not fixed until the convenience of more than one hundred families was ascertained by personal enquiry.

5. If it be intended that English Scholars should complete their education at the Academy, it would be desirable to extend it beyond the limits of this Regulation, by providing for Book Keeping, Algebra, the Elements of Euclid, Practical Mathematics and the use of the Globes. A knowledge of Surveying and Navigation, will be very desirable for many Scholars if it may be had.

It may be inexpedient to limit the attention of the Master to Latin and Greek to four hours, each Class will require an hour.

Some Teachers recommend that the Latin Accidence, Propria quæ Maribus and Syntax should be well learned before Boys are put into any Class. With this view, the following arrangement is suggested for five Classes, and it shews the order recommended whatever may be the number of the Classes.

5th Class.—Valpy's Delectus, or Raine's Eclecta, with Hoole's Terminations, and the strictest attention to the Exemplification of the Rules of Grammar. In this and in every Class, Parsing and the application of the Rules of Grammar, should form an indispensable and prominent part of every lesson.

4th Class.—Cornelius Nepos, and Clark's Introduction, with constant Parsing and Grammar.

3d Class.—Ovid's Metamorphoses and Cæsar's Commentaries, in alternate weeks. Clarke as before, &c. Greek Grammar and Latin Prosody, with the same attention to the application of its Rules and to scanning, that is given to Grammar and Parsing.

2d Class.—Virgil's Eclogues and Æneid, Sallust, Greek Grammar, Valpy's Greek Delectus,

APPENDIX No. 51.

Dalzell's *Analecta Minora*, Greek Testament once a week; translation of Latin and re-translation into English, with Grammar, Parsing, Prosody and Scanning.

1st Class.—Horace's Odes, and Satires and Epistles, Sallust, Cicero's Select Orations, Xenophon's *Cyropædia* or *Anabasis*, six Books of Homer's *Illiad*, Greek Prosody. Instead of Clarke, Valpy's *Elegantia Latina* and Valpy's *Versification* should be used in alternate weeks, (as exercises,) to be prepared in writing out of School, and corrected by the Master the following morning. Other Books if necessary may be suggested by the Master. This Class should repeat Memoritor on Saturday, fifty lines of Latin or Greek, and write an English and Latin Theme or Essay, alternately every week. The subject should be proposed by the Master some days before the Theme is given in.

All parts of English Education should be carefully attended to in the hours which Latin Scholars give to the English School. Their reading should never be neglected, and it may always be made interesting, by adapting the books to the standing of the Scholar. History, the works of English Classic Writers, and portions of the Holy Scriptures, will afford an abundant supply. Nor should any opportunity pass by unimproved, for inculcating moral and religious principles and practices, and contrasting the spirit and the character of Heathen morals and superstition, with the morality and religion of the Gospel. Such opportunities will occur to the watchful and pious Schoolmaster every hour.

For the information relative to Books, which is thus supplied, I have been indebted chiefly to the President of King's College, and the Principal of the Collegiate Schools. If it can promote the convenience of the Trustees, or the benefit of the Scholars of the Academy at Annapolis, I shall greatly rejoice, being very anxious for the well doing of that Institution. It is my intention also to suggest to the Governors of King's College the expediency of taking measures for importing the latest and most improved Editions of School Books, with a view to the regular and best supply of that and similar Institutions, at the lowest prices.

I remain, my dear Sir Rupert, very faithfully yours,

(Signed)

JOHN NOVA-SCOTIA.

Sir Rupert D. George, Bart.

(Copy.)

To His Excellency Major-General Sir Colin Campbell, K. C. B. Lieutenant-Governor of the Province of Nova-Scotia, &c. &c. &c.

The Report of the Trustees of the Annapolis Academy, respectively sheweth:—

That the Trustees acknowledge, with extreme regret, that the expectations they formed at the time, when their last Report was presented, have in no respect been realized.

That the Teacher, Mr. G. B. Watson, for whom they had sent to Scotland, and who had been recommended by Gentlemen of acknowledged respectability, proved upon actual trial, so devoid, to say the least, of ordinary prudence as well as of any ability to enforce scholastic and moral discipline, that the number of Pupils, which at one time amounted to twenty-six, rapidly decreased to six.

That this circumstance, together with an entire want of confidence in Mr. Watson, left the Trustees no alternative but to terminate the existing engagement at the close of the last year.

That the Trustees, beside punctually paying Mr. Watson the £100 granted by the Provincial Legislature for that purpose, and stipulated in their engagement, presented him also £12 10s. out of the Funds belonging to the Academy, yet remaining in their hands.

That this allowance, together with repairs and alterations made principally in accordance with Mr. Watson's wishes, have reduced these Funds to £62 18s. 4d. as will appear by referring to the Account transmitted with this report.

That Mr. Watson, not satisfied with what has been done for him by the Trustees, still retains possession of the Academy, with a very few Pupils collected apparently for that purpose.

That the Trustees though hitherto disappointed in their efforts to place the Academy in an efficient condition, entertain an unshaken conviction of the utility and utmost necessity of such an Institution in this part of the Province; they have, in consequence, presented a Petition for aid to the Honorable House of Assembly, and now avail themselves of the present opportunity to solicit respectfully your Excellency's favorable consideration.

(Signed)

Edwin Gilpin, J. W. Ruggles, Thomas Ritchie.

Annapolis, 13th Feb. 1837.

Annapolis Academy,
Jany. 8, 1836.—Cash paid Postages
Paid Rose for cleaning Building
Do. for a lock
Do. James Roach for work, &c.
Do. Bonnet for Nails

To J. W. Ruggles, Dr.
£0 19 6
0 3 0
0 1 9
0 17 8
0 2 1

APPENDIX Nos. 51, 52.

| | |
|---|---------|
| April 5, 1836.—Paid for a Glass | £0 7 6 |
| June 7, 1836.—Do. Wells for repairing Windows | 0 12 6 |
| Do. for Putty and Glass | 1 6 3 |
| Hinges and Screws | 0 3 3 |
| Oil, Nails and Hinges | 0 7 2 |
| Aug. 10, 1836.—Paid Halliburton's Account, desks, &c. | 6 17 6 |
| Do. Rose Hortin, white washing | 0 17 6 |
| Do. for cleaning and putting up Stoves | 0 1 7 |
| Oct. 20, 1836 —Do. Watson | 12 10 0 |
| Mara, paid for Desks, &c. | 2 19 9 |
| Nov. 23, 1836.—Paid Insurance | 0 13 9 |
| Do. Watkey, repairing Stove | 0 6 8 |
| | <hr/> |
| | £29 7 3 |

Received the above by Endorsement on Halliburton's Note, January, 1837.
(Signed) J. W. RUGGLES.

Statement of the Funds belonging to the Annapolis Academy, on the 31st December, 1835.

| | |
|---|----------|
| Amount in the hands of the Trustees | £87 0 0 |
| Amount of Legislative grant, in the Session of 1835 | 100 0 0 |
| | <hr/> |
| | £187 0 0 |

Edwin Gilpin, J. W. Ruggles, Henry Goldsmith, Trustees.

Annapolis, 31st Decr. 1835.

The Trustees of the Annapolis Academy, in submitting to Your Excellency, an account of their Receipts and Expenditures, beg leave to submit also the following observation:

The sum of £87 referred to in the above Account, is the balance of certain Monies placed formerly in the hands of the Trustees for the benefit of the Academy, out of which they have been compelled to pay the allowance made to the Principal in two several years, when no grant was made by the House of Assembly for that purpose; and also, to provide for the necessary repairs of the Building itself.

That in consequence of the grant of £100 made by the Legislature in the last Session, the Trustees have engaged the services of Mr. George Bolton Watson, a Gentleman from the Mother Country, furnished with the most respectable testimonial both as to his character and abilities, under whose care they trust the Academy will present to such in the vicinity as are desirous to avail themselves of them the means of obtaining the elements of a liberal Education.

That though the number of Scholars at present taught in the Academy, be not large, the Trustees respectfully rely on such encouragement and support of the Provincial Government, as will render the Institution permanently beneficial.

(Signed) Edwin Gilpin, J. W. Ruggles, Henry Goldsmith, Trustees.

No. 52.

(See Page 135.)

To His Excellency Major-General Sir Colin Campbell, K. C. B. &c. &c. &c.

The Superintending Committee of the Halifax Savings' Bank respectfully report the following Statement of Accounts for the year ending 31st December, 1836.

Receipts during the Year.

| | |
|--|-------------|
| From 112 Depositors for the first time | £3026 8 4 |
| 18 Ditto renewing their Accounts | 491 6 3 |
| 326 Deposits on Accounts previously opened | 2376 18 4 |
| | <hr/> |
| | £5894 12 11 |

Payments during the Year.

| | |
|---|-------------------|
| To 90 Depositors in full, with Interest | £2438 5 11 |
| 93 Made in part | 704 7 5 |
| | <hr/> |
| 183 Number of payments | Amount £3142 13 4 |

APPENDIX No. 52.

| | | | |
|---|------------------|------------------|-----------|
| Receipts as above | | £5894 12 11½ | |
| Deduct payments | | 3142 13 4 | |
| | Increased Amount | £2752 9 7½ | |
| 1836, Decr. 31st.—Due to 366 Depositors, including Interest | | £15340 9 2 | |
| 1835, Decr. 31st.—Due to 333 ditto | | 11942 2 8 | |
| Increased Number | 33 | Increased Amount | £3398 6 6 |

Deposits made during the Year 1836.

| | | |
|---|--|--------------|
| 99 Deposits of 1s. and not exceeding £1 | | £65 19 9½ |
| 132 do £1 do 5 | | 385 17 10 |
| 71 do 5 do 10 | | 562 14 0 |
| 37 do 10 do 15 | | 479 5 10 |
| 16 do 15 do 20 | | 300 13 3 |
| 28 do 20 do 30 | | 712 15 0 |
| 12 do 30 do 40 | | 430 5 1 |
| 61 do 40 do 50 | | 2956 17 2 |
| 456 Number of Deposits in the year | | £5894 12 11½ |

Accounts remaining open on the 31st December, 1836, including interest and compound interest, carried to the respective Accounts of the Depositors.

| | | |
|---|--|-------------|
| 117 Depositors whose deposits do not exceed £20 | | £1029 14 0 |
| 48 do above £20 and not exceeding 30 | | 1160 2 1 |
| 22 do 30 do 40 | | 732 13 11 |
| 23 do 40 do 50 | | 999 14 1 |
| 124 do 50 do 100 | | 7063 15 9 |
| 29 do 100 do 200 | | 3692 4 0 |
| 3 do 200 and upwards | | 662 5 4 |
| 366 | | £15,340 9 2 |

Classification of Depositors.

| | | | |
|-------------------|-----|---|-----|
| Domestic Servants | 110 | Non Commissioned Officers and Privates in the | |
| Mechanics' | 48 | Army | 24 |
| Labourers | 94 | Charitable Societies | 5 |
| Mariners | 7 | Not Classed | 19 |
| Widows | 5 | | |
| Minors | 50 | Total | 366 |
| Truckmen | 4 | | |

General Statement from the commencement of the Institution, in July, 1832, to 31st Dec. 1836.

| | | |
|---|--|--------------|
| Received from 652 Depositors with Interest | | £24,823 13 3 |
| Withdrawn in 649 Payments | | 9483 4 1 |
| Balance due to 366 Depositors, with interest. Less £248 11 9 due to Surplus Fund | | £15340 9 2 |
| Invested on the Province Funds | | £15000 0 0 |
| Balance in hands of Commissioner | | 91 17 5 |
| Surplus Fund, arising from interest for broken periods on Deposits that have been withdrawn, and to which interest the Depositors were not entitled | | 248 11 9 |
| | | £15340 9 2 |

In June last, the payments from the Bank into the Treasury had attained the amount to which they are restricted by Law, viz—£15000, since which period many deposits have been offered, and necessarily refused; and many persons are now anxiously waiting for an opportunity to participate in the benefits of the Institution. The Committee therefore earnestly hope, that its usefulness will soon be extended by the removal or relaxation of the restriction before adverted to; and they would also recommend, in imitation of the practice in England, that the total deposits to be received from any individual shall not exceed £200, and that whenever the deposits and compound interest accruing from them, standing in the name of any one individual, shall amount to £250, no interest shall be payable on such deposit so long as it shall amount to £250, permitting however the few whose accounts already amount to or exceed £250, to continue to be entitled to interest and compound interest thereon.

(Signed) H. N. Binney, Rupert D. George, Charles W. Wallace.
Savings' Bank, Province Building, 21st March, 1837.

APPENDIX No. 53.

No. 53.

(See Page 137.)

Custom-House, Halifax, 21st March, 1837.

SIR—

We have the honor to acknowledge the receipt of your note of the 15th inst. with commands of His Excellency the Lieutenant-Governor, that we should furnish certain Accounts as requested by a Resolution of the House of Assembly.

We have the honor now to transmit the same, and also further to state, that by the Acts of 4, Geo. 3, Chap. 15, sec 10 and 6th, George 3, Chap. 52, sec 12, that the nett produce of the Duties (termed the Old Crown Duties) collected under the authority of the above Acts by the Officers of His Majesty's Customs in the Dominions of America, re-disposed of by the Imperial Parliament towards defraying the necessary expenses of defending, protecting and securing, the British Colonies and Plantations in America.

We have the honor to be, Sir,

Your most obedient humble Servants,

THOMAS N. JEFFERY, Collector.

J. WALLACE, Comptroller.

To Sir RUPERT D. GEORGE, Bart. Provincial Secretary.

PORT OF HALIFAX, }
NOVA-SCOTIA. }

An Account of Duties received at this Port and District, for the years 1835 and 1836.

| | Duties by Acts prior to 18th Geo. 3, cap. 12. | Duties by Acts subsequent to 18th Geo. 3, cap. 12. | TOTAL. |
|------------------------|--|---|------------|
| Lady Day Quarter, 1835 | £193 11 10 | £2422 13 6 | £2616 5 4 |
| Midsummer do do | 768 1 5 | 3182 19 2 | 3951 0 7 |
| Michaelmas do do | 630 13 6 | 2648 13 9 | 3279 7 3 |
| Christmas do do | 460 11 3 | 2901 7 7 | 3361 18 10 |
| Total for 1835 | 2052 18 0 | 11155 14 0 | 13208 12 0 |
| Lady Day Quarter, 1836 | £264 3 8 | £1191 0 11 | £1455 4 7 |
| Midsummer do do | 625 8 8 | 3287 7 9 | 3912 16 5 |
| Michaelmas do do | 597 2 6 | 5135 11 6 | 5732 14 0 |
| Christmas do do | 331 18 4 | 3530 10 1 | 3862 8 5 |
| Total for 1836 | 1818 13 2 | 13144 10 3 | 14963 3 5 |

N. B. The Cape-Breton Accounts for Christmas Quarter, 1836, not being yet received, we can only give the probable amount

Custom-House, 21st March, 1837.

THOMAS N. JEFFERY, Collector.

J. WALLACE, Comptroller.

PORT OF HALIFAX, }
NOVA-SCOTIA. }

Memo. of Monies paid to the Treasurer of the Province, on account of Duties received at this Port and District, under the Acts subsequent to 18th Geo. 3, Chap. 12, between the 1st January and 31st December, 1835.

| DATE OF PAYMENTS. | Dobloons at £3 7 2 stg each. | Dollars 4s. 4d. stg. each, | British Silver. |
|-------------------|------------------------------|----------------------------|-----------------|
| 23d January, 1835 | £500 0 0 | £0 0 0 | £0 0 0 |
| 3d February | 500 0 0 | 0 0 0 | 0 0 0 |
| 26th do | 350 0 0 | 150 0 0 | 0 0 0 |
| 19th March | 350 0 0 | 150 0 0 | 0 0 0 |
| 9th April | 63 2 7 | 0 0 0 | 0 0 0 |
| Ditto | 650 0 0 | 0 0 0 | 0 0 0 |
| 23d do | 500 0 0 | 0 0 0 | 0 0 0 |
| 30th do | 500 0 0 | 0 0 0 | 0 0 0 |
| 12th May | 400 0 0 | 100 0 0 | 0 0 0 |
| 29th do | 500 0 0 | 0 0 0 | 0 0 0 |
| 19th June | 450 0 0 | 150 0 0 | 0 0 0 |
| 10th July | 272 13 6 | 0 0 0 | 0 0 0 |
| 31st do | 200 0 0 | 150 0 0 | 100 0 0 |
| 20th August | 500 0 0 | 0 0 0 | 0 0 0 |
| 2d September | 500 0 0 | 0 0 0 | 0 0 0 |
| 10th do | 68 19 2 | 0 0 0 | 64 0 0 |

APPENDIX No. 53.

| | | | |
|----------------|------------------|-----------------|----------------|
| 23th September | £750 0 0 | 0 0 0 | 0 0 0 |
| 13th October | 500 0 0 | 0 0 0 | 0 0 0 |
| 21st do | 500 0 0 | 0 0 0 | 0 0 0 |
| 30th do | 400 0 0 | 100 0 0 | 0 0 0 |
| 13th November | 550 0 0 | 100 0 0 | 50 0 0 |
| 7th December | 180 0 0 | 320 0 0 | 0 0 0 |
| 31st do | 398 13 8 | 0 0 0 | 0 0 0 |
| Ditto | 290 0 0 | 0 0 0 | 0 0 0 |
| TOTAL | 9788 8 11 | 1220 0 0 | 214 0 0 |

MEMO.

£9788 8 11 in Doubloons at 67s. 2d. stg. each
 1220 0 0 Dollars at 4s. 4d. ditto
 214 0 0 British Silver.
 11217 8 11 Stg.

Custom-House, 16th March, 1837.

THOMAS N. JEFFERY, Collector.
 J. WALLACE, Comptroller.

PORT OF HALIFAX }
 NOVA-SCOTIA. }

Memo. of Monies paid to the Treasurer of the Province on account of Duties received at this Port and District, under Acts subsequent to 18, Geo. 3, Chap. 12, between the 1st January and 31st December, 1836.

| Dates of Payments. | Doubloons at £3 6s. Stg. each. | Doubloons at £3 7s. 2d. Stg. each. | Dollars at 4s. 4d. Stg. each. | British Silver. |
|--------------------|-----------------------------------|---------------------------------------|----------------------------------|-----------------|
| 1st February, 1836 | 0 0 0 | 350 0 0 | 150 0 0 | 0 0 0 |
| 5th April | | 250 0 0 | 151 7 7 | 100 0 0 |
| Do. | | | 541 3 11 | |
| 7th May | | | 500 0 0 | |
| 17th do. | | | 100 0 0 | 49 17 0 |
| Do. | | | 500 0 0 | |
| 24th do. | | | 500 0 0 | |
| 13th June | 150 0 0 | | 300 0 0 | 50 0 0 |
| 23rd do. | 200 0 0 | | 250 0 0 | 50 0 0 |
| 14th July | 58 17 8 | | 405 5 4 | 35 17 0 |
| 1st August | | | 500 0 0 | |
| 31st do. | | | 500 0 0 | |
| 15th September | | 1849 6 4 | | |
| 24th do. | 256 17 11 | | 30 9 10 | |
| Do. | 500 0 0 | | | |
| 27th do. | | | 450 0 0 | 50 0 0 |
| 10th October | 250 0 0 | | 500 0 0 | |
| 25th do. | 100 0 0 | | 350 0 0 | 50 0 0 |
| 29th do. | | | 500 0 0 | |
| 16th November | | | 500 0 0 | |
| 26th do. | | | 500 0 0 | |
| 31st December | 536 5 2 | | 500 0 0 | |
| Do. | | | 500 0 0 | |
| Total | 2052 0 9 | 2449 6 4 | 7728 6 8 | 385 14 0 |

MEMO.

£2052 0 9 Stg. in Doubloons, at 66s. Stg. each.
 2449 6 4 do. 67s. 2d.
 7728 6 8 Dollars
 385 14 0 British Silver.

£12,615 7 9 Stg.

THOS. N. JEFFERY, Collector.
 J. WALLACE, Comptroller.

Custom-House, 16th March, 1837.

APPENDIX Nos. 54, 55, 56.

No. 54.

(See Page 137.)

The Committee appointed to enquire into the merits of the Petition from the Inhabitants of the Eastern part of the County of Annapolis, on the subject of the heavy assessment levied for the erection of a Court-House and Gaol at Annapolis Royal, beg leave to report, that the sum for which the County has been assessed, amounting to £2,400, appears to this Committee to be so enormous, and out of all proportion to what ought to be the costs of Court-Houses and Gaols in any of the Counties of this Province, that even if the Law of this Session for dividing Annapolis had not passed, this subject would demand the interference of the Legislature.—To meet the new state of things created by that Act, the Committee recommend that a Bill should be passed reducing the rate to be levied over the Old County to Fourteen Hundred Pounds—and where any sum has been paid the overplus to be refunded in this proportion: the amount collected to the westward of Bear River to be paid to the County Treasurer of the new County of Digby; the remainder to be applied to the erection of a suitable Court-House and Gaol for the new County of Annapolis.

JOSEPH HOWE, Chairman.

No. 55.

(See Page 137.)

The Committee to whom was referred the Message of His Excellency the Lieutenant-Governor, accompanied with a Letter of Judge Marshall addressed to His Excellency, and offering to place at the disposal of the Legislature a Work intended to serve as a guide to Justices and certain County and Township Officers, beg leave to report that they have partially examined said Work, and are of opinion, that if published, it would be a valuable aid to Magistrates in the discharge of their duties, as it exhibits, in a connected view, the various Statutes of the Province, upon which they are required to act, and a very full set of forms in accordance with the proceedings required to be taken under the same. That the Committee are unable from the short time allotted to them to express more than a hasty opinion upon the character of the Work, but they cannot refrain from remarking that the long experience of Judge Marshall, with the duties of Magistrates, both individually, and as forming the Court of Sessions of the Peace, gives him qualifications for the preparation of such a Work that few others in the Province possess; and they think it might safely be adopted upon the professional reputation and character of that Gentleman, if the cost of publication be within such limits as the Legislature would be disposed to accede to.

S. P. FAIRBANKS, Chairman.

No. 56.

(See Page 139.)

The Committee to whom were referred the Petition of William M'Kay, praying for a sum of money to enable him to publish a Work he has prepared on Land Surveying, beg to report that they have examined the Manuscript of the Work, and find that Mr. M'Kay has collected together most of the useful problems and questions to be found in Books of this kind, and has added thereto several that appear to be new to the Committee. They find that Mr. M'Kay has turned his particular attention to the practical part of the science, with a view to correct the errors that so frequently occur, and many of his suggestions would doubtless be an improvement on the present practice.

The principal source of the errors in practical Land Surveying, arises, as the Committee think, from a cause not pointed out by Mr. M'Kay in this Work, and as they believe not easily remedied. Most of the Surveys are taken in this Country while the Lands are in a wilderness state, where the only convenient instrument for use is the common compass, and in fact almost the only one that can be used in the woods to take bearings. The best of these instruments with which the Committee are acquainted will differ, and the same compass will differ at different times upon the same line, even where there is no mineral attraction. To correct these errors in the first instance would often cost more than the Land in a wilderness state is worth; they therefore remain till it becomes cultivated and more valuable, while the Courts in the Administration of the Law decide in favor of the possession under the original lines. This circumstance of itself, in some cases, leads to error, as well as to confirm the original deviation.

Mr. M'Kay has simplified in some cases the present practice, and no doubt the Work will be found an improvement on the whole.—The Committee have endeavoured to give as true a character of the Work as the time they could devote to its examination would admit, in connexion with their other duties—leaving it to the House to determine whether the Work itself was of such importance as to justify a grant of money for its Publication. Mr. M'Kay states in his Petition that the expense of publishing will be about £150 or £175.

The Committee would remark that this Gentleman has been employed several years by this Province preparing the Maps—that he is a native of the Country, and has given much of his time and attention to the preparation of this Treatise; and it will be for the House to say how far they may be disposed to encourage the efforts of Individuals who devote their time and attention to the advancement of any branch of Science or Literature in this young Colony.

John Elder, Hugh M'Donald, Herbert Huntington,

John Holmes, Benjamin Smith, Hugh Bell.

Committee Room, Halifax, 25th March, 1837.

APPENDIX Nos. 57, 58.

No. 57.

(See Page 139.)

The Committee to whom were referred the several Petitions of the Trustees of the Annapolis Academy—of George B. Watson, the Master thereof—and of John T. Sneden and others, in relation thereto, beg leave to report—that the Academy was put under the charge of Trustees, appointed by the Lieutenant-Governor, under the Act passed in 1828, and although it has been liberally encouraged by grants from the Legislature appears to have never reached any high degree of prosperity. In the month of September, 1835, the Petitioner, George B. Watson, then a teacher in Perth, was induced to accept the Mastership of the Academy, by a representation that £150 a-year was the probable income, and that it would go as far in supporting a family at Annapolis, as £300 a-year in Aberdeen. The Committee are far from suspecting that a statement so flattering, but in their view so inconsistent with the fact, was intentionally exaggerated. The respectable source through which it was conveyed forbids any such suspicion, but it is certainly to be lamented that the Petitioner, possessing testimonials to his ability and character, of which any man might be proud, should have been tempted to leave his native country and occupation under the delusion of false hopes. He arrived in this Province in November, 1835, and irritated perhaps by the disappointment which awaited him, and opposed as he was in principle and feeling to the party who had the control of the Academy, he became involved in disputes and altercations fatal to its prosperity. Two of the Trustees resigned in March—the remaining Trustee is said to be incompetent to superintend the examinations, and fulfil the duties thus devolved on him alone. The School rapidly declined, and the number of Pupils was reduced from twenty-five to fifteen. Some insinuations against the deportment and habits of Mr. Watson, having reached the ears of the Committee, they made such inquiries as were in their power, and finding that no facts were alleged against him, and that he retained the good opinion and confidence of his friends, they are satisfied that he has not belied by his conduct in this Country the high character he brought with him from his own. In October, the present Trustees were appointed, and one of their first acts was to notify Mr. Watson that his services as Master would not be required after the expiration of the year: shielding himself, however, under a legal opinion, he has kept possession, and one of the Trustees is said to have examined the School, at the close of 1836, and to have declared himself satisfied with the result. It is plain, however, that the Academy is completely disorganized, the rules required by the Act have been carried away and lost, though a copy of them is in the Secretary's Office, and has been sent down to the House by His Excellency; and the Committee are all persuaded that until there is an entire change in the trust, the Academy will not fulfil the beneficial purpose for which it was founded, and does not deserve the annual grant which the Legislature has hitherto bestowed on it. The Committee while they cannot but sympathise with Mr. Watson, must express their disapproval of the intemperate language in which he has given vent to his feelings, and which, whatever the provocation may have been, he would have done more wisely to have suppressed; some allowance certainly is due to his position, and the Committee under all the circumstances, are unanimously of opinion, that the moderate request in his Petition ought to be complied with, and recommend to the House a grant in his favor of Twenty-five Pounds. By the next Session, they trust that new Trustees drawn from the different religious denominations will be appointed, as they have reason to believe that much of dissatisfaction and mismanagement arises from one denomination of Christians having had the exclusive control, which almost invariably leads to the exercise of an undue influence, and excites among the other sects feelings of distrust and suspicion. A different mode of selecting Trustees might infuse a better spirit, and restore the Academy to a state of usefulness and activity, which would again entitle it to the protection of the Legislature. Should new Trustees be so appointed in the meanwhile, the Committee hope that the House will be disposed in the next Session to grant the usual allowance in aid of the Academy, from the time of such appointment.

L. O'C. Doyle, Wm. Young, H. Bell, Wm. Holland, Thos. A. S. Dewolf.

No. 58.

(See Page 142.)

The Committee to whom was referred the Petition of Adam Reid and Robert D. Clarke, of Halifax, Merchants, having duly considered the same, report as follows:—That the facts stated in the Petition as to the Shipment, Entry and Seizure, of the Goods are correct, and that the proceeds thereof have not yet been divided, nor have any directions in respect thereto been given by the Lords of the Treasury. The Committee being satisfied that no infringement or neglect of the Law was intended by the Petitioners, and that they erred altogether from the want of accurate information, the Committee cannot but regard the loss of their property and the detention of the proceeds as a cause of extreme hardship, and as one of the instances, now comparatively rare, in which the rights of innocent parties have been sacrificed by a severe application of the Letter of the Statute—were any part of the proceeds of Petitioners' Goods payable into the Provincial Treasury, the Committee would recommend a grant thereof in their favor; but as one third, under the Act, goes to His Excellency, one third to the Seizing Officer, and the other third is reserved for the use of His Majesty, the Committee can only suggest to the House the propriety of bringing the

APPENDIX Nos. 59, 60, 61.

facts under the notice of His Excellency, in the hope that his interposition with the Colonial Minister or Lords of the Treasury may be graciously offered, and be the means of affording to the Petitioners such relief as in the opinion of the Committee they are entitled to.

Wm. Young, Chairman ; Thos. A. S. Dewolf, Joseph Howe.

Committee Room, March 25th, 1837.

No. 59.

(See page 145.)

The Committee to whom was referred the Petitions from the Proprietors of the Eastern and Western Stage Coaches, beg leave to report, that the whole sum drawn by the latter from the Public Funds is £544 13 4 per annum. The former receives £485. For these sums the Mails are carried three times a week during a large portion of the year, and twice a week in the Winter.

The Committee do not think it necessary to dwell upon the vast advantages conferred upon the Country by the operation of these two lines. They do not recommend any further grant as Bounties, but think they should receive a fair and liberal compensation for carrying the Mails ; and that whatever sum is given should be continued for at least three years, in order that arrangements of a permanent character may be made by the Proprietors.

JOSEPH HOWE, Chairman.

No. 60.

(See Page 146.)

The Committee to whom was referred the Message from His Excellency the Lieutenant-Governor, respecting the lighting Cross Island Light-House, together with four Petitions from the Inhabitants of Lunenburg, praying to have it lighted, having fully considered the same, are of opinion said Light should be put in operation with as little delay as possible, either by placing a revolving Light in the Lantern, and putting a fixed Light about 20 feet below, or by building another Tower, as recommended by the Commissioners of Light-Houses, and recommend that a sum of Money be granted for that purpose.

JOSEPH HOWE, Chairman.

March 25th, 1837.

No. 61.

(See page 146.)

The Committee to whom it was referred to examine the Accounts transmitted by His Excellency the Lieutenant-Governor, of various expenses incurred in the Island of Cape-Breton, report, that they have inspected all the Papers and Vouchers for Supplies furnished in the months of September and October last, to a large body of Emigrants landed at Sydney, from the Ship Clansman, many of whom were in a state of utter destitution, and afflicted with Small Pox. Under these circumstances, the Magistrates on the spot, and Board of Health at Sydney, could not withhold the relief which was enjoined by the dictates of humanity, and approved of by His Excellency. The amount expended for Provisions, &c. appears by the Vouchers to have been in all £116 8 10
In part payment of which, there was applied the Duty on Passengers received at the Custom-House, being 46 11 0

Leaving

£69 17 10

There is also an Account of Mr. Thomas E. Jeans, Health Officer, for attendance and Medicines furnished by him to 74 of these Emigrants, infected with Small Pox, from 4th September to 21st October, 1836, being 33 16 8

Making in all £103 14 6

This latter charge is certified by the Board of Health to be fair and reasonable, under all the circumstances of the service performed. With these the Committee are not acquainted, but they must say that the charge appears sufficiently high. As both Accounts have been paid by His Excellency, they recommend to the House to grant the full amount above mentioned.

The Committee have also examined the applications made to His Excellency on behalf of a large number of Emigrants from the Highlands of Scotland, whom the Inhabitants of St. Ann's represent to have lately arrived there, these Inhabitants themselves being wholly unable from the extraordinary failure of the Crops to relieve the urgent necessity they were in, and to support so large an accession to their numbers during the winter. Applications were likewise made to His Excellency on behalf of some recent Settlers in other parts of the Island, of whose deplorable condition, without a single Potatoe or Food of any kind, an affecting picture is drawn in the Petition. The older and wealthier Settlements in Cape-Breton require no aid, and if they did, a just feeling of independence would forbid them from asking it as supplicants to the Government. But Emigrants newly landed, or very recently settled, cannot maintain themselves in unfavorable Seasons; and if the means of subsistence were not occasionally furnished, these poor people would be exposed to the danger of absolute want. Altho' the Committee therefore regret that such large demands should be made on the Treasury, and hope that very great discretion will always be exercised in yielding to such applications, they are of opinion, that the Executive was amply justified in sending the Provisions, appearing in the accompanying Vouchers, amounting to Two Hundred and Twenty-six Pounds Fourteen Shillings and Four-pence, and which they recommend to the House to grant accordingly.

The Committee have also ascertained that the Humane Establishment at Scatarie was in useful and effective operation last year, and that the sum of Forty Pounds, paid by order of His Excellency, was expended thereon.

Wm. Young, Chairman; George Smith, Thos. A. S. Dewolf.
Committee Room, March 14th, 1837.

No. 62.

(See Page 153.)

Mr. W. Young presented to the House several Petitions praying aid for Roads in the County of Juste-au-Corps.

A Petition of Angus Cameron and others, of Mabou.
Donald McDonald and others of Mabou.
Donald Burton and others, of Lake Ainslie.
William McKeen and others, of Mabou.
Angus Gillies and others of Margaree.
Malcolm McMillan and others, of Lake Ainslie.
John Campbell and others, of Lake Ainslie.
Hector McKay and others, of the west end of Lake Ainslie.
Allan Cameron and others, of Mabou.
Neil McLellan and others, of Broad Cove and Lake Ainslie.
R. G. McDonald and others, of Lake Ainslie and Indian River.
Malcolm Campbell and others, of Whycoomagh & River Dennis.
John McDonald and others, of Indian River and Mabou Road.
Malcolm McKay and others, of the Bay of Whycoomagh.
Alexander McMill and others, of River Dennis, Blues Cove and South side Whycoomagh.

A Petition of Angus Chisholm and others, of the east end of Lake Ainslie.
Charles McMillan and others, of Lake Ainslie and Margaree River.
Donald McPhee and others, of Broad Cove.
Hugh McLean, of Cape Mabou.
Alexander McMasters and others, of River Dennis and Whycoomagh.
Hector McLean and others, of Mabou.
Donald McLellan & others, of River Dennis Road.
Archibald McPhail and others, of River Dennis and Whycoomagh.
The Inhabitants of Margaree.
Gillies Gillies and others, of Margaree.
William Hawley of Mabou.
Archibald McPhee and others, of North East side Mabou Harbour.
Thomas Mooney and others, of Mabou.
Thomas Whitehead and others, of Mabou.
Donald McSeven and others, of Lake Ainslie.
Ronald McDonald and others, of Cape Mabou.
Donald Beaton and others, of the Coal Mines.

Mr. Chipman presented to the House several Petitions praying aid for Roads in the County of King's County.

A Petition of William B. Crow and others, of Horton and Aylesford.
Robert Fulmor and others, of Five Islands.
Simon Jenks and others, of Long Lane, Parrsboro'.

A Petition of Francis Walker and others, of Sherbrooke.
Michael Dawson and others, of Aylesford.
John Wells and others, of Cornwallis.

Mr. Holland presented to the House several Petitions praying aid for Roads in the County of Annapolis.

A Petition of Samuel Wheelock and others, of New Harmony.
John A. McGill and others, of New Albany.
Patrick Donellan and others, of Dalhousie Settlement.
Robert Stoddard and others, of Dalhousie Settlement.
Josiah Porter and others, of Clare.
James Grinton and others, of Grinton Settlement.
William Marshall and others, of Ramsay Road & Dalhousie Settlement.
John B. Dondale and others, of Dalhousie Settlement.
Abel Wheelock and others of New Harmony.
Charlton Sabean and others of Clare.

A Petition of Edward Morgan and others, of the West Branch Bear River.
William Spurr and others, of Annapolis and Granville.
Cerenio U. Jones and others of Weymouth.
Eri Welton and others, of Wilmot.
John Gordon and others, of Wilmot.
John Mayeroff and others, of Dalhousie Settlement.
John H. Eager and others, of Nictau.
Peter Morse and others, of Nictau.
John Brine and others, of Wilmot.
Robert Neiley and others, of Wilmot.

APPENDIX No. 62.

Mr. B. Smith presented to the House several Petitions praying aid for Roads in the County of Hants.

A Petition of Alexander Scott and others, of Douglas.
 John Hibbits and others, of Uniacke.
 James Fahie and others, of Beaver Bank rd.
 David Hunter, of Douglas.
 William Smith and others, of Rawdon.
 Edward Murphy & others, of the C'ty Hants
 Francis Salter and others, of Petite.
 John Wallace and others, of Douglas.
 David Clow and others, of Douglas.
 William Hanes and others, of Rawdon.
 Richard Smith and others, of Douglas.
 John Robinson and others, of Douglas.

A Petition of Henry Blois and others, of Douglas and Rawdon.
 Robert Stirling and others, of Douglas.
 George M'Lellan and others of Noel, Kennetcook, Gore, Rawdon and Beaver Bank.
 Thomas Horn and Saml. Fisher, of Douglas.
 William Fisher and others, of Nine Mile River road.
 Michael Wallace and others, of Douglas.
 Jacob Hennigar and others, of Kennetcook and Noel.
 James Grant and others, of Gore Settlement

Mr. Whitman presented to the House several Petitions praying aid for Roads in the Township of Annapolis.

A Petition of William Nichol and others, of Sissiboo road.
 Ichabod Corbitt and others, of Annapolis.
 James R. Lovett and others, of Annapolis.

A Petition of Edward H. Cutler and others, of Annapolis Royal.
 James Coplin and others, of Perot Settlement

Mr. DesBarres presented to the House several Petitions praying aid for Roads in the County of Guysborough.

A Petition of Wentworth Taylor and others, of Guysborough and New Harbour.
 Daniel Kennedy and others, of Guysborough and St. Mary's.
 John Carr of Manchester.

A Petition of Went. Taylor and others, of Manchester.
 James M'Kay and others, of Manchester.
 Ranald M'Donald and others, of Manchester and Tracadie.

Mr. Howe presented to the House several Petitions praying aid for Roads in the County of Halifax.

A Petition of William Lawlor and others, of Preston.
 John Cooper and others, of Jeddore.
 James Benvie and others, of Higgins' Settlement.
 Joseph Wilson, of Musquedoboit.
 Samuel Pearson and others, of Musquedoboit
 Wentworth Flieger, of Halifax.
 Henry Henneritzky and others, of Lower Musquedoboit.
 James Ogelvie and others, of Lake Porter.
 Samuel Smith and others, of Ferguson's Cove and Spryfield.
 David Bruit and others, of Harriet Fields.
 William K. Reynolds and others, of Sackville.
 John Leslie and others, of Three Fathom Harbour, Lower Chezetcook, Lower Lake Porter and Lawrence Town.
 Alexander Cumming and others, of Cole Harbour.
 John Green and others, of Lawrence Town.
 Joseph Miller and others, of Higgins' Settlement.

A Petition of John Gates and others, of Three Fathom Harbour and Chezetcook.
 Jeremiah West and others, of Musquedoboit.
 John Kline, Senior, and others, of Dutch Village.
 George Bissett and others, of Cole Harbour.
 Thomas Holland and others, of Saint Margaret's Bay.
 David Archibald and others, of Middle and Lower Musquedoboit.
 Alexander Taylor and others, of Preston and Lake Porter.
 Jas. Dunbrack and others, of Musquedoboit.
 John Wright and others, of Wellington.
 William J. Lydiard and others, of Musquedoboit.
 Andrew Cruickshanks and others, of Musquedoboit.
 Peter Gordon and others, of Musquedoboit.
 Peter Ogelvie and others, of Musquedoboit.
 Thomas Rourk and others, of Musquedoboit.
 David Annand and others, of Lake Egmont.

Mr. J. Young presented to the House several Petitions praying aid for Roads in the County of Sydney.

A Petition of John McIsaac and others, of Knoydart.
 John Campbell and others, of St. Andrews.
 James McPherson and others, of Brailey Brook.
 Geo. Brenan and others, of St. Andrews.
 W. B. McLeod and others, of the Mountain road and Knoydart.
 J. McEachern and others, of Knoydart.
 John McDonald and others, of North Grant.
 Alex. Chisholm and others, of Pomket.
 Colin Chisholm and others, of Antigonish.
 John McIntyre and others, of Pomket.
 Donald McDonald and others, of Gulf Shore.
 John McDonald and others, of Hallowell Grant.

A Petition of James Grant and others, of Manchester Road.
 Alex. McDonald and others, of Antigonish and the Gulf Shore.
 Donald Chisholm and others, of Pomket.
 Hugh McDonald and others, of Antigonish.
 John Cameron and others, of Dorchester and Antigonish.
 Angus McDonald and others, of Ohio road.
 Angus Campbell and others, of the old Gulf road.
 Colin Chisholm and others, of Monk's Head.
 Donald McGilvray and others, of Lochaber Lake.
 John McIntyre and others, of Manchester road.

APPENDIX No. 62.

Mr. Heckman presented to the House several Petitions praying aid for Roads in the Township of Lunenburg.

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|--|--|
| <p>A Petition of Ben. Zwicker and others, of Lunenburg John Butler and others, of Dalhousie Settlement. Christopher Venutte and others of Maitland Settlement.</p> | <p>A Petition of Thomas Henneritzky and others, of Rose Bay. Philip Henneritzky and others, of Rose Bay.</p> |
|--|--|

Mr. Thorne presented to the House several Petitions praying aid for Roads in the Township of Granville.

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|---|--|
| <p>A Petition of Thomas Sproul and others, of Lower Granville. Charles Ramsey and others of Granville. Wm. Turpel and others, of Granville.</p> | <p>A Petition of Jesse Oaks and others, of Upper Granville. Levi Phinney and others, of Wilmot. Warren Bent and others, of Wilmot and Granville.</p> |
|---|--|

Mr. Allison presented to the House the Petition of John Dimock and others, of Newport, praying aid for a Road in that Township.

Mr. Upham presented to the House two Petitions praying aid for Roads in the County of Colchester.

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|--|---|
| <p>A Petition of Alexander McCurdy and others, of New Annan.</p> | <p>A Petition of John McLauchlan and others of Economy.</p> |
|--|---|

Mr. Clements presented to the House two Petitions praying aid for Roads in the Township of Yarmouth.

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| <p>A Petition of Sam. Corning and others, of Yarmouth.</p> | <p>A Petition of Mark Killam and others, of Yarmouth.</p> |
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Mr. Archibald presented to the House several Petitions praying aid for Roads in the County of Colchester.

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| <p>A Petition of Robert Geddes and others, of Upper Stewiacke. Adams Archibald and others, of Musquodoboit. James Smith and others, of Stewiacke. Alexander Nelson and others, of Shubenacadie.</p> | <p>A Petition of Alex. Urquhart and others, of Kempt Town and Earl Town. Silas H. Crane and others, of Economy. Angus McLeod and others, of Musquodoboit. Francis R. Parker and others, of Shubenacadie.</p> |
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Mr. Morton presented to the House several Petitions praying aid for Roads in the Township of Cornwallis.

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| <p>A Petition of Oliver Cogswell and others, of Cornwallis.</p> | <p>A Petition of John Burns and others, of Cornwallis. J. C. Rockwell & others, of Cornwallis.</p> |
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Mr. Hatton presented to the House several Petitions praying aid for Roads in the County of Pictou.

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| <p>A Petition of Alex. McLeod & others, of Loch Broom. Hugh McIntosh and others, of Mount Dalhousie. John Sutherland and others, of Mount Dalhousie. John McLeod and others, of New Larig. Alexander Grant and others, of Roger's Hill, Dalhousie Mountain and River John. Alex. McRae and others, of the West River. Murdoch McKenzie and others, of Carriboo. J. Murdoch and others, of the Beaches. Robert Campbell and others, of Roger's Hill. Kenneth Cameron and others, of Mount Thom.</p> | <p>A Petition of Allan McLeod and others, of Toney River. James Sutherland and others, of West River. John Stramburg and others, of Cape John. Charles Graham and others, of Auchencain. Roderick McKenzie and others, of West River. John McKenzie and others, of West River. Alex. McKenzie and others, of West River. Wm. Graham and others, of Carriboo. John Berrie and others, of Six Mile Brook.</p> |
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Mr. Fairbanks presented to the House several Petitions praying aid for Roads in the County of Queen's County.

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| <p>A Petition of Samuel Hunt and others, of Wellington. Jacob Brown and others, of Milton. Gamaliel Stewart and others, of Port Mutton. Bernard Dowling & others, of Caledonia.</p> | <p>John Barss and others, of Liverpool and Milton. John Wiswell and others, of Northfield road</p> |
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APPENDIX No. 62.

Mr. Miller presented to the House several Petitions praying aid for Roads in the County of Lunenburg.

A Petition of Andrew Conrod and others, of Lunenburg.
Henry W. Ernst and others, of the North West Range, Lunenburg.
John Vienot and others, of Upper LaHave.

A Petition of Paulus Rafuso and others, of New Cornwall.
John Wile and others, of Upper LaHave.
Frederick Publicover and others, of New Dublin Shore.

Mr. McDonald presented to the House a Petition of James Cameron and others, of Saint Mary's, praying aid for Roads in the County of Guysborough.

Mr. Forrester presented to the House several Petitions praying aid for Roads in the Township of Halifax.

A Petition of Jacob Habley and others, of St. Margaret's Bay.
John Isenor and others, of Dutch Village.

A Petition of John Martin Jun. and others, of Ketch Harbour.

Mr. W. Sargent presented to the House several Petitions praying aid for Roads in the County of Shelburne.

A Petition of John Crocheron and others, of the Township of Shelburne.
Thomas Crowell and others, of the Township of Shelburne.

A Petition of William Patterson and others, of Port LaTour and Cape Negro.

Mr. Lewis presented to the House several Petitions praying aid for Roads in the County of Cumberland.

A Petition of William O'Brien and others, of Wallace.
Martin Hoeg and others, of Macan.
John Crawford and others, of Wallace.
Titus B. Crawford and others, of Wallace.
David Smith and others, of Parrsborough.
Dennis McNamara and others, of Three Sisters, and Advocate Harbour.

A Petition of Jeremiah Casey and others, of Amherst.
George Stirling and others, of West Brook.
Patrick Rogers and others, of Wallace.
William P. Moffatt and others, of Parrsborough.
Robert Salter and others, of Parrsborough.

Mr. Bell presented to the House several Petitions praying aid for Roads in the County and Township of Halifax.

A Petition of Abijah Smith and others, of Harriet Fields and Sambro.
John Fraser and others, of St. Margaret's Bay.
John Crook and others, of Indian Harbour and Peggy's Cove.

A Petition of John Reid and others, of Musquedoboit.
William Harrison and others, of Meagher's Grant, Musquedoboit.

Mr. Dewolf presented to the House several Petitions praying aid for Roads in the County of King's County.

A Petition of James Dennison and others of Kentville.
Henry Magee, sen. and others of Aylesford.

A Petition of William Harrison, of Parrsborough.
Austen Welton and others, of Aylesford.

Mr. Goudge presented to the House several Petitions praying aid for Roads in the County of Hants.

A Petition of Donald Scott and others, of Douglas.
Joseph Caldwell and others, of Nine Mile River, Douglas.
Peter McPhee and others, of Douglas.

A Petition of John McPhee and Evan McKay, of Douglas.
Philip Densmore and others, of Noel.
James Canty and others, of Nine Mile River.

Mr. M'Dougall presented to the House several Petitions praying aid for Roads in the County of Sydney.

A Petition of Donald M'Eachern and others, of Malignant Brook.
Moses Bronfoard and others, of Pomket.
Dougald M'Millan and others, of Antigonish.
Robert Purves and others, of Antigonish.
Samuel Mehany and others, of Hallowell Grant.
Donald M'Donald and others, of Hallowell Grant.
Alexander Cameron and others, of Lochaber.
William Harvey and others, of the Gut of Canso.

A Petition of Donald M'Kenzie and others, of Lochaber.
William Edge and others, of Tracadie.
Hugh M'Donald, of Malignant Cove.
Angus M'Pherson and others, of Ohio River.
Alexander Chisholm and Donald Chisholm, of Antigonish.
Angus M'Donald and others, of Malignant Brook.
Alexander Chisholm, of Pomket.

Mr. Rudolf presented to the House several Petitions praying aid for Roads in the County of Lunenburg.

A Petition of Frederick Koins and others, of Sherbrooke and Dalhousie.
Robert Russell and others, of Sherbrooke.

A Petition of Philip Grezer and others, of Kingsburg, Rosebay, Lower LaHave and South.

Mr. D'Entremont presented to the House the Petition of Seth Zinkham and others, praying aid for a Road in the Township of Argyle.

Mr. J. Sargent presented to the House the Petition of Elam Thomas and others, praying aid for a Road in the Township of Barrington.

APPENDIX Nos. 62, 63, 64.

Mr. Holmes presented to the House two Petitions praying aid for Roads in the County of Pictou.

A Petition of William Fraser and others, of Pictou. A Petition of Thomas M'Lellan and others, of Baillie's Brook.

Mr. Dickey presented to the House the Petition of Isaac Goodwin and others, of Bay Vert, praying aid for a Road in the Township of Amherst.

Mr. G. Smith presented to the House several Petitions praying aid for Roads in the County of Pictou.

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| <p>A Petition of Kenneth M'Lean and others, of Kempt Town. Alexander M'Kenzie and others, of River John. John Moore and others, of West River. James Sutherland and others, of West Branch River John. Robert M'Kay and John Holmes, of Pictou. Alexander Campbell and others, of Point Brewley.</p> | <p>A Petition of Samuel Archibald and others, of Loch Broom. Alexander Chisholm and others, West Branch East River. David Ferguson and others, of New Gairloch John Cameron and others, of Barney's River. Donald M'Kinnon and Charles M'Kinnon, of Baileys Brook.</p> |
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Mr. Spearwater presented to the House the Petition of Thomas Crowell and others, praying aid for a road in the Township of Shelburne.

Mr. M'Lellan presented to the House two Petitions praying aid for Roads in the Township of Londonderry.

A Petition of Francis Fulton, of Londonderry. A Petition of Edward Faulkener and others, of Economy.

Mr. Stewart presented to the House several Petitions praying aid for Roads in the County of Cumberland.

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| <p>A Petition of James M. Atkinson, of Macan: Philip Colter and others, of Wallace. Samuel Treen and others, of Wallace. Charles B. Oxley, of Pugwash. James M. Atkinson and others, of Macan. Donald M'Aulay and others, of Fox Harbour. John M'Kenzie and others, of Wallace.</p> | <p>A Petition of William Fulton and others, of Wallace. James Coates and others, of Amherst. George Mills and others, of Napan. John M'Farlane and others, of Wallace. Benjamin Gray and others, of Napan. John Read and others, of Napan. Charles Higgins, of Wallace.</p> |
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Mr. Annand presented to the House several Petitions praying aid for Roads in the County of Halifax.

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| <p>A Petition of Robert A Logan and others, of Musquedoboit Harbour. James Annand and others, of Musquedoboit.</p> | <p>A Petition of William Anderson and others, of Musquedoboit and Jedora. Chas. Anderson and others, of Musquedoboit harbor</p> |
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Mr. Dodd presented to the House several Petitions praying aid for Roads in the Township of Sydney.

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| <p>A Petition of John Nisbit and others, of George's River. Caleb Huntington and others, of Sydney.</p> | <p>A Petition of John Campbell and others, of River Dennis.</p> |
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No. 63.

(See Page 163.)

The Committee appointed to inquire into the expediency of discontinuing all or any part of the Bounty now granted on the Manufacture of Tobacco in this Province, beg leave to report, that they have considered the subject, and examined the parties concerned in the Manufacture of this article; and the Committee beg leave to recommend that the Bounty be reduced to 6 $\frac{1}{2}$ per Cent., and they are of opinion, this may be done without materially affecting the Manufactures now in operation.

George Smith, Chairman.; John Young, H. Bell.

Committee Room, House of Assembly, 28th March, 1837.

No. 64.

(See Page 164.)

The Committee to whom were referred the Petitions of William Crook and others, asking for a sum of Money to cut a new outlet from Porter's Lake to the Sea; and also, the Petition of Christian Lay and others, praying for protection in his private rights, in case such work were sanctioned by the Legislature, have made due enquiry into the Merits of the said Petitions, and visited Porter's Lake for the purpose of examining the old outlet, and the Beech, through which it is proposed to

APPENDIX Nos. 65, 66, 67.

cut the new one; and have agreed to recommend that the sum of £50 granted last year, be expended in deepening the old Channel, as there is a great diversity of opinion existing among the people of the Lake and the adjoining Settlements as to the propriety of attempting to open another Channel, as to effect it the present one must be closed up, and they may be entirely shut in if the experiment does not succeed.

Joseph Howe, Chairman.

No. 65.

(See Page 164.)

The Select Committee appointed to inquire into the causes which led to the dismissal of James H. Tidmarsh, Esq. from the Light-House Commission, and the mode of conducting Light-House business, beg leave to report:

That it appears that during the first three years that Mr. Tidmarsh was associated with Messrs. Cunard and Maynard, he made no complaint of the mode of conducting the business either to the Executive or the Legislature, but for about a year last past irreconcilable differences of opinion had separated him from his colleagues, and the Governor was finally compelled, either to dissolve the Commission—to dismiss the majority, or to displace Mr. Tidmarsh. The latter alternative was adopted, and although the Committee regret that the public are thus deprived of a meritorious Officer, they are bound to concede to the Executive in this respect the exercise of a just discretion.

The Committee after hearing the objections and complaints urged by Mr. Tidmarsh against the mode of conducting Light-House Business, and hearing in his presence their explanations, are happy to state that there is not the slightest ground to impeach the integrity of the present Commissioners, nor can they find that the public have suffered any actual loss from the mode of doing the business.

Joseph Howe, Chairman; Thomas Forrester, James B. Uniacke,
W. B. Taylor, Edmund M. Dodd, H. Huntington.

March 31st, 1837.

No. 66.

(See Page 168.)

The Committee to whom was referred the Petition of Samuel Beckwith and others, praying for an alteration of the Law relating to Statute Labour, and recommending that in future that service should be performed by assessment, beg to report, that they have given their attention to the subject, and find so many difficulties in the way of any material alteration of that Law, that they have come to the conclusion to allow it to remain as at present for another year, and in the mean time to recommend that a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, and to request that he will direct the Clerks of the Peace in the several Counties to make out and transmit to His Excellency for the information of the Legislature at its next Session, general Returns of all the Statute Labor performed in the respective Counties for which they are appointed, as well as all the number of persons and teams liable to perform Statute Labor—stating particularly the number of Statute Labor Districts, and the number of Men and Teams in each District, and the number of days' labor performed in the same, in the year 1836. When these Returns are before the Legislature, the whole amount expended upon the Roads under the present system will be known, and the Legislature will then be in possession of the requisite information to decide upon the whole subject:

Samuel Chipman, H. Huntington, A. Stewart.

Halifax, 3d April, 1836.

No. 67.

(See Page 171.)

The Committee to whom the Letter of the Quarter-Master General of the Militia was referred, report that a debt was incurred to the amount of £39 by the First Regiment of Halifax Militia, in the purchase of Accoutrements in the year 1832, under the expectation that sufficient Fines would accumulate to defray the same, but in consequence of the number of training days having been reduced, such has not been the case.—The Committee, while they applaud the Esprit du Corps which

APPENDIX Nos. 68, 69.

induced the Officers to purchase Accoutrements for their Regiment, cannot refrain expressing their reluctance to recommend payment, whereby a precedent may be established for similar claims; yet, under the particular circumstances of the case referred to them, they are of opinion that the sum of £30 should be granted and paid towards defraying said debt; provided the Accoutrements are secured for the public service.

JAMES B. UNIACKE, Chairman.

Halifax, 5th April, 1837.

No. 68.

(See Page 171.)

The Committee to whom the Petition of James Foreman, Esquire, and others, requesting compensation for issuing and cancelling Treasury Notes was referred, report as follows:

That the Commissioners have received no remuneration since the year 1834; and in addition to signing Treasury Notes, much of their time has been occupied in cancelling torn and defaced Notes, and substituting others. That much additional labour has been thrown on the Treasurer in consequence of the system of negotiating new Loans and paying off the old, and preparing Stock Certificates for those who have invested Funds. That Committee think the increased assiduity and responsibility thrown on the Commissioners and Treasurer, entitle them to the following compensation, viz:

| | | | |
|----------------------|------|---|---|
| To the Commissioners | £150 | 0 | 0 |
| To the Treasurer | 200 | 0 | 0 |
| | £350 | 0 | 0 |

And recommend that such sum be granted to them for their services to this period.

JAMES B. UNIACKE, Chairman.

Halifax, 5th April, 1837.

No. 69.

(See Page 171.)

The Committee to whom the Accounts, Estimates and Petitions, connected with the Post-Office Department in this Province were referred, have maturely considered the same, and report as follows:

That by the Accounts before the Committee, it appears that the receipts of the Department, for the year ending 5th January, 1837, including £1210 12 1 Provincial grant, equal

| | |
|-------------|--|
| £5836 10 5½ | |
| £4192 5 0½ | |
| 1644 5 5 | |
| 5836 10 5½ | |

The Postage on Letters from and to England, included above, amounted to the sum of

1161 19 10

And the allowance to the Post-Master General for Salary, Clerk, Office Rent and Contingencies, Stationary, Fuel, &c.,

340 8 2

£821 11 8

The amount of dead Letters is stated

£531 8 6½

Of this sum the Post-Master estimates two thirds to be chargeable to Nova-Scotia, and the residue to New-Brunswick and the other Colonies, deduct

177 2 10½

£354 5 8

£467 6 0

Shewing a balance to the credit of that branch of the Department, of £467 6 0, and by the Account, Schedule A., it appears that £1644 5 5½ has been paid into the Military Chest, being an excess of £1176 19 5 Sterling

The amount of the internal Postage, after deducting 20 per cent. Commission on the sums received by Deputy Post-Masters in the interior for collection

£3983 6 4

From which is to be deducted for Letters received at Halifax, and forwarded to the Interior, and included above, as per Schedule A.

876 3 6

Shewing gross proceeds of

£3107 2 10

In this sum is included an amount of Postage on American Letters, accounted for and remitted by the Deputy Post-Master General to Washington, and paid by him out of the fund collected in New-Brunswick, which he estimates at about £400, and the Committee think this Province should not contribute beyond

250 0 0

Leaving a balance of Postage

£2857 2 10

APPENDIX No. 69.

Riding Work.

The Committee have examined the Account, Schedule B, which amounts to £2588 5 11½
 Which sum is provided for by Provincial Grant £1281 3 4
 By Postage received 1307 2 7½

2588 5 11½

This latter sum is made up of postage received at the Inland Offices, and paid to Couriers and Stages, and is made a discharge against inland postage, to the amount of £1307 2 7½

In Schedule A. is also charged for incidental expenses, Mail Bags, &c. and of which no particulars were asked

224 17 6

Making whole expense of Mail Transport £2813 3 5

The gross proceeds of inland postage are before stated, at the sum of £3107 2 10

From which deduct ¼d. of the dead Letters £177 2 11½ 1-9th £19 3 7 196 16 6

Proceeds independant of American Letters

£2910 6 4 2910 6 4

And, balance in favor of the Province

£97 2 11

To which add the Provincial grant of last year, and which is credited in Schedule A, and was expended as per Schedule C.

1210 12 1

£1307 15 0

Off to convert to Sterling 1-10th

130 15 7

£1176 19 5

The foregoing calculation has been made without reference to Newspaper Postage, which is claimed by the Deputy Post-Master General as a perquisite, under the authority of the General Post-Office, and the sanction of the Colonial Minister, as appears by Schedule E.

The amount drawn from the Treasury to defray the expense of franking, during the Session of the Provincial Parliament, and Public Offices, amounted to the sum of

£361 18 1

Thus, it appears that a balance of

1176 19 5

Levied off the Inhabitants of this Province, is paid into the Military Chest, from which deduct American Postage, £250 Currency, equal to in Sterling

225 0 0

And there remains a clear balance of

£951 19 5

The Committee therefore think it the interest of the Legislature to assume the management of the Internal Post-Communication throughout the Province, without interrupting the present system, the practical working of which is good, and this, the Committee are of opinion, can be accomplished by undertaking to transmit to the Post-Master General in England, the net amount of Packet Postage annually, until some general plan is adopted by the British North American Colonies, and submit Resolutions to that effect.

The Committee also recommend that the Deputy-Post-Master-General should keep for the ensuing year the Accounts in the mode exhibited to your Committee; and also an Account to shew the extent of Franking at the different Post-Offices and Public Departments throughout the Province.

The Committee have also considered the various Petitions referred to them—that of Mr. Ross applying for £213 17s. 4d. for Ferriage and Money advanced, and paid to former Couriers, exhibits a strong claim against the Post Office Department, but should not be paid from the Provincial Revenue, which has already contributed the amount of £83 2s. 6d. towards the same; and as the circumstances of his case have been previously submitted to the House, the Committee feel bound to report unfavorably to it, altho' they think Petitioner should receive compensation from the Revenues of the Post-Office.

The Committee also recommend, that a Courier should be employed to convey a Mail from Halifax to the head of the North West Arm, Spryfield; to St. Margaret's Bay—the probable expense of which will be £20 per annum; also, a Courier between Margaree and Cheticam, in the Island of Cape-Breton, the annual expense of which will be £10; also, a Courier between Malignant Cove, round Lake George, in the County of Sydney, and the Village of Antigonish, the expense of which will be a sum not exceeding £10, to carry the Mail once a week on the two former routes, and once a fortnight on the latter.

They also recommend additions to the Salaries of Mr. G. Bergman, of Pugwash, J. W. Smith, of Amherst, and Nicholas Martin, of Cape-Breton, and Mr. Joseph Fellows, Courier, between Bridgetown and Granville, of £10 each, it having been represented that they are insufficiently remunerated.

The Committee have pleasure in reporting favorably to the Petition of J. & C. E. Ratchford, of Parrsborough, and think a line of communication by Steam from Windsor and King's County, to Partridge Island, and by Coach to Amherst, in the County of Cumberland, to carry a Mail once a week, would increase the Commercial importance of all those Counties, facilitate intercourse with the Capital, and shorten and render more agreeable the route to the adjoining Province, and therefore recommend that £100 per annum, for three years, shall be granted and paid to any person or

APPENDIX No. 69.

persons engaging to navigate those waters, with a Steamer of sufficient horse power, to the satisfaction of the Lieutenant-Governor; and to establish a pair of Horse Coach, from Parrsborough to Amherst, one half to be allowed to support the Coach, should no Steamer be established.

In conclusion, the Committee recommend that the grant for the ensuing year shall be £1520; the same as last year, which will be sufficient to liquidate the additional charges imposed on the Department.

James B. Uniacke, Chairman.

30th March, 1837.

A

Return of the Receipts and Credits of the General Post-Office, for the year ending 5th January, 1837.

| CHARGE. | CURRENCY. | STERLING. | DISCHARGE. | CURRENCY. | STERLING. |
|--|------------|-------------|---|------------|-------------|
| To amount of unpaid Letters from England | £0 0 0 | £1600 18 6 | By Salary to Deputy Post-Master General | £0 0 0 | £220 0 0 |
| To amount paid do for do | | 161 1 4 | By Salary to Assistant | | 70 8 2 |
| To amount unpaid, received and paid, sent from the Hal. Office | 2464 7 8½ | | Allowance for Office Rent, Fuel and Stationary | | 50 0 0 |
| To nett Revenue remitted by Deputy Post Masters | 1454 15 2 | | Paid for Riding Work | 2588 5 11½ | |
| To Way and Ship Letters | 64 8 6 | | Dead Letters sent to England | | 531 8 6½ |
| To this sum received from the Treasury | 1210 12 1 | | Letters charged against Halifax and forwarded to the Int'r. | 876 8 6 | |
| | | | Incidental Expenses | 224 17 6 | |
| Exchange 1-10 | 5193 18 5½ | | | | |
| | 519 7 10 | | Exchange 1-10 | 3689 6 11½ | |
| | | 4674 10 7½ | | 368 18 8 | |
| | | £5836 10 5½ | Balance paid into the Military Chest | | 3320 8 3½ |
| | | | | | 1644 5 5½ |
| | | | | | £5836 10 5½ |

B

Return shewing the sums paid Post Office Couriers in Nova-Scotia, in the year which ended 5th January, 1837.

| | From Halifax to Annapolis | PAID BY PROVINCE. | PAID BY POST-OFFICE. |
|-----------------------------|-------------------------------|-------------------|----------------------|
| Western Stage Coach Company | | £256 18 4 | £88 0 0 |
| J. Wyeman | Yarmouth to Digby | 70 0 0 | 102 15 2½ |
| L. Gildert | Windsor to Shelburne | 260 0 0 | 79 0 11½ |
| W. Enslow | Shelburne to Yarmouth | 90 0 0 | 5 16 5½ |
| N. Smith | Terfry's to Noel | 50 0 0 | |
| J. M'Intosh | Pictou to Wallace | 65 0 0 | |
| J. Blanchard | Pictou to Antigonish | 40 0 0 | 147 0 0 |
| A. Thompson | Antigonish to Plaister Cove | 52 10 0 | |
| R. M. Cutler | Guysborough to Cape Canso | 22 10 0 | |
| Wm. M'Keen | Plaister Cove to Mabou | 25 0 0 | |
| R. N. Henry | Antigonish to St. Mary's | 20 0 0 | |
| H. Taylor | Mabou to Margaree | 20 0 0 | |
| E. Joyce | Gay's River to Stewiacke, &c. | 40 0 0 | |
| S. Morehouse | Digby, to Brier Island | 42 0 0 | |
| J. S. Campbell | Londonderry to Economy | 20 0 0 | |
| M. Maddock | Arichat to Plaister Cove | 60 0 0 | |
| J. Dotten | Wallace to River Philip | 17 10 0 | 42 10 0 |
| R. N. Henry | Antigonish to Guysborough | 40 0 0 | |
| A. M'Lellan | Mabou to Wycocomough | 25 0 0 | |
| Signal-man at Digby | | 5 0 0 | |
| J. Fellowes | Bridgetown to Granville Point | 20 0 0 | |
| H. Kinsman | Wolfville to Cornwallis | 20 0 0 | |
| J. O'Brien | Newport to Petite | 20 0 0 | |
| J. M'Neil | Sydney to Arichat | | 90 0 0 |
| A. More | Sydney to Baddeck | | 52 0 0 |
| James Cody | Baddeck to Margaree | | 40 0 0 |
| N. Martin | Sydney to Bridgeport | | 20 0 0 |
| W. Davis | Annapolis to Digby | | 60 0 0 |
| Eastern Stage | Halifax to Pictou | | 985 0 0 |
| W. Watson | Truro to Westchester | | 90 0 0 |
| T. Atkinson | Westchester to Dorchester | | 205 0 0 |
| | | £1281 8 4 | |

MEMO.—BY THE COMMITTEE.

The above Sums in Schedule C. are stated as follows:

| | | | |
|-----------------------------|----------|---|---|
| Windsor to Shelburne | £240 0 0 | These services are set down in this Schedule at | 542 10 0 |
| Shelburne to Yarmouth | 77 18 4 | | |
| Pictou to Antigonish | 30 0 0 | Difference | 75 11 5 |
| Antigonish to Plaister Cove | 44 5 5 | | To be added to this amount in Schedule C. |
| Antigonish to Manchester | 30 0 0 | for Brier Island Ferry | 10 0 0 |
| Bridgetown to Granville | 12 10 0 | | 65 11 5 |
| Wolfville to Cornwallis | 17 10 0 | | |
| Newport to Petite | 15 0 0 | | |
| | 466 18 9 | Amount in Schedule C. | £1215 12 5 1 |

61
APPENDIX No. 69.

C

Dr. The Province of Nova-Scotia in Account Current with John Howe, D. P. M. G. Cr.

| | | | | | |
|-------------------------------------|-----------|--|----------|------------------------------------|-----------|
| 1837. | | | 1836. | | |
| Jan. 3. | | | April 2. | By Cash received from the Treasury | £312 3 4 |
| To paid W. Stage Coach Company | £256 13 4 | | July 1. | ditto | 284 13 4 |
| Courier from Windsor to Shelburne | 240 0 0 | | Octr. 1. | ditto | 306 8 9 |
| Digby to Yarmouth | 70 0 0 | | 1837. | | |
| Pictou to Wallace | 65 0 0 | | Jan. 3. | ditto | 307 6 8 |
| Pictou to Antigonish | 30 0 0 | | | Balance due J. Howe | 5 0 0 |
| Antigonish to Plaister Cove | 44 5 5 | | | | |
| Antigonish to Canso | 22 10 0 | | | | £1215 4 1 |
| Antigonish to St. Mary's | 20 0 0 | | | | |
| Shelburne to Yarmouth | 77 13 4 | | | | |
| Canso to Port Hood | 25 0 0 | | | | |
| Mabou to Wyocomagh | 25 0 0 | | | | |
| Port Hood to Margaree | 20 0 0 | | | | |
| Terfry's to Shubenacadie | 50 0 0 | | | | |
| Gay's River to Musquedoboit | 40 0 0 | | | | |
| Digby to Brier Island | 42 0 0 | | | | |
| Londonderry to Economy | 20 0 0 | | | | |
| Gut of Canso to Arichat | 60 0 0 | | | | |
| River Philip to Wallace | 17 10 0 | | | | |
| Antigonish to Manchester | 30 0 0 | | | | |
| Bridgetown to Granville | 12 10 0 | | | | |
| Wolfville to Cornwallis | 17 10 0 | | | | |
| Newport to Petite | 15 0 0 | | | | |
| Signal-man at Digby | 5 0 0 | | | | |
| Brier Island Ferry | 10 0 0 | | | | |
| | £1215 4 1 | | | | |
| To balance due J. Howe brought down | 5 0 0 | | | | |

(Errors excepted.)

J. HOWE, D. P. M. G.

General Post-Office, 24th February, 1837.

D

Salaries paid to the several Couriers employed in the Post-Office Department, under the authority of the Provincial Legislature, for the year which ended 5th January, 1837.

| | | |
|---------------------|-----------|-------------------------------|
| Western Stage | £256 13 4 | From Halifax to Annapolis |
| J. Wyeman | 70 0 0 | Yarmouth to Digby |
| L. Geldert | 260 0 0 | Windsor to Shelburne |
| W. Enslow | 90 0 0 | Shelburne to Yarmouth |
| N. Smith | 50 0 0 | Terfry's to Noel |
| J. McIntosh | 65 0 0 | Pictou to Wallace |
| J. Blanchard | 40 0 0 | do. Antigonish |
| A. Thomson | 52 10 0 | Antigonish to Plaister Cove |
| R. M. Cutler | 22 10 0 | Guysboro to Cape-Canso |
| Wm. McKeen | 25 0 0 | Plaister Cove to Mabou |
| R. N. Henry | 20 0 0 | Antigonish to St. Mary's |
| A. Taylor | 20 0 0 | Mabou to Margaree |
| E. Joyce | 40 0 0 | Gay's River to Stewiacke, &c. |
| S. Morehouse | 42 0 0 | Digby to Brier Island |
| J. S. Campbell | 20 0 0 | Londonderry to Economy |
| M. Maddock | 60 0 0 | Arichat to Plaister Cove |
| J. Dotten | 60 0 0 | Wallace to River Philip |
| R. N. Henry | 40 0 0 | Antigonish to Guysboro |
| A. McLellan | 25 0 0 | Mabou to Whyocomagh |
| Signal Man at Digby | 5 0 0 | |
| J. Fellowes | 20 0 0 | Bridgetown to Granville Point |
| N. Kinsman | 20 0 0 | Wolfville to Cornwallis |
| J. O'Brien | 20 0 0 | Newport to Petite |
| J. McNiel | 90 0 0 | Sydney to Arichat |
| A. Moore | 52 0 0 | do. to Baddeck |
| Jas. Cody | 40 0 0 | Baddeck to Margaree |
| N. Martin | 20 0 0 | Sydney to Bridgeport |

J. HOWE, D. P. M. G.

APPENDIX No. 69.

Memo. by the Committee—

| | |
|---|------------|
| Of the above sums, making in all | £1525 13 4 |
| The Deputy Post-Master General pays out of the Postage received | |
| Proportion of J. Dotten's | £42 10 0 |
| J. McNeil | 90 0 0 |
| A. Moore | 52 0 0 |
| Jas. Cody | 40 0 0 |
| N. Martin | 20 0 0 |
| | 244 10 0 |
| Leaving the sum stated in Schedule B | £1281 3 4 |

Return shewing the nett receipts of the Post-Offices established in the interior parts of the Province of Nova-Scotia, between 5th April, 1836 and January, 1837, and their application.

| | | |
|------------|-----------|---|
| Windsor | £95 3 11 | } Remitted to General Post-Office, Halifax. |
| Kentville | 98 4 3 | |
| Annapolis | 82 15 2½ | |
| Digby | 36 11 11 | |
| Truro | 47 13 11 | |
| Cumberland | 63 9 6½ | |
| Pictou | 286 6 7½ | |
| Yarmouth | 112 15 2½ | |
| Shelburne | 11 12 11 | |
| Liverpool | 44 5 6½ | |
| Lunenburg | 28 18 11½ | } Paid to the Couriers by the respective Post-Masters, except £54 9 9 received from Arichat applied in aid of the payment of Provincial Couriers. |
| Antigonish | 147 0 0 | |
| Arichat | 72 0 7½ | |
| Sydney | 164 0 6 | |
| Wallace | 42 11 0½ | |
| Parrsboro' | 22 14 10½ | |

J. HOWE, D. P. M. G.

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(Copy.)

Downing-Street, 28th February, 1834.

SIR—

I have had the honor to receive your Despatch of the 17th December last, accompanied by a Memorial from Messrs. Philip J. Holland and Edmund Ward, Publishers of Newspapers in Halifax, complaining of the exaction, (illegal as they allege it to be,) of Postage on Newspapers forwarded through the Post-Office into the Country.

You will acquaint the Memorialists that the practice of which they complain is not illegal but is founded on an Act of Parliament, empowering the Post-Master General to authorise certain of his Officers to circulate Newspapers by Post, and it has been in existence since the first establishment of a Post-Office and a Newspaper in the Colony.

The Complainants must therefore have entered into business with the full knowledge of the privileged charge to which their publications would be liable, and the statement that their prospects and expectations are thereby almost entirely destroyed must be unfounded.

As Newspapers in the Colonies are not liable to any Stamp Duty, to give them claim to a free conveyance by Post, if the parties do not think proper to submit to this very moderate charge for their being forwarded, they can duly pass at the full rates of Postage as Letters; and supposing the two papers to be published weekly, the present charge of Two Shillings and Six Pence per number is actually less than the rate of Postage on American Papers in the United States.

I may take this opportunity of acquainting you that a Bill is in progress for the purpose of enabling the Provincial Legislatures in North America to regulate the Postage of Letters, and Newspapers; and that as soon as Copies can be obtained of this Bill, as well as one on the same subject, which it is proposed to submit to the consideration of the Legislature in each Province, they will be forwarded to the several Governors of the North American Colonies.

I have the honor to be, &c. &c. &c.

To the Acting Governor of Nova-Scotia.

(Signed) E. G. STANLEY.

In the House of Assembly, 7th April, 1837.

RESOLVED, That the sum of Nine Hundred and Sixty Pounds, appropriated for the Service of Roads and Bridges in the County of Halifax, be applied as follows:—

| | | | |
|--|------|---|---|
| Towards completing a Section of Great Eastern Road, to avoid the Black Rock Hill, in addition to the sum of £250 undrawn from the Treasury | £100 | 0 | 0 |
| Repair of Main Post Road from Dartmouth to County line | 100 | 0 | 0 |
| Repair of Main Post Road from Halifax to County of Hants | 100 | 0 | 0 |
| The above sum of Five Hundred and Fifty Pounds to be expended under the direction of His Excellency the Lieutenant-Governor. | | | |
| From McIntosh's Bridges to Drysdale's | 20 | 0 | 0 |
| Drysdale's to Margaret's Bay | 30 | 0 | 0 |
| School-House to Peggy's Cove and Indian Harbour | 15 | 0 | 0 |
| They's to Grand Lake Bridge, on Sambro Road | 25 | 0 | 0 |
| For Prospect Road and building Bridge | 20 | 0 | 0 |
| Ketch Harbour Road | 15 | 0 | 0 |
| Road to Ferguson's Cove | 10 | 0 | 0 |
| To continue the Road towards Hubbard's Cove | 20 | 0 | 0 |
| From French Village to Hammond's Plains Road | 20 | 0 | 0 |
| Long Swamp to English's, Hammond's Plains | 30 | 0 | 0 |
| English's to Wright's Mills | 20 | 0 | 0 |
| Hammond's Plains to Windsor Road | 10 | 0 | 0 |
| For Old Road to Three Mile House Road, in addition to £25 undrawn | 25 | 0 | 0 |
| Beaver Bank Road | 15 | 0 | 0 |
| Bridge at Ekimsakem | 10 | 0 | 0 |
| Necum Teuch | 15 | 0 | 0 |
| Salmon River | 10 | 0 | 0 |
| Between Beaver Harbour and Sheet Harbour, to repair the road | 10 | 0 | 0 |
| Across N. Branch, Sheet Harbour River, near where the River discharges into the Harbour | 20 | 0 | 0 |
| Repair of Road between Sheet Harbour and Beayer Dam | 15 | 0 | 0 |
| A Slide at Taylor's Head | 10 | 0 | 0 |
| Repair of Road between Ship Harbour and Clam Harbour | 15 | 0 | 0 |
| Settlement of Jeddore for repair of Roads and Bridges | 30 | 0 | 0 |
| Repair of Road from Musquedoboit Harbour to Lake | 10 | 0 | 0 |
| Road from W. Anderson's to Meeting-House Harbour, Musquedoboit | 10 | 0 | 0 |
| Road from Musquedoboit Harbour to Waterman's in Chezetcook | 20 | 0 | 0 |
| Road from Chezetcook to Porter's Lake | 20 | 0 | 0 |
| Road from Porter's Lake Bridge up West side Lake | 10 | 0 | 0 |
| Repair of Road from Lake Porter to Great Salmon River | 15 | 0 | 0 |
| From Little Salmon River to Putnam's Hill | 10 | 0 | 0 |
| Alteration at Putnam's Hill | 20 | 0 | 0 |
| Repair of Road from Creighton's Ferry to Eastern Battery | 10 | 0 | 0 |
| Repair of Road from Cole Harbour to East Passage | 5 | 0 | 0 |
| Reducing Break Heart Hill | 40 | 0 | 0 |
| Repair of Road East side Basin | 10 | 0 | 0 |
| Road from Beaver Dam to Upper Musquedoboit | 15 | 0 | 0 |
| Murkey's Hill to Fish Lake | 15 | 0 | 0 |
| Little River Bridge, Musquedoboit, to W. J. Lydiard's | 15 | 0 | 0 |
| Through Higgin's Settlement | 10 | 0 | 0 |
| Musquedoboit River to Cook's, at Gay's River | 10 | 0 | 0 |
| From Main Road in Upper Musquedoboit to County Line | 5 | 0 | 0 |
| | £960 | 0 | 0 |

In the House of Assembly, 7th April, 1837.

RESOLVED, That the sum of Seven Hundred and Fifty Pounds, appropriated for the service of Roads and Bridges in the County of Colchester, be applied as follows:

| | | | |
|--|------|---|---|
| For the repair of Halifax Road from Gay's River to the County Line of Pictou, and to pay the sum expended for the New Road near Brookfield last year | £315 | 0 | 0 |
| From Corbett's, at Gay's River, to Stewiacke, on the Shubenacadie Road | 8 | 0 | 0 |
| Polly's to Middle Stewiacke, on the Main Road | 9 | 0 | 0 |
| Middle Stewiacke to Brookfield, on the Main Road | 12 | 0 | 0 |
| Upper Stewiacke to Pictou, on the New Larig Road | 50 | 0 | 0 |
| Tatamagouche towards Onslow | 40 | 0 | 0 |
| The line of Pictou to the line of Cumberland County, on the Main Road through Tatamagouche | 15 | 0 | 0 |
| Big Rock, in Tatamagouche, to Point Brule | 5 | 0 | 0 |
| French River to Matitall's Lake | 5 | 0 | 0 |
| Tatamagouche to Oliver's, New Annan | 10 | 0 | 0 |
| Oliver's Bridge to Byer's Mills | 5 | 0 | 0 |
| Oliver's Bridge to Jas. Munroe's | 5 | 0 | 0 |
| Tatamagouche Road to Gaius Bill's | 6 | 0 | 0 |
| Luke Upham's, North River, to McKay's Mills, Earl Town | 20 | 0 | 0 |
| McKay's Mills to David Nelson's, Tatamagouche River, on Urquhart's line | 10 | 0 | 0 |
| The Onslow Road, by Murray's Mills to Widow McLeod's | 9 | 0 | 0 |
| Widow McLeod's to Mattheson's, past George Ross's, on the Road established by Campbell and Archibald | 8 | 0 | 0 |
| Fall Bridge to Widow Sutherland's, past Alexander Ferguson's | 5 | 0 | 0 |
| McKay's Mills to George Ross's | 5 | 0 | 0 |
| George Ross's to George Langell's | 5 | 0 | 0 |
| Samuel Hill's, Economy, to McLachlan's Settlement | 7 | 0 | 0 |
| Economy towards River Philip | 7 | 0 | 0 |
| James Crowe's, in Economy, to the Back Settlement | 6 | 0 | 0 |
| Pollock's to Green's Creek | 8 | 0 | 0 |
| Green's Creek to the Mouth of the Shubenacadie | 10 | 0 | 0 |
| Green's Creek to Pleasant Valley | 4 | 0 | 0 |
| Robert More's, on the New Road towards Stewiacke | 7 | 0 | 0 |
| Saunderson's, in Truro, to Philip's | 5 | 0 | 0 |
| Charles More's to Upper Brookfield | 4 | 0 | 0 |
| From Greenfield to Tucker's Mills | 5 | 0 | 0 |
| For the Bridge at Crowe's Mills, Truro | 6 | 0 | 0 |
| From Old Barns to Shubenacadie | 5 | 0 | 0 |
| Henderson's Mills to Stewiacke Road | 4 | 0 | 0 |
| Towards building a Bridge over the Chiganois River near Alexander Wilson's, in Onslow | 20 | 0 | 0 |
| From John Staples's to Gordon Higgins's | 6 | 0 | 0 |
| Emerson Horrow's to Jos. Barnhill's | 4 | 0 | 0 |
| Ephraim H. Blair's to Tatamagouche Road | 8 | 0 | 0 |
| John Lynd's, past More's Marsh, to Gideon McNutt's, Sen. | 6 | 0 | 0 |
| John McNutt's to Peter Blackmore's | 5 | 0 | 0 |
| Luke Upham's to Abner McNutts's | 6 | 0 | 0 |
| Samuel Nelson's to Christie's | 5 | 0 | 0 |
| John Dickson's, Sen. to James Lynd's | 5 | 0 | 0 |
| For repairing the Folly Bridge | 4 | 0 | 0 |
| From Great Village to Cumberland line | 5 | 0 | 0 |
| Isaac Fulton's to Patrick Hill's | 5 | 0 | 0 |
| Fletcher's Mills to Widow Crowe's | 4 | 0 | 0 |
| George Murray's to William Layton's | 4 | 0 | 0 |
| Cumberland Road to Folly Mountain | 4 | 0 | 0 |
| Robert Dill's to Folly Mountain | 4 | 0 | 0 |
| The Folly to Town Line, on the Folly Mountain | 5 | 0 | 0 |

| | | | |
|--|-------|---|---|
| From Wallace Road to Totten's | £4 | 0 | 0 |
| Joel Slack's to Fledge's Mills | 4 | 0 | 0 |
| Captain Fletcher's to Joseph Crowe's Junr. | 5 | 0 | 0 |
| Joseph Crowe's Junr. to John Cotnam's | 4 | 0 | 0 |
| Joseph Crowe's Junr. to Robert McNutt's | 4 | 0 | 0 |
| Little Bass to Great Bass River | 4 | 0 | 0 |
| | <hr/> | | |
| | £750 | 0 | 0 |

In the House of Assembly, 7th April, 1837.

RESOLVED, That the Sum of Seven Hundred and Ninety Pounds granted for the Service of Roads and Bridges for the County of Pictou, be applied as follows :

FOR THE GREAT ROADS.

| | | | |
|---|-----|---|---|
| From the County Line to the Ten Mile House, West River | £10 | 0 | 0 |
| Reid's, on the new line, to Murdoch M'Kenzie's | 50 | 0 | 0 |
| Middle River to East River, at New Glasgow | 10 | 0 | 0 |
| New Glasgow to Sutherland's | 10 | 0 | 0 |
| Bridge at Sutherland's to the line of County of Sydney | 40 | 0 | 0 |
| West River Inn to the Town Gut | 15 | 0 | 0 |
| Fisher's Grant to New Glasgow | 15 | 0 | 0 |
| To His Excellency the Lieutenant-Governor, on account of new Bridge on West River, on the road to East River | 215 | 0 | 0 |
| From Pictou to M'Millan's on new line of main road to River John, and to pay Commissioners for last years' balance due them | 25 | 0 | 0 |
| Underwood's, on River John road, to Forbes', at the County line dividing Colchester and Pictou | 15 | 0 | 0 |
| West River Inn to Middle River to keep the bridge in repair | 10 | 0 | 0 |
| Stewiacke through New Larig, on Crearer's line, the County of Colchester contributing a like sum to this line of road. | 50 | 0 | 0 |

CROSS ROADS.

| | | | |
|--|----|---|---|
| From River John Road to Alexander M'Donald's, Gulf Shore | 5 | 0 | 0 |
| Alexander M'Donald's to Carriboo River, on road leading to Pictou | 10 | 0 | 0 |
| Carriboo River to Walter's, on Pictou road | 10 | 0 | 0 |
| For the road in rear of Front Lots, Town of Pictou | 5 | 0 | 0 |
| The Carriboo road, by William Graham's | 5 | 0 | 0 |
| From Fisher's Grant, through Boat Harbour, to Little Harbor | 5 | 0 | 0 |
| Little Harbour past M'Donald's Mills and Olding's | 10 | 0 | 0 |
| John Reay's to Dalhousie | 5 | 0 | 0 |
| Rogers' on the Four and Six Mile Brook past Donald M'Kenzie's to the Forks of the road leading from Six Mile Brook past Barry's to the Highway | 15 | 0 | 0 |
| The School House to Macara's | 5 | 0 | 0 |
| Macara's to the County Line at Colin Munro's | 15 | 0 | 0 |
| Moore's to D. Langilles', River John | 5 | 0 | 0 |
| Green Hill past Widow M'Donald's to Balfour's | 10 | 0 | 0 |
| Bridge at Fraser's, Middle River, to West Branch | 10 | 0 | 0 |
| Albion Mines to Hopewell | 10 | 0 | 0 |
| Lower Settlement to Grant's Bridge | 10 | 0 | 0 |
| Grant's Bridge to Fraser's mill | 10 | 0 | 0 |
| To rebuild the Bridge at Fraser's mill on road to St. Mary's | 10 | 0 | 0 |
| From M'Pherson's to Lauchlin Kennedy's on St. Mary's road | 10 | 0 | 0 |
| M'Roy's on the mill road to M'Lelland's brook | 5 | 0 | 0 |
| New Glasgow to M'Lelland's mount by the marsh | 10 | 0 | 0 |
| Lowden's mill on the mill brook through Glen Dough | 5 | 0 | 0 |
| George M'Leod's to the head of Bailie's brook | 10 | 0 | 0 |
| D. Murray's and repair Dewar's bridge | 20 | 0 | 0 |

| | | | |
|--|-------|---|---|
| From Finlayson's on the road to Barney's River | £15 | 0 | 0 |
| Sutherland's bridge on the road past M'Lean's | 5 | 0 | 0 |
| M'Lean's to Chisholm's, west branch | 5 | 0 | 0 |
| Chisholm's to the head of the branch at Gordon's | 5 | 0 | 0 |
| East to West branch by Grant's mills, and repairing bridge | 10 | 0 | 0 |
| Highways to Turner's mountain | 5 | 0 | 0 |
| M'Phee's to M'Lelland's mount | 5 | 0 | 0 |
| To assist the Inhabitants to build a bridge on Sutherland's River, on the new line from M'Lelland's mount to the Wentworth grant | 5 | 0 | 0 |
| From Sutherland's bridge past William M'Kay's | 5 | 0 | 0 |
| For the road Knoydart back Settlement past Donald M'Donald's | 10 | 0 | 0 |
| From Blue Mountains to Donald Campbell's | 10 | 0 | 0 |
| Road leading from Duncan Campbell's to west branch, River John | 5 | 0 | 0 |
| Angus M'Beath's to North mountain | 5 | 0 | 0 |
| Church at Roger's Hill to M'Kenzie's mill | 5 | 0 | 0 |
| Mill Brook towards the Church at Gairloch past W. M'Intosh's | 5 | 0 | 0 |
| Salt Springs past M'Rae's mills | 10 | 0 | 0 |
| | <hr/> | | |
| | £790 | 0 | 0 |

In the House of Assembly, 7th April, 1837.

RESOLVED, That the sum of Four Hundred and Forty Pounds, appropriated for the service of Roads and Bridges in the County of Sydney, be applied as follows:—

GREAT ROADS.

| | | | |
|---|-----|----|---|
| From the County line to Malignant Cove, and to repair the Bridge at McNiel's | £15 | 0 | 0 |
| Malignant Cove, to Big Marsh, and for the Bridge at John McGillivray's | 6 | 10 | 0 |
| Malignant Cove to Cape George | 7 | 10 | 0 |
| Cape George to South Lake | 7 | 10 | 0 |
| South Lake to Ogden's Pond | 7 | 10 | 0 |
| Town Point to Dorchester | 7 | 10 | 0 |
| Village, by Salt Springs, to Lochaber Lake | 12 | 10 | 0 |
| Ohio road, past Williams's and Big Clearing, to County line | 5 | 0 | 0 |
| Antigonish to South River, and to repair the bridge at Pushie's, five mile brook and South River | 45 | 0 | 0 |
| South River, on Manchester road, to County line, and to repair the bridge at McBride's, and to pay Donald Chisholm (Finlay) for repairing small bridges | 20 | 0 | 0 |
| Beech Hill to Pomquet Forks, and for bridge at Hugh McDonalds | 28 | 0 | 0 |
| Pomquet Forks to Big Tracadie, and to repair the Bridge on little River, and to pay Duncan Chisholm (Finlay) for Pomquet River | 20 | 0 | 0 |
| Big Tracadie to Havre au Bushie Bridge | 10 | 0 | 0 |
| Havre au Bushie to County line at Auld's | 5 | 0 | 0 |
| Big Marsh to new Bridge at Irish's, and the embankment thereat | 15 | 0 | 0 |
| Gulf shore, at D. McDonald's brook, to Mountain road | 5 | 0 | 0 |
| Arisaig to back Settlement | 5 | 0 | 0 |
| McNiel's brook to back Settlement | 3 | 10 | 0 |
| Romans's to Widow McEachren's | 5 | 0 | 0 |
| Purves's to Jonathan Reid's | 3 | 10 | 0 |
| To complete the bridge at Campbell's, North Grant | 5 | 0 | 0 |
| From Reid's, on the Mountain road, to County line | 5 | 0 | 0 |
| South Lake, thro' back Settlement, to Malignant Cove | 5 | 0 | 0 |
| Graham's, thro' back Settlement to Donald Ban McDougall's | 3 | 10 | 0 |
| Morris Town Chapel, thro' Hallowell Grant to Campbell's | 3 | 10 | 0 |
| South Lake through Hallowell Grant to Big Marsh | 5 | 0 | 0 |

| | | | |
|--|------|----|---|
| From Donald More Chisholm's through Hallowell Grant to Malignant Brook | £5 | 0 | 0 |
| Balantyne's Cove to Livingstone's, across Cape George | 3 | 0 | 0 |
| Major Irish's to Ohio Bridge | 20 | 0 | 0 |
| Ohio Bridge to Lochaber Lake | 5 | 0 | 0 |
| Baxter's past McDonald's Glenco and Big Clearing | 5 | 0 | 0 |
| Beaver Meadow up west side Ohio | 7 | 0 | 0 |
| Ohio Road past Gaspereau lake to McEachren's | 2 | 10 | 0 |
| Cameron's east side Lochaber Lake to County line | 5 | 0 | 0 |
| Malcolm McMillan's west side lake to County line | 5 | 0 | 0 |
| Lochaber Lake to South River, by Sutherland's | 5 | 0 | 0 |
| Salt Springs, Pitcher's Farm, towards Fisher's Mill | 5 | 0 | 0 |
| Post Road up west side South River | 10 | 0 | 0 |
| “ up east side “ | 10 | 0 | 0 |
| McBride's to Allan Cameron's | 5 | 0 | 0 |
| Angus Boyle's past Campbell's to Gracie's Farm | 3 | 0 | 0 |
| Post Road up past Decker | 2 | 10 | 0 |
| Through Fraser's grant | 5 | 0 | 0 |
| McPherson's Mill past D. McIntyre's | 4 | 0 | 0 |
| St. Andrew's to Town Point Ferry, by Pomquet Cove | 7 | 10 | 0 |
| To Pomquet Forks | 5 | 0 | 0 |
| Town Point to Pomquet Ferry | 5 | 0 | 0 |
| To Broussard's Bridge | 2 | 10 | 0 |
| To Duncan Chisholm's | 2 | 10 | 0 |
| Pomquet Forks through Fraser's grant | 2 | 10 | 0 |
| To Elisha Randall's past Indian Chapel | 5 | 0 | 0 |
| To Pomquet Ferry past French Chapel | 5 | 0 | 0 |
| Cove to Pomquet Chapel | 5 | 0 | 0 |
| Pomquet Forks to Guysboro' Road, by John McDonald, Esq. | 2 | 10 | 0 |
| Ferry to Little River | 5 | 0 | 0 |
| Little River to Big Tracadie Bridge | 5 | 0 | 0 |
| Jemie's Pond to Guysboro' Road, east of Little River | 5 | 0 | 0 |
| Cross Road, Big Tracadie, past Boyle's | 2 | 10 | 0 |
| Big Tracadie Bridge to Little Tracadie Harbour | 5 | 10 | 0 |
| Big Marsh, old Gulf Road, to Dorchester | 6 | 10 | 0 |
| | £228 | 0 | 0 |
| Great Roads | 212 | 0 | 0 |
| | £440 | 0 | 0 |

In the House of Assembly, 7th April, 1837.

RESOLVED, That the sum of Four Hundred and Forty Pounds, appropriated for the service of Roads and Bridges in the County of Guysborough, be applied as follows, viz:—

GREAT ROADS.

| | | | |
|--|------|---|---|
| From Guysborough to the County line at Glenn's, and to complete the alteration at Harris's Bridge, and to explore and open an alteration from Aiken's Bridge to Kenny's, including £20 to pay over-expenditures. | £110 | 0 | 0 |
| Guysborough to Pembroke's, on the Road to St. Mary's | 15 | 0 | 0 |
| Pembroke's to the east branch of St. Mary's | 15 | 0 | 0 |
| Guysborough to Canso, including new line to Joseph Hart's | 30 | 0 | 0 |
| Sherbrooke to the Cross Roads below the Forks on the Antigonish Road | 30 | 0 | 0 |
| The Cross Roads below the Forks to the County line, on the Road towards Antigonish | 15 | 0 | 0 |
| Boylston's to Carter's Ferry at the Gut of Canso, and to repair the Bridges and explore necessary alterations | 20 | 0 | 0 |
| The County line of Halifax to the east branch of St. Mary's | 20 | 0 | 0 |

CROSS ROADS.

| | | | |
|--|-------|---|---|
| From Broad Cove to Tracadie bridge, on the new line, by Mill Brook Settlement | £15 | 0 | 0 |
| Broad Cove to McKay's Cross Roads, to continue the alteration from McDonald's Mill towards the Interval | 20 | 0 | 0 |
| For alteration at west end of Clam Harbour bridge, on the road to Goose Harbour | 20 | 0 | 0 |
| To raise an Embankment at the north end of Anderson's bridge, at Guysboro Interval | 5 | 0 | 0 |
| To erect a bridge and level a steep side hill at Curran's, on the new line from Aikin's to South River | 15 | 0 | 0 |
| To improve the new line from Ferguson's to the County line, on the road towards Tracadie and Little River from the head of Guysborough Interval. | 7 | 0 | 0 |
| From Guysborough to New Harbour | 10 | 0 | 0 |
| New Harbour to Torbay | 5 | 0 | 0 |
| Chapel on St. Mary's Road to Robert Kenny's | 5 | 0 | 0 |
| Canso Road along the north side of Salmon River to the Saint Mary's Road | 5 | 0 | 0 |
| Sherbrooke to the mouth of St. Mary's River | 10 | 0 | 0 |
| Sherbrooke to Ekemsegum | 10 | 0 | 0 |
| Cross Roads below the Forks to the Main Road at David McKeen's | 10 | 0 | 0 |
| West Branch by the Mill, and thence to the County line on the East Branch | 10 | 0 | 0 |
| Fisher's Mills to the County line on Sinclair's Road | 5 | 0 | 0 |
| Archibald's Mills, at Country Harbour, to the County line, on the road to Antigonish | 20 | 0 | 0 |
| Archibald's Mills to Hurley's | 5 | 0 | 0 |
| Alexander McKay's to Goose Harbour | 4 | 0 | 0 |
| Goose Harbour to Sandy Point | 4 | 0 | 0 |
| | <hr/> | | |
| | £440 | 0 | 0 |

In the House of Assembly, 7th April, 1837.

RESOLVED, That the sum of Six Hundred and Thirty Pounds appropriated for the service of Roads and Bridges, in the County of Cumberland, be applied as follows, viz:—

| | | | |
|---|-----|----|---|
| For the Road from the north end of the Folly Lake to W. E. Angevine's | £10 | 0 | 0 |
| Widow Forshner's to River Philip | 45 | 0 | 0 |
| W. E. Angevine's to the Widow Forshner's | 10 | 0 | 0 |
| Widow Forshner's to Pugwash | 30 | 0 | 0 |
| In part re-payment of the sum expended in railing and plank- ing Wallace Bridge | 25 | 0 | 0 |
| The Main Post Road from the bounds of Londonderry to the River Philip | 30 | 0 | 0 |
| River Philip to Amherst | 50 | 0 | 0 |
| King's County to Napan Bridge | 30 | 0 | 0 |
| Bridge over the east branch of Maccan | 7 | 10 | 0 |
| The road from the Settlement of the West Brook to the Settlement of the River Hebert | 5 | 0 | 0 |
| Re-building the Bridge over the Tidnish | 30 | 10 | 0 |
| The little River Bridge, near John Chapman's, to the School House near Rockwell's | 5 | 0 | 0 |
| For the road from Maccan Bridge to the River Hebert Bridge | 10 | 0 | 0 |
| Goose River to Black Ferry | 5 | 0 | 0 |
| Shinimicas Bridge down the River, by Nath. Anguish's | 5 | 0 | 0 |
| Goose River Settlement to Shinimicas's Ferry | 9 | 0 | 0 |
| Goose River road to the Leicester road, by the Smiths' | 5 | 0 | 0 |
| Leicester road to Tate's, River Philip | 5 | 0 | 0 |
| Leicester road to John Fillmer's, River Philip, by Thomas Johnson's | 5 | 0 | 0 |

| | | | |
|--|------|---|---|
| For the road from Macan to River Philip | £8 | 0 | 0 |
| Amherst to Goose River | 20 | 0 | 0 |
| Welwood McNab's to the main post road, near D. Dewar's | 5 | 0 | 0 |
| Fanningsbore road | 10 | 0 | 0 |
| Charles B. Oxley's, by Alex. Brown's, to Pugwash | 5 | 0 | 0 |
| Gilbert Purdy's to the Stake, so called | 10 | 0 | 0 |
| Six mile road, on the rear line of Wallace Grant, until it strikes the road leading to Dewar's | 5 | 0 | 0 |
| On account of the balance due James M. Atkinson | 5 | 0 | 0 |
| Welwood Waugh's, by William Fulton's, to Caleb Horton's, to meet the north shore road | 9 | 0 | 0 |
| Caleb Horton's to Green's, Malagash | 9 | 0 | 0 |
| James Shipley, on account of the balance due for rebuilding the bridge over the Maccan | 10 | 0 | 0 |
| James Holt's, Napan, to Little Fork | 15 | 0 | 0 |
| Samuel Bland's to Wallace bridge | 5 | 0 | 0 |
| Porter Town Settlement, at Napan River, to Leicester Settlement | 5 | 0 | 0 |
| Alteration of the Road from Parkinson Pipes' to River Philip Road, near Calvin Bent's, as established by the Court of Sessions | 5 | 0 | 0 |
| Gabriel Purdy's to Secord Bebee's | 15 | 0 | 0 |
| Cyprus Stevens', at Wallace River, to James Ballas' | 5 | 0 | 0 |
| David Montrose's, on the west side of Wallace River, by Archibald Cotters', to James Ryan's | 5 | 0 | 0 |
| The Three Sisters, in the County of Cumberland, to Advocate Harbor | 5 | 0 | 0 |
| The Bridge, on the River Maccan, near John Kerr's, on the Road leading to Parrsboro' by Caleb Lewis's | 19 | 0 | 0 |
| Napan Settlement to the Cobequid Road, from Brown Pipes to the Cobequid Road, near John Bent's | 5 | 0 | 0 |
| Kenneth McKenzie's, in the Woods, to Wallace Harbor | 5 | 0 | 0 |
| For the Liecester Road | 15 | 0 | 0 |
| For the road from Horton's to Tidnish Bridge | 20 | 0 | 0 |
| The Forks of Macan to Steward's | 5 | 0 | 0 |
| Gray's Road to the River Philip | 5 | 0 | 0 |
| Main Road to the Salt Springs | 9 | 0 | 0 |
| Gabriel Purdy's to William D. Black's | 9 | 0 | 0 |
| David Herritt's to the Salt Springs | 5 | 0 | 0 |
| (Macan Road) to David Gebroy's, by George Smith's | 5 | 0 | 0 |
| Pugwash to Indian Point | 5 | 0 | 0 |
| Chandler's Mill to J. Dewar's | 9 | 0 | 0 |
| Barronsfield to the Joggins, Lower Cove | 9 | 0 | 0 |
| Bebee's to Wallace Harbor | 12 | 0 | 0 |
| Town Plot towards Tuttle's, in Wallace | 5 | 0 | 0 |
| Oxley's to the head of Fox Harbor | 5 | 0 | 0 |
| Tuttle's to the Gulf Shore | 5 | 0 | 0 |
| Pugwash to George McIver's | 10 | 0 | 0 |
| Head of Fox Harbor to George McIver's | 10 | 0 | 0 |
| | £630 | 0 | 0 |

In the House of Assembly, 7th April, 1837.

RESOLVED, That the sum of Seven Hundred and Ninety-five Pounds, granted for the service of Roads and Bridges, in the County of Hants, be applied as follows:—

| | | | |
|---|-----|---|---|
| For the Road from Halifax County Line to Lakeland | £50 | 0 | 0 |
| From Lakeland to the Three Mile Plain | 70 | 0 | 0 |
| Three Mile Plain to Avon Bridge | 30 | 0 | 0 |

| | | | |
|---|------|----|---|
| From Avon Bridge to Horton Line | £30 | 0 | 0 |
| For the Road leading to Chester, to alter that part thereof near Reddon's to avoid the Hills | 50 | 0 | 0 |
| Beaver Bank Road from Thompson's Mill to Halifax County line | 45 | 0 | 0 |
| From Thompson's Mill to Thomas Fahies' | 12 | 0 | 0 |
| For James Fahies' Road | 5 | 0 | 0 |
| From John Lockhart's to Rawdon Line | 10 | 0 | 0 |
| John Dimock's to Parker's Mill | 15 | 0 | 0 |
| Samuel Knowles' to Post Road | 10 | 0 | 0 |
| Kennetcook Bridge to Cockmagun Bridge | 10 | 0 | 0 |
| To repair Kennetcook Bridge | 7 | 0 | 0 |
| From George Mosher's to Constantines | 7 | 0 | 0 |
| For Vaughan's Road and Bridge near Caleb Woolavers | 7 | 0 | 0 |
| Road near Ryan's | 5 | 0 | 0 |
| From Felix Cochran's to Terfry's | 5 | 0 | 0 |
| Spencer's, in Falmouth, to Lyons' Mill | 10 | 0 | 0 |
| Charles Inglis' to Main Road | 5 | 0 | 0 |
| Asa Davidson's landing to Main Road | 8 | 0 | 0 |
| Irish's Farm to County Line | 10 | 0 | 0 |
| For repairing Bridge near Wentworth | 10 | 0 | 0 |
| Alteration of the Main Post road leading into Windsor, to avoid Windmill Hill | 10 | 0 | 0 |
| New Western Ardois Road | 8 | 0 | 0 |
| Road from Wentworth to 7 mile plain | 5 | 0 | 0 |
| From Wm. Stevens' to Murphy's, in Rawdon | 7 | 10 | 0 |
| Murphy's to Isaac Whitear's | 15 | 0 | 0 |
| Murphy's, by Glens' brook, to Kennetcook Road | 15 | 0 | 0 |
| Five Mile River to Francis McDonald's | 10 | 0 | 0 |
| Francis McDonald's to Wardrope's | 10 | 0 | 0 |
| Wardrope's to Keys', on New Road | 10 | 0 | 0 |
| For Bridge over Shubenacadie, near Keys' | 50 | 0 | 0 |
| From Hall's Bridge to Taggart's | 15 | 0 | 0 |
| Taggart's to Noel Road | 15 | 0 | 0 |
| Moxon's to Barney Knowle's | 5 | 0 | 0 |
| James Sandford's to Gore Road | 5 | 0 | 0 |
| Bonds' River to School House near Best's Farm. | 5 | 0 | 0 |
| Taggart's to Shubenacadie on Indian Road | 12 | 0 | 0 |
| Wardrope's to Upton's | 7 | 10 | 0 |
| Douglas Road, near Burton's to Indian Road | 5 | 0 | 0 |
| Gore Settlement to Carver's Land | 5 | 0 | 0 |
| Isaac Whitears to Taggart's | 5 | 0 | 0 |
| For Hibbert Road at Uniacke | 10 | 0 | 0 |
| To Richard Smith, in part for over-expenditure—alteration of Main Road in Douglas, near Hay's | 35 | 0 | 0 |
| From Kennetcook Road, in Newport, to Petite, in Kemp | 35 | 0 | 0 |
| Petite round shore to Newport line, in addition to £16 not drawn from the Treasury last year | 10 | 0 | 0 |
| Petite to Tenecape | 15 | 0 | 0 |
| Tenecape to Noel, in addition to £4 not drawn from the Treasury last year | 10 | 0 | 0 |
| Caldwell's to Indian Road | 5 | 0 | 0 |
| Noel to Shubenacadie | 12 | 0 | 0 |
| Dimock's to Murphy's, in Rawdon | 10 | 0 | 0 |
| For repairing Bridge over Shubenacadie, at Tremain's | 5 | 0 | 0 |
| From mouth of Noel Road to O'Brien's Mill | 7 | 0 | 0 |
| Moshers' to mouth of Noel Road | 5 | 0 | 0 |
| Henry Blois's to Noel Road | 5 | 0 | 0 |
| | £795 | 0 | 0 |

RESOLVED, That the sum of Seven Hundred and Ninety Pounds appropriated for Roads and Bridges, in the County of King's, be divided and applied as follows:

| | | | |
|---|-----|----|---|
| From Kentville to Aylesford line, and to alter the Road by Geo. Harrington's | £30 | 0 | 0 |
| From Aylesford line, near Abner Woodworth's to Thorn Brook | 10 | 0 | 0 |
| From Aylesford line, under the South Mountain, to the Joel English Road, passing Enoch Condon's | 10 | 0 | 0 |
| For the Road leading South, near J. Dunham's, past Bishop's Mill | 7 | 0 | 0 |
| For the Road up the Mountain, past Benjamin Burges's, Junr. | 7 | 0 | 0 |
| From William Pineo's to David Shaw's | 6 | 0 | 0 |
| From the Annapolis Road southerly past Nelson Chute's, and westerly to the Aylesford line, near the Palmer Settlement | 7 | 0 | 0 |
| From the Ilsley Settlement to the Black Rock Road | 6 | 0 | 0 |
| For the Road past Barnaby's and Allan's, to the Bay Shore | 6 | 0 | 0 |
| the Turner Point Road | 14 | 0 | 0 |
| the Cove Road | 6 | 0 | 0 |
| the Road west by Turner's Point Road, by O. H. Cogswell's to Ayleford line | 5 | 0 | 0 |
| the road from John Givan's southerly over the Mountain to Skinner's | 8 | 0 | 0 |
| From the main Road, near Alfred Skinner's, north up the Mountain and to the Bay | 8 | 0 | 0 |
| For the Road and Bridge from Jas. Cox's to the Annapolis Road, past J. Webster's | 10 | 0 | 0 |
| For the Road and Bridge from the Annapolis Road, near D. Davison's, passing John Parson's, to the Baptist Meeting-House, in Bill Town | 10 | 0 | 0 |
| From the Black Rock Road westerly past Thomas White's | 9 | 0 | 0 |
| For the Road up the Mountain, near W. Bentley's to Hunton Point | 10 | 0 | 0 |
| the Road passing Brenen's and Murphy's | 5 | 0 | 0 |
| the Road from S. Rockwell's to Hall's Harbor, and by Luther Porter's to R. Foot's | 8 | 0 | 0 |
| From Hall's Harbor Road, past D. Porter's and A. Bowles, to the Sheffield Vault | 5 | 0 | 0 |
| For the Road past Stephen Dunham's to Hall's Harbor, and westerly to Hunton Point | 8 | 0 | 0 |
| From Baxter's Harbor to James Lyon's place | 5 | 0 | 0 |
| Amos Davison's place, up the Mountain, to Lyon's, and to repair the Bridge and Hills west of Caleb Foot's | 5 | 0 | 0 |
| the Baxter Road, westerly by Ross's, to Newcomb's Mill | 6 | 0 | 0 |
| the brow of the Mountain to the Bay Shore, to James Newcomb's | 5 | 0 | 0 |
| Joseph Newcomb's, Jun. to Scot's Bay | 18 | 0 | 0 |
| Joseph Newcomb's to Lower Pero | 8 | 0 | 0 |
| For the alteration at Lyon's hill, in Lower Pero | 10 | 0 | 0 |
| the new Road from Lyon's; northerly to the top of the Mountain, near Blomendon | 6 | 0 | 0 |
| the Road and Bank at the Town Plot | 5 | 0 | 0 |
| AYLESFORD. | | | |
| From the Cornwallis Town line on the Post Road to Morton's Inn | 8 | 0 | 0 |
| Morton's Inn to Buskirk's | 7 | 0 | 0 |
| Buskirk's to Wilmot line | 5 | 0 | 0 |
| Samuel Parker's on the Great Road, to Sherbrook | 8 | 0 | 0 |
| the Lunenburg line, through Sherbrook, in King's County, to Wilmot line, & to open the Road to Aylesford | 7 | 10 | 0 |
| For the alteration by Willis Foster's, in addition to the £20 undrawn last year upon Elder's Plan, No. with permission for the Commissioner to make some variation in this line, if found to be requisite | 4 | 0 | 0 |
| From the Parker Road easterly by Lewis Palmer's, to the Town line | 5 | 0 | 0 |
| Parker's Road, westerly by Hodge's, to the Nicol's Road | 5 | 0 | 0 |
| the Post Road, by Nicol's Mills, to the Canaan Road | 8 | 0 | 0 |
| the Post Road, by Spinney's, to the Canaan Road | 9 | 0 | 0 |
| the Nicol's Road westerly by Jackson's to the Glebe Road | 5 | 0 | 0 |
| For the Morden Road leading from the Church to the Bay | 7 | 10 | 0 |

| | | | |
|--|----|----|---|
| From the Post Road by Keaton's Mills, to the Canaan Road, to be expended north of the Mill | £7 | 10 | 0 |
| For the Road leading easterly from Wilmot line, to the Neily Road | 5 | 0 | 0 |
| For the Glebe Road, and easterly on the Road to Nicol's Mills | 5 | 0 | 0 |
| From the Post Road, on the Bishop Road, to the Bay | 6 | 0 | 0 |
| For the Clermont Road, from the Post Road to the Bay, and easterly by William Morton's place, to the Morden Road | 8 | 0 | 0 |
| From the Cornwallis Town line westerly by A. B. Patterson's, and northerly on the Ormsby Road to the Bay | 6 | 10 | 0 |
| For the Ormsby Road from the Mountain southerly | 5 | 0 | 0 |
| to cut down the hill by West's, at the entrance of the Ormsby Road | 5 | 0 | 0 |
| the Road leading from the Ormsby Road, by West's and Abner Woodworth's to Cornwallis | 5 | 0 | 0 |

HORTON.

| | | | |
|---|----|----|---|
| From Half-way River, on the Main Post Road, to Stone Bridge | 15 | 0 | 0 |
| On the Road from Wolfville, in Horton, to the new Windsor Bridge, as lately surveyed by Messrs. Munro & McKenzie, by order of His Excellency Sir C. Campbell, to be expended on such Section or Sections of said Road, as the Commissioner may deem most conducive to the Public good | 50 | 0 | 0 |
| From P. Witter's to Samuel Peter's, and to repair the railing on the Bridge | 10 | 0 | 0 |
| Samuel Beckwith's, on the Bluff Shore Road, to P. Card's | 10 | 0 | 0 |
| Hancock's to Scoville Bridge, in Gaspereau | 10 | 0 | 0 |
| Scovill's Bridge to G. King's | 7 | 0 | 0 |
| Nathan Scovill's, Jr. to Wm. McDonald's | 7 | 0 | 0 |
| Cyrus Davison's, Senr. to Stephen Benjamin's, Junr. | 7 | 0 | 0 |
| William O'Leary's to new Canaan, and to alter the Road near Jackson's | 10 | 0 | 0 |
| William Fitch's west to Cornwallis Town line | 7 | 10 | 0 |
| Frederick Fitch's, Canaan, by Quigly's, to the Sherbrook Road | 7 | 10 | 0 |
| For the Great Road from Kentville to Sherbrook, viz:—to Gaspereau River, and to pay C. H. Rand, Esq. over-expended on Kentville Bridge £2 16s. | 17 | 16 | 0 |
| From Gaspereau River, southerly on the Sherbrook Road, to County line | 10 | 0 | 0 |
| Follet's, by Cogswell's Mill, to the Main Post Road | 7 | 0 | 0 |
| John Gutridge, Junr., by S. Benjamin's to James Caldwell's | 7 | 0 | 0 |
| Thomas A. Davison's to Duncanson's Mill | 5 | 0 | 0 |
| John Reed's to Vaughan's | 5 | 0 | 0 |
| From Benjamin's Bridge, up the Mountain, to Jeremiah Kinnie's | 7 | 0 | 0 |
| McCully's to Daniel Caldwell's | 5 | 0 | 0 |
| On the New Road, leading across O'Lary hill, toward's Scovill's Bridge | 5 | 0 | 0 |
| To raise the Causeway and cut down the Hills, near Enoch Forsyth's, on the Post Road | 10 | 0 | 0 |
| From Elijah Forsyth's to the new Cornwallis Bridge, on the Post Road leading to Canard, Bill Town and Aylesford, and to pay Elijah Forsyth the £2 4s. over-expended on the Main Post Road last year | 17 | 4 | 0 |

PARRSBOROUGH.

| | | | |
|---|----|---|---|
| From Patridge Island, on the Main Road to Cumberland, to White Hall, and to make an alteration | 35 | 0 | 0 |
| White Hall, on the Cumberland Road, to Dougherty's | 10 | 0 | 0 |
| the Cumberland Road, by Oman Lewis's and Caleb Lewis's Farms, towards Hannah's Mill, to County Line | 10 | 0 | 0 |
| Swan Creek, through the two Island Settlement, to Moose River | 18 | 0 | 0 |
| Five Islands, on the West Maccan Road | 10 | 0 | 0 |
| For the Road leading through little York Settlement, Five Islands | 6 | 0 | 0 |
| From Patridge Island to Diligent River, on the New Road, by Robison's, and to pay N. P. Hughes £1 16s. 6d. over-expended last year | 16 | 0 | 0 |
| the Cumberland Road, on the Road leading to Advocate Harbor, to Fox River, including £2 to be expended in opening the Road leading to Gallagher's and Morrises' | 14 | 0 | 0 |

| | | | |
|---|-------------|----------|----------|
| From G. Newcomb's to Daniel Lockhart's, including the Bridge by Newcomb's | £8 | 0 | 0 |
| Spicer's to Advocate Harbor, by the Flat, and to repair the Bridge | 15 | 0 | 0 |
| McGregor's Farm, to Black Rock Settlement, and to make an alteration | 5 | 0 | 0 |
| For the Road leading by Canaan's Mill, to the Coal Mines | 5 | 0 | 0 |
| the Road from James Kirkpatrick's, northerly towards Welton's | 6 | 0 | 0 |
| | £790 | 0 | 0 |

In the House of Assembly, 7th March, 1837.

RESOLVED, That the sum of Eight Hundred and Fifty Pounds voted for the Service of Roads and Bridges in the County of Annapolis, be applied as follows :

| | | | |
|--|----|----|---|
| For Eager's bridge | £7 | 10 | 0 |
| Nictaux Falls bridge | 14 | 0 | 0 |
| Paradise bridge | 5 | 0 | 0 |
| Road from Annapolis to Liverpool from Indian Settlement to Queen's County Line | 20 | 0 | 0 |
| Eason's to Lamb's brook | 15 | 0 | 0 |
| To alter the road at John Ryerson's hill | 20 | 0 | 0 |
| Repair the road near Pardon Sanders's | 8 | 0 | 0 |
| From Scissiboo road from Beamler Chute's to the Westward | 12 | 0 | 0 |
| For Bear River bridge | 10 | 0 | 0 |
| General's bridge, near Annapolis Town | 15 | 0 | 0 |
| To repair the road near Daniel Whitman's | 10 | 0 | 0 |
| For Perott road from John Baker's to Ten Mile River | 10 | 0 | 0 |
| To finish the bridge over Moose River to Guinea Settlement | 8 | 0 | 0 |
| From Souliss' to the back road | 10 | 0 | 0 |
| For road from Sharp's to Bruce's | 25 | 0 | 0 |
| Road from James Whitman's to James Flannigan's | 10 | 0 | 0 |
| Road leading from Nictaux to Liverpool, along Smith's farm | 15 | 0 | 0 |
| Road leading from the Cross to Robert Studder's | 20 | 0 | 0 |
| Road from Robert Studder's Easterly | 10 | 0 | 0 |
| Road from Dalhousie to Grenton Settlement | 17 | 0 | 0 |
| Lunenburg road leading to Peter Morse's | 10 | 0 | 0 |
| Bayard's bridge | 5 | 0 | 0 |
| Road from Asaph Bent's to the Chief Justice's Farm | 10 | 0 | 0 |
| Bridge and road by James Brian's | 10 | 0 | 0 |
| Road from George Neely's to the Canaan road | 15 | 0 | 0 |
| Gate's bridge | 15 | 0 | 0 |
| Dalhousie road from Eason's to Thomas Fossy's | 15 | 0 | 0 |
| From Thomas Fossy's to Stayling's mill | 15 | 0 | 0 |
| Stayling's mill to the Cross road | 15 | 0 | 0 |
| For road from the Ruggles cross road by the Wilmot Springs | 10 | 0 | 0 |
| Scissiboo bridge | 60 | 0 | 0 |
| Improving road through Long Island | 15 | 0 | 0 |
| Improving road from Little River to Petite Passage | 15 | 0 | 0 |
| Making new road round mountain from the Sea Wall, so called, to the Farm of the late Jacob Smith | 25 | 0 | 0 |
| Road from Post's bridge to E. K. Timpany's East Line | 10 | 0 | 0 |
| Road from Armstrong's Farm to James Budd's | 10 | 0 | 0 |
| This sum in addition to £20 voted last year, not drawn for repairing Lee's bridge | 5 | 0 | 0 |
| For road from the Upper Roman Chapel, in Clare, to the new Yarmouth road | 20 | 0 | 0 |
| Road from main road, near Billivius's cove to the Yarmouth road | 20 | 0 | 0 |
| The new road from Scissiboo Falls to Yarmouth line | 27 | 0 | 0 |
| To repair bridge at Bridgetown | 10 | 0 | 0 |
| CROSS ROADS. | | | |
| From Francis Therio's Farm to the 2nd Location | 10 | 0 | 0 |
| Yarmouth road to Corning's brook | 20 | 0 | 0 |

| | | | |
|--|------|----|---|
| From Gabriel DeVaux's to Corning's brook | £10 | 0 | 0 |
| Road on the Line between Digby and Clare | 8 | 0 | 0 |
| Beal's road | 8 | 0 | 0 |
| Moore's road | 17 | 10 | 0 |
| New Canaan road to Phinney's Mills | 8 | 0 | 0 |
| Duck Pond Settlement | 15 | 0 | 0 |
| St. Mary's Bay, North range | 15 | 0 | 0 |
| North range to South range | 10 | 0 | 0 |
| Condon's Farm to Balcom's mill | 10 | 0 | 0 |
| Widow Cassibooms's west line to James Urquhart's East line | 10 | 0 | 0 |
| Road on the line between Wilmot and Granville | 5 | 0 | 0 |
| Sanders's Cross road | 10 | 0 | 0 |
| Bridgetown road | 15 | 0 | 0 |
| Bridgetown road, in addition to £10 granted last year and undrawn | 5 | 0 | 0 |
| Fellow's road west to the Phiney road | 7 | 10 | 0 |
| the Fellow's road east to the Wilmot line | 7 | 10 | 0 |
| the Fellow's road on the shore road to the Wilmot line | 10 | 0 | 0 |
| On the M'Kenzie cross road | 7 | 10 | 0 |
| On the East and West road over the North mountain | 7 | 10 | 0 |
| Over the Parker cross road, and East and West road over the North mountain | 10 | 0 | 0 |
| On Young's cross road | 10 | 0 | 0 |
| On East and West road over the North mountain from Young's road East | 5 | 0 | 0 |
| On the Chute cross road | 10 | 0 | 0 |
| | | | |
| | £850 | 0 | 0 |

In the House of Assembly, 7th April, 1837.

RESOLVED, That the sum of Four Hundred and Sixty Pounds, granted for the service of Roads and Bridges in the County of Yarmouth, be applied as follows:

| | | | |
|---|-----|---|---|
| From Beaver River to Starr's corner | £15 | 0 | 0 |
| Starr's to A. Vickary's | 25 | 0 | 0 |
| George Trefry's to Salmon River, including repairs of Salmon River Bridge | 15 | 0 | 0 |
| Salmon River to Jacob Tedford's | 10 | 0 | 0 |
| Tusket Village to Salmon River, including repairs of Tusket Bridge | 15 | 0 | 0 |
| Lent's corner to the Roman Chapel, including repairs of Bridge over Abraham's River | 20 | 0 | 0 |
| Joshua Porter's to Abuptic Head, including alteration round Blackberry Hill | 70 | 0 | 0 |
| Abuptic Head to Strawberry Point | 15 | 0 | 0 |
| Strawberry Point to Walter Larkin's | 10 | 0 | 0 |
| Walter Larkin's to Still Water, near the bounds of Shelburne County | 15 | 0 | 0 |
| CROSS ROADS. | | | |
| From Samuel Hilton's to James B. Gallie's | 20 | 0 | 0 |
| James B. Gallie's to Pleasant Valley Bridge | 15 | 0 | 0 |
| Pleasant Valley Bridge to Nathan Hilton's at Carleton | 15 | 0 | 0 |
| Head of Lake Carleton to Kemptville | 15 | 0 | 0 |
| Lake George Mill to Yarmouth line | 20 | 0 | 0 |
| John K. Crorley's to Samuel Hilton's | 5 | 0 | 0 |
| William Haulbert's to the head of Lake Carleton | 14 | 0 | 0 |
| John Andrew's to Pleasant Valley | 8 | 0 | 0 |
| To repair Raynard's Bridge | 10 | 0 | 0 |
| From the Sea Shore, near Asa Pitman's, to the Lake George Road, near N. Allen's Junr. | 10 | 0 | 0 |
| Benjamin Raymond's to the Lake George Road | 10 | 0 | 0 |
| William Thurston's to Foot's Cove | 10 | 0 | 0 |

| | | | |
|---|-----|---|---|
| From Churchill's Mill to Widow Sullivan's | £10 | 0 | 0 |
| Head of Eel Lake to the Forks | 20 | 0 | 0 |
| Simon D'Entremont's to Barrington Road | 10 | 0 | 0 |
| Main Road, at John Spinney's, to Ceril D'Young's | 10 | 0 | 0 |
| Ricker's Brook to the Post Road, at Forbes's | 10 | 0 | 0 |
| Head of Eel Lake to John Burke's | 10 | 0 | 0 |
| Parade to Gavil's, and to repair Gaul's Bridge | 10 | 0 | 0 |
| To repair the Road up the east side of Eel Lake | 10 | 0 | 0 |
| From Samuel Foot's over the Dyke to Rose's Road | 8 | 0 | 0 |
| Crawley's Mill to the Old Kemptville Road, unexpended last year | £18 | | |

£460 0 0

In the House of Assembly, 7th April, 1837.

RESOLVED, That the sum of Four Hundred and Sixty Pounds, granted for the service of Roads and Bridges in the County of Shelburne, be applied as follows:—

GREAT ROADS.

| | | | |
|---|-----|---|---|
| From Still Water to Clyde River Bridge, and to repair Barrington Bridge | £75 | 0 | 0 |
| To repair Clyde River Bridge, and the Road from thence to Beaver Dam, | | | |
| in addition to £35 for the same service granted last Session, and | | | |
| not yet drawn from the Treasury | 35 | 0 | 0 |
| From western side Beaver Dam Bridge to Shelburne Bridge, including | | | |
| said Bridges, and to repay 20s. over-expended last year | 35 | 0 | 0 |
| McIntosh's, Shelburne, to Jordan River, including Jordan Bridge | 25 | 0 | 0 |
| Jordan River to Sable River, including Sable Bridge | 35 | 0 | 0 |
| Sable River to eastern bounds of County | 40 | 0 | 0 |

£245 0 0

CROSS ROADS, SHELBURNE.

| | | | |
|--|------|----|---|
| From Solomon Smith's to Benjamin Perry's | £127 | 0 | 0 |
| Benjamin Perry's to Carlton Village | 8 | 0 | 0 |
| James Hogg's, eastern side Roseway River, to the upper part of the | | | |
| New Settlement | 23 | 0 | 0 |
| Shelburne Bridge to New Cambria | 10 | 0 | 0 |
| Port LaHave to Sable River | 7 | 0 | 0 |
| Sable River to Ragged Islands Bay | 7 | 10 | 0 |
| Ragged Island to Jordan River | 20 | 0 | 0 |
| Little Harbor to Wall's | 15 | 0 | 0 |
| Little Harbor to Edward Dunn's | 5 | 0 | 0 |

CROSS ROADS, BARRINGTON.

| | | | |
|--|----|----|---|
| From Levi Crowell's, Cockawit, to Levi Nickerson's, Shag Harbor | 20 | 0 | 0 |
| Seth Nickerson's to John McGray's, on Cape Sable Island | 15 | 0 | 0 |
| To repair the Bridge over the old Mill Stream, in addition to £8 granted | | | |
| last Session, and undrawn from the Treasury | 2 | 10 | 0 |
| Repair McDougall's Bridge, and Road from Ceazor's Farm to Barrington, | | | |
| in addition to £20 granted last Session for said Road, | | | |
| and undrawn from the Treasury | 25 | 0 | 0 |
| From James Snow's to Baker's River | 20 | 0 | 0 |

| | | | |
|-----------------------------------|------|---|---|
| From Clam Creek to Shelburne Road | £20 | 0 | 0 |
| J. McKillip's to Blanch Point | 5 | 0 | 0 |
| | £460 | 0 | 0 |

In the House of Assembly, 7th April, 1837.

RESOLVED, That the sum of Five Hundred and Twenty Pounds appropriated for the Service of Roads and Bridges in the County of Queen's, be applied as follows :

| | | | |
|--|-----|----|---|
| Lunenburg County Line to Mills Village | £10 | 0 | 0 |
| Mills Village to Herring Cove | 17 | 10 | 0 |
| Herring Cove to intersection of Falls road with Bristol road | 12 | 10 | 0 |
| First Beech Hill to Broad River | 15 | 0 | 0 |
| Broad River to M'Adam's, Port Mutton | 10 | 0 | 0 |
| Port Jolie to Bonnel's, Shelburne County | 30 | 0 | 0 |
| Cowie's Tanyard to Milton, and to alter and make road round Tupper's hill | 40 | 0 | 0 |
| Milton to Middlefield | 25 | 0 | 0 |
| Middlefield to Smith's mill, Brookfield | 25 | 0 | 0 |
| From the Great Bridge at the River to Johnston's, and to alter and turn the hills | 35 | 0 | 0 |
| Middlefield to County line, Chelsea | 15 | 0 | 0 |
| From last Settler on Caledonia road to M'Leod's | 15 | 0 | 0 |
| From Caledonia road to Minchin's, for repair of Bridge and Causeway, and on Paizant's branch | 7 | 10 | 0 |
| Whiteburn road as altered to avoid hills to pass Bryden's Farm | 10 | 0 | 0 |
| Road passing James Annis' road | 5 | 0 | 0 |
| Hibernia road | 10 | 0 | 0 |
| Mount Merit road | 3 | 10 | 0 |
| Northfield road | 6 | 0 | 0 |
| From Annapolis County line towards Caledonia road | 22 | 10 | 0 |
| Grafton road | 6 | 0 | 0 |
| Westfield road and to repair bridge | 12 | 10 | 0 |
| From Annapolis road to Beeche's on Rosette road | 5 | 0 | 0 |
| From Annapolis road to Pleasant River road by Carder's | 6 | 0 | 0 |
| From Milton to Herring Cove Lake Mills | 10 | 0 | 0 |
| Mills Village to the main road leading to Port Medway | 12 | 10 | 0 |
| From Port Medway road to Blueberry | 6 | 0 | 0 |
| From Solomon's at the entrance of Beech Meadows road to S. W. Cove at Port Medway | 35 | 0 | 0 |
| From Herring Cove bridge to Blueberry | 20 | 0 | 0 |
| From Neal's, Herring Cove, to the Grist mill, Beech Meadows | 7 | 10 | 0 |
| From main road to Annis' | 5 | 0 | 0 |
| From Kolp's, Western Head, to John Munro's | 15 | 0 | 0 |
| From Jonas Philip's to Hunt's Point, through Settlement of White Point | 20 | 0 | 0 |
| From Hunt's Point to Benjamin Smith's | 5 | 0 | 0 |
| To aid in building bridge across Port Mutton's creek | 25 | 0 | 0 |
| From Main Post Road at Port Jolie to Port L'Herbert Ferry | 10 | 0 | 0 |
| From Main Post Road to Sandy Bay | 5 | 0 | 0 |

£520 0 0

In the House of Assembly, 7th April, 1837.

RESOLVED, That the sum of Seven Hundred and Thirty Pounds, appropriated for the service of Roads and Bridges in the County of Lunenburg, be applied as follows :—

POST AND MAIN ROADS.

| | | |
|----------|---|------------------|
| 0 0 073. | On the Road from Queen's County Line to Broad Cove Mill | £35 0 0 |
| 0 0 08 | Broad Cove Mill to Petite River Bridge | 15 0 0 |
| 0 0 17 | Petite River Bridge to LaHave Ferry, £15 of which to be expended to avoid Hucy's and Conrad Hills | 27 10 0 |
| 0 0 01 | Pernette's Ferry to Acker's Mills | 10 0 0 |
| 0 0 013. | Acker's Mills to Lunenburg | 20 0 0 |
| | Lunenburg to Kidy's Bridge, Mahone Bay | 20 0 0 |
| | Kidy's Bridge to Martin River | 10 0 0 |
| | Martin River to Gold River, including £21 10s. over-expenditure of last year | 35 0 0 |
| | Gold River to Chester | 15 0 0 |
| | Middle River to Windsor Road | 10 0 0 |
| | Windsor Road to Hants County line, including £8 10s. over-expenditure of last year | 30 0 0 |
| | Eastern River to Halifax County line | 10 0 0 |
| | Leonard Young's to Block House | 10 0 0 |
| | Block House to Robart's Mill | 15 0 0 |
| | Robart's Mill to Peter Lemt's | 15 0 0 |
| | Peter Lemt's to New Germany | 15 0 0 |
| | John Beck's to John Langille's | 10 0 0 |
| 0 0 087. | John Langille's to Hirtle's Mills | 10 0 0 |
| 0 0 08 | Hirtle's Mills to Henry Koch's Mill | 10 0 0 |
| 0 0 01 | Henry Koch's Mill to Peter Mackey's | 10 0 0 |
| 0 0 01 | Peter Mackey's to New Germany | 10 0 0 |
| 0 0 00 | LaHave Bridge to Conquerall Road | 307 0 0 |
| 0 0 02 | | £872 10 0 |

MAIN AND CROSS ROADS.

| | | |
|-----------|--|--------|
| 0 0 01 | North West Street to James Vienot's 300 acre lot and outwards | 25 0 0 |
| 0 0 2723. | James Vienot's 300 acre lot to E. Silver's 300 acre lot, and outwards, in addition to £10 unexpended last year | 5 0 0 |
| | Clear Land to open the Road to Sherbrooke | 25 0 0 |
| | Melchor Zwicker's, N. W. Range to Mahone Bay | 10 0 0 |
| | Meeting House N. W. Range to John Deeman's | 10 0 0 |
| | John Deeman's to Blystener's Road, by Casper Kaulback's | 10 0 0 |
| 0 0 02 | N. W. Street to Christopher Law's 300 acre lot and outwards | 15 0 0 |
| 0 0 02 | Rear of Maitland Settlement to LaHave | 7 10 0 |
| 0 0 06 | Mullock's to Nicholas Krouse's and outwards | 10 0 0 |
| 0 0 06 | John Silver's to LaHave River | 10 0 0 |
| 0 0 01 | Silver's Road to Eycal's Lake | 10 0 0 |
| 0 0 01 | Koch's Bridge to Rose Bay | 15 0 0 |
| 0 0 02 | Rose Bay to Kingsberg | 10 0 0 |
| | Cross Road, Rose Bay, to William Park's | 7 10 0 |
| 0 0 0213. | South to Rose Bay, and to build a Bridge | 10 0 0 |
| | Rev. Mr. Week's to Nicholas Oxner's, New Dublin Shore | 10 0 0 |
| | Nicholas Oxner's to Petite River Bridge | 15 0 0 |
| | Camperdown to Petite River, and to build a Bridge | 25 0 0 |
| | Conquerall Bridge to Brady's corner | 7 10 0 |
| | Petite River to New Italy | 7 10 0 |
| | LaHave Bridge, Pleasant River Road to John Fancy's | 10 0 0 |
| | John Fancy's to Pleasant River | 10 0 0 |
| | Pleasant River Road to Chelsea Settlement | 10 0 0 |
| 0 0 | Michael Fancy's to Western Branch | 10 0 0 |
| | Pleasant River Road to Lapland, Queen's County line | 5 0 0 |

| | | | |
|---|-------------|----------|----------|
| On the road from Crandel's to Hyson's, Sherbrooke Road | £10 | 0 | 0 |
| Hyson's to the Church at Sherbrooke | 20 | 0 | 0 |
| Church at Sherbrooke to Kentville | 10 | 0 | 0 |
| Church at Sherbrooke to Dalhousie | 10 | 0 | 0 |
| West side Gold River, to Rafuse's Farm | 7 | 10 | 0 |
| Blandford to Halifax Road, including the over-expenditure of £2 last year | 10 | 0 | 0 |
| | <u>£730</u> | <u>0</u> | <u>0</u> |

In the House of Assembly, 7th April, 1837.

RESOLVED, That the Sum of Four Hundred and Twenty Pounds, appropriated for the use of Roads and Bridges in the County of Richmond, be applied as follows :

MAIN POST ROADS.

| | | | |
|---|-------------|----------|----------|
| From Ship Harbour to River Inhabitant Bridge | £20 | 0 | 0 |
| River Inhabitant Bridge to Widow McPherson's | 20 | 0 | 0 |
| Grand Dique Ferry to Widow McPherson's, to repair broken down Bridges | 10 | 0 | 0 |
| Widow McPherson's to River Tuyar Bridge, and to compensate for the alteration of Road | 60 | 0 | 0 |
| St. Peter's to Soldier's Cove, Bras d'Or | 80 | 0 | 0 |
| Soldier's Cove to John Cashe's Red Islands | 20 | 0 | 0 |
| Arichat to Grand Dique | 25 | 0 | 0 |
| Disgoose to Arichat | 25 | 0 | 0 |
| This sum to repair the Bridge at Little Arichat | 15 | 0 | 0 |
| | <u>£275</u> | <u>0</u> | <u>0</u> |

CROSS ROADS.

| | | | |
|---|-------------|----------|----------|
| From the Church at Black River, West Bay, to Farker McPherson's, Kempt Road | 20 | 0 | 0 |
| The east side of Black River, West Bay, to Donald McDougal's | 20 | 0 | 0 |
| River Bourjoise to Saint Peter's, and to compensate for altering the Road | 35 | 0 | 0 |
| St. Peter's to Lardoise | 25 | 0 | 0 |
| Grand River to Larshaweek | 15 | 0 | 0 |
| William McKay's, at Larshaweek, to Donald Mattheson's, St. Esprit | 10 | 0 | 0 |
| Lardoise to Grand River | 20 | 0 | 0 |
| | <u>£420</u> | <u>0</u> | <u>0</u> |

No. 71.

(See page 179.)

The Committee to whom the Account of Clement H. Belcher was referred, report that they have examined persons interested in the Book Trade, and are of opinion, that the charges made are moderate, with the exception of that for half binding 143 Volumes of the Provincial Laws, for which 3s. 9d. instead of 5s. appears sufficient remuneration, and after deducting £8 18 9, recommend payment of the balance, amounting to £47 6 9.

James B. Uniacke, Chairman.

House of Assembly, 5th April, 1837.

No. 72.

(See page 180.)

The Committee to whom was referred the Petition of the Overseers of the Poor for the Township of Chester; also, the Petition of the Overseers of the Poor for the Township of Dorchester; and also, the Petition of the Overseers of the Poor for the Township of Annapolis, praying remuneration for the expenses severally incurred by them for the support of Transient Poor, having examined the several Documents and Affidavits relating thereto, and having heard the evidence thereon, do report as follows:—That the Overseers of the Poor for Chester are not entitled to any remuneration, inasmuch as the poor Person named in their Petition does not appear to this Committee to have been a Transient Pauper.

The Committee recommend that the Overseers of the Poor for the Township of Dorchester receive £33 8 6.

The Committee also recommend, that the Overseers of the Poor for the Township of Annapolis, receive £18 0 6.

Committee Room, 7th April, 1837.

No. 73.

(See Page 203.)

Transcripts of such parts of the various Grants, Patents or Titles, which apply to the Lands, called School Lands, held or reserved throughout the Province, made in pursuance of a Resolution of the House of Assembly, of the 22d March, 1837.

Grant Book 1759 to 1760, Page 3.

Extract of the Grant of the Township of Cornwallis, dated 22d May, 1759. "For the Glebe Land Six Hundred Acres, and for the School Four Hundred Acres, making together two shares for the use of the Church and School for ever."

Grant Book 1759 to 1760, Page 117.

Extract of the Grant of the Township of Shoreham, alias Chester, dated 18th October, 1759. "For the Glebe Land Six Hundred Acres, and for the School Four Hundred Acres, making together two Shares; for the use of the Church and School forever."

Grant Book 1759 to 1763, Page 37.

Extract of the Grant of the Township of Falmouth, dated 11th June, 1761. "For the Glebe Land Six Hundred Acres, and for the School Four Hundred, making together two Shares for the use of the Church and School forever."

Grant Book 1759 to 1763, Page 31.

Extract of the Grant of the Township of Horton, dated 29th May, 1761. "For the Glebe Land Six Hundred Acres, and for the School Four Hundred Acres, making together two Shares for the use of the Church and School forever."

Grant Book 1761 to 1763, Page 100.

Extract of the Grant for the Township of Newport, dated 21st July, 1761. "For the Glebe Land Six Hundred Acres, and for the School Four Hundred Acres, making together two Shares for the use of the Church and School for ever."

Grant Book 1763 to 1765, Page 1.

Extract of the Grant of the Township of Cumberland, dated 22d November, 1763. "With one Share for the first Minister, one for the Glebe, and one for the School, as particularly described in the Margin of this Grant, forever."

Grant Book 1763 to 1768, Page 232.

Extract of the Grant of the Township of Liverpool, dated 22d November, 1764. "For the first Minister of the Church of England one Share, and for the School one Share—the last mentioned Share to be for the use of the School forever."

Grant Book 1763 to 1768, Page 447.

Extract of the Grant of the Township of Granville, dated 30th October, 1765. "For the resident School Master one Share."

Grant Book 1763 to 1768, Page 450.

Extract of the Grant of the Township of Annapolis, dated 31st October, 1765. "And for the School Four Hundred Acres."

Grant Book 1763 to 1768, Page 728.

Extract of the Grant of the Township of Barrington, dated 4th December, 1767. "And one Share for the School."

APPENDIX No. 73.

Grant Book 1767 to 1771, Page 22.

Extract of the Grant of the Township of Onslow, dated 21st February, 1769. "Together with two Shares for the use of a Church, a Glebe and School forever."

Grant Book 1775 to 1783, Page 1.

Extract of the Grant of the Township of Londonderry, dated 6th March, 1775. "Also, saving and reserving one right for a Glebe, one right for a Minister of the Church of England, and one right for a School, to be hereafter granted, as the Governor, Lieutenant-Governor, or Commander in Chief of the said Province, for the time being, with the advice of His Majesty's Council, may think proper."

Grant Book 1793 to 1807, Page 32.

Extract of the Grant to the Rector and Church Wardens of the Church at Digby, dated 31st Jany. 1797. "Unto the said Rector and Church Wardens of the Church at Digby, and their Successors, in the said Offices, for the time being, in special trust, for the use and benefit of the Township of Digby, as a School lot for ever, Four Hundred and two Acres.

Grant Book 1793 to 1807, Page 125.

Extract of the Grant to the Bishop of Nova-Scotia, the Rector and Church Wardens of the Parish of Weymouth, in the County of Annapolis, dated 18th July, 1803. "And to their Successors in Office, in trust the several Lots of Land originally reserved at Sissiboo, in the County of Annapolis, for the special purpose of a Glebe and School. The Glebe Lot containing Five Hundred and Ninety-five Acres, and an half acre, and the School Lot containing Five Hundred and Seventy-five acres and three quarters of an Acre."

Grant Book 1793 to 1807, Page 141.

Extract of a Grant to the Rector and Church Wardens of the United Parishes of St. George and St. Patrick, at Shelburne, in the County of Shelburne, and to their Successors in Office, for ever, dated 2d October, 1806. "And the School Lot is situated at Point Carlton, on the west side of Shelburne Harbour, reserved as aforesaid, and is abutted and bounded as represented by the figure A. containing One Hundred and three Acres; also, another piece or parcel of Land below Sandy Point, on the east side of Shelburne Harbour, as represented by the figure marked D. containing Two Hundred and Forty Acres."

Grant Book, Letter A. Page 67.

Extract of a Grant to the Rector and Church Wardens of St. Mary's Church, Aylesford, and to their Successors in Office, in trust for the benefit of said Parish, dated 23d March, 1810. "And also, One Hundred Acres of Land, in part of a School Lot, being the Western half of Lot No. 19, on the south side said road.

Grant Book, Letter A, Page 76.

Extract of a Grant to the Rector and Church Wardens of the Parish of Yarmouth, in trust, &c. dated 31st day of May, 1810. "And the said School Land consists of the following pieces and parcels of Land as described on said Plan annexed to the Grant, containing in the whole of the said Lots granted for a School Five Hundred Acres.

Grant Book, Letter A, Page 68.

Extract of a Grant to the Rector and Church-Wardens of Trinity Church in the Parish of Wilmot and County of Annapolis, and their Successors in office, in trust, for the support of a Public School in said Parish, dated 31st May, 1810. "The Lot or Tract of Land reserved for that purpose during the Administration of the late Governor Parr, containing Four Hundred and Three Acres and two tenths of an Acre, situate, lying and being, on the north side of the Annapolis River, in the said Township of Wilmot and County of Annapolis."

Grant Book D, Page 5.

Extracts of a Grant made the 31st May, 1813, unto the Honorable S. S. Blowers, Chief-Justice of Nova-Scotia, the Honorable and Right Reverend Father in God Charles Inglis, Doctor in Divinity, Bishop of our said Province, and to Samuel Hood George, Esquire, Secretary of our said Province, and to their successors in their several and respective offices, the several lots, pieces and parcels of Lands, heretofore reserved, pursuant to our orders, for Glebes, to support the Ministers of the Church of England, resident and established within our said Province, and for the support of Schools throughout our said Province. "A certain Tract of Land reserved for a School Lot, situate, lying and being, on the rear line of the Common of Guysborough, in the County of Sydney; containing Four Hundred Acres."

"Also, that certain other Tract or Lot of Land reserved for a School Lot, situate, lying and being, in the rear of Farm Lot, No. 8, on the North Western side of Antigonish Harbour, in the said County of Sydney, containing Four Hundred Acres."

"Also, that certain other Tract of Land reserved for a School Lot, situate on the Western side of the East River of Pictou, containing Four Hundred and Thirty Acres."

"Also, that other Tract of Land reserved for a School Lot, situate, lying and being, on the Northern side of Ramsheg Harbour, in the County of Cumberland, containing Five Hundred Acres."

"Also, that certain Tract of Land reserved for a School, situate, lying and being, on the Public Road leading from Partridge Island to Cumberland, in King's County, containing Four Hundred Acres."

"Also, that certain Tract of Land, situate, lying and being, in the rear of the Common at Ratchford Harbour, in the said County, being the Lot reserved for a School, containing Five Hundred Acres."

"Also, that certain Tract of Land reserved for a School Lot, situate, lying and being, in the

Township of Preston, in the County of Halifax, being the Farm Lot numbered B, containing Four Hundred and Forty-two Acres."

"Also, that certain other Tract of Land reserved for a School Lot at Sissaboo, containing Six Hundred Acres."

"Also, that certain other Tract or Lot of Land reserved for a School Lot, situate, lying and being, in the Township of Clements, in the County of Annapolis, containing Four Hundred Acres."

"Also, that certain other Tract or Parcel of Land reserved for a School Lot, situate, lying and being, in the County of Lunenburg, containing One Hundred and Fifty Acres."

"Also, that certain other tract of Land reserved for a School Lot, situate, lying and being, in the Township of Douglas, and County of Hants, containing One Hundred and Forty Acres."

"Also, that certain other tract of Land reserved for a School Lot, situate, lying and being, on the Kennetcook River, in the Township of Douglas, and County of Hants, containing Two Hundred and Sixty Acres."

"To have and to hold the said parcels or tracts of Land herein before described, containing in the whole Sixteen Thousand and Sixty-six acres of Land, and all and singular the Premises hereby granted unto the said Sampson Salter Blowers, Charles Inglis and Samuel Hood George, in their official capacities of Chief-Justice, Bishop and Secretary, as aforesaid, and their several and respective Successors, in their said respective Offices of Chief-Justice, Bishop and Secretary, of our said Province for ever, hereafter, in free and common socage, in trust to and for the use and purposes hereinafter mentioned, that is to say—to permit and suffer the whole and every part of said granted Lands, to be for ever hereafter used, improved, managed, let and occupied, for the use, benefit, support and maintenance of such Ministers of the Established Church of England, as shall be from time to time fixed and established, with the care of Souls in and within our said Province; and also, for the support and maintenance of such Schools, as now are or hereafter shall be established in our said Province, for the instruction of the Youth thereof, which Lands and the income or proceeds thereof, are to be applied as follows, that is to say—the lands herein before described as Glebe or Ministers Lands, are to be applied exclusively for the residence, support and maintenance of the said Ministers of the Established Church of England, in our said Province of Nova-Scotia, and the Lands described as School Lands, are to be exclusively applied to the support and maintenance of Schools within our said Province, and to and for no other use, intent or purpose whatsoever. Provided always nevertheless, that the Ministers of the said Established Church, and the Schools which are to be supported and maintained out of the said described Lands, are to be such Ministers of the said Established Church, and such Schools as now are or forever hereafter shall be from time to time established and fixed within our said Province, agreeably to our Royal Instructions, or the Royal Instructions of our Successors forever hereafter; and provided always, that in the letting, using, improving and managing of said Lands, and distributing and applying the proceeds thereof, our Royal Instructions, and the Royal Instructions of our Successors, shall be observed and followed forever hereafter."

Grant Book letter G. Page 104.

Extract of Grant, dated 24th June, 1817. "Unto the Right Reverend Robert Stanser, the Lord Bishop of our Province of Nova-Scotia, and to the Reverend John Inglis, Doctor of Divinity, Rector of St. Paul's Church, in the Town of Halifax, in our said Province, and to their Successors in Office, a Lot of Land, known and described as Lot number Sixteen, Letter F. in Ewer's Division of our said Town of Halifax, in trust, thereon to erect a Building, to be occupied as a School-House, for the instruction of Children in the Madras principles of Education."

Grant Book letter T. Page 21.

Extract of a Grant, dated 18th December, 1818. "Unto the Honorable Sampson Salter Blowers, Esquire, our Chief-Justice of this our Province of Nova-Scotia, and to his Successors in Office, two Lots of Land, situate, lying and being in the Town of Halifax, being the Lot number five, in Collier's Division, Letter H. and the Lot number five, in Foreman's Division Block, Letter H. with the Buildings thereon, now occupied for the purpose of a School for the Education of Poor Children."

Grant Book letter P. Page 10.

Extract of a Grant, dated 2d June, 1831. "Unto them the said James Cuppage Cochran, John Christopher Rudolf, and John Creighton, and the Survivor and Survivors of them, in trust nevertheless, and to and for the use and benefit, and towards the support and maintenance of Common Schools within our said County of Lunenburg, six lots, pieces or parcels of Lands, containing One Hundred and Fifty Acres."

Grant Book T. Page 68.

Extract of the Grant of the School Land, consisting of Town Lots at Sydney, Cape-Breton, dated 25th day of October, 1836. "To have and to hold the said parcel or lot of Land herein before described, and hereby given and granted, and intended so to be, and all and singular the Premises hereby granted, and every part thereof, with the appurtenances, unto the said Charles Inglis, H. McKeagney, E. M. Dodd and William Ousely, as and being the Trustees of the Sydney Academy aforesaid, and by their name and designation of office, in the said Act mentioned and established, and their Successors in office, and the Trustees of the Sydney Academy, for the time being, from time to time, and the Heirs and Assigns of such Trustees aforesaid, for the uses and purposes of such Academy, and for all such uses and purposes, and with and under all such authorities, powers, limitations and restrictions, as in the said in part recited Act, are expressed and

declared, of and concerning Lands granted or held, or to be granted or held, for the use of the said Academy, and to and for and under sanction of no other use, intent or purpose whatsoever."

Extract of a License of occupation, dated 5th November, 1810. "The Reverend John Inglis, Rector, and the Church Wardens of St. Mary's, Aylesford, to occupy, during pleasure, Six Hundred Acres of Land on the south side of the Annapolis Road, in trust, for a School."

The following Lots were reserved, by order of Government, in the year 1813, for the use of Schools, viz:—

400 Acres at Amherst, in the County of Cumberland.
400 do Merigomish do Halifax.
400 do Colchester Bay do do

(Signed) RUPERT D. GEORGE.

Provincial Secretary's Office, Halifax, 13th April, 1837.

No. 74.

(See Page 203.)

(Copy.) To His Honor the President.

SIR—

Agreeably to the instructions received from your Honor, I proceeded to Pictou; and on the 30th day of October, met the Trustees of the Pictou Academy. After communicating to the Board my Commission, I expressed myself prepared to enter upon the visitation which they had requested, and to receive from them such information as might enable me to lay before your Honor a correct view of the state of the Institution. Subsequently, during the investigation, which, owing to consequent discussions, was protracted for several successive days—various particulars bearing upon the present state and prospects of the Academy were suggested. The substance of these I now beg leave to bring under the notice of your Honor.

According to the Statutes of the Academy, which were sanctioned by Government, the Trustees originally adopted a system of Education, founded upon the principle, that the Students must, previous to their admission, be acquainted with the Elementary Branches, usually taught in the Grammar Schools of the Province. While the Seminary remained in this state, the business of instruction was conducted by two Teachers, at an annual expense of Four Hundred Pounds; which sum was, for a number of years, obtained from Government.—This Grant, however, being afterwards withheld, the then Trustees, in order to maintain the system of Education, and to defray incidental expenses, and otherwise to advance, as they conceived, the interests of the Establishment, incurred a debt which at present amounts to £973 7 2, for which interest is paid, and to meet this debt, their only funds are the Building, Library, and Philosophical Apparatus, which, though of considerable value, cannot, without breaking up the Establishment, be rendered available.

It is necessary further to observe, that in the year 1832, the Legislature placed the Education of the Academy under a different arrangement. By the Law then enacted for its regulation, it became imperative upon the Trustees to maintain the system of Education previously adopted; and also, to add to it the Elementary Branches; while, in the meantime, the sum granted by Government for the support of the whole, amounts just to what the Trustees had before been obliged to expend upon the Teachers of the Academy only. By the Act it appears that of the £400 per annum, £250 are appropriated to the Principal, and £100 to the Teacher of the Elementary Branches, leaving only £50 at the disposal of the Trustees; and this sum, the debts of the Institution require to be applied in the liquidation of interest. Their only additional source of Revenue, are the fees of tuition, which, during the last year, amounted to Six Pounds, and from the 1st January to the 6th August, 1833, to £42 0 9, but when it is considered that the Building and Philosophical Apparatus must be insured, and kept in repair; and also, from time to time, such books purchased as may enable the Seminary to keep pace with the progress of Science, it will appear evident, that by these uses, the above sums must be completely absorbed, so that for the support of the second Teacher, nothing can be derived from the preceding sources.

As the Academy had, at a former period, been for several years kept in operation by private subscriptions, I endeavoured to ascertain whether the salary of the second Teacher might not still be derived in that way—upon this point it was stated by one part of the Trustees, that from them and their connexions nothing, under existing circumstances, was to be expected, and though it was mentioned by another, that they and other friends of the Academy were contributing in its behalf, it appeared that this was merely a temporary measure to preserve it in immediate operation, so that without some other arrangement than the present the services of the second Teacher cannot be secured.

The several branches usually termed an Academical course of Education, are taught in the Seminary—of these a certain portion is assigned to each of the Teachers, as constituting his particular department.—The Education of the Students also, except during the first year of their course, is under the direction of both, and as one part of the system is subservient to improvement in another, the want of one Teacher would not only diminish the amount of instruction, but probably leave the other without pupils; as no considerate parent would select for his children a plan of Education so inefficient.

When the subject in reference to the second Teacher was under discussion at the Board, it was advanced by a part of the Trustees that the number of the Students being small, one Teacher was competent to embrace the whole system, but this appears to me to be very doubtful. Where Education is conducted in the form of Lectures, the diminution of Students affords to the Lecturer no diminution of labor. Already the Teachers in the Academy are performing what in similar Institutions is usually assigned to at least double their number, and though one were found actually qualified to teach the whole system, it is not at all probable that he would either submit to the fatigue, or accept the remuneration.

Besides the pecuniary embarrassments of the Academy, it is subjected to another difficulty, which it becomes my duty to bring under the notice of your Honor.

Among the Trustees there exists a disunion of sentiment and feeling, which excludes all approach to cordiality in conducting the business of the Board.—During the course of the visitation, they appeared as two distinct parties, ranked against each other upon every occasion, and I regret to add, that our meetings were repeatedly rendered exceedingly disagreeable by ebullitions of rancour, which I was not prepared to expect at a Board of Trustees, instituted for the general diffusion of candour and good feeling as the fruits of learning.—From what occurred in my presence, I consider myself justified in stating, that the Board as it now exists not only exhibits a striking example of the extent to which party spirit may be carried, but also must, by the contentions of its Members, unavoidably frustrate the design of their Incorporation.—On account of the difficulties to which the Academy is subjected, its prosperity must be inevitably retarded.—If its success be estimated by the number of Pupils, its present condition affords little indication of flourishing.—At the period of my visitation there were twenty-two attending the Elementary School, and ten engaged in the study of the higher branches; since that time, I have been certified by the Principal, that twelve have been in regular attendance in the course of the Term—but even that number indicates a very great diminution of the usefulness which the Academy formerly possessed.

From all I could collect, it appears to me that the Eastern Section of the Province will not be reconciled to the want of a Seminary, at which the Youth of those parts may obtain the elements of a liberal education.—Upon the propriety of complying with the wish of such a growing population, it belongs to the Legislature to decide; but I may be allowed to suggest that should the affairs of the Pictou Academy remain in their present state, the reasonable expectations of the public in reference to its utility will be greatly disappointed.—Its prosperity can be insured only by relieving it from present embarrassments, placing it under direction which will insure the harmony and co-operation of the Board of Trustees, and granting it such other patronage as similar institutions in other Countries obtain.

Halifax, 3d March, 1834.

(Signed)

W. Q. SAWERS.

THE Committee appointed to take into consideration the subject of the Fisheries, and the infringement of existing Treaties by the Citizens of other Nations, report as follows:—

That, anxious to obtain the most full and satisfactory testimony on which to found their Report, they submitted interrogatories to the most intelligent Commercial Men engaged in the Fisheries throughout the Province, and have accumulated a mass of evidence, removing all doubt on the subjects referred to them, and exhibiting a melancholy picture of the evil consequences flowing from the indiscreet negotiation between Great-Britain and the United States of America; and the flagrant violations of subsisting Treaties by the Citizens of the latter, and the necessity of promptly repelling such invasion of our inherent rights.

The Committee, in order to place the subject fully before the House, and to adapt the testimony received, refer to the Treaties, and a succinct Historical sketch of the Fisheries prior to their adoption, to guide to the course most for the benefit and interest of the Inhabitants of this Colony. The Cod Fishery of Newfoundland and Canso, on the Peninsula of Nova-Scotia, commenced soon after the discovery of the former by Sebastian Cabot, in the Reign of Henry the Seventh, 1497: all Nations resorted to the Banks and Coasts of that Island, until the Reign of Elizabeth, when Sir Humphrey Gilbert took possession, and claimed Sovereignty under the right of original discovery—Newfoundland acknowledged that right; the French Government disputed the claim to the Fishery of Canso, until Nova-Scotia was ceded by Treaty in 1749, and Cape-Breton conquered in 1758, from which period British Subjects pursued the Fisheries on Brown's Bank and the Banks of Nova-Scotia *exclusively*; and on the Banks of Newfoundland in *common* with the subjects of every European Nation; the Colonists also, with British Subjects only, resorted at pleasure to every part of Newfoundland; and to the Labrador Coasts, after the expulsion of the French from Canada, in 1759—to which Government Labrador then belonged; leaving the French accommodated with the Islands of St. Pierre and Miquelon, and the North-west side of Newfoundland. At the Peace of 1783, a Treaty was entered into between the United States and Great-Britain, by the third Article of which the People of the former obtained the right "To take Fish on the Grand Bank, and all other Banks of Newfoundland, in the Gulf of St. Lawrence, and all other places in the Sea, where the Inhabitants of both Countries had been used to fish before, and the *liberty* to fish on such part of the Coast of Newfoundland as British Fishermen used, (but not to dry or cure Fish there) and on the Coats, Bays and Creeks of all other British Dominions in America." American Fishermen also obtained *liberty* to dry and cure Fish in any unsettled Bays, Harbors, and Creeks of Nova-Scotia, Magdalen Islands and Labrador; but as soon as any of them were settled this liberty was to cease, unless continued by agreement with the Inhabitants.

By this inconsiderate Article of the Treaty, (to speak of it in the mildest terms,) a source was opened, from which flowed a torrent of misfortune to the Inhabitants of this Province: by it the Harbours of the Atlantic Colonies were thrown open to the Vessels of the United States, and the native Fishermen subjected to a hostile rivalry, with which they were unable to compete, and from which no prospect was afforded of escape, while liberties of no ordinary character were ceded to the United States, affording profitable fields for Commerce, and fostering a race of Seamen conducive to national wealth in peace, and to defence and glory in war: writhing under difficulties thus heaped on them, the Colonists, by the Declaration of War, in 1812, were unexpectedly relieved, and exerted themselves to retain their restored rights, Fishing Vessels of the United States were ordered off by British Naval Forces, or captured and condemned, on the ground that the Treaty no longer existed, maintaining that the Treaty of 1783, not having been confirmed by the Treaty of Ghent, was annulled by the war of 1812; at this period, warm and energetic remonstrances went from the Colonies, soliciting the protection of their rights, and on the subject of the Fisheries, Nova-Scotia was foremost. By Memorial on 8th October, 1813, she entreated His Majesty's Ministers to guard against the hateful Article of the Treaty of 1783, and to exclude the French American and Foreign Fishermen from the narrow Seas and waters of these northern Colonies, stating that her Inhabitants procured a living by their industry on those waters, which unquestionably belonged to Britain; she urged that if American Citizens were to obtain the right of entering the Gulfs, Bays, Harbours or Creeks of these Colonies, that there would be no security against

illicit Trade, and the numerous evils inevitably attending such intercourse—that the sentiments, habits and manners, both political and moral, of the lower order of Americans, were dangerous and contaminating, that it was the first and most fervent wish of these Colonies to be completely *British*, their surest defence, and greatest blessing, and that the intercourse permitted by that fatal Article of the definitive Treaty was detrimental and ruinous; seizures were made by the British Cruizers on the Station, and the judgment in the case of the Nabby hereto annexed, marked No. 1, exhibits the view then entertained by Colonists, of their rights of Fishery, and the advantages resulting from the war of 1812. The United States dissented from the doctrine maintained by Great-Britain, and after protracted negotiation and various proposals, the Convention of 1818, under which the Inhabitants of this Colony have been a second time stripped of their national rights was agreed on, and, disregarding the voice of the People, the Minister of that day consented that the United States should have forever in common with British Subjects the liberty to fish on the Southern Coasts of Newfoundland, from Cape Rae to the Ramau Islands, on the Western and Northern Coasts of Newfoundland, and from that Cape to the Querpon Islands, on the Shores of the Magdalen Islands, and on the Coasts, Bays, Harbors and Creeks, from Mount Jolie, on the Southern Coast of Labrador, to and through the Straits of Belisle, and thence indefinitely along the Coast Northerly, but without prejudice to the exclusive rights of the Hudson Bay Company, and that the American Fishermen should also have liberty forever to dry and cure Fish, in any of the unsettled Bays, Harbours and Creeks of the Southern Coast of Newfoundland, as above described, and of the Coast of Labrador, subject after settlement to agreement with the Proprietors of the Soil. In consequence of the above stipulation, the United States renounced forever the liberty of Fishing within three Marine Miles of any other part of the British Coasts of America, or of curing or drying on them; but American Fishermen were to be permitted to enter Bays or Harbours on the prohibited Coasts for shelter, repairing damages, and purchasing wood, and obtaining water, and for no other purpose whatever, subject to restrictions necessary to prevent abuses. Thus, in the face of the decisions of our Courts, of Petitions from Nova-Scotia, Newfoundland, and the Merchants of London, interested in the Colonies, the foregoing fatal Treaty was proposed, agreed on, and completed with such marked secrecy, that none were apprized of its terms, until it appeared in the Public Prints, and the People of this Province deprived of their most valuable Birthright—*The Fisheries*.

The advantages conferred on the Citizens of the United States of America by the foregoing policy, was received by them, not as a boon, but a right. Although the war of 1812 had abrogated the Treaty of 1783, the Minister Plenipotentiary of the United States, who negotiated and settled the new Convention, to use his own language, said—"It was by *our* act that the United States *renounced* the right to the Fisheries, not guaranteed to them by the Convention. We deemed it proper, under a three-fold view—1st, to exclude the implication of the Fisheries secured to us being a *new* grant.—2d, To place the rights secured and renounced on the same footing of permanence.—3d, That it might expressly appear that our renunciation was limited to *three* miles from the Coasts. This last point we deemed of the more consequence, from our Fishermen having informed us that the whole Fishing Ground on the Coast of Nova-Scotia extended to a greater distance than three miles from the land: whereas, on the Coast of Labrador, it was universally close in with the shore. To the saving of the exclusive rights of the Hudson's Bay Company, we did not object.—The Charter of that Company had been granted in 1670, and the people of the United States had never enjoyed rights in that Bay, which could trench upon those of the Company. Finally, it is to be remarked, that the liberty of drying and curing on certain parts of the Coasts of Newfoundland, as secured in the article, had not been allotted to the United States, even under the old Treaty of 1783." When the Convention was made public, the article on the Fisheries was assailed by complaints from all quarters, and none more loud or just than from Nova-Scotia; galled by the recollection of the Treaty of Paris in 1814, the Colonists felt that Great-Britain, when flushed with conquest, and wearing the laurels of victory, had yielded to the intrigues of the vanquished, and alienated the rights of her subjects, they felt the utter hopelessness of breaking the Treaty; that the fate of the Fishery was sealed, and were lulled into submission by the intimation of Ministry, that bounties would be granted upon their Fish, to compensate for the disadvantages inevitably imposed. In Nova-Scotia, the information produced gloom, distrust and despair; they were, however,

still composed by the assurances of Government, that their remaining rights should be protected, that the Naval Force would repel infringers of the Treaty, and the Flag of England would insure safety to the industrious class engaged in the laborious pursuit of the Fishery; and the Colonists were assured, that the vigilance of the Naval Force would shut out the dangerous rivalry of Foreigners, at least in the Fishery, within three Marine Miles of the Coast of Nova-Scotia. How far their anticipations and hopes have been realized, the annexed mass of testimony proves.

The Committee further report that the construction of distinguished Lawyers and the legitimate construction of the Convention is, that the Citizens of the United States cannot conduct their Fishery within three Marine Miles of the Headlands of the Coast of Nova-Scotia, and have no liberty to enter the Bays, Harbors or Creeks thereof, except for shelter, and to purchase wood or obtain water, and only then on proof of having left their own ports sufficiently supplied for the voyage; yet, on enquiry and hearing evidence it is proved beyond all doubt, by Witnesses of unquestionable character, that the Fishing Vessels of that Country resort to our Shores, with as little concern as they quit their own—that, contrary to the terms of the Convention, they purchase bait from the Inhabitants, and in many instances set their own Nets within the Harbors of the Province, and on various occasions have, by force, coerced the Inhabitants to submit to their encroachment, and they land on the Magdalen Islands and pursue the Fishery therefrom, as unrestricted as British Subjects, although the Convention cedes no such right. The consequences following in the train of these open violations of a solemn Treaty, are Illicit Trade—destruction of the Fishery by the means of conducting it—interruption of that mutual confidence which ought always to exist between the Merchants and Fishermen of a Country, inducing the former to supply and the latter to make payments with punctuality; and finally, the luring from our Shores, by means of Bounties, the Youth of our Country to their employment, reducing our Population, and impoverishing our Province, while they add strength and vigor to their own—for proof of which, your Committee refer to the Documents hereto annexed, and numbered from 1 to 3.

The Committee further report, that the mode of taking Fish by the Americans, particularly Mackarel, has a tendency to impair, and will ultimately destroy the Fishery: they approach within the prescribed limits, and by the use of bait, tole the fish into deep water, and then take them by Jigs, a system destructive to the Fishery, by wounding more fish than are taken, which afterwards linger and die, and by detaining them so late by offering food, that the Mackarel return to the Westward, an immense distance from Land, and beyond the reach of Net or Shore Fishermen.

The Committee have also enquired into the encouragement given by the Americans to their Fishery, and find that they fit out their Vessels on Shares; that the Government allows \$4 per ton to all Vessels between thirty and ninety tons, in the Cod Fishery, provided they are engaged One Hundred and Twenty days in the Voyage, and dress and cure the Fish they land; that one half is usually given to the Crew, and the other retained by the Owners, and thus a direct Bounty is offered to the youth of the Colonies to join them; to the extent of the Bounty on the Fish which passes for American, and the duty imposed on Foreign Fish; to illustrate which, the Committee suppose a native Fisherman, owner of ten quintals of round or undressed Fish, joining the People of the United States, he obtains a Bounty, enters them in the United States duty free, and avails himself of a good Market: if he adheres to Nova-Scotia he obtains no Bounty, is compelled to bear the fluctuations of Market, or if he seeks the United States, is met by a heavy duty, in addition to which the outfit from that Country is generally more economical.

Your Committee further report, that by the Convention of 1818, and the 59th George 3d, all Vessels not navigated according to the Laws of Great-Britain, found fishing, or to have been fishing, or preparing to fish, within certain distances of any Coasts, Bays, Creeks or Harbors whatever, in any part of His Majesty's Dominions in America, not included within the limits specified in the first Article of said Convention, are liable to seizure; and therefore, they are of opinion, that by restricting the Fishing Vessels of the United States to a distance of three Marine Miles from the head lands of Nova-Scotia, they, as a matter of course, close the Gut of Canso against them, under the terms of the Treaty, it being impossible for Vessels fitted out and apparelled for fishing, to pass that Strait without infringing the spirit and letter of the Convention.

The Committee further report that the present situation of the Fisheries of Nova-Scotia

is appalling: close to inexhaustible sources of wealth, to which the attention of Thousands has been devoted for nearly a century, and from which most munificent returns have been received for the labor bestowed, the whole is paralyzed by the interference of other Nations, and the people must abandon the Net and Shore Fishery hitherto pursued—follow the example of their rivals, and adopt a mischievous and ultimately destructive system, or call on the Government to enforce the Treaty by which so much has been ceded, and so little retained, and even that now invaded with impunity; this latter alternative the Committee strongly urge on the House, and while they reflect on the policy of Great-Britain to preserve a monopoly to the Tonnage of her Country in all Maritime adventures, that her insular situation requires nurseries for Seamen to preserve the dominion of the Ocean—that a tacit recognition of our claims for rigid protection was evinced at the execution of the Convention—they hope that instructions will be given to guard the few remaining rights the People of Nova-Scotia still possess.

Finally, the Committee report that the Youth of the Province are daily quitting the Fishing Stations, and seeking employment on board United States Vessels, conducting them to the best Fishing Grounds, carrying on trade and traffic for their new employers with the Inhabitants, and injuring their Native Country by defrauding its Revenue, diminishing the operative class, and leaving the aged and infirm to burthen the Community they have forsaken and deserted.

The Committee recommend, that a strong remonstrance should be made to His Majesty's Government by Address from the Legislature, or through His Excellency the Lieutenant-Governor, calling the attention of the Government to the state of our Fisheries, and soliciting His Majesty to order one or more Steam Boats, or a few fast sailing Schooners on this Station, to be employed in repelling by force those invaders of our rights—and to prevent delay, that a grant should pass, to induce by Bounty, the Inhabitants to fit out small Vessels to be used as Preventive Force, under the Provincial Statutes; the Committee being of opinion, that unless prompt and efficient measures are adopted and continued, that it would be more for the interest of the Colonists to admit Americans to settle on the Shores of Nova-Scotia, erect Fishing Establishments, and conduct the Fishery therefrom, for then equality would be preserved, and the people retained in the Province with the product of their labor.

JAMES B. UNIACKE, Chairman.

House of Assembly, 10th April, 1837.

NO. 1.

JUDGMENT delivered in the Court of Vice-Admiralty, at Halifax, in Nova-Scotia, on the Twenty-Fourth day of August, 1818, in the Case of the Schooner Nabby, Thomas Standley, Master—by CROFTON UNIACKE, Esquire, Judge of that Court.

THIS Vessel was seized by His Majesty's Ship Saracen, John Gore, Esq. Commander, and has been brought into this Court for adjudication. An allegation has been filed, on behalf of His Majesty, containing several charges, and a claim has been made by Thomas Standley, the Master, a Citizen of the United States of America, on behalf of himself, Joseph Standley, and Samuel Hadlock, also Citizens of the United States, as the owners of this Vessel.

In considering the case which is submitted to the Court in this allegation and claim, it will be found to rest upon two grounds, which have been brought forward, and supported with great learning and ability on the part of the prosecution.

First—It is contended, that this Vessel having been taken while engaged in the Fishery on the Coasts of Nova-Scotia, has violated the Territorial rights of Great-Britain, and should, therefore, be condemned. And secondly—that having entered one of the Harbors of this Province without any justifiable cause, she has infringed the Laws of Trade and Navigation, which prohibit Foreigners from Trading with the Colonies, and has therefore incurred the penalties of those Laws.

The Court is called upon in this case, during a period of profound peace, to enter into the consideration of a subject which involves the interests of a Foreign Nation, and to apply in their utmost strictness, those general principles of abstract and universal Law, which are appealed to in questions between contending Nations. It is presented to the Court in its most

grand and imposing aspect; not as a collateral point growing out of private interests, and arising out of considerations of Municipal Law, but as a direct and solemn question, in which the high and important rights of one Nation are to be defined and supported, and the claims and privileges of another to be confirmed or annihilated. The violated rights of Great-Britain are represented as seeking, in the dignity of insulted greatness, the protection of its sacred tribunals, and as claiming, in the time of peace, from public justice, that defence which they have ever found in War beneath the arms of their brave defenders. Certain acts of the Citizens of the United States are held up to the Court as the infringement of Territorial Rights, made under the pretext of privileges, become obsolete and now unacknowledged; and the Confiscation of Property is demanded, as the just and unavoidable penalty of the offence.

In this view of the subject it becomes one of the highest importance, and it will require the most serious attention on the part of the Court, neither to shrink from its duties from an apprehension of consequences, nor to exert its authority beyond its proper limits, from the influence of feelings which the subject may be supposed to excite. As it is the clear duty of the Court to take cognizance of all questions legally within its jurisdiction, and to administer the Law to contending parties, so it is highly improper in it to entertain and determine those which belong to other Tribunals, or which are not within the settled limits of its own authority.

The jurisdiction of the Court of Admiralty in former times was a subject of much controversy, and many very violent and unbecoming contentions have at different periods existed, as to the nature of the subjects to which its authority extended. Those discussions, which have so repeatedly laid open the subject to the investigation of the most able Lawyers, have removed many of the errors which once prevailed, and little doubt can now be entertained as to the subjects of its ordinary jurisdiction. It will be necessary, however, for the satisfaction of those who have urged the Court to take cognizance of this subject, and to proceed to adjudication on the merits of this case, to consider, in the fullest manner, whether the Court of Vice Admiralty has, within its ordinary jurisdiction, any power to proceed to the adjudication of Foreign Vessels, charged with the violation of Territorial Rights.

The Court of Admiralty takes cognizance of matters arising either within its *civil* or its *prize*-jurisdiction. The Instance Court embraces all matters of a private nature, arising out of maritime affairs, but does not extend to subjects which grow out of a state of War, nor can it sustain questions in which the political interests of Nations are involved. Without determining the precise boundaries of the Instance Court, which in many cases may, even at this day, be difficult to ascertain, as respects subjects of a private nature, it is sufficient in this case to shew, that the subject now submitted to it does not come within its jurisdiction. By the special provisions of an Act of Parliament, the important interests of Trade and Navigation are placed within its jurisdiction, and full power is given to confiscate the Property of individuals found violating any of the positive regulations of British Trade. Under those Laws the interests of Foreigners may be involved, and their Property condemned, but all such cases are confined to private interests, and the offences, as well as the consequent penalties, are expressly settled and defined by those very Laws, with the violation of which they may be charged. This Vessel has been seized by one of His Majesty's Ships, under an order from the Lords Commissioners of the Admiralty, for fishing within the Territory of Great-Britain, and I am not informed of any municipal Law which gives the Court cognizance of such a subject, or which could justify it in confiscating Property so employed. It has been urged, that an order from the Lords Commissioners of the Admiralty having been given to the Commander in Chief of the North American Squadron, to seize and detain all Vessels found fishing within the British Territory, this Court is bound to give effect to it by condemning this Vessel and her appurtenances; but, however high the authority may be, from which such order may have emanated, and however strictly bound the Commander in Chief may be to carry it into execution, this Court must wait until its powers, as to matters of prize, are called forth in the regular and legal manner. That those powers are inherent in its commission, there can be no doubt, and it may be proper for me to state in what manner they are brought into full operation. In the first place, a Commission, under the great Seal of the United Kingdom, goes directed to the Lords Commissioners of the Admiralty, authorizing the seizure and detention of the Vessels of any Country, saving such exceptions as may afterwards be declared; and authorizing the same to be brought to judgment in any of the

Courts of Admiralty within the Dominions, which shall be duly commissioned; and the Lords Commissioners of the Admiralty are thereby authorized and enjoined, to will and require the High Court of Admiralty of England, and also, the several Courts of Admiralty within the Dominions, which shall be duly commissioned, to take cognizance of, and judicially proceed upon, all Ships, Vessels and Goods, as shall be seized and detained, and to adjudge and condemn the same, saving such exceptions as may be at any time after declared. In consequence of this Commission, a Warrant issues under the Seal of the Office of Admiralty, with a copy of such Commission usually annexed, requiring His Majesty's Vice Admiralty Court at Halifax, (or whatever place it may be) to take cognizance of, and judicially to proceed upon, all Ships and Goods that are or shall be taken within the limits of said Court, and to hear and determine the same; and according to the course of Admiralty, and Law of Nations, to adjudge and condemn the same, saving always such exceptions as His Majesty may at any time be pleased to declare.

Thus, the Court of Admiralty becomes fully authorised to take cognizance of, and to proceed judicially upon, all Vessels seized *jure belli*, or under any orders His Majesty's Government may have deemed it expedient to issue. But, until the Court receives authority to act through the regular and legal channel, it cannot undertake to administer the Law as applicable to prize, and to settle the conflicting interests of Nations. This Court cannot penetrate into the secrets of the British Cabinet, to ascertain what the political views of His Majesty's Government may be on this subject, but as no regular steps have been adopted to give the Court a power to proceed to adjudication, and to condemn these Vessels, it might be inferred, that it was not the intention to confiscate them at present, but merely to detain them until further instructions should be given. It must be well known to those who administer the British Government, advised as they are by the most learned Civilians of the age, that the Court of Vice Admiralty has not power, in the exercise of its ordinary jurisdiction, to take cognizance of subjects of such a nature.—Uninfluenced, therefore, by any considerations, arising from the necessity or expediency of what has been proposed, and paying every respect to the order which has been produced, this Court will endeavour to perform its duty with firmness, within the proper limits prescribed to its jurisdiction, but will not allow itself to be led, by any plausible view of the subject, into a vague, irregular, and unjustifiable exercise of its power.

That these opinions are not merely the result of my own unassisted deliberations, but that they are supported by the decisions of the most learned and able Judges, both of the Civil and Common Law Courts, I shall proceed, in the next place, to shew.

The first case I shall notice on this subject, is the *Curlew*, (*Stewart's Report*, 312) in which Sir Alexander Croke, in speaking of Vessels detained in consequence of a Declaration of War, but before any Commission to condemn, uses these words "This then is property which has been seized and detained, in consequence of a Declaration of War made by the United States against Great-Britain, but before any orders have been given by His Majesty, in Council, for general reprisals, and before any Commission had been issued to require this Court to *adjudge* and *condemn* such Ships, Vessels and Goods, as shall belong to the United States. Again "Till the British Government has declared the subjects of the United States to be Enemies, by its order for general reprisals, and by a *warrant to condemn* their Goods, this Court cannot consider them as enemies' property. Even an *order from the British Government to seize and detain* Vessels would not have that effect. That might be only provisional, and must depend upon subsequent explanation, having a retroactive power. Seizures made may be declared to have been only on the footing of a temporary sequestration."

How much stronger was that case than the one before the Court. The actual Declaration of War, by the Government of the United States, was followed immediately, by all the violence of War; the Treaty of Peace between the two Countries was violated and broken; the Commerce of Great-Britain was assailed and interrupted; and all those rights which are most valuable to a Nation were infringed, in the true spirit of national hostility: yet, in that case, the Court could not condemn the property which was very properly seized by His Majesty's Ships. In this case, it is alleged that the Citizens of the United States have violated the rights of Great-Britain, by entering its Territory, and fishing therein; and that, therefore, the Vessels so found should be condemned. But if they had made an actual attack upon our shores, if they had captured and destroyed the property of British subjects both by Sea and Land, this Court would not be authorized to condemn, until it should be commanded so

to do by the Sovereign, in whom alone such power is reposed by the Constitution of our Country.

The next case I shall produce in support of my opinion, is that of the *Hulda*, (*3d Rob. Rep. p. 235*). That ship was carried into St. Domingo, and proceeded against in the Court of Admiralty. The Court there was properly constituted as a *Civil* Court of Admiralty, and His Majesty's instructions were addressed to it as a Prize Court, but by a mistake, no *warrant* had been issued to give it a prize jurisdiction against *France* and *Holland*, although there had been a prize warrant against *Spain*. Sir W. Scott:—"In this case there is no imputation of misconduct; the Captors went to a Court which was sitting at St. Domingo, apparently with competent authority; in that Court he obtained a sentence of condemnation and distribution has taken place in consequence of it; but that Court having no authority, those proceedings are null and of no legal effect whatsoever." Now at the time the Court of Admiralty at St. Domingo was exercising a prize jurisdiction over the Ships and Goods of two Nations, it could not extend that power to property belonging to another Nation, although actual hostilities existed, and the Vessels and Goods of that Nation were confiscated in other Courts duly authorized. The Court of Admiralty is not to look at the State of things between Great-Britain and another Nation, and to infer from the existence of hostilities, or from the orders issued to the Naval Commanders, that its powers are called forth, and are to be exercised to their utmost extent. It does not sit to deliberate on the political relations of States, but to administer the Law whenever it shall be so required. That the persons who have presided in the Courts of Vice-Admiralty have often ventured beyond the limits of their jurisdiction, and assumed the exercise of powers with which they were not invested it is well known; but this Court will select higher examples for its imitation, and will not easily be led into those gross errors, which often prove injurious to the interests of individuals, and always lessen the respect due to the tribunals of justice.

I shall mention one more case on this point, which was determined by that eminent Judge Lord Mansfield, a case in which the jurisdiction of the Court of Admiralty was very fully considered. In the case of *Lindo vs. Rodney*, Lord Mansfield, speaking of the distinction of the civil and prize jurisdiction of the Admiralty, says:—"The Court of Admiralty is called the Instance Court, the other the Prize Court." The manner of proceeding is totally different. The whole system of litigation and jurisprudence in the Prize Court is peculiar to itself: it is no more like the Court of Admiralty than it is to any Court in Westminster Hall."

It is quite unnecessary to go farther into this subject. Here are the decisions of the most learned and eminent judges, and they fully support the general position which I must assume, that the Court of Admiralty cannot, in the exercise of its ordinary jurisdiction, entertain any question which bears the character of prize. The first ground in this case is clearly of that nature. It is that this vessel has been captured by one of His Majesty's ships of War, for the violation of the rights of Great-Britain, and that such seizure was made under orders from the Admiralty. The whole question arises out of a proceeding of a *Military* and not of a *Civil* nature. And this it is that makes the distinction.

But it may be asked, whether the orders thus issued to the Naval Commander in Chief are to be rendered nugatory, and whether this determination is to operate to counteract the evident wishes and intentions of His Majesty's Government. To this the answer is plain. The Court has the power to take the custody of the vessel, and to preserve it in the usual manner, until the final determination of Government shall be made known, although it cannot proceed to adjudication upon this question. It can neither condemn nor restore. It is true no positive instructions have been sent to this Court to detain vessels of this description, but sufficient has appeared to it to authorize the regular exercise of its ordinary care in the preservation of the property. That I am correct in this opinion I shall shew by an authority directly to the point. Upon the Declaration of War by the United States of America, His Majesty's Ships captured American Vessels and brought them into the custody of this Court. At that time *no order* had been made to seize American property, nor had any instructions whatever been sent to the Court of Admiralty in this Province. Sir Alexander Croke (*Case of the Dart, Stewart's Report, 301*), under such circumstances, said, "They may possibly be declared to be enemies in future, but their present situation is *ambiguous*. Whilst this uncertainty continues the Court cannot *reject* the claim of the parties or *condemn* their property. Neither in this state of semi-hostilities with the United States, would it think itself justified in restoring goods." In the present case the Court is bound

to take notice of the orders which have been issued to the Commander in Chief, and to give them an operation to a certain extent. They have been communicated to the Court, and feeling itself influenced by the high respect it will ever have for the distinguished Officers, to whom His Majesty may confide the command of His Fleets, it cannot hesitate to hold the custody of such Vessels as may be brought within its care. In another case Sir Alexander Croke recognized the Orders which had been issued to *detain* Vessels, and gave them the effect that I am willing to allow those to have which have been communicated to me. In the case of the *Zodiac* (*Stewart's Report*, 333), he said "If this was merely a claim as for American property, this Court would certainly not proceed to adjudicate upon it, because in the hostile or at least ambiguous state of the two Countries, under His Royal Highness the Prince Regent's Order in Council to detain, and bring into port all Vessels belonging to the Citizens of the United States, without giving any authority to condemn them—no Property of that description could either be *condemned or restored*."

I have given to this subject the most serious attention, and have considered fully the ingenious arguments which have been pressed upon the Court by His Majesty's Advocate General; and I am perfectly satisfied, that I should not be justified in exercising the powers which it has been contended this Court possesses. Did the cause rest therefore entirely upon this ground, it would be my duty to direct it to stand over until farther instructions should be given by His Majesty's Government; but another point has been submitted to my consideration which may render such delay unnecessary, and I shall proceed to state the reasons which I deem sufficient to support the judgment about to be pronounced.

The point now presented to the Court arises under the Laws of Trade and Navigation, and it is contended, that this Vessel, her appurtenances, and every thing laden on board of her, are liable to confiscation, for having illegally imported Goods, Wares and Merchandize, into a Port of this Province, she being a Vessel not owned and navigated as Vessels are required to be, to entitle them to the privilege of Trading with the Colonies.

Questions arising under the Laws made for the regulation of Trade and Navigation are not only clearly within the jurisdiction of this Court, but require its utmost attention and care, lest the ignorance or the arts of Commercial Speculators should interrupt the operation of a system framed for the greatest national purposes; and which has been found to realize the best hopes of those enlightened minds by which it was conceived and matured. It would seem unnecessary for me in considering a question, confined within the narrow bounds of a few clauses of an Act of Parliament, to take an extensive view of the whole system: but as the Court is under the necessity of seeking the rules which are to govern it, in the construction of this particular act, from an enlarged conception of the general spirit of the whole system, it must take a comprehensive view of the great designs for which it was wisely contrived.

Those Laws took their rise in the profound and enlightened views, which experience had offered to the acute and reflecting mind, of the true basis on which might be erected the fabric of a great nation. And however that system may have been extended and improved, by the various alterations and additions, which grew out of new relations and more complicated public interests, the same spirit which is manifest in the provisions of the earliest Laws may be traced through every succeeding regulation. They rise to the contemplation of the human mind with a regularity at once clear and complicated; and may be considered as a beautiful specimen of positive Law, in which the profound, and comprehensive speculations of political economy are admirably blended with the useful and practical regulations of mercantile experience. The wisdom of the policy which projected, and of the care which was constantly taken to render this system more perfect, was very soon discovered in the beneficial consequences which resulted to the nation. It was soon found that those admirable regulations were adapted to strengthen and enrich the mother country, while they gave a permanency of character to her distant possessions, which must have been entirely lost in the confusion of a loose and unrestrained commerce. As this system advanced to that perfection in which we now find it, those Nations whose interests seem to have been neglected in the promotion of our own, did not fail to discover, what they affected to consider, a narrow and illiberal feeling, inconsistent with those dignified and generous sentiments which should always govern the policy of nations. But while Great-Britain increased in national greatness, and commercial prosperity, she viewed the envy, and jealousy of other Nations merely as a powerful confirmation of the wisdom of her plans.

Those Laws form a code which it is the duty of this Court to guard from the slightest violation; their importance cannot be fully estimated, and they, whose minds are too limited to trace the progress of our national prosperity in the rigid execution of them, might be awakened to a sense of their value by the rapid decline of our greatness, which would be the consequence of their relaxation. In viewing the subject in this light the first object that strikes the mind, is the great design of confining to British Subjects, as far as it could possibly be effected, the Commerce of the British Colonies. For this purpose no Goods, Wares or Merchandize, can be imported into, or exported from, the Colonies, unless in British built Vessels owned by British Subjects, and navigated by the Master and three-fourths of the Crew Subjects of Great-Britain, under pain of forfeiture of Ship and Goods. This part of the Law is as clear as the plainest terms can make it, but were the Court to adopt a construction, which should be restrained to the very precise meaning of the words, the spirit of this Law as well as of the whole system would be violated. If it should be said that the word *imported* means the actual landing of Goods, Wares or Merchandize, and that no penalty could be inflicted except in a case where that fact was positively proved; or, that if the owner could make out by the evidence of himself and crew, that no articles were landed from the Vessel, she ought necessarily to be restored; it would follow, that a Foreign Vessel might enter the Harbours of a Colony or Plantation without permission, and remain there until a suitable occasion should offer to land her cargo. But this construction would be evidently in opposition to the true spirit and meaning of this Clause, and would render useless and unavailing every provision of the Laws of Trade and Navigation, which are clearly founded in the design, to *reserve* the privileges of Trade to British Subjects, and to *exclude* Foreigners from participating therein. I cannot conceive two ideas more inconsistent with each other, than a Law positively declaring that Foreigners shall not trade with the Colonies, and at the same time a loose permission to enter the harbours of those Colonies, and to continue there while it may suit their own convenience or favour their own views.

It has been contended that the presumption, which arises from a Vessel's entering an interdicted Harbour, namely, that she came there with an intention to trade, may be overcome by shewing circumstances which prove that no such intention existed; and that if, for instance, it were made out to the satisfaction of the Court, that the Vessel was merely in *ballast*, the presumption of her importing Goods, Wares and Merchandize, would be completely destroyed, and she ought to be acquitted. But it should be remembered that the Laws which prohibit the importation of Goods make the *exportation* equally penal; and if Vessels were allowed to enter the Harbours of a Colony *in ballast*, what protection could be given to the lawful trade of British Subjects? Would not such permission throw open the Ports and Harbours of this Country to the free trade of every American Vessel? Under such a vague and preposterous construction of this wholesome and rigid system of Laws, it would only be necessary for a Foreign Vessel to lie at anchor in our Harbours, until an opportunity offered to ship Goods for exportation, which might be done without fear of interruption, in almost every Harbour of this Province. To prevent the certain consequences of such a construction, it would require every Inhabitant of this Province to be a Custom-House Officer, and to be employed day and night, in preserving the trade of the Country from the monopoly of the enterprising adventurers of the neighbouring Country. It is well known, that even the most rigid execution of the Laws of Trade is not sufficient to deter the eager Speculator from engaging in the Commerce of these Colonies. The contiguity of the Harbours of the two Countries makes it almost impossible, under every restraint that human Laws can impose, to prevent a system of Smuggling, destructive of the interests of the honest British Merchant, and productive of the most pernicious consequences;—in weakening the sense of the moral obligation of the Laws, and in tempting the Inhabitants of this Colony, to blend their interests with those of the depraved and lawless adventurer, rather than to strive by an honest and grateful allegiance to uphold the Nation which protects them. Shall this Court then declare, by its solemn decisions, that the Laws allow such an entry into the Harbours of this Province? Shall it say it is prohibited that you should import and export Goods, but you may come as harmless and quiet people, to view the beauties of the surrounding scenery, and to pass your time in inoffensive indolence.

It has also been advanced, as a doctrine, to this Court, that although these principles may be applicable to Vessels, ostensibly equipped for Trade, and which are constantly engaged

in Commerce; yet they ought not to be carried into rigid effect against Vessels of a distinct character. And an exception has been made in favor of Vessels, manifestly fitted out for the Fishery, and which could not be supposed to have commercial objects in contemplation. But so far from considering Vessels of this description as entitled to any particular favor, or to which a relaxation of the Laws might be made without any dangerous consequences, they are to be viewed with more caution by this Court, and to be watched with more jealousy, by Officers of the Customs, than those whose character is more open and unequivocal. These Vessels it is said leave their own ports without a cargo, ostensibly bound to their fishing stations, and as such cannot be considered as objects of suspicion: but under the sanction of such impolitic liberality, they would no doubt avail themselves of the opportunity afforded to them, of landing Goods in such Ports as they may be allowed to enter. A Vessel avowedly engaged in Trade, necessarily becomes an object of immediate attention to those who are entrusted with the execution of the Laws; but a little, and apparently an insignificant vessel may, from the very character she assumes, be the most dangerous enemy to the system which this Court is bound to protect. To give full efficacy to every regulation, which the Laws have prescribed for the Trade of this Colony, is one of its highest duties, and it is essential to the great objects thus entrusted to it, that every barrier, which the words and spirit of the Laws will permit, should be raised around them, and that a narrow verbal construction should not operate to defeat the evident intention of them. In extending the penalty of those Laws to Vessels entering the Harbours of this Province, without a justifiable cause, I find myself supported by the very highest authority; and I shall proceed, in the first place, to consider the various cases in which, I think, this doctrine may be found; and then I shall take a view of the circumstances of the case before me, and of the grounds upon which the claimant has attempted to justify the entry into a Harbour of this Province.

The first case I shall notice, under this head, is that of the *Eleanor*, Hall, master. (*1st Edward's Reports*, 135.) That Vessel was condemned in this Court, while Sir Alexander Croke presided in it, and the case went before Sir William Scott by appeal. The principal ground of condemnation, and upon which, likewise, the sentence was confirmed by the High Court of Admiralty, was, that the Vessel, having a *foreign character*, entered the Port of Halifax in distress. Sir William Scott—"It is I presume an universal rule that the mere act of coming into the Port, though without breaking bulk, is *prima facie* evidence of an importation. At the same time this presumption may be rebutted, but it lies on the party to assign the other cause, and if the cause as assigned turns out to be false, the first presumption necessarily takes place, and the fraudulent imputation is fastened down upon him." The second case is that of the *Dart*, Ramage, master. (*Stewart's Reports*, page 301.) She was an American Vessel, seized by the Collector of this Port for an importation into this Province, contrary to Law. Sir Alexander Croke—"Nothing short of a necessity can justify his entering the port of Halifax: it was his own voluntary act. The original voyage might have been completed, which was to Philadelphia; it was matter of choice, of mere prudence to fly from the embargo to Halifax. Entering the port *prima facie* is an importation unless it can be justified. It cannot be explained away by any *illegal design*. To take *in provisions* not from necessity is an exportation and contrary to Law." The third case I shall mention is that of the *Patty*, a Vessel condemned in this Port for having entered without a justifiable cause. (*Stewart's Reports*, 299.) Sir Alexander Croke thus expresses himself—"A necessity to justify the breach of a Law must be an immediate natural necessity, not a mere remote moral necessity. It must be an imminent danger of perishing." Besides these cases which are as clear and as much to the point as it is possible, it is well known, that by the Statute Law of Great-Britain *Foreign Vessels* are not allowed even to hover about the shores of these Colonies; and that if found within a specified distance after a warning to depart they are liable to confiscation. So far, therefore, from any loose permission to enter the Harbours of this Province, *with or without a cargo*, being consistent with the words or spirit of this general system of Laws, *Foreign Vessels* are not allowed to approach within two leagues of the shores. The hovering Act, as it is called, was made to establish a greater degree of strictness in the execution of the Laws regulating the Plantation Trade than had been observed, and strengthens the position which I think it necessary to take in this case.

If we look to the decisions, which have been made in cases of blockade, we shall find

the principles which are applicable to Vessels entering an interdicted Port, much more rigid than any this Court has yet advanced for the protection of the Colonial Trade. The mere circumstance of the Vessel's sailing towards the blockaded port with an *intention* to enter it will work the forfeiture: neither is she permitted to enter such port *in ballast* or for the supply of water. In the case of the Exchange (1 vol. of *Edw. Reports*, page 42,) Sir William Scott says, "If it were once admitted, that a Ship may enter an interdicted port to supply herself with *water*, or on any other pretence, a door would be open to all sorts of frauds, without the possibility of preventing them." In the case of the Comet (1 *Edward's Reports*, 32); the same great man observes "It has not been contended that a Ship may enter a blockaded port *even in ballast*; that is a point upon which this Court has already decided, if wrongly the decision must be corrected elsewhere." Now I consider the ports of this Colony as interdicted, and that according to the true spirit and meaning of the whole system of Laws Foreigners cannot *enter* the same without some reason that may be held sufficient to relax their strictness. It is notorious that the Harbours and Ports of this Province afford the greatest facility to Smugglers; the small number of their Inhabitants, and the want of Officers of the Customs are circumstances which render more caution necessary in this Country than might be found requisite in Great-Britain: I shall therefore consider myself bound to adopt those principles which are applied to cases of this nature, in their utmost rigour, and shall now proceed to consider the facts of this particular case, and to examine whether the causes assigned for entering a Harbour in this Province are sufficient for her justification.

It is admitted by the claimant that this Vessel entered Pope's Harbour, in the Province of Nova-Scotia, and it will be necessary to consider the facts of the case under two heads; first, as to the cause of her entering that Port, and secondly, whether any thing was landed or taken on board while she remained there.

The Master of this Vessel has given his testimony to both points, to the first he says, "They went into Pope's Harbour, the weather was thick, and when they made the land they found themselves nearer than they expected; and being scant of water, they went into that port for the purpose of getting some, and with no other intention whatever," and yet to the very next question almost he answers, "They had abundance of provisions, stores, bait, wood, and water for the voyage, at the time they left their own port, and were not apprehensive of any deficiency whatever of any of those articles." This account, as respects the cause of her entering the Harbour, is confirmed by another witness with the addition that there was a deficiency of wood.

To the next point as to what was landed or taken on board the Master declares—"They did not land or put on shore a single article of any kind, except the water casks which they filled. They did not receive on board any articles whatever except two dollars' worth of bread, which he bought of one of the Inhabitants of Pope's Harbor;" again, neither himself or any person on board, either bought or sold, bartered or exchanged, any article or articles of any kind or description whatever, except the two dollars' worth of bread he has already spoken of." Another person belonging to the Vessel says to this point, "That a quantity of wood was taken on board in their own boat. James Whidden, a Midshipman of His Majesty's ship Saracen, who has released all his interest in the event of this cause, and comes before the Court both as a competent witness, and as one to whom the highest credit is due, has given his testimony in these words, "That he understood from the crew that they had procured some wood, and that if they should stand in need of it they expected to supply themselves with wood and water from this Coast. "They informed him they had been in at Pope's Harbour and sold some Boots, for which they had not got payment." How such contradictions are to be reconciled I shall not stop to inquire; sufficient appears to the Court to shew that this Vessel entered a Harbour of this Province, and took certain Articles on board, and that, if it were essential to the prosecution in this cause, a traffic, to a certain degree, was actually carried on. It remains to consider the defence which the claimant has thought proper to set up to justify such proceedings.

A claim has been filed, to which is annexed an answer to the allegation under the oath of the master. In this answer two grounds of defence are taken quite inconsistent with each other. In the first place it is said, that actual distress, arising from the want of water obliged them to enter the Harbour; and that they did *not* claim a right to approach the coast, or to enter the Harbours, Bays, Rivers, or Creeks of this Province, under pretence of fishing,

or for any purpose connected with the fishery. In the second place it is boldly asserted, that, as Citizens of the United States, they have a right to engage in the fisheries on the Coasts and in the Harbours of this Province.

The liberality which was always extended, by the eminent Judge who so long presided in this Court, to parties whose interests were committed to its care; and the indulgencies which he granted to practitioners as to the forms of legal proceeding, will not allow me on this occasion to restrict the claimant in making his defence as he may be advised. But I wish it to be understood, that the proceedings must not assume a character, which can only tend to perplex the Court, and to prevent the only object which parties can be permitted to seek in Courts of Law, the administration of Justice through the medium of unperverted truth. And I must confess, that this defence presents to the Court a confused picture, in which the interesting colours of distress are awkwardly thrown over the obscure and almost faded outline of rights, once clear and acknowledged. Such as it is, however, I shall consider it, and this Foreigner shall not be permitted to say that he was refused to be heard by a British Court on every point he pleased to assume, and in every way in which he thought justice might be attained.

The first ground then is, that this vessel came into a Harbour of this Province in distress, and, without any pretence of right, sought that relief from the inhabitants of this Province, which the people of the United States, in a recent instance, had most generously and nobly extended to the inhabitants of a British Colony. And most assuredly if a case of real distress is made out there is an end forever of this question. It must be buried in those feelings which, I trust, will ever be dear to this Court, and in the exercise of which it would hope to derive more satisfaction, than can ever arise from the rigid execution of the laws. Real distress is a passport even through the savage land; it appeals at once to sentiments universally felt; at its approach the rigour of law is softened, and the violence of war becomes composed by the sacred influence of humanity. And where can unaffected calamity seek a refuge if it is denied it on a British shore? Intrepid in the defence of its rights, and lenient in the exercise of them, Great-Britain requires not its Harbours to be closed against the stranger, who seeks a shelter from the tempest, or who asks the supply of those deficiencies which unavoidable necessity may have created. The private contributions of that Country have cheered the hearts of the afflicted in almost every land, and its Public Treasuries have been exhausted in yielding protection to every Nation, whose people sought an asylum either in its bravery or its resources. As a British Judge, therefore, I receive with every disposition of kindness, this ground of defence; but let it not be a garb assumed by artifice to deceive and mislead. While I am ready to acknowledge the interesting features of distress, I am vigilant to detect the subtle contrivances of art. Now what is the truth of this case. That this vessel was in any serious distress cannot be pretended. That she might have wanted a little water is very possible, but it must be made out to this Court that the deficiency did not arise, either from design, or from an unjustifiable neglect; and, let it have arisen from whatever cause it might, that it was such as to place the crew in imminent danger of perishing. The Master says that they *found* themselves nearer to the land than *they expected*, which shews that his distress was not such as to have forced him to seek a Harbour. He expresses his distress to arise from his water being scant, but he does not say that any inconvenience had been experienced, or that he could not have prosecuted his voyage. Besides Vessels are bound to have a sufficient quantity of water and provisions on board for the voyage in which they are engaged, and it would be absurd to suppose, that a scarcity of water, arising out of neglect, or, what is more probable, design, can operate to supercede the laws, and throw open British Ports to any adventurer who may wish to evade the regulations of British Trade and Navigation.

The evidence on this and other points is extremely contradictory. One says that Vessel could carry on a Fishing Voyage without going into any Harbour, and another says it would be impossible, without the privilege of putting into some of the British Ports for Wood and Water; and it is in evidence that they informed the Midshipman that they expected to supply themselves with Wood and Water from the British Coasts. One of the witnesses expressly swears that they had a full supply for their Voyage, but that *one* of the barrels of Water proving bad, they put into Pope's Harbour to get a fresh supply; also, that a ten gallon cask of Water was spoiled by being put into an old *gin* cask. Now it would be beneath the dignity of a Court to spend time in commenting on such evidence as this, brought for-

ward to support a point which always requires to be made out in the most satisfactory manner, and in the proof of which such strictness has always been observed. Nothing could have induced me to give the attention I have done to it, but a great anxiety, that this subject, which has already excited much public interest, should be thoroughly investigated; and that not only the principles of Law, but the facts of the case should be presented to the world in the clearest point of view.

I shall conclude my observations, on this point of the case, with the words of a Judge, (*Sir W. Scott*) whose decisions are not only studied by the Lawyer, as the sources of profound instruction, but are read with interest by the enlightened and accomplished Scholar, as the finest exercises of the human intellect. "Where the party justifies the act upon the plea of distress, it must not be a distress which he has created himself by putting on board an insufficient quantity of water or of provisions for such a Voyage; for there the distress is only a part of the mechanism of the fraud, and cannot be set in excuse for it; and in the next place, the distress must be proved by the claimant in a clear and satisfactory manner. It is evidence which comes from himself, and from persons subject to his power, and probably involved in the fraud, if any fraud there be, and therefore it is liable to be rigidly examined."

The last point which is to be considered by the Court, is a right which has been set up by the claimant to enter the Ports and Harbours of this Province, and there to cure the Fish which he may have taken in the course of his Fishing Voyage. And certainly if such a right exists, the principles of Law which I have laid down with so much care will not be applicable to this Vessel, unless proof shall have been made of an *actual trading*. Because it would not be consistent to permit Foreign Vessels to enter these Harbours for a certain purpose, and then to make that entry a ground upon which to raise the presumption of Illicit Trade. This right is asserted to belong to the Citizens of the United States, under the Treaty of Peace entered into between His Britannic Majesty and the Government of that Country, in the year 1783; and it is contended in the first place, that a right to take Fish on our Coast, and in our Harbours and Bays, and to cure the same on the Shores of this Province, was *absolutely acknowledged*, and *given* by the third article of that Treaty: and in the second, that admitting the Treaty granted only a *privilege* to do so, that such privilege still exists, because the Treaty itself has not been annulled. This question now presents itself in a way which obliges the Court to enter into the full consideration of the right here asserted. For although it has already determined that it cannot take cognizance of it as a direct charge against this Vessel, having no authority so to do; yet, as it becomes essential to the determination of the second point in this cause, as it arises incidentally out of the consideration of the municipal Laws of the Country, and as it must be entertained in order to do justice to the parties whose private interests are involved, it is its duty to sustain it, and to place it in such a point of view, as may put an end to those doubts which some have affected to indulge on this subject. It might be sufficient for me to say on this point, that His Majesty's Government having determined that the privileges granted to the Citizens of the United States by the Treaty of 1783, to carry on the Fishery upon the Coasts of this Province, and to cure Fish in the Harbours thereof had ceased; and that determination having been made known, it would not be necessary to consider this right as entitled to any attention. But as it will require but little reasoning to shew the weakness of such pretensions, I shall take a cursory view of the grounds upon which this extraordinary right seems to have been placed.

It will not be requisite for me in this case, to enter into those general considerations of the rights of Nations to a dominion of the Sea, which have occupied the attention of the Gentlemen of the Bar. Very able writers on abstract Law have differed, both as respects the right of dominion over particular parts of the Sea, and also as to the distance from the shore over which a Nation holding the Land might exercise the rights of Sovereignty.—When these important points shall be submitted to the Court, in a way which will render it incumbent on it to determine them, it will not shrink from so arduous a task, neither will it despair of placing them on grounds which may find their support in the sound principles of general and universal Law; principles which flow from the reflections of enlightened reason, corrected and confirmed by the usages and customs of the civilized world. It will hope, that those contradictions which may have been observed in the best writers, are to be recon-

cited by an attention to the characteristic circumstances of the different ages in which they thought and wrote; and by an allowance for the influence, which the fluctuating relations, the jarring interests, and the various modifications of the claims and pretensions of Nations, cannot fail to produce, even upon the most reflecting mind. Much of that difference found amongst writers of this description, may be traced to the prevailing public sentiment, to National prejudices, and even to the eccentricity of individual opinion. But whatever the difficulties are, which those great questions might present, they do not meet the Court in this case. It is only necessary, in order to see the simplicity of this point, to read the article of the Treaty on which the claim is founded, and to determine whether that Treaty exists at the present time. The words of the third article of the Treaty are:

“It is agreed that the people of the United States shall continue to enjoy unmolested, the right to take Fish of every kind on the Grand Bank, and on all other Banks of Newfoundland; also in the Gulf of St. Lawrence, and at all other places in the Sea, where the Inhabitants of both Countries used at any time heretofore to fish. And also that the Inhabitants of the United States shall have *liberty* to take fish, of every kind, on such part of the Coast of Newfoundland, as British Fishermen shall use (but not to dry or cure the same on that Island), and also on the Coasts, Bays, and Creeks of all other of His Britannic Majesty's Dominions in America; and that the American Fishermen shall have liberty to dry and cure fish in any of the unsettled Bays, Harbours, and Creeks of Nova-Scotia, Magdalen Islands, and Labrador, so long as the same shall remain unsettled, but so soon as the same or either of them shall be settled, it shall not be lawful for the said Fishermen to dry or cure fish at such settlement without a previous agreement for that purpose with the Inhabitants, proprietors, or possessors of the ground.”

Now it is impossible to imagine words more clear than those. Two objects seem to have been in view, the first was the fishery on the Grand Bank, in the Gulf of St. Lawrence, and other places in the sea; and the second was the *privilege* which was intended to be granted to the people of the United States, to take and cure fish on the Coasts, and in the Bays, Creeks, and Harbours of the British Dominions in North America. It would seem that the intention of the British Government at the time, was to acknowledge an *absolute right* in the people of America, to fish on the Grand Bank of Newfoundland, in the Gulf of St. Lawrence, and other places in the sea; but the Court is not called upon, in this case, to determine that point. As respects the latter part of this article, it would be confounding all ideas of common sense, and throwing obscurity over the ordinary perspicuity of language, to contend that the word *liberty*, here used, can be conceived to convey an *absolute unqualified* right. That it was received as a privilege at the time, and has been exercised as such until the late War cannot be doubted. By accepting such privilege that Government acknowledged the right to exist in Great-Britain, and the only question left for the slightest consideration is, whether that Treaty is now in force or not?

It has been ingeniously argued on the part of the claimant in this Cause, that the Treaty of 1783 is now in force, because the late War being for a cause entirely new and distinct from the subjects of contention, which were terminated by that Treaty, the Declaration of War by the United States was not a violation of any of its articles. And the words of some eminent writers would seem to support such a doctrine; but a little attention to this subject will explain the grounds upon which the true and sound doctrine firmly rests. Grotius book 3, cap. 20, section 27, has these words, “It is also a daily dispute when a Peace may be said to be broken, which the Greeks call *Paraspondema*: for it is not directly the same thing to give a *new* occasion of War and to break a Peace. But there is a great difference between them as well in regard to the penalty which the breaker incurs, as with respect to the liberty of the injured party to disengage his word, in the other articles of the Treaty.”

In a note however to these words the principles as received in modern times, and the reason upon which they are founded, are clearly laid down and explained. “When a new occasion of War is given in this manner the Treaty of Peace is thereby broken indirectly; and with regard to the effect, if satisfaction for the offence be refused. For then the offended having a right to take arms in order to do himself justice, and to treat the offender as an enemy, against whom every thing is lawful; he may also undoubtedly dispense with observing the conditions of the Peace, though the treaty has not been formally broken with regard to its tenor.”—This distinction can scarce be of use in these days, because Treaties of Peace are conceived in such a manner, that they include an engagement to live in amity for

the future in all respects, so that the least occasion of War how *new* soever it be, may be deemed an infringement of the most important articles of the Treaty. It will be found that the Treaty of 1783 contained an engagement that there should be a firm and *perpetual* peace between the two Countries, and that such engagement was violated by the Declaration of the late War no human being can be permitted to doubt. I am therefore bound to declare, that the Treaty of 1783, and all the privileges depending thereon have ceased.

I have now fully considered the grounds of defence in this case, and as I do not perceive either truth in the distress, or strength in the right, set up by the claimant, I feel myself compelled to pronounce this Vessel, and the Goods laden on board of her, to be liable to confiscation, for a violation of the Laws of Trade and Navigation.

In pronouncing this judgment, I derive a consolation from the reflection, that my errors may be corrected by an appeal to one of the most upright and learned Judges the world ever saw. From the decisions of that tribunal I have humbly endeavoured to draw the principles which should govern me; and, I trust, that when the solemn scrutiny to which this decree is open shall be made, it will be found, that while my labours were directed by a sacred regard to the interests of an obscure and indigent Foreigner, I did not forget the rights and claims of every British subject, nor relax, by a feeble construction, that noble system of Laws, upon which the wisdom of ages had reared our national prosperity and greatness.

NO. 2.

The following Circular, with the subjoined Interrogatories, was addressed to various persons, thought most competent to afford information on the subject of the Inquiry by the Committee :

SIR—

THE Committee appointed by the House of Assembly to define the true meaning of the Treaties now in force regulating the Fisheries of Nova-Scotia, to enquire into the state of that branch of Industry, and to take evidence relating thereto, being desirous to obtain every information previous to their Report on these important subjects, respectfully request answers to the following queries, marking your reply to each question with the number to which it refers; and stating also whether your opinion is founded on facts within your own knowledge, or is the result of general knowledge and experience acquired in the course of business. The Committee being desirous of reporting speedily, request answers as soon as possible. It would add to the weight of the evidence if the facts should be verified on Oath.

Your obedient Servant,

JAMES B. UNIACKE, Chairman.

Assembly Room, Provincial Building, 20th February, 1837.

- No. 1. What is your profession? Have you any knowledge of the Fisheries and Commerce of this Province, and how long have you been engaged therein?
2. Have the Fisheries and Commerce of this Province been injured by the operation of the Definitive Treaty of Peace concluded in 1783, between His Majesty and the United States of America? Specify particularly how and in what manner that Treaty has been prejudicial to the Commercial interests of this Country?
3. Set forth how and in what manner the Fishery carried on from the United States operates to the disadvantage of the British Fisheries in North America?
4. Have you any, and what knowledge of the Fisheries appertaining to that part of the Coasts of Newfoundland, the Straits of Belleisle, Labrador Shore and Magdalen Islands, upon which a right to take and cure Fish under certain restrictions has been ceded to the people of the United States, under the Convention concluded at London, October 20th, 1818, between His Majesty and the United States' Government? State your knowledge, how obtained or acquired, and make an estimate of the value between the Fishery granted by the Convention to the United States and that still retained by Great Britain in North America, comparing them.
5. Have the Citizens of the United States violated the terms of the Convention, by encroaching on the Fishing Grounds, still exclusively retained by Great Britain? Describe how, when, and in what manner.
6. Do the American Fishermen catch Bait on the Shores of this Province, and purchase Bait from the Inhabitants, and what is the effect thereof?
7. Do the people of the United States frequent the Shores of Nova-Scotia, and conduct their Fishery within three Marine Miles thereof? Do they interfere with the Net Fishery on the Shores? Do they, by artificial means, raise Shoals or Schools of Fish within three Marine Miles of the Shores of the Province, by means of Bait prepared

- for the purpose, or by any other means, and lure them beyond three Marine Miles into deep water, and what is the operation of such system on the Shore Fishery ?
5. Do the people of the United States enter the Harbors, Bays and Creeks, of Nova-Scotia, trade with the Inhabitants and barter Goods and Merchandize for Fish, and do they by such means supply the inhabitants with Contraband and Foreign Commodities, and Smuggle to a great extent ? Answer fully to this query, and how the Provincial Revenue is affected thereby.
 9. Is there any and what Net Fishery, and to what extent, carried on from this Province, beyond the limits of three Marine Miles from the Shore ? Is not a Fishery of some importance prosecuted on the Shores of Islands belonging to Nova-Scotia within and beyond three Marine Miles of the Shores thereof ; and when the Americans come within the head-lands, keeping three Marine Miles from the Shores in the Bays and Harbors, are they not in the midst of the Net Fishery.
 10. Do the Americans and the people of Nova-Scotia differ in the construction of the Treaty of 1818. The latter asserting that the former have no right to approach the Shores of Nova-Scotia nearer than three Marine Miles from the most projecting head-lands, and then only for shelter and to purchase wood and water ; provided they have sailed from their own Country fully and efficiently equipped for the voyage—and the former claiming and exercising much more extensive rights.
 11. Has the permission granted to the American Fishermen to take Fish within three Marine Miles of the Shores of this Province, and their system of jigging and catching them, operated in any respect, and how, to the prejudice of the British Fishery.
 12. Does the American Government, or the Government of any particular State, allow any and what Bounty to encourage their Cod, Salmon, Mackerel and Herring Fisheries ? Is such Bounty allowed on Salt, Tonnage or Catch ?—Does the American Government impose any and what Duty on the productions of the British Fisheries, when imported into the United States ?
 13. Where are the best Markets for the produce of the British Fisheries ? Does the United States afford a good Market for the same ?
 14. Do you consider that American Fishermen have a right to pass through the Gut of Canso under the Convention of 1818 ? Can they so pass without being within three Marine Miles of the Shore, and approaching the most important Fishing Stations of that part of the Province ?
 15. Can you speak as to the value of the Salmon Fishery on the Coast of Labrador, and to what extent Trade is carried on with the Natives of that Country in Furs, Skins, Feathers, Oil or any other Commodities ? Please to set forth particularly what you know on these subjects.
 16. Describe how the Fishery on the Coast of Labrador is carried on, whether in Boats or Decked Vessels, and at what distance from the Land.
 17. Do you know whether American or British Fishing Vessels are outfitted and navigated at the cheapest rate ? State the comparative expenses, so as to shew in what manner the advantages appertain to either side.
 18. Have you known any and what instances in which British Fishermen have been forcibly prevented by the American Fishermen or Citizens of other Nations, from carrying on their Fishery ? State what you know as to any violence offered to British Subjects on their own Shores, or at Sea, by those people.
 19. Are you aware of any means by which the American Fishermen can be prevented from usurping rights and privileges on the British Shores, differing from those ceded to them by the Convention of 1818 ? Set forth particularly what system will be most efficient—would the employment of Steam Boats or fast sailing Cutters be useful, and which of the two in your judgment would be preferable ?
 20. Have the British Fisheries and Commerce suffered more from the convention of 1818, than under the Treaty of 1783 ? Can you make any comparative statement of the difference in operation.
 21. Turn your attention generally to the subject of this enquiry, and state any matter relative thereto, which may not have been set forth, and particularly explained in your answer to the foregoing queries ; and state your opinion of the evil resulting already, and the consequences to be apprehended, if some prompt measures are not adopted to protect the inhabitants of the Colonies in the enjoyment of their natural and inherent right of Fishery.
 22. If the British Government does not enforce the Convention of 1818, would it not be more beneficial to the inhabitants of Nova-Scotia to permit the Americans to reside and form Establishments in the Province, and conduct the Fishery from the Shores thereof—they reciprocating such privileges, and allowing the produce of the British Fisheries to be imported into the United States Duty Free ?

To which Interrogatories the following answers were received from various persons to whom such

Circulars were addressed :—

1. A Merchant.

3. By what is called Lee Bowing—viz. running to leeward of the British vessels who are in the midst of a School of Fish—causing the windward Vessel the search for another with the uncertainty of finding and raising it. Also by throwing over board the Gurry of their large Fish. Where the Americans do not fish within the prescribed limits—they keep the Gurry of some days Fishing on board, until there is what is called a Slack in Fishing—by storms, &c. then they run in Shore and throw it overboard ; sometimes this is where the Boat Fishing is carried on. It immediately follows, that at this place no fish is taken for some time afterwards. Also, by running along Shore at night, and taking whatever fish are in the nets of the Inhabitants who are thereby deprived of bait for Boat-fishing next day.

5 & 6. Answered above.

7. Large number of American Fishermen were in St. Mary's Bay last season for many weeks—was said at the time that they were sailing as Grand Manan Fishermen—and where they did not resort to this disguise they were commanded *pro tem* by persons hired from the Shores along the Bay.

13. The Mediterranean and West Indies.—In 1836, the United States was a good Market for Pickled Fish.

17. British vessels were, in 1836, fitted out at least expense—Hired wages and Salted Provisions and Salt, were much less in the Western part of Nova-Scotia than in the United States.

19. Seizure (by any persons having authority so to do) where the Treaty is violated would have the effect of keeping American Fishermen within their prescribed limits.—The seizures made by H. M. Sloop Wye, in the year '18, in the Bay of Fundy, had the effect of driving them off for many years succeeding.

22. A doubtful measure and requires so much consideration that I am at present unable to answer it.

JAMES H. F. RANDOLPH.

ANSWERS,

1. I have been engaged in Ship building, Navigation, Fisheries and Commerce, for some 30 years.

2. The treaty of 1783 has been highly prejudicial to the Fisheries and Commerce of this Province generally. The Americans throw over their garbage, to the destruction of our Fisheries in the Bay of Fundy. They come in of nights, set their Nets outside ours, watch them by night, take bait themselves, and prevent the Fish coming into our nets, and barter their Notions with our Shoresmen and Boat Fishers for their Fish. They claim a right to come in of Saturday night and remain till Monday morning, which gives them two nights to take Bait,—agree with the inhabitants to set their nets on shares, and communicate respective wants and wishes by the sounding of horns. These Fishermen have occasionally been detected with pretty good assortments of dry goods and groceries. And they doubtless carry on Smuggling in a greater or less degree, in every part of British America to which they are admitted.

3. See No. 2.

4. Have been Master of my own Vessel, on the Coast of Labrador, where the Americans, by having first arrived, and taken possession of the best Fishing Harbours, to the exclusion of our vessels, of course had a very decided advantage over our Vessels. And in comparing their Bills of *out-fits* with mine, they appeared to have the advantage by about *one third*.

5. The Citizens of the United States are continually violating the Terms of the Convention of 1818, by their encroachments on the Fishing ground still exclusively retained by Great Britain.

6. The Americans have no hesitation either in taking Bait with their own nets on our Shores, and in our harbours by night. In fact in our more obscure Harbours, where the Inhabitants are unable to protect their Nets, the Americans take them up and set their own in defiance, stoning them and their Houses; strong complaints of such conduct have been forwarded to the Provincial Secretary, by the Inhabitants of Petite Passage, through the Colonial Officer, Mr Morton, Digby.

7. The people of the United States, do frequent the Shores and Harbours of Nova Scotia, and Fish within *one mile* of the Shores—having their Nets for Bait fastened to their Fishing Boats. For the two last seasons, Schools of Mackerel have run in quite to

- Head of and St. Mary's Bay, some thirty or forty miles within the head Lands. It being from one to three miles wide—and the Americans pursued and took them, in defiance of our Fishermen and Inhabitants, and loaded several Vessels with them.
8. The American Fishermen occasionally bring quantities of Dry Goods and Groceries to the injury of our Commerce and Revenue. The Colonial Officer, Digby, has made a number of Seizures.
 9. We have no Net Fishery in this part of the Province beyond our Harbours.
 10. People of Nova Scotia differ very widely from the Americans, as to the treaty of 1818, as even the best disposed of the latter claim a right to approach our Shores and set their nets for Bait, &c.—enter our harbours and procure Bait in a friendly way, of whomsoever they may be able to obtain it; neither do the Americans calculate their *three* marine miles as being beyond a line from the *head* lands—but as *beyond* a line *curving and corresponding with the Shores*, and the Americans are also in the habit of evading that Treaty, and of coming into our harbours whenever they please, and for whatever purpose they please, by just allowing their water to *leak* out.
 11. Great and many are the complaints against the American's practice of jigging fish—as, in consequence, many are wounded and die, and the shoals are broken and dispersed, and even the Treaty itself, however strictly fulfilled, would be quite ruinous enough to our Fisheries.
 12. The American Government give a bounty, both on tonnage and catch, and impose a duty on our Fish.
 13. The last season the United States offered a good market for our Fish.—Should generally suppose that South America and the Mediterranean would afford a better.
 14. Cannot conceive that the Americans have a right to pass to Gut Canso, as they cannot do so without infringing the Treaty in a greater or less degree.
 15. Cannot speak with accuracy as to the Salmon Fishing on the Coast of Labrador.
 16. The Cod Fishery at Labrador is carried on in Boats at from one to ten miles from where the Vessels anchor—and at from ten rods to a mile from the Shore, as the Caplin Bait may abound and press on the Shores.
 17. The American Vessels are certainly fitted out at a less expense than ours.
 18. Violence has occasionally been offered by the Americans to our people, more particularly at the Petit Passage, Digby Neck, reference to No. 6.
 19. Certainly should consider a Steamer by far the most eligible and efficient means of protecting our Fisheries and Commerce from the encroachments of Foreigners of every description.
 20. I humbly conceive our Fisheries have suffered more from the convention of 1818 than the original Treaty 1783, both however are unpardonably bad; in fact, how can available Treaties ever be made with those *Fish Hawks*. They are perfectly acquainted with the resorts of all the Fishing Tribes, and know when and where to pick for them—and in point of position, enjoy such decided advantages, for while our Baymen have to sail round the compass to make Canso, they just start from their different Ports with flowing sheets, and make a straight course of it. They just follow the different Schools into the Bay, set their nets along the shore from the entrance to Scotch Bay, cross Digby Neck, in a sociable way, walk over to St. Mary's and take bait out of the Wears, when wanted.
 21. If some prompt and speedy measures are not resorted to for the protection of our natural and inherent Rights of Fishing, it requires not the gift of prophecy to foresee the utter destruction of that valuable Branch of our Commercial wealth and Provincial Revenue.
 22. It would require a wiser head and an abler pen to suggest the best means of adjusting the many difficult questions of the Fisheries with our American neighbours, as all the grounds for the protection of our natural and inherent rights which the British government have hitherto attempted to set up in our behalf, have proved perfectly futile and unavailable. What then can be done? If a door is once opened for their *free* admission, should we not speedily be crowded to suffocation—and could that door ever be shut again—and where would it end—and what would be the consequences; we would all very sincerely and ardently wish to promote the present cordial good feelings—still to purchase their friendship at the expense of our own existence, would be paying dear indeed. Should the case be clearly and kindly stated to the American Government, and their assistance respectfully requested in aid of our *prudent* but *firm* and *persevering* determination to protect those native and inherent rights, perhaps it might prove effectual.

I have the Honour to be, Sir,

Your Most Obedient and Humble Servant,

THOMAS SMALL.

Answers to sundry questions of the Committee of the House of Assembly, for enquiring into the state of the Fisheries, and the encroachments thereon, by the Americans and others—by John Barss of Liverpool.

Answer to first Question. I am by profession a merchant, and have been engaged in and connected with the Fisheries and Commerce of the Province upwards of five and twenty years, and will answer, as far as my experience, to such questions as I am best acquainted with.

Question No. 3. The mackerel Fishery, carried on from the United States in the Bay Chaleur, where the Fish resort for the purpose of spawning, is destructive to the net and seine Fishery on the shores of Nova Scotia; for the Fish being detained in the Bay by the food thrown to them from the Vessels, till the season of their feeding on the shore of Nova Scotia is past, they pass to the westward, at a distance from the shore too great to permit their being taken with nets.

Question No. 5. The statement given by Charles Steward, and enclosed with this, will shew that the citizens of the United States do encroach on the Fishing grounds on the shores of Prince Edward Island and Cape Breton, where the mackerel are principally taken by them.

Question No. 6. Several of the American Fishermen are in the habit of frequenting the harbor of Liverpool in the Fishing season, for the purpose of procuring bait, which they purchase from the people, and pay for in pork, bread, and other articles—as early in the season they cannot procure bait on the Fish Banks, but must resort to the Harbors for it.

Question No. 12. The American Government allows four dollars per ton bounty on Vessels employed in the Cod Fishery, but none on the mackerel Fishery, or any other that I am aware of.

Question No. 16. The Fishery on the Coast of Labrador is carried on in boats, the vessels lying at anchor in the Harbors. The Fish are chiefly taken near the shore, say within a mile. The French vessels lying on the north side of Newfoundland, have Shallops which they send to the Labrador Coast, but chiefly fish in deep water in the Straits, where they catch the largest Fish.

Question No. 19. To prevent the American Fishermen from usurping rights and privileges on the British shores, differing from those ceded to them by the convention of 1818, I would not employ Steam Boats or Cutters, or any vessel conspicuous enough to alarm them, but would rather place proper officers and men on board Gebucto Boats or Schooners, such as are employed in the Fisheries, and disguise both vessels and crews as Fishermen, that they might sail among them without being known, and should a few of them be caught violating the treaty and condemned, it would doubtless have the effect of deterring them at least for some time.

Question No. 22. I am decidedly of opinion, that it would be of advantage to the Province, to permit the Americans to reside and form establishments in the Province, and conduct the Fisheries from the shores thereof, they reciprocating such privileges, and allowing the produce of the British Fisheries to be imported into the United States duty free.

The above are all the questions that I can answer by this opportunity, as owing to the non-arrival of the mail last week, I did not receive the circular till yesterday morning, but should any thing upon the subject occur to me upon further consideration, I will communicate it by next post, in mean time,

I remain, your obedient Servant,

JOHN BARSS.

Liverpool, 11th March, 1837.

W. B. TAYLOR, Esq. M. P. HALIFAX.

Halifax, N. S. 23rd February, 1837.

JAMES B. UNIACKE, Esq.

SIR,—We have received your Circular of 20th instant, addressed to us, as Chairman of a Committee from the House of Assembly, appointed to enquire into the state, &c. of the Fisheries of the Province. We have to regret that our information upon these subjects is so limited as to enable us to give answers to but few of the questions put to us; we deem it, however, our duty, if we can afford the Committee any information, to do so, and accordingly very respectfully offer the following answers.

We are, Sir, your most obedient Servants,

D. & E. STARR & CO.

No. 1.—We have been engaged in Mercantile pursuits since the year 1825—in the Fisheries to a very limited extent, but principally in the export of Fish to distant or Foreign Markets.

3. It is evident to us that the Fishery carried on by the Americans operates much to the disadvantage of our Fishermen, but their ill success we cannot impute entirely to that cause—there is more exertion and enterprise on the part of the Americans, they are upon our Fishing Grounds, and sometimes with full fares, before all of ours have left their Harbours, they have a double advantage in the bounty granted by their Government, and the Duties levied upon Foreign caught Fish. We think the Boat Fishery suffers much from the Americans, but our

entire want of knowledge of facts precludes us giving any satisfactory proof upon the subject.

8. The people of the United States do frequent the Harbors, Bays, &c. of Nova-Scotia—they purchase Fish and Oil from our Inhabitants, and pay for the same in Tea, Tobacco, Shoes, and such articles as they require, and sometimes with what they dont, and occasionally give money, amongst which it sometimes happens that Counterfeit Dollars and Spurious Notes are detected, *and this Fish and Oil is taken into their Ports as caught by themselves, and consequently free of Duty.* Such a traffic deprives the Revenue of a large amount of Duty, the Province of a valuable export, and the Merchant, who has supplied those people with their out-fits, of his payment—the earnings of the Fishermen are squandered in useless traffic, his credit is destroyed, and his time completely lost to the Country; whereas, if a stop was put to their trading in our Harbours, a much greater source of valuable export would be brought to the Capital, and the credit and the means of our Fishermen would annually increase.
12. The American Government allows a Bounty upon the Cod Fishery, but upon reference to their Act of 19th June, 1813, which we believe has not since been altered, we cannot find that any such support is afforded to Salmon, Mackerel or Herring Fishery, but upon the export of Pickled Fish cured with Foreign Salt, a debenture of 25 cents per Barrel is allowed. The Bounty on the Cod Fishery is upon the tonnage of Vessels, viz: from five to thirty Tons, employed four months in the Fishery, three and a half Dollars per Ton; and over thirty Tons, for the same period, four Dollars per Ton; and over thirty Tons, with a Crew of not less than ten persons, employed three and a half months, three and a half Dollars per Ton. No Vessel can pursue the Fishery without a License, and cannot obtain a greater Bounty than Three Hundred and Sixty Dollars. The Duties imposed by the American Government are upon Cod or any kind of dried Fish \$1 per 112 lbs.; Salmon, Smoked \$1 do.; Salmon in Brls. \$2 each; Mackerel \$1 50 do.; all other kinds of Pickled Fish \$1 per Barrel.
13. We consider South America and the West Indies to be the best Markets for our Fish. The American Markets do occasionally offer some encouragement for Pickled Fish, and it appears to us the day is not far distant, when they, with Upper-Canada, will require all the Pickled, and even a great part of the Dry, that we can take, were the American Duties taken off, or even reduced; a very small reduction in their prices would be caused thereby, and the value of Fish caught by our People much enhanced. Could such a measure be effected, it would be the best Bounty our Fishermen could receive—the encouragement to fit out a greater number of Vessels could be increased to such an extent that we could still give supplies to those places to which our trade is now principally, indeed almost exclusively directed, besides the large proportion of the catch which would naturally find its way to the United States.
17. At present, our Vessels for the Fishery can be fitted equally as cheap as the Americans, which hitherto has not been the case; Pork, Bread and Flour, being quite as low here as in the United States; the American pays a duty upon his Salt, of two Cents per 56lb, and upon his Fishing Nets and Lines, five Cents per lb., consequently, in those duties, he contributes largely towards the bounty he receives, which, in reality, to a large extent, is only a debenture. Upon those Articles our Fishermen pay no duty, and therefore, so far they both may be nearly equal, but the duty upon Foreign Fish is the Bounty and encouragement received by the American.
19. We think the employment of fast sailing Cutters would be very effective, and the most economical for protecting our Fisheries, and protecting the encroachments of the Americans; Steam would, perhaps, be the most effectual, but the expense too great—the cost of four Vessels for the Fishing season, would be fully made up by the Surplus Revenue, directly and indirectly obtained. Those Vessels of fifty tons, manned with twelve persons each, employed seven months in the year, would be furnished at an expense not over £2500 for the season.

21. It appears to us that, through the British Government, negotiations might be made with the United States, to induce them to take off the present duties. In the State of Massachusetts, from which the Fishery is principally conducted, a strong feeling has long been evinced by the Mercantile part of the Population, that they should not exist; and we understood three years ago, that representations upon the subject were made to Congress. At present, twenty-one of their States at least, in the consumption of Fish, are taxed for the support of the Fisheries, wholly enjoyed by the New England States; the consumption of the Article has increased so rapidly, that the price is too high to make it any longer an Article of export; consequently, American Vessels which formerly loaded at their own Ports, are now sent to Newfoundland and Nova-Scotia for Cargoes.

Unless some measures are adopted by the Province or British Government, for the better protection of our Fisheries, they soon will be completely usurped by the Americans, their numbers on our Coasts, and in our Harbours and Bays, every year, are increasing to an alarming extent, and in the Summer season, the Gulf of St. Lawrence literally swarms with them.

22. It will never answer to allow the Americans to bring their Vessels and Supplies, and erect temporary Establishments in our Harbours, for the Fishing season, and when that is over, to remove with their Fish to the United States, such a measure would, to a certainty, stamp our ruin. We, however, think, as permanent Settlers, it would be highly advantageous for us to allow them to cure—it would bring industry, enterprise and wealth, to the Country, but while the present duties exist they will never remove to our Shores to be saddled with them; but if they could be got rid of, and it appears to us they are the great evil, and the principle barrier we have to contend with, there would be nothing to prevent our Harbours being rapidly settled with Americans, they would be nearer the Fishing Grounds, and be enabled to obtain their Fishing Supplies quite as cheap as in the United States.

No. 1. Merchants and Ship Owners—Possess some general knowledge of the Commerce of the Province, having been engaged therein twenty-five years.

2 & 3. By the third Article of the Treaty of 1783, the people of the United States were allowed to *take* Fish on the Banks of Newfoundland, in the Gulf of St. Lawrence, and at all other places *on the sea* where the Inhabitants of both Countries used previously to *fish*; also on such part of the Coast of Newfoundland as British Fishermen shall use, and on the Coasts of all other of His Majesty's Dominions in America. The permission to *dry and cure Fish* by American Fishermen was confined to the unsettled Bays, Harbours, and Creeks of Nova-Scotia, Magdalen Islands and Labrador, or if settled, then by agreement with the Inhabitants.

The very extensive privileges thus conceded to the United States, together with the frequent relaxations of the Navigation system of Great-Britain, between the years 1794 and 1806, by which American Vessels were permitted to carry to the West Indies Fish and other Colonial products on the most favorable terms, while British Vessels were subject to increased Insurances and wages, impressments, and other disadvantages, incident to a state of War, were, for the time being, highly injurious to the Fisheries and Commerce of this Province, and proportionably advantageous to those of our rivals.

The renewal of those privileges, under certain limitations, and the grant of additional ones by the Convention of 1818, with the aid of extravagant bounties from their Government, has enabled the Americans to increase their Fisheries to an immense extent, and they have in consequence materially interfered with British caught Fish in the Markets of Europe, and almost wholly supplanted it in those of the West Indies not under the British Crown.

4. We are not as well acquainted with the extent and value of the Fisheries on the North Coasts of Newfoundland, Labrador, &c. as many of our neighbors. We

believe the Americans have resorted thither in great numbers, and that the concessions made to them have been found of immense advantage to their Fisheries.

5. It is alleged that the Americans carry on an extensive net Fishery in the *Harbors* at the Magdalen Islands, contrary to the express terms of the Convention, and that they have actually prevented British Subjects from participating therein.
- 6 & 7. Not being directly engaged in the business of supplying Fishermen and Traders, we are unable to give that circumstantial information in reply to this and the two following questions, which may be afforded by many of our neighbors; but we are informed that about 70 sail of Vessels resort to those Islands every Spring to prosecute the Herring Fishery.
8. Our Fishermen and Traders complain that the whole of the Eastern Coast of this Province, and much of the Western, is lined with American fishing Vessels in the Summer Season. That they do not confine themselves to the fishing ground allotted to them beyond three marine miles from the Shore, but come into the Harbours and supply the Inhabitants extensively with Foreign Goods, only admissible into Free Ports, on payment of Duty, taking in return green Fish, Oil, Mackarel, and other produce of our Fisheries, to the serious injury of the honest Trader, and of the Provincial Revenue.
9. The Mackerel Fishery, which is one of great value to this Province, is carried on principally within the limits of three marine miles from the Shore; but there is reason to fear that this important branch of our industry has already suffered materially from the interference of the Americans, and their practice of throwing the offal from their Vessels into the sea.
10. Whatever difference of opinion may exist as to their right, under the terms of the Convention, we believe the Americans have freely used the privilege of coming to any part of our Shores not within three marine miles from *Land* (whether Head Land or Bay) to fish, and are in the habit of entering our Harbours, not only for shelter, but for other purposes, as, mentioned in Answer No. 8.
11. See Answers to Nos. 5, 6 & 7.
12. We do not possess particular information respecting the Bounties given in the United States. We believe the general Government grants a bounty of 28 cents per Barrel on the export of Pickled Fish, cured with Foreign Salt, being equivalent to the duty paid on such Salt in the United States. In Massachusetts, a bounty of \$4 per ton is allowed (we believe by the State) on all Vessels of a certain size, employed in the Cod Fishery during six months of the year. We are not aware whether the same is given by the other Eastern States.
13. The principal Markets for Dry Fish, British caught and cured, are the British West India Possessions, Spain, Portugal, the Italian States, and the Empire of Brazil. Our Pickled Fish are consumed chiefly in the West Indies, the Canadas, and New-Brunswick. A large proportion of the Salmon is shipped to the United States, and latterly Mackarel have also been exported thither to some extent. Great-Britain herself takes nearly the whole of the Oil.
14. It may be doubtful, we think, whether American Fishermen are actually precluded by the terms of the Convention of 1818, from passing through the Gut of Canso, the distance of three marine miles, being the limit within which they are not allowed to *fish*; but if these waters be exclusively Nova-Scotian, the Provincial Authorities are perhaps competent to enforce such restrictions, with consent of the Parent Government, as will effectually prevent that passage being used by them.
15. The Salmon Fishery on the Coast of Labrador, is a very valuable one: it is carried on partially from this Province, but chiefly from Newfoundland, Canada, and the United States. The Trade with the Natives in Furs, &c. is but little known here.
16. The Fishery extends from the distance of a half a mile to between three and four miles from the Shore: it is carried on by Vessels of from Sixty to One Hundred Tons Burthen and upwards, which lie at anchor in the Harbors, and send out their Boats and Crews to the Fishing Grounds.

17. The cost of out-fit for a Fishing Voyage varies every year. In general the Americans have the advantage over the British—their Provisions, Canvas, and some other Articles required, being cheaper than ours, while Iron, Cordage, Lines, &c. are procured at lower prices in the Colonies. At the present time there is but little difference in the price of Provisions in the two Countries; but heretofore they have been from 15 to 20 per cent. cheaper in the United States. We are not possessed of sufficient data to enable us to make an exact comparison of the cost of out-fit here and in the United States.
18. There have been numerous complaints made of the interference of the Americans and French with our Fisheries at the Magdalen Islands, on the Coasts of Labrador and Newfoundland, and for some recent acts of violence committed by Subjects of both these Nations—we beg to refer particularly to a Pamphlet, submitted by Mr. George Handley, of this Town, to the Hon. the House of Assembly, during the present Session. It appears to have been the opinion of the Naval Officers employed to protect our Fisheries—that the Americans are entitled by the Convention of 1818, to fish in the *Harbors* of the Magdalen Islands, but it will be seen by reference to that Document, that no such right was ever intended to be conceded to them—the terms employed being “on the *Shores* of the Magdalen Islands,” and also on the “Coasts, Bays, Harbors and Creeks,” of the Coast of Labrador.
19. We are of opinion that small armed Vessels, well manned, and calculated to sail fast, would be the most efficient for the protection of the Fisheries and prevention of Smuggling on our Shores. The knowledge that a few such Vessels were actually employed, would go far to prevent the encroachments and illicit Traffic now complained of. We consider that any sum of Money which could be spared for this service would be more advantageously employed in Sailing Vessels than Steam Boats, owing to the great expense attending the latter.
20. The advantages gained by the Americans under the Convention of 1818, are greater, we conceive, than those conceded by the Treaty of 1783; but we cannot undertake to make a comparative estimate of the actual difference. We would observe that the Fishery in the Gulf of Saint Lawrence, which was allowed to the Americans by the Treaty, is not specified in the Convention, but is probably conceded under the general permission to fish any where, not within three Marine Miles of the shore.
21. We consider that the protection and encouragement of our Fisheries is, at this moment, a question of vital importance to the interests of this Colony. For several years past, the price of Cod Fish in this Port has been so high, as to occasion a large import from Newfoundland to supply the additional demand, created by Vessels not owned in the Province, resorting here for cargoes; and such must continue to be the case until more efficient means are adopted to increase the catch of this staple export, and protect the rights of our Fishermen.
- We think the employment of additional Capital in the Cod and Mackerel Fisheries, by parties living in convenient places for conducting them, an essential point, and that larger Vessels, suitable for the Bank Fishery, should be more generally employed. It is notorious that our Fishermen on the shore do not follow the business with that energy which is requisite to ensure success, but by dividing their time between Coasting, Farming and Fishing, they fail in producing any good result. To induce Capitalists to embark in the business, it is of the first importance to restrain Foreigners from fishing within the limits of Treaties, and thus secure an undoubted and undivided right to the in-shore Fisheries to British Subjects.
22. We do not conceive that it would be possible to enter into any arrangement of the kind here suggested, without conceding much greater advantages to the Americans than any equivalent they have to give in return; former experience teaches us that their Diplomats understand the art of making Commercial Conventions and Treaties much better than ours; but as respects this proposal, it requires but little foresight to discover, that they would gain upon us immeasurably by it, if adopted as the basis of a new arrangement. If we allow them the right

of fishing on our Shores, their numbers will of course be much greater than now, while they are regarded as intruders; and undoubtedly a very large proportion of our Fishermen will be employed in American Vessels, the produce of whose labor will be transferred to the United States: And what are we to get in return? They have no Shore Fishery of any value to offer us a share of, and as to their Market for Cod Fish, it is seldom higher than our own, after deducting freight from this Province to their Ports. A removal of the Foreign Duty on this article in the United States would therefore be of no advantage to us, and as respects Pickled Fish, it would only be the best qualities, such as Salmon, and No 1 and 2 Mackerel, which would be enhanced in value *materially* by free admission into their Ports. It cannot, however, be contended that these articles are now too low to remunerate the Fishermen, and it is a well known fact, that had the catch been quadrupled the last two years, advantageous prices would have been obtained for the whole; but if, as a Commercial Speculation, the bargain would be a bad one for us, its consequences in a political point of view would be still more disastrous, and we cannot believe that such a proposal would be listened to for a moment on the other side of the Atlantic.

JOSEPH ALLISON & Co.

NEW GLASGOW, 11th MARCH, 1837.

JAMES B. UNIACKE, Esq.

Dear Sir.—

In answer to your Letter of the 20th February, I beg leave to transmit the following remarks:

- No. 1. I am a Farmer, but have partially engaged in Trading to Chebucto Bay, for the last fourteen years.
2. Not competent to give an answer.
3. They pick up the Fish, and materially shorten the catch.
4. The Americans are in the habit of harbouring in the Harbours of the Magdalen Islands, in May, and taking large quantities of Herrings in Seines, in larger quantities than they are enabled to cure, which must be very injurious to the Fisheries.
5. They do, by Fishing within one mile, at Point Misco, Bay deChaleur, Prince Edward's Island, and the Magdalens', in 1836, and past years, hooking Mackerel and Codfish.
6. They do purchase bait from the Inhabitants, in exchange for Tobacco, Tea, &c., by which contraband Trade is encouraged, to the injury of the honest Trader.
7. They do and raise Schools of Fish, near within one mile of the Shore, by throwing over ground bait, and the driving them off into deep water, by which means the Shore Fisherman is deprived of his natural privilege.
8. They do regularly attend at the Fishing Establishments, in Chebucto Bay, and purchase Fish, for Cash, and other Commodities.
9. Am not aware of any Net Fishery beyond three miles. When passing through Little Canso, they materially affect the Net Fishery.
10. We are aware they wood and water in the Harbours adjacent to the Fishing Ground.
11. By coming as near as one mile from the Shore, and drawing Schools of Fish, and decoying them to deep water, by means of ground bait.
12. It is generally understood they have a Bounty, but I am not sufficiently acquainted to go into details.
13. I am aware the Market in the States is good, but the restrictions to British bottoms affect the Market.
14. Do not know the Convention of 1818.
15. They cannot pass without approaching within $\frac{1}{2}$ a mile of the Shore.
16. They do Trade, but cannot say to what extent.
17. Chiefly in Boats, at various distances.
18. Cannot say particularly.
19. They have been known sometimes to interfere with our Fisheries.

- No. 19. A small armed Vessel disguised, so as to appear as much as possible to resemble a Trader, would, in my opinion, suit best.
20. Cannot say.
21. If the Fishing decreases at the same rate, for the four succeeding years as it has done for the past, the Fishing will not be worth attending to.
22. Keep the Americans from the Fishing Ground if possible.

WILLIAM McLEAN.

PICTOU, MARCH 14th, 1837.

To JAMES B. UNIACKE, Esquire, Chairman.

SIR—

Immediately upon receiving the Circular Letter of the Committee of the Honorable the House of Assembly, whereof you are Chairman, I set about making all enquiries necessary to enable me to answer a few of the questions put. I now beg leave to forward two Affidavits of Individuals well worthy of credit, calculated to satisfy the Committee in a great measure in reply to queries 5, 7, 8, 9 and 11.—From knowledge obtained during 16 years, and in my capacity of Inspector of Fish for the last 8 years, and frequent communications with many persons engaged in the Fisheries of this Province, I am enabled to state that there exists a very general dissatisfaction on their part, at the manner in which the Fishing Grounds are constantly invaded by the Subjects of the United States, and from knowledge generally obtained, I am enabled to state that our fellow Subjects are virtually excluded from any thing like a fair participation in a Fishing which, by right, belongs to them.—Americans are a bold, daring and enterprising people, and unhesitatingly lay hold of every possible Commercial advantage that presents itself, and while on this account they are not the most scrupulous observers of the rights of their Neighbours, they are for the same reason most punctiliously jealous of their own. They are moreover a Nation of *Capitalists*, and spare no expense in the prosecution of their object—their Fishing Vessels being of the most approved description, manned by Men individually having an interest in the adventure and who consequently pursue the fishing with the most unabating zeal.—Our Fishermen, on the contrary, are very poor—our Vessels not calculated for the business, add to this—they cannot move on our own Fishing Ground without being interrupted and jostled by these Foreigners—on every tack insulted, brow beat, and their property destroyed within hail of our very Shores—and it is no matter of surprise that our Fishermen exclaim in bitterness of spirit that it is unfortunate for them to have been born under the British Flag, a flag that protects the oppressed around the Globe, (them excepted.) It is grievous to a Loyal Subject to perceive the tone of alienated feeling that now prevails among the hardy Fishermen of our Shores in consequence of daily and repeated violation of their rights by the haughty Citizens of the of the Neighbouring Republic, the infringement of rights solely and wholly theirs, and which affords this enterprising people a source of incalculable wealth.—Whoever refers to the well known fact that our waters are completely studded with their Vessels, ably, diligently and successfully, fishing during the whole season, will readily admit the correctness of the foregoing assertions—90 of their Vessels were at one time to be seen fishing from an Island at the mouth of the Harbour of this Port, and consequently within our head lands.

In order that I might be enabled to give every possible information to your Honorable Committee on this most important subject, I called a Meeting of our Merchants and others, interested in the Commerce of the Province, which took place in the Court-House.—I have now the honor to state their satisfaction at the earnest and comprehensive manner in which the Committee has taken up the subject, and that it is an earnest of your determination that the aggression complained of will not be any longer submitted to.—The Gentlemen present seemed unanimously impressed with a very strong and unpleasant conviction that no sufficient protection was afforded to our Fisheries by the British Government, whose Ships of War might as well remain on the other side of the Atlantic for all the service they have ever been to the Fisheries of Nova-Scotia.—It was suggested in adverting to your 19th query, that if the question of right were properly described and settled between the two Govern-

ments there would probably be no occasion of an armed defence of our rights, but if so, Cutters supplied with Sweeps would be the most efficient description of Vessels for the purpose.

Respecting query the 22d—It was the unanimous opinion of the Meeting that it is incumbent on the British Government to insist on a strict compliance with the Treaties on the part of the United States of America—but it was also fully admitted when these Treaties were respected, there could be no just reason why Natives of America or any other Country should not be allowed all the privileges of British Subjects, they becoming *bona fide* residents of the Province, purchasing Lands and investing Capital among us, but on no other condition, as granting them the privilege of fishing on any other terms would but open the door for the evasion of the Treaties, when all the benefits of fishing would be altogether in their favour, while the superiority of the American Markets is admitted, to open it to us would do no more than open the door to competition between our Fishermen and theirs, which, it is to be feared, instead of improving our condition, might possibly make it worse, as we are not, and little likelihood for a considerable time of being, able to enter into a successful competition. My remarks have been drawn out to a greater length than I could have wished, but hoping they may not be considered impertinent,

I have the honor to subscribe myself, Sir, your most obedient Servant,

A. D. GORDON.

SIR—

In answer to your Letter of the 20th February, and in compliance with the request of the Committee, to enquire into the state of the Fisheries; I hereby reply to the queries therein, as far as my knowledge extends; where I have expressed my opinion, it is the result of general knowledge and experience acquired in the course of business.—What I have stated positively, are facts within my own knowledge.—As regards Treaties, not having them at hand to refer to, I have refrained giving an opinion upon the operation of them.

Your obedient Servant,

GILBERT R. TUCKER.

Montegan, Clare, 11th March, 1837.

- No. 1. I am a Trader, have been in the habit of supplying Fishermen in open Boats, along the Shore of the Bays, and Cape St. Mary's, eight years—I have been accustomed to the Trade of the lower part of the County of Annapolis, from my infancy; what knowledge I have of the Fisheries and Commerce of this Province, have been principally acquired by those means.
2. I am not prepared to say what effect the operation of the Treaty of Peace of 1783, had upon the Fisheries or Trade of this Country, as I do not know what privileges were ceded or gained by it on either side; I think it has operated injuriously, inasmuch as the Americans have been made bold to approach our Shores, interfering in our Fisheries, injuring our Trade and Revenue, by bartering Goods with the inhabitants for Fish.
3. The Fisheries carried on from the United States operate to injure our Fisheries, because they encroach on our Fishing Grounds, scatter the Fish, and drive them away by their carelessness, in throwing overboard the cleanings of their Fish.
4. I am not acquainted with the Fisheries of those places, cannot give the information required.
5. I am not informed, consequently cannot give the necessary information.
6. The Americans catch bait, and purchase from the Inhabitants on the Shores of this Province; the consequence is, they pursue their Fisheries more successfully in our waters, by getting plenty of fresh bait, without loss of time; the effects are injurious to our Fisheries, the Americans purchasing bait from the Inhabitants many times, for a Baabee, when, at the same time, there were among themselves, who would lose a day or more Fishing, for want of bait—injuring Trade by disposing of their Goods at a lower rate than can be afforded by the fair Trader, and defrauding the Revenue by Smuggling.

- No. 7. Americans do frequent the Shores of Nova-Scotia, and fish within three miles thereof.—I believe they interfere in the Net Fishery; by means of bait for the purpose, they raise Shoals of Fish within three miles of the Shores; they also cure them within that distance, and beyond, in deep water.—I do not know what effect it has on the Shore Fisheries.
8. To this I answer they do; the Revenue is injured in proportion to the Goods so Smuggled.
9. I believe the Net Fishery is not carried on to any extent beyond three miles from the Shores, except on the Shores of Islands; I am not acquainted with the Net Fishery, therefore, cannot give the information required.
10. The People of Nova-Scotia, I believe, assert generally, that the Americans have no right to come within three miles of the Shores, except for Wood and Water, or to shelter.—I have known the Americans, when caught encroaching beyond such privilege, to plead ignorance, or a different construction of the Treaty.
11. I believe their system of jigging and catching Mackerel Fish has operated injuriously on the Mackerel Fishery, by destroying a great many they do not take, and leaving a great many wounded, that die, and drive, or cause the other Fish to leave the ground.
12. The American Government allows a Bounty to encourage their Fisheries; I do not know what Bounty on each, nor do I know whether on Salt, Tonnage, or Catch, I believe on each and all.—They impose on the produce of the British Fisheries, Five Shillings per Barrel, on Pickled Fish, though I believe on Mackerel it varies, according to quality.
13. I believe the West Indies afford the best Market for the produce of the British Fisheries. The United States, would, I think, afford a better Market, could they be taken free of duty.
14. I do not know the rights of Americans, according to the Convention of 1818; I believe they cannot pass through the Gut of Canso without being within three miles of the Shore, and approaching important Fishing Stations of that part of the Province.
15. I can give no information on that subject, from a want of knowledge.
16. I am not sufficiently informed.
17. American Fishing Vessels are outfitted at cheaper rates than British; the difference consists chiefly in the price of provisions which is the principle item in the bill of out-fits; other necessaries being equally as low, or even lower than can be procured by our Fishermen.—I give it as my opinion, however, that the greatest reason why our Fisheries are not as productive as the Americans, arises from the difference in the way they are fitted out and owned; the greater part of our fishing Vessels are owned by poor men, they get their out-fits on credit, at the highest possible rate—their hands are generally hired; his own spirits are dull from a knowledge of the disadvantageous circumstances under which he has to labour, his hands have the same feelings, in some measure, with the additional one, of the uncertainty of being paid, thence their want of energy and the unprofitableness of our Fishing. The American Merchant owns the Vessels, fits her out at the cheapest rate, ships his Hands on Shares, from the Skipper to the Cook, according to what catches, an ambitious spirit is thus excited among them, this, and the liberal encouragement from their Government causes more active enterprising men to embark in the Fisheries; consequently, they are generally more successful, and their Fisheries more productive; perhaps the encouragement from Government; more than any thing else, causes those good effects.
18. I have no knowledge of any instances of that kind, I believe there has been numbers, but not in this part of the Province.
19. I think the employment of a Steam-Boat would be the most efficient means to prevent American Fishermen approaching our Shores, they would scarcely venture in our Harbours, and run the risk of being caught in a "Flat Calm," if they knew a Steam-Boat was in quest of them.
21. I have stated in my answers, the principal evils, in my opinion, resulting from the Americans approaching our Shores.

22. I think it would be attended with beneficial effect to the Inhabitants of this Province, to permit the Americans to form Fishing Establishments in the Province, and conduct the Fisheries from the Shores thereof; provided all our Fishermen could have all the privileges of, and be placed on, an equal footing in every respect with themselves; provided also, they did not (like Birds of Passage,) leave us in Winter, and return in Summer.
- I passed over the 20th question by mistake; I can give no satisfaction, however, respecting it.

DIGBY, 9th MARCH, 1837.

To JAMES B. UNIACKE, Esquire.

SIR—

Below you have answers to such numbers as came within my knowledge :

- No. 1. Ship Master—have been engaged several seasons in the Labrador Cod Fishery, and several years in the Bay of Fundy Mackerel Fishery, and also in the West India Trade from this Province.
3. The Fishermen from the United States are encouraged by a Bounty, which excites energy in them, and enables them to compete with us at any Market, more favourable for them. I consider a Bounty on Tonnage preferable to any other way.
6. The American Fishermen do catch Bait in the Harbours of the Bay of Fundy, and and sometimes, to the annoyance of the Inhabitants, they also purchase Bait.
7. The whole of this Section is incontrovertible. The last Season many American Vessels were in Saint Mary's Bay for the purpose of taking Mackerel, when, instead of catching them with the hook, used gaffs or jiggs—whereby three-fourths of the Fish were destroyed, to the great disadvantage of the Fishermen of this District: They are also in the habit of throwing out Bait to induce the Fish from the Shore, to avail themselves of the limits by Treaty:—This practice certainly must affect the Shore Fishery.
5. The whole of this, I am sorry to say, is too true, and this being the case, must appear evident, the Provincial Revenue is affected.
11. Is fully answered in No. 7.
12. Refer to No. 3.
14. No Vessel can pass through the Gut of Canso without being within one mile of the Shore.
16. Vessels prosecuting the Labrador Fishery, take with them Boats, according to their size or tonnage, and the Fish taken in them, sometimes near the Shore, and at other times two miles off.
19. I am fully of opinion that a Cutter about Forty Tons, with two good Boats, would effectually protect the Western Coast of Nova-Scotia and the Bay of Fundy, from encroachment, and in a great measure prevent Smuggling.
21. The evils resulting are so general, that it would be difficult to separate them in severalties, as their encroachment upon the Shores of Nova-Scotia cannot be any way beneficial to the Inhabitants—as will be answered in No. 22.
22. I am firm in the opinion, that if Government does not protect the Fishery, that it would be more beneficial to the Inhabitants to admit the Americans—the reciprocating such privilege, and allowing the produce of the British Fisheries to be imported into the American States duty free. But, in such event, I should be fearful that it would tend to introduce Republicanism into the Province.
- The different queries have been so copiously put, I am not prepared to make any further comment.

I have the honor to be,

Your most obedient Servant,

JAMES F. TOBIN.

PROSPECT, 15th MARCH, 1837.

JAMES B. UNIACKE, Esq.
SIR—

I have forwarded all the information I could rely on, in answer to the Queries sent through your Circular on the subject of Fisheries, and I am convinced there are many more instances of their encroachments on our Shores, from what I can ascertain.

I remain yours, &c.

THOMAS TOBIN.

- No. 1. I have been for the last four years engaged in the Fishery at Upper Prospect, and employ from 18 to 25 men in the Cod, Herring and Mackerel Fishery, on the western Shore; I have previously supplied Fishermen, east and west, upwards of 10 years.
3. I have been informed from different sources, by persons I can rely on, that American Fishermen from the State of Maine, every spring, call into Pennant Bay, opposite Sambro Light, and purchase Gaspereaux for bait, whence they proceed to Pope's, Liscomb's and Big Dover Harbors, where, at the respective grounds of each place, they fish their Nets, purchase bait and make their Voyages. The spring of 1835, there was upwards of 50 sail of American Fishermen in and about Liscombe's, and by their baiting the Fish at those places, has been a severe injury to our Fishermen, depending on the Sambro Bank. If the Americans can be prevented from setting Nets or purchasing Bait in the above places, our Fishermen would be enabled to trail the Fish in shore.
7. A person from our shore who was fishing at Cape Breton last season, has informed me, that it was a common thing for the Americans to stand into some point of Head Land on that shore, (it is a well known fact to Seine Masters, that the Mackerel generally show most about such places, seldom further than half a mile from the Beach, and in many instances not 50 yards,) when there was no appearance of any interruption, they would commence throwing over ground Mackerel Bait, and when the Mackerel would show on the surface, to immediately stand off under easy sail, towing the shoals of Fish with them; the Boats from other Americans in waiting, make fast to the decoyer, in many instances upwards of 20, for the more Boats the surer the work; they rise in such immense quantities that they frequently use the Jiggers, a most destructive machine, in place of the Hook, consequently nearly one fourth of the Fish are wounded and lost; by such means the Fish are carried out of their natural course, and when they congregate again, they never make the western shore, but is supposed to stand off to the southward.
8. The following circumstances came under my own observation—the fall of 1835 there was a number of American Vessels in and about Upper and Lower Prospect, Blind Bay, Margaret's Bay, and in fact up to the Cape, endeavouring to purchase Mackerel; one of them was lying in Blind Bay, and purchased, as I ascertained on my getting there, between 80 and 100 barrels of round Mackerel, for which they paid 14s. per barrel, they took them in the hold and on deck; I had occasion to go up there the same morning on business in my Sail Boat, the Fishermen on seeing my Boat, or their own fear, induced the American to make sail, and as I proceeded up, they came out dressing their Fish, by such means they avoid paying the duty, and obtain the bounty, for I understood from an American, that they merely swear that they the Crew dressed and cured them; the same week others were into different Harbours, endeavouring to purchase Pickled Cod Fish by the Cwt., one of them succeeded in getting, I am convinced, 80 barrels, they having their own packages, I understood they paid specie for their purchases, although I ascertained they had Goods on board, many persons here thought my opposition to them was in consequence of having similar articles for sale; I certainly conceive it very hard that strangers, particularly Americans, should carry away the Fish that was due me for supplies. Two Gentlemen

from Halifax was here purchasing Fish, and observed the Americans in and about the Harbours.

22. In reply to query No. 22, there is not a Fisherman, I am confident, between Cape Sable and Cape Canso, but would oppose the settlement of Americans among us; if once allowed to get a footing, they would in a few days ultimately destroy the Fishery on the shore, as it is, we are not able to contend with them—in the first place, they have a better class of Vessels, supplied fully 40 per cent. less, they receive a Bounty on Tonnage and Catch, in addition they are more expert Fishermen, and in most instances nearly every man in a crew is related by family more or less, also having shares in Vessel and Voyage, which naturally makes them take a deeper interest than the Servants of Nova-Scotia Planters—in general the men that compose their crews are from Newfoundland and elsewhere—they, after serving a year or two, and realising a little money, proceed on to the United States, consequently two thirds of our crews are entire strangers every year—as respects the Natives, as soon as they become of age they procure a Whaler and commence business on their own account.—I am of opinion, with all the information I have procured from the old Fishermen, if the Americans can be compelled to keep actually three marine miles off the head lands, without in any manner of getting within the Bays, keeping actually head lands inside of them proper the distance, that our Mackerel Fishery would not be injured, for the Mackerel on their return in the Fall from the Eastward naturally keep the shore close aboard to avoid the large Fish.

ANSWER TO QUERIES.

William Irish—

- No. 1. Trader—have some knowledge of the Fisheries and Commerce of this Province—have been engaged therein about seventeen years.

Thomas Mudie—

1. Trader—have considerable knowledge of the Fisheries and Commerce of this Province, but principally of Cape-Breton—have been engaged therein three or four years.

Charles F. Harrington—

1. Attorney at Law—have, from a long residence in this part of the Province, some knowledge of the Fisheries and Commerce, chiefly from travelling and accidental intercourse—have been but little engaged therein.

William Irish, Thomas Mudie, Charles F. Harrington—

2. The operation of the Treaty of 1783, is undoubtedly injurious to these Colonies, and the British Trade in general, inasmuch as the Inhabitants of the United States have the same rights, in most respects, by that Treaty, as they before had as Colonists of the British Empire, and now, by their numbers, skill, resources and Commercial privileges at home, and in Foreign Countries, are enabled to exclude the Fish of British Subjects from the benefits of a Foreign Market, and do, by the immense quantities of Fish by them taken on the Shores of British North America, and forced into all the Foreign Markets, greatly reduce the price of Fish, and otherwise greatly injure the Fisheries and Commerce of this Province by their competition.

William Irish, Charles F. Harrington—

3. By interfering with and greatly lessening the quantity of Fish heretofore caught by our Fishermen.—By supplying the Inhabitants of the United States exclusively and extensively; and by the sale of great quantities in the British West Indies, in almost all the British Foreign Possessions, and principally in South America, thereby being enabled to purchase returns and preserve their Commercial relations, in many of those Countries with an article of demand which their own Country cannot supply.

4. Unanswered.

Thomas Mudie, Charles F. Harrington—

5. The Americans have grossly and continually violated the terms of the Convention of 1818, by coming into our Bays and Harbours, and within the limits prescribed, and there trading illicitly with the Inhabitants, especially during the last year.

In settling and anchoring in those Bays and Harbours, in all times and all weathers, for those and other unlawful purposes; and in engaging Sailors and Fishermen from among the Inhabitants, in enticing these away to the States in great numbers, and in procuring outfits for their voyages.

Thomas Mudie, Charles F. Harrington—

6. The United States' Fishermen do catch bait on the Shores of this Province, and of Cape-Breton, the consequence is, it enables them to interfere with and interrupt the catch of our Fishermen, to trade with the Natives, and to fish, and to infringe more easily and frequently, the Treaty and Convention.

Thomas Mudie—

7. They do, your Certifier hath seen them repeatedly on the Shores of Nova-Scotia and Cape-Breton, within three marine miles of the Shore, fishing to the number of Sixty Vessels at a time, and, in his opinion, they were not more than one mile and a half from the Shore, particularly at Cape-George, Port Hood, Mabou, and Broad Cove; they do raise Fish within three miles of our Shores, by Fish, principally Mackarel, ground up in Mills, using every fifth and sometimes every third barrel in this manner, by which means they entice the Fish beyond three miles from the Shore, and by glutting them with food, detain them there, so that the Fisherman along Shore is very much injured thereby.

William Irish.

The American States' Fishermen meet the Schools of Fish in our Bays, and off our Coasts, along the Gut of Canso, onward, and to Prince Edward's Island, within three miles of the Shore, and entice them off the Shore by their bait, and break them by their catch, so that they are greatly diminished, never again unite, and at length abandon the Shores.

William Irish, Chas. F. Harrington—

8. They do enter the Harbours, Bays and Creeks of Nova-Scotia, barter extensively with the Inabitants, and supply them with various Articles, such as Boots, Shoes, Flour, Bread, Cider, &c. clandestinely, and smuggle to a great extent; so that the Provincial Revenue is much injured thereby.

William Irish, Chas. F. Harrington—

9. The Net Fishery is not carried on beyond three marine miles from the Shore, except upon the Ledger and Headland; the Net Fishing of great importance, and prosecuted most extensively, and generally by the Inhabitants around the Shores of Nova-Scotia, and the Islands; when the Americans come within three miles of the Shore, they are frequently in the midst of the Net Fishery.

Charles F. Harrington—

I have seen the American Vessels running over the Nets along the Shore.

10. This question contains its own answer.
11. It is not known by us that the Inhabitants of the United States have ever been permitted by Treaty, or otherwise, to fish within three marine miles of the Shore.

Thomas Mudie, William Irish—

The system of jigging is very destructive to the Fish, by wounding and destroying great numbers uncaught.

William Irish, Chas. F. Harrington—

12. The Americans allow a Bounty of 20s. per ton, it is principally upon the Tonnage; they impose a high duty on British Fish, as by reference to their Tariff, will be fully seen.

William Irish—

13. The best Market for British Fish are the West-Indies, South America, Europe; and the United States, of late years, for Mackerel; Canada, for Herring.

William Irish, Chas. F. Harrington, Thomas Mudie—

14. The Americans cannot pass through the Gut of Canso without coming within three miles of the Shore, we consider it contrary to the Convention of 1818, to do so; the most important Fishing Stations, are from Canso Point up through Chedabucto Bay, and the Gut of Canso northwards.

15. Unanswered.

16. Unanswered.

William Irish, Charles F. Harrington, Thomas Mudie.

17. We think the Fishermen of United States fit out much cheaper than our Fishermen, but cannot state the difference or speak decisively.

18. Not well informed.

William Irish, Charles F. Harrington.

19. We do think that a Steam Vessel or two would be much more efficient in preventing the Fishermen of the United States from infringing the Treaty of 1783, and the Convention of 1818, than the mode heretofore used.

William Irish, Charles F. Harrington, Thomas Mudie.

20. Not having the Treaty and Convention to refer to, we cannot well answer this question—but can say, that since the Convention of 1818, and particularly within the last four years, the Americans have compassed and lined our whole shores with their numerous Fishing Craft, and continually interfered with, and injured the Fishery of, our Inhabitants.

William Irish, Charles F. Harrington.

21. We have given some consideration to the importance of those enquiries, and from the opinions of several intelligent men in this community consulted on this occasion, and from our own conviction, we do say that, as the Fish are an article of universal demand—as they abound exclusively upon our own Coasts—as many Towns and portions of this Province and Cape-Breton now solely exist by the Fishery—and as the prosperity of this Province must much depend upon a cautious and skilful management of those Fisheries, the Americans and all Foreigners should not on any account be permitted to participate therein.—And further, we do think it most unreasonable that the United States, an independent Nation, should now enjoy and use privileges and advantages that properly belong to, and spring out of the soil, right and sovereignty of, the British Empire. That the Fisheries must be considered as belonging to the Territory of Nova-Scotia. That the Americans have prohibited their own Fishermen from pursuing that course of Fishery on their own Coast, which they follow on the Coasts of this Province, and have prevented all Foreigners from using any privileges of Fishery on their own Coasts, while they themselves enjoy and exercise most extensive ones on the shores of these Colonies.—And lastly, we say that the evil produced from the several causes referred to above, has been great and extensive in Nova-Scotia, by depressing and preventing the Commerce of the Country, and in cutting off a principal source of wealth to the Inhabitants.

William Irish, Charles F. Harrington—

22. As we think it very difficult, if not impossible, for the British Government to enforce the Convention of 1818.—We say that to render the Fisheries at all beneficial to Nova-Scotia, the Americans must either be totally prevented from any Fishing on our Coast, or must be permitted to enter our Country freely with their Capital—to form permanent Establishments for the conduct of the Fisheries, and to consider Nova-Scotia as a fixed residence, “they reciprocating such privileges and allowing the produce of the British Fisheries to be imported into the United States Duty Free.”—But if they shall be allowed to make temporary Stations on our Coasts for the purpose merely of meeting the run of the Fish in their season, to bring their Labourers, out-fits and necessaries from home, and to return thither at the approach of Winter, they will much injure the Province; as witness, the Jersey Merchants who have carried on their trade in that manner, residing in the Old Country and acting here through their Agents.

WILLIAM IRISH,
CHARLES F. HARRINGTON,
THOMAS MUDIE.

Antigonishe, March 14th, 1837.

JAMES B. UNIACKE, Esq. *Chairman of the Committee to enquire into the state of the Fisheries of this Province.*

SIR—

We, the undersigned, residents and Inhabitants of Brier Island, in the County of Annapolis, and Province of Nova-Scotia, beg to call your attention to injuries which your Petitioners are subject to, by the American Fishermen encroaching within limits, often running near the Shores on the Fishing Ground of your Petitioners, and there discharge the Garbage of their Fish, which, if allowed to continue a few years, will destroy our Shore Fishery.—Several Fares are annually made in St. Mary's Bay in the months of April and May, within a mile or two of our Shores; they also, in common with your Petitioners, set their Nets, when there is scarcely a sufficiency of Herrings for bait for your Petitioners, they having taken these liberties for a few years past, now claim them, or, knowing your Petitioners having not any way of protecting themselves, take every advantage they please.

Your Petitioners having heard that Letters have been transmitted to the Magistrates of this place on the subject of Fishery, beg to say that Charles Jones, Esq. one of the Magistrates of this place, is at this time absent.—Elisha Payson, Esq. our other Magistrate, who, your Petitioners have been informed, has written you on the subject of Fishery, stating, (if the American Fishermen were allowed to fish in common with the Inhabitants of this Island, and erect Fishing Establishments on our Shores, by allowing the Inhabitants to carry their Fish to the American Ports Duty Free, would result to our advantage.)

If these statements have been made by Elisha Payson, Esq. your Petitioners beg to say they have never been consulted upon the subject, neither are they knowing to the tenor of your Letter upon the subject, which leaves them quite unable to answer the questions required of them.

Should such privileges be allowed, the Americans would entirely destroy the Fishery of the Inhabitants at this Section of the Province, and benefit but one individual on this Island, or herabouts, which is Elisha Payson, Esq. who is Collector of "Impost and Excise, also of Light Duties."

Your Petitioners furthermore beg to say, that the prices which have been paid at Halifax and St. John, N. B. this few years past, for dried and Pickled Fish, considering the reasonable terms they procure their Supplies at these places, afford them much better Markets for their returns than the United States.

Trusting that a Cutter or some Armed Vessel will be stationed in the early part of April to protect the Fisheries at this quarter, as the Americans approach our Shores about that time, make one Fare, and off before the Man of War has arrived here for years past.

And your Petitioners, as in duty bound, will ever pray.

Edward A. Jones, Lace Denton, Wm. Rice, Benj. Heny. Ruggles, Daniel Bayly, James M. Haycock, James Buckman, James Ring, William Thurber, William M. Desmand, Arthur Collins, John Slocomb, G. B. Smith, Ethel Davis, Franklin Patten, William T. Potter, Hubbard Davis, Edward J. Potter, Charles J. Potter, Thomas P. Haycock, Josiah Cann, Samuel Denton, David Welch, Isaac Dakin, Gilbert Welch, John McKay, James Welch, Moses Morrell, John Dogherty, Stephen Buckman, William Boyly, Joseph Morrill, James S. Denton, Abraham Titus, Charles P. Morrell, Charles Carroll, Edward Morrell, Daniel Welch, William Morrell, Samuel Young, Thomas Hains, Benjamin Horton, John Hains, Charles Hains, Joseph Crocker, Israel Outhouse, Peter Outhouse, Anthony Brookford, James German, Thomas Westcoat, George Denton.

RUGGED ISLANDS, MARCH 13, 1837.

JAMES B. UNIACKE, Esq.

Chairman of the Committee regulating the Fisheries of Nova-Scotia.

SIR—

No. 1. Our professions were formerly Fishermen, but now engaged as Fish Merchants, and have some knowledge of the Fisheries and Commerce of this Province.

- No. 2. The Treaty made in 1783, has been prejudicial to the Commercial interests of this Country, by allowing the Americans to take Fish on the Shores and Banks of Nova-Scotia, and carry the same to Markets, which could be supplied by the People of this Province.
5. The Americans have encroached on the Fishing Grounds retained by Great-Britain, by taking Fish within the limits, which has been principally done in the Bay Chaleur, (so called) near the Shores of Cape-Breton, Prince Edward's Island, Nova-Scotia, &c., the fact is well established by our Fishermen, that in the Bay Chaleur last Season, 100 to 200 sail of Americans at a time, were taking Mackerel with the hook or jig, and within a few rods of the shore of Prince Edward's Island, thereby not only destroying the Mackerel Fishery, but destroying the voyages of Cod Fish, as bait could not be obtained where Mackerel catchers were, they being so much better prepared than the Cod Fishers, and the Mackerel were found in greatest plenty near the Shore.
6. As far as we know, the American Fishermen do not take bait on the southern part of the Coast of Nova-Scotia, within the limits of the Treaty, but frequently purchase bait from the Inhabitants, and thereby are enabled to take large quantities of Cod Fish, and making their privilege equal to our Fishermen.
8. The people of the United States do enter our Harbours in great numbers, but do not barter with the Inhabitants to any extent, so far as comes to our knowledge.
19. We are aware that there are means to prevent Foreigners from usurping rights and privileges on the British Shores, our opinion is, that the only efficient means would be to fit out Schooners, about 50 or 60 tons, painted and fitted like the American Fishing Vessels, as decoys, the same to be armed, &c., and to cruize along the Shores most infested with Foreigners, to be piloted by some experienced man, that could pass for a Fisherman, and get any information wanted, without being known as an armed Vessel, except when required. We do not think Steam-Boats or any other Vessels showing her true intention, would be of any service. We will state one instance, which you may depend on as correct, that occurred last Season, (in August,)—there were about 200 sail of American Mackerel catchers, on the east side of Prince Edward's Island, as near the Shore as they could go with safety, say a $\frac{1}{4}$ to $\frac{1}{2}$ mile, and were busily employed in taking Mackerel, some lying to, others at Anchor—at about noon, an armed Brig was discovered coming down upon them, and before she came up with them, they were outside of the limits, and although many of them were boarded, yet none was detained, but were sent to Sea; the Brig remained in sight of our informants all night, and left the next day, and was not out of sight to Leeward before the Americans were coming in sight to Windward, and before night they all resumed their former stations. Had this been a decoy Vessel, she could have detected the whole in the very act of taking Fish within the limits; and when it was once known that there were decoys cruising amongst them, they would not venture within the limits.
21. We think the Fisheries of this Province are already greatly injured by encroachment of Foreigners; the Bay Chaleur in particular, by the American Mackerel Catchers—and some prompt measures are required to secure the employment of the right of Fisheries to the People of this Province.

Your's, &c.

LOCKE & CHURCHILL.

Answers to Queries contained in a Circular, signed by James B. Uniacke, Esq. Chairman of a Committee appointed by the House of Assembly to enquire into the Fisheries of Nova-Scotia, dated Assembly Room, Provincial Building, 20th February, 1837.

No. 1. Engaged in supplying the Fisheries of Cape-Breton, over ten years.

2. It is so long since I have seen the Treaty alluded to in the Query, that I have little knowledge of it; but so far as Great-Britain ever having granted to the United States the privilege of Fishing on the Shores of Newfoundland and Nova-Scotia, I cannot but think it has been prejudicial to the commercial interests of this Country.

- No. 3. I can only state that I have frequently heard our Fishermen say that the number of American Vessels employed in the Bank fishing from Cape Sable to Cape North, as well as their dressing the Fish on those Banks, is the means of keeping the Fish off the Shore, and causes the scarcity so long complained of.
4. I have not sufficient knowledge of the Fishery here alluded to, to answer this Query.
5. No doubt but the American Fishermen frequently encroach on our Fishing Grounds, but such has never come under my view, and I can therefore say little about it.
6. It is said they do, and if so, the disadvantage to the Fishery is too apparent to require much comment.
7. It is said the American Fishermen, under pretence of supplying themselves with wood and water, frequently put into Harbours on the Shores of Nova-Scotia, in doing which, there is no doubt, but they supply themselves with bait, and catch Fish within the limits—that they interfere with our Net Fishery, there can be no doubt, by the manner they use of raising Shoals of Mackerel with bait prepared for the purpose, and by their mode of catching them with a hook—in doing which I consider they *destroy, annually*, a greater quantity of Fish than they take.
8. It is generally reported, and I believe it to be correct, that the people of the United States do, in their Fishing Vessels, enter many of the Harbors and Bays of Nova-Scotia, and supply the Inhabitants with many Foreign contraband Articles, thereby affecting the Revenue of the Province, but to what extent I cannot say.
9. I am not aware that there is any Net Fishery carried on beyond the limits of three marine miles in this Province, but if so, there is no doubt but that the Americans often interfered with that description of our Fishery.
12. I am told the American Government allows a Tonnage Bounty of Twenty Shillings to all their Vessels employed in the Cod Fishery. The Bounty they allow on other descriptions of Fish I am not aware of; and there can be no doubt but Fish of all descriptions, the catch of British Subjects, when taken into their Markets pay a high duty.
13. The best Foreign Markets for the produce of the British Fisheries, are well known to persons engaged in that Trade, and I believe the United States is a good Market for all descriptions of Pickled Fish, but not for Cod, as the duty is too high.
14. I do not think that American Fishermen can pass through the Gut of Canso without being within three marine miles of the Shore, and approaching the most important Fishing Stations of that part of the Province.
15. I cannot speak with any certainty as to the value of the Salmon Fishery on the Coast of Labrador, nor to what extent Trade is carried on in that Country in the Articles of Furs, Feathers, Oil, &c.—but believe it to be very great.
16. I have always understood that the Fishery on the Coast of Labrador and Newfoundland, is carried on by the British in various sized open Boats, and not far from the Land.
17. From conversation I have had with Americans at different times, I have always understood that their Vessels are fitted out and navigated, both in the Merchant service and Fishery, at a much cheaper rate than the British, but I cannot state the comparative difference.
19. I have often thought it surprising that out of the large Naval Force employed on the North American Station, that three or four smart sailing Gun Brigs or Schooners have not been appointed to visit the principal Fishing Harbors on the Coast, by which means, there can be no doubt, but the Americans would be deterred from taking the liberties they now do, and the Fishery be protected; if such means are not adopted by Government, fast sailing Cutters, I should think, would be preferable to Steamers.
22. If our present grievances respecting the Fisheries are properly made known to the British Government, there can hardly be a doubt but means will be adopted to redress them; and I cannot think it would be more beneficial to the Inhabi-

tants of Nova-Scotia to permit the Americans to reside and form Establishments in the Province, and conduct the Fisheries from the shores thereof; nor do I think the Government would even agree to any such proposal.

C. M'ALPINE.

LITTLE ARICHAT, 20th MARCH, 1837.

GENTLEMEN—

In answer to some of the queries in your Circular respecting the Fisheries of Nova-Scotia, I forward the following statement:—

Question 1st. I have been engaged in the Fisheries of this Province for the last twelve years as a Merchant.

3d. The Fisheries carried on from the United States operate to the disadvantage of the British Fisheries in North America, generally, by enabling the Citizens of those States to supply themselves with Fish caught, in a great measure, on our Grounds, thereby depriving B. N. America of almost the sole profit of furnishing them with that article—the Americans having very little good Fisheries exclusively their own.

5th & 7th. They have, in many instances. Last autumn they caught much fall Mackerel in Antigonish Bay, near the head of it, and within the limits. In Port Hood, also on the Western Coast of Cape-Breton, which Harbour they make a place of general resort during the fall Fishery—as many as sixty and upwards of their Fishing Vessels are sometimes anchored at one time, and have been known to be actually engaged in jigging Mackerel in the Harbor. A seizure took place there last year of American Barrels, Salt, &c. to a considerable extent—the articles were found landed on shore. It is also quite a common practice for them to anchor along the western Coast of Cape-Breton, and with a spring on their cables, jig Mackerel within the limits. They likewise run in close to those Shores and heave too, so that they may drift off, (the Fish trim the Shores in the fall) and by baiting, catching, and scattering the bodies of Mackerel, do very serious injury to our Fisheries; for it is evident, that by such practices, the schools of Fish frequenting our Shores, are thinned, annoyed, dispersed, and often turned out of their former course; and hence, it is a received opinion among our Fishermen, that these are the main causes of the failure of Mackerel at our Fishing Stations for some years. Last season the Fish were remarked to be very abundant in the Gulf, but would not take the bait on the jigging hook as freely as in former years.

Question 8th. Yes, to a great extent—as however, it would be considered invidious to mention names and particulars, I will merely observe that, in April, 1836, business led me to the Gut of Canso—upon observing large quantities of Corded Firewood on the shores, I wished to purchase, but found it very difficult to do so. I had for answer—it was hauled out and prepared for the Americans—Captain so and so was to call for it, and had promised to bring such and such articles, and in fact, as they expected their American Merchants daily, and had promised them their custom, it was not fair to sell the article to another; and this traffic is not confined to a few articles, nor to the Gut of Canso. The Provincial Revenue is of course affected by these contraband commodities, as they prevent sales of similar Merchandize, which would pay duty.

Question 11th. From the American system of catching Mackerel, even when prosecuted within their own limits, much injury has been done to the British Fishery. In jigging, it is necessary to raise the Fish to the surface with bait, &c. and keep them there as long as possible; the jigging and baiting then goes on, and the Fish are carried along with the drifting Vessel—it may be very far out of their accustomed course. Now, considering that this operation is performed by several hundreds of Vessels, scattered in all directions throughout the Gulf; and at the same time, its influence on the shoals of

Fish passing within its sphere must be extensive, as it combines, catching, wounding, feeding and decoying, the Fish from the beginning of July till well through October. That such a system operates powerfully to the prejudice of the British Fishery, is to me, at least, to plain too admit a doubt.

Question 12th. The American empty barrels which I have seen, intended for the Mackerel Fishery, were branded with the words "*For Bounty.*" Our Fish imported into the United States, pay a duty of \$1 per barrel on Herring—\$1½ per barrel on Mackerel, &c. &c.

Question 14th. Our Government have answered this query in the affirmative. The narrowest part of the Gut of Canso, viz:—The N. W. entrance from McMillan's Point to Cape Porcupine, is usually reckoned a good mile across.

Question 19th. Fast sailing Cutters, by all means, if well manned, and furnished with good and sufficient Boats: say, one stationed in the Gulf, to cruise about east point of Prince Edward Island, Antigonish Bay, and along the western and N. W. Coast of Cape-Breton. Another from N. W. entrance of Gut of Canso, eastward along Manchester Bay, and as far as Cape Canso. A third from Cape Canso to Halifax.—And fourth from Halifax, westward.

Some such system as the above, it is believed by many, would not only guard our Coasts from Foreign encroachments, but also put an end to Smuggling among ourselves. An Officer residing on shore has very little power over Vessels anchored along a Coast, or even in a Harbor, where the Inhabitants are few in number and far apart—his authority is often put at defiance. From it also, a very salutary check would be imposed on the lawless multitudes, which assemble from all quarters during the fishing months at our best stations.

Question 21st. In turning my attention generally to this subject, much appears to demand our serious and immediate consideration. By existing Treaties the Americans are already admitted into the *heart* of our Fisheries—for although a boundary line of three miles in breadth encircles our Shores, yet this is so difficult to be pointed out on the fickle element upon which it is drawn, that it is not easy to determine, in very many instances, when our rights are invaded; and this will be at all times a ready excuse to the aggressor. To this original evil, therefore, we must submit; but let us improve and protect, to the utmost of our power, those resources which remain.

The system of jigging has been introduced by our enterprising Neighbours, and I am astonished that they have not commenced a Net Fishery within their own limits; it would be doing no more than is done on the Coasts of Scotland. We know not indeed what improvements or new inventions may be introduced. The eagerness with which they rush to our Shores and Fishing Grounds, the moment the breaking up of the ice allows an entrance into the Gulf; and their increasing numbers every returning year, assures us that their energies are vigourously and steadily directed towards this branch of industry and of national aggrandizement; and these are sufficient causes, if not to awaken our fears, at all events to call upon us to provide in time if we can.

Question 22d. As to whether the British Government will or will not enforce the Convention of 1818, surely we are not driven to the necessity of giving up our remaining rights of Fishery for nothing; for, unless the Americans had Fishing Stations of equal value, with those we possess, and would permit us to form Establishments in them, and conduct the Fisheries from the Shores thereof, they cannot reciprocate equal privileges with us, in those matters. The mere removal of the duty on Fish would not be an equivalent. It is not to a foreign power, nor in many instances, even to our Parent State, that we must look for assistance, it is to ourselves. If the Americans put a duty on our Fish, why do we add a further duty, by an expensive and useless system of inspection. If the American Fishermen receive Bounties

to encourage them to prosecute the jigging of Mackerel, &c. with advantage—why do not we also extend encouragement according to our means. We have the example of the Mother Country in this, in the manner in which she fostered her Herring Fisheries by Bounties, &c.

Thus, Gentlemen, it would appear, that besides foreign grievances, many of which are, perhaps, beyond our control; there are other evils, and their remedies too, which exist among ourselves. So little encouragement is there given to our Fishermen, that they are even anxious to hire on board of American Vessels bound into the Gulf, and those being very often our best Fishermen, they are readily engaged; and this practice is becoming so general in Manchester Bay, the Gut of Canso, and the western Coast of Cape-Breton, that it is a matter of serious consideration. Towards the latter part of June last, I had much difficulty in getting a crew of eight good Fishermen to man a Vessel for a Mackerel Jigging Voyage; though I searched the Gut of Canso from one end to the other, most of the best Fishermen were either already gone with the Americans, or engaged and waiting their arrival. Another evil, and that also of a serious nature, resulting from this practice is, that it ultimately tends to draw off our Shore-population to the United States. When a Voyage is made, the American Skipper has seldom money to pay the wages, and if the goods he may have on board do not answer, (for to part with Fish is out of the question, and *bare-faced smuggling*,) our hired Fishermen, particularly if he is a young man, rather than leave his wages unpaid, and wait their uncertain remittance, concludes to proceed with the Vessel, and a winter's residence in the States generally terminates in his becoming an American Citizen, and paves the way for others of his family and former companions to follow.

To apply remedies to all that we complain of, is not in our power, but surely something can be done to ameliorate existing grievances, when they cannot be removed. Wherever our Fisheries are worth the looking after, see that order, and the protection of persons and property is maintained. This will gradually introduce capital and permanent Establishments, and discourage the vagrant life which is too prevalent throughout our best Fishing Stations. Extend encouragement to bring into vigorous operation the jigging or catching of Mackerel in the Gulf or at Sea, in decked Vessels only, and owned in the Province.—Do away with the Inspection Law: the article will not bear the expense, and always has and must be sold by sample, from the nature of materials which compose our barrels, and they cannot admit of any sudden or extensive alteration. We ought, however, to encourage the manufacture of *hard-wood barrels*, by a bounty per barrel on Pickled Fish put up in them for Exportation only. This would gradually introduce a better description of that article, and thus raise the character of our Pickled Fish. Barrels made of pine, or what is usually termed soft-wood, are not capable of preserving Fish for any length of time; and while we have comparatively abundance of hard-wood, pine is becoming scarce, and of inferior quality, in many parts of the Province.

You will please to observe, that I have principally confined myself to matters relating to Pickled Fisheries. As regards the Cod Fisheries, whether a tonnage bounty, or one on the quintal, or on salt, are questions which have frequently occupied the attention of the Legislature. To me, it appears that a tonnage bounty, restricted to Labrador, and other deep Sea Voyages, would be most beneficial. And as respects the interference of Foreign Nations with this branch of our Fisheries, it is chiefly limited to the Magdalen Islands and Labrador, with which places I have not much intercourse.

Your obedient servant,

WILLIAM CRICHTON.

No. 1. I am a Merchant,—have some knowledge of the Fisheries, and Commerce of this Province, have been engaged in them for the last fifteen years.

No. 2. I consider that the Fisheries and Commerce of this Province have been greatly injured by the operation of the Treaty to which this query refers. That Treaty by giving to the Fishermen of the United States the right of fishing on the coast and within the waters appertaining to the remaining British Provinces, conferred on the former a privilege, which had it been retained exclusively, as of right it ought to have been, for British Colonists, would long ere this have induced many persons of Capital and Enterprize, and many experienced Fishermen from the United States and other Countries to have settled on the Shores, Bays and Harbours of these Provinces—that they might be enabled to participate in these Fisheries and in the advantages which our proximity of situation affords. In addition to this had American Fishermen been precluded from our Fisheries—their limits and the products of their Fisheries would have been vastly curtailed, and the demand for our Fish in their extensive markets, as well as in those of other nations which they at present contribute to supply would have been immensely more favorable to our Fisheries and Commerce, as well as to that of the adjacent British Provinces, than it has been under the operations of that unfortunate Treaty.

But had that Treaty in exchange for the invaluable privilege which it conferred on the Fisheries and Commerce of the United States at the expence of these Colonies—had the Treaty secured to the latter the only equivalent at all commensurate to their conceded rights, namely the right of sending to their markets in our own vessels free from all discriminating duties or charges, the products of our Fisheries, our Coal and Iron Mines, Plaister and Grindstone quarries, &c. &c. this would have restored to us some of the advantages of which we had been deprived by the then recent dismemberment of the revolted Colonies, and as they had by the Treaty fully acquired their former rights in the Fisheries, we ought in justice to have had our former commercial privileges in reference to that Country secured to us. The proximity of the American Atlantic States to this Province—their comparatively wealthy population and the extensive markets which they afford for all, and the only market for many of our products—possessing also those articles which are of indispensable necessity to us, and for which vast sums in specie have been every year taken from this Province, the advantages of a free and unrestricted intercourse with that Country would have been of incalculable advantage to this Province in a Commercial and Maritime point of view—Our Coasting and carrying trade and with it Ship Building would have been immeasurably increased and have given extensive and profitable employments to an augmented Maritime Population, many of whom are now forced to seek for subsistence in other and more favoured Countries.

No. 3. The Fishery carried on from the United States operates to the disadvantage of the British Fisheries in North America in a variety of forms. The immense quantities of Fish of every kind taken by the Americans in the vicinity of these Provinces while it lessens the quantity and interferes with the operations of our Fishermen, enables them to supply their own extensive markets and to send large quantities to Foreign markets upon terms extremely injurious to the interests of British Fishermen.

No. 4. I have not sufficient knowledge of the Newfoundland Labrador and other Fisheries mentioned in this query to enable me to answer it to any good purpose.

It is a notorious fact that the Citizens of the United States have in innumerable instances violated the terms of the convention of 1818, by encroaching on the Fishing Ground still exclusively retained by Great Britain.

I cannot state instances from personal knowledge, but the facts are too obvious, to admit of doubt or contradiction, for several years past immense quantities of Mackarel have every season been taken by American Fishermen on the shores of Nova Scotia, New Brunswick, Cape Breton and Prince Edward Island, within the limits from which they are excluded by that convention. Great numbers of them resort every Spring to the Magdalen Islands, and vast quantities of Herring are there taken by them, either

within or at the entrance of the Harbours, within which their vessels anchor and remain during the whole Fishing Season or until their cargoes are completed. To this fact I have been eye witness, having myself made a voyage to those Islands in 1833 and remained there two weeks during the Herring Season, at which time upwards of 20 American vessels were fully laden with Fish taken in the Harbours or at their immediate entrance.

In many instances they also take Codfish within three miles from the Coast, but in this respect their encroachments are much less notorious, and less the subject of complaint than the Mackarel and Herring Fisheries.

No. 6. It is probable that American Fishermen do in some instances catch bait on our Shores or purchase it from the inhabitants, but I have heard of none such in this quarter.

No. 7. The first part of this query is answered by No. 5. I do not know that American Fishermen interfere with the Net Fishery on our Shores in any other way than by the effects which the quantities of Mackarel and Herring taken by them as stated in No. 5. But the great and continued decrease in the quantity of Net Fish taken on the Shores and at our principal Fishing Stations since the American Mackarel Fisheries have been prosecuted to any considerable extent in the Gulf of St. Lawrence, and manner within stated, leaves no doubt on my mind, that the Net and Seine Fishery on our shores have been extensively injured by the American Fishermen, and that their encroachments upon the limits assigned to them have been much more injurious to our Fisheries, than had they been strictly confined to these limits. This is the almost unanimous opinion of all those conversant in the Fisheries on our Shores. I believe it possible that the Americans may in some instances have raised schools of Fish near the shore and land them into deep water, but in general they take them without scruple wherever they can raise them. I have no personal knowledge on the subject, but state this as the general opinion in this quarter.

No. 8. As far as my knowledge and information extends, smuggling and bartering Goods and Merchandize for Fish, between the people of the United States and the Inhabitants of this Country has been carried on to a very small extent. I have understood that this illicit traffic has been much more extensive in other parts of the Province. I know that considerable quantity of Mackarel have been sold at Fox Island within the last two years, to the Americans for cash.

No. 9. I do not know of any Net Fishery carried on from this Province or from any Islands, Bays, or Harbours belonging to it, beyond three Maritime miles from the shores thereof.

No. 10. I cannot give any satisfactory answer to this query, having never heard any opinion on the subject.

No. 11. The permission granted to American Fishermen to take Fish at the distance of three Marine miles from the shores of this Province, and their system of jigging and catching them even had they confined themselves to their assigned limits, would no doubt have been greatly prejudicial to the British Fisheries, by lessening the quantity and thereby subjecting our Fishermen to greater loss of time and expence in making their fares, and to a much greater chance of failures, by occupying the Fishing Shoals or Banks in the vicinity of the Harbors to the great detriment of the Inhabitants, and of the Boat Fishery, which to many of them is the only source of employment and subsistence, and thereby discouraging and retarding the settlements of our Shores and Harbors, by throwing the offal and garbage of their Fish overboard on the Fishing Ground, particularly the offal and bones of Codfish which are said to be extremely destructive to the Fisheries, by disturbing and breaking the Schools of Mackarel, and causing them to deviate from their wonted course, and thereby greatly injuring our Net Fisheries, and by supplying their own and Foreign markets to a great extent with American Fish caught in British waters to the great loss and injury of British and Colonial Fishermen and Merchants.

No. 12. I have understood that liberal bounties are allowed by the American Government to encourage the Fisheries, but to what description of Fish or in what man-

ner it is allowed, I cannot answer, neither do I know precisely the amount of duty enforced by that Government on the product of the British Fisheries when imported into the United States; but I have understood that the latter has been so heavy as until lately to have nearly prevented British Fish from going to American Markets, and in fact has deterred many American Fishermen from becoming residents in this Province, who had the markets of that country been unrestricted to persons residing in this would have settled on our Shores, and become useful inhabitants of this Country.

No. 13. I have reason to believe, that were it not for the heavy duty enforced by the American Government on the product of our Fisheries, that Country would afford the best as well as the nearest and most advantageous markets for our Pickled Fish. I cannot at present say what Foreign markets are the best for Cod and Scale fish.

No. 14. I apprehend that the American Fishermen have the same right by the convention to pass through the Gut of Canso that they have to sail along our coasts within three Marine miles from the shores. They cannot pass through the Gut without being within much less than three miles from the shore, that strait not much exceeding one mile in breadth, in any part thereof.

No. 15 and 16. I am unable to say any thing on the subjects embraced by these Queries.

No. 17. I should think at present that British Fishing vessels might be fitted out fully as cheap as American in consequence of the high price of Provisions in that Country.

No. 18. I have not known any instances of the kind mentioned in the Query.

No. 19. I am of opinion that until some effective system be adopted for the encouragement of our own Fishermen either by bounties given in such way as will be obviously for their advantage, or by such a system of trade as will enable them to purchase their supplies, and sell their fish upon nearly as favourable terms to the resident merchant or Colonial Trade as to the American Fisheries, it will be extremely difficult to interest our resident fishing population generally in any measure that will tend to banish the latter from our shores, as long as our fishermen can gain more by dealing with the American fishermen, as long as they are dependent upon American fishing Vessels for their only or principal source of probable employment, so long will they encourage their approach to our shores, and so long will preventive measures of every kind be more or less frustrated. If bounties were allowed by our Government to encourage the fitting out of vessels to be employed in the Fisheries, either on the tonnage or the catch, and if our trade with the United States, were less restricted it would remove much of the feeling engendered by the comparative protection and encouragement given by the American Government to the interests of their Fishermen, while ours have been in a great measure unprotected and left to their own limited and curtailed resources. I think small armed Steamboats manned with crews interested in the protection of the Fisheries, and encouraged by a liberal share of the prizes that might be made, would be much the most efficient mode of guarding the Fisheries on our Coasts.

No. 20. In answer to this query I can only speak in reference to the Trade and Fisheries in this part of the Province. There can be no doubt that these have suffered much more from Foreign interference since the date of the Convention of 1818, than at any previous period, but this I apprehend has arisen from the early and continued, and on our part unresisted violations of the Terms of that Convention, had these terms, however far they come short of what was due to the natural and inherent rights of British Colonists, been strictly enforced, they would in my humble opinion have proved more beneficial to our Fisheries and Commerce than the most unlimited right conceded by the first Treaty.

No. 21. Some of the evils which have already resulted from the Operation of the Treaties to which these queries have before had reference and from the want of adequate encouragement and protection to our Fisheries, have been stated in the foregoing answers.

To these may be added, that by these Treaties, and their effects, this Province with the other Maritime British Provinces in North America have been deprived of

a large and invaluable Share of the rights appertaining to their natural situation, and which the circumstances otherwise imposed upon them at that period required to have been reserved to their exclusive benefit, as far as related to Foreign participation. The injuries inflicted upon our Maritime and Commercial Population by the almost unlimited encroachments of Foreigners upon their reserved rights, and in consequence of the feeble and unavailing protection hitherto afforded them, have already operated to induce a belief that our Fisheries have been abandoned to Foreign aggression, and that the only remaining chance of deriving any substantial benefit from them is to take refuge under the more liberal and as respects their claims, more just policy of another Country. These sentiments so unfavourable to the interests of this Province, have already induced numbers of our Fishermen from this quarter to embark in the American fisheries—and nothing short of the most prompt and vigorous measures of protection and encouragement will restore the general confidence in the wisdom and justice of our Government in this respect and prevent a great portion of our young and active fishermen from leaving the Country.

No. 22. I do not hesitate to answer this query in the affirmative and would observe farther that if the American Government would consent to allow the products of our fisheries to be sent to their markets in British or Colonial vessels Duty free, it would in my humble opinion be advantageous to this Province to permit their fishermen to reside and form establishments in it and conduct their fisheries from its shores. I believe the principal hindrance at present to their settling in this Province is the duties to which in that case, their fish would be liable at the American Markets, and if these were removed and permission granted by our Government, there is little doubt, that our numerous Harbours many of which are at present unsettled and waste would be filled with an active and enterprising Population. I apprehend the Province would gain by such a measure even at the expence of abandoning the Convention of 1818.

Guysborough, 17th March, 1837.

FRANCIS COOK.

Mr. Philip Carten, of Liverpool N. S. to the 5th Query.

Was at Prospect Oct. 1835, had proceeded there with money and some goods to purchase Mackerel, whilst there an American Schooner came to Lower Prospect having on board, Gin, Boots, and Shoes, Apples, Soap, with other articles and opened a regular Trade with the Fishermen and sold the above Goods, taking in return Mackerel. A Schooner between 80 and 90 Tons, took away as much as the Goods and money they also brought, could procure. Went across the land to a place called Tunis Bay where they were in the habit of hauling Seines, there he found two more American vessels, the people on board purchased the Mackerel—Mr. Carten could not obtain any, tho' the money was offered and other articles, at as low a rate as the Foreigners. There was a vessel there likewise belonging to Yarmouth, chartered by Merchants of St. John N. B. and she had a large and valuable Cargo on board for the purpose of purchasing Mackerel, consisting of Flour, Soap, Dry Goods Tea and other articles, which he offered to sell on as reasonable Terms as Americans—say Flour at 7 dollars, and other articles equally low. Could not obtain any Mackerel whatever until the foreigners were supplied. Apparent could purchase or procure no Mackerel, but what he caught in his own nets. Captain of N. B. Vessel went on Shore, offered his Goods, &c. as above to the people, but received for answer he could not get any Mackerel until the Americans were supplied, feeling indignant at the preference given to Foreigners told them they had no business there, that if they did not immediately clear out of the Harbour, that he would immediately proceed to Halifax and bring down a sufficient Guard to seize their vessels—Also stated to the people that they were injuring themselves and robbing the Country of its living, taking away the trade from the Coopers and employment from the Coasters, and even from their own neighbours who could all be employed in curing the article which they were relinquishing to Foreigners as they took them out of the Seines, and without any labor expended on them, the Americans felt alarmed, but remained until they got their loads, that when

they were loaded there were two others came down from Blind Bay, where they had been for the purpose of purchasing Mackerel, to Tunis Bay but whether they succeeded in getting Loads or not, cannot say, afterwards several other American vessels came to same place, they were not enabled to buy any fish, no Scines being hauled, that they went and bought the fish in Bulk from those who had previously caught them, they bought them for 17s.6d. for the two hundred pounds, tho' at the same time, the persons they bought them of, might by incurring the expence of a Barrel 2s6d. and half Bushel Salt 10d. and the labor within themselves, have sent them to Halifax and obtained from 5 dols. 25 cts. to 5 dols. 50 cts. per Barrel.

Bryer's Island, March 13.

JAMES B. UNIACKE, ESQ.

SIR,—In Reply to yours of the 20th February.

No. 1. I have been upwards of 40 years on Bryer Island, and have been engaged in Fishing Business and in the Exportation of Fish to Foreign Markets.

No. 2. As my Information extends no farther than the Bay of Fundy, I cannot correctly answer this query, there is but a small number of Americans that fish in the Bay of Fundy.

No. 3. The only disadvantage in my opinion is that the Fishermen of the United States being prohibited from the privileges of the shore Fisheries that many of them run in Shore and heave over the offal of their fish to the disadvantage of the Boat Fishery.

No. 4. Know nothing of that Coast.

No. 5. The Fishermen from the westward of Mount Desert in general are quite punctual to the Treaty but from Machias Eastport, and near the lines there are many who pay no regard to the Treaty whatever, and take fish within half a mile of Shore. Last Season, there were a number of Vessels from near the Lines that took considerable Mackerel in St. Mary's Bay, where it does not exceed three miles in width.

No. 6. In Harbour they do not set their nets but in the Out Coves and Creeks on this Coast, I am informed they do, and that the Inhabitants in many places set their Nets and furnish them with Bait.

No. 7. They frequent the Shores and many of them Fish within three miles, I have never known them to raise Schools of Fish within their limits and entice them upon their own privileges.

No. 8. I have not heard of any Fishermen from the United States to Trade or Barter Goods with the Inhabitants upon this Coast, but I am informed they do to a considerable extent in the Eastern part of this Province.

No. 9. There is no Net Fishery carried on in this Bay beyond the limits of three miles except the Island of Grand Manan.

No. 10. I have never known of any difference between the Inhabitants of those Islands and the Fishermen of United States. I have collected Light Duty for three years past and find that they are all informed of the Treaty by the Collectors of their own ports, I have made it my duty to Caution them on the subject, they appear to be willing to submit to the Treaty with the exception of a few, as before stated from near the lines which are manned chiefly with the people of our own Province.

No. 11. As to the Cod Fishery carried on by the Americans in the Bay of Fundy I do not think an injury excepting that they do sometimes heave the offal over on the Small Boat Fishery.

No. 12. The Government of the United States give four dollars per Ton on the Cod and Mackerel Fishery the Duty on Mackerel and Herrings of the British Fishery is something like 1 dol. 40 cts. to 1 dol. 50 cts. on Codfish one dollar.

No. 13. The United States is the best market for Mackerel, Herrings, Pollock and Large Codfish.

No. 14. Cannot Say.

No. 15. - do. do.

No. 16. do. do.

No. 17. The Americans fit out the Cheapest, they receive a Bounty of four dollars per Ton and have far the best market, by which means they can pay their men more wages than we can.

No. 18. I have never heard of any insults offered to our People in this part of the Province.

No. 19. I think that an armed force would not be of much Service in the Bay of Fundy.

No. 20. It has ever been my opinion that the Treaty of 1783 is the best were the Americans allowed full privilege with our own people they would protect the Fisheries.

No. 21. It is my opinion if the Government of the United States would allow the produce of the British Fisheries to be imported in the United States under the same restrictions as their own Fishermen, then it would be best to allow them the same privileges with ourselves on our Coasts. It would encourage our Citizens to fit out larger Vessels in the Fishery business, and in the Winter Season would give them employ to take their fish to the Southern States which is the best Market. Our Young Men would then be able to stay at home and fish instead of going to the Americans for employ, there is hundreds of our people who go to the United States during the Fishing Season for employ because they can get more wages, this is for want of a Market in our own Country. In the Southern States for the last two years Mackerel No. 1. has been 12 dollars, No. 2. from 10 to 11.

ELISHA PAYSON.

Answers to Questions proposed by the Committee of the House of Assembly, relative to the Treaties between Great Britain and the United States.

Question 1. Fishing is our profession.

3. The Americans by Fishing in great numbers on the Coast, break the Schools of Fish before they get in shore, consequently preventing our Fishermen from procuring them, as a proof of the above statement fish were much plentier and could be taken much nearer the shore during the years of the American War.

4. We have followed the Labrador Fishery from seven to seventeen years, until late years the Americans have frequented the Labrador shore in great numbers and continued the Fisheries there as long as it would pay them; they have also been in the habit of seining Codfish there, thereby injuring the Fishery by taking many small fish that otherwise would not be taken; it also has a tendency to drive the Schools away. The Fishery retained by Great Britain (except the Newfoundland Fishery) bears no comparison with that granted to the United States.

5. We do not know that the Americans have violated the Treaty by encroaching on the Fishing grounds, and as regards the Cod Fishery we do not think that they wish to come any nearer the shore than they are allowed by Treaty. Our open boats seldom fish as near as three miles from the shore, and very often five leagues in the summer season.

12. The American Government allow a Bounty on the tonnage of vessels below ninety tons of four dollars per ton. They impose a heavy duty on the productions of the British Fisheries when imported into the United States.

16. The Cod Fishery on the Coast of Labrador is carried on altogether in boats from very near the shore (say one hundred yards) to three miles distance from the land.

17. We do not think that there is much difference at present between the Outfitting of American and British Fishermen.

18. The French pretend to a right of Fishing at Bell cisle Island, in the Strait of Bell cisle, and we have been forcibly prevented from Fishing there by them; thereby preventing us from obtaining a load in those years of scarcity, which we might easily have done had we not have been so prevented. The French also fish on the Coast of Labrador.

21. If the Americans are not prevented from Fishing on our shores and the Coast of Labrador we have no doubt but a stop will be put to the Fisheries in a few years, or at least so far injured as not to be worth following.

32. We do not think that it would answer any good purpose to allow the Americans to settle on our shores and prosecute the Fisheries therefrom; on the contrary, we think that it would be injurious to us in every shape.

Barrington, 22d March, 1837.

Signed, William Cunningham, James Kenny, Jethro Covell, Henry Brown, Joseph Kendrick, and Alexander Nickerson.

BARRINGTON, 22d. MARCH, 1837.

Sir,—I received per Post, your printed Circular of 22d ult. requesting Answers to several Queries, relative to the Treaties now in force regulating the Fisheries of Nova Scotia.—It would require some time to procure the necessary information on every question; the want of copies of the several Treaties prevent our answering as fully to each question as we would wish. I have however, obtained answers to some of the queries which I beg leave to enclose for the information of the Committee appointed by the House of Assembly, and as I procure further information will forward it on, I also enclose a letter from Mr. Snow, of Port Latour, which may give some information on the subject required, all the persons except two, who have signed the enclosed paper, are, or have been, Masters of Labrador fishing vessels, numbers might be procured to subscribe their names to the same, but I did not think it necessary. There are others who will be able to give answers to some of the questions, that those persons could not subscribe to.

I am your Obedient Servant,

JAMES B. UNIACKE, Esq. }
HALIFAX. }

WILLIAM B. SARGENT

NO. 3.

The following Affidavits were received from various parts of the Province of Nova Scotia in answer to the Circular No. 2.

Personally appeared, John Graham of Guysborough, in the County of Guysborough Mariner and Maketh Oath. That in the month May last, he went on Herring Fishing voyage from Guysborough to the Magdalene Islands, on board the Schooner Glasgow, owned by himself. He was also master of the said Schooner, arrived there on the 3d day of May, at that time there were upwards of 40 sail of American vessels there, and a few days afterwards their numbers was encreased to about 90 sail. Deponent remained there upwards of three weeks, during all that time the Americans Fished and set their Nets in the Harbour, Deponent believes there were more than 300 Nets belonging to the Americans Fished in Harbor Le Bear, and the other Harbors on these Islands, and about 30 Seines nearly all their vessels lay in the Harbors during the Fishing Season. There were but very few British or Colonial vessels, deponent thinks not more than nine or ten at all the Islands, a great proportion of the American vessels made good voyages, some of them had as many as 700 Barrels, and most of them from 300 to 400 Barrels of Herrings—Deponent has reason to believe that from 40 to 50,000 Barrels were taken by the Americans at these Islands last Spring, some of their vessels made two voyages during the Herring Season, a great proportion of the Fish taken by them at these Islands were either within or at the immediate entrance of the Harbors, and deponent further saith that he verily believes that the immense quantities of Herring taken by the Americans at these Islands these few years past have already greatly injured the Herring Fisheries on our Coasts, and if continued will ultimately ruin them.

Deponent made a voyage to Quebec last Summer and both in going and returning he saw many American vessels Fishing near the Shores of Prince Edward Island, New Brunswick and Cape Breton, many of them within a half mile of the Shore. He saw about thirty sail Fishing near the East point of Prince Edward Island at one time, within three miles of the Shore, some of them within a half mile. Deponent believes

and is assured that the extensive encroachments of American Fishermen on our Fishing grounds, and particularly on the Shores and Harbors in the Gulf of St. Lawrence is greatly injurious to the Mackerel and other Fisheries of Chedabucto Bay and on the Coasts and Harbors of this Province generally, and if continued to the extent that they have been for several years past will in the end prove utterly ruinous to these fisheries.

Sworn to before me at Guysborough,
this 10th day of March, 1837.

WENTWORTH TAYLOR, Jus. Peace.

JOHN GRAHAM.

Personally appeared Thomas Peart of Guysborough, in the County of Guysborough, Yeoman, and maketh oath, That he has for many years been employed in the Fisheries at Fox Island, and in Chedabucto Bay. He feels certain that the failure of these Fisheries for the last four years has in a great measure been owing to the great quantity of Fish taken by the Americans in the Gulf of St. Lawrence. He thinks so because in former years the Mackerel Fishery at Fox Island rarely, if ever failed, for two successive years, and for every year in which they failed there were generally three or four years in which they were abundant, but in the last five years they have been extremely scarce every year. Deponent believes that if the Americans were strictly confined to the limits of the existing Treaties, in taking Fish, they could not materially injure our shore Fisheries.

THOMAS PEART.

Sworn to before me this 10th March, 1837. }

WENTWORTH TAYLOR, Jus. Peace. }

Personally appeared John McPherson of Manchester, in the County of Guysborough, Yeoman, who being duly sworn, maketh oath, and saith, that he was employed during the months of July and August last for seven weeks, on a Cod Fishing voyage, on board of an American Schooner, called the Melvina of Duxbury, in the Gulf of St. Lawrence. That during the said voyage, the said vessel generally kept from twelve to fifteen miles from the shore, excepting two days in which they fished for Mackerel at the East Point of Prince Edward Island, within one and a half miles of the shore. That during the said two days, and while fishing for Mackerel as aforesaid, deponent saw about one hundred and seventy five sail of American vessels all fishing for Mackerel within the distance of a mile and a half from the shore on the northern side of the aforesaid East Point—they were all fishing with lines, and all within an extent not exceeding two miles. Deponent understood that the American vessels usually fished for Mackerel near the shores and near to each other—that they might keep the fish in a body and near the surface. He has also understood from various persons who have been on Mackerel voyages with the Americans, and from what he saw himself during his said voyage, that were these vessels kept at the distance of nine miles from the shores they could neither make profitable Mackerel voyages or greatly injure the run of the Mackerel on these shores. And deponent further saith that he has been for many years engaged in the Mackerel and other shore fisheries in Chedabucto Bay, and has not the least doubt that the continued failure of these fisheries for several years past has been in a great measure owing to the quantity taken by American vessels in our waters, and contrary to the stipulations of the Treaties which have reference to these Fisheries.

JOHN MCPHERSON.

Sworn to before me at Guysborough,
this 7th day of March, 1837. }

WENTWORTH TAYLOR, Jus. Peace. }

Personally appeared Richard Reeves, a resident inhabitant of the Gut of Canso, in the County of Guysborough, and being duly sworn deposeth and saith, That he has for many years been conversant with and engaged in the Mackerel and Herring Fisheries

at Chedabucto Bay, and verily believes that the continued failure of these Fisheries for several years past, has in a great measure been owing to the great quantity of these fish taken by American vessels in the Gulf of St. Lawrence, and within the distance of nine miles from the shores of Cape Breton and Prince Edward Island, which deponent is informed is the distance limited by the existing Treaties, within which foreign vessels are not allowed to take fish on these shores, and deponent further saith that in his opinion were American vessels confined to the limits of the Treaty or in other words, kept to the distance of nine miles from the shores of this Province, New Brunswick and Prince Edward Island, they could not materially injure the Mackerel and Herring fisheries of this Province.

RICHARD REEVES.

Sworn to before me at Guysborough, }
 this 6th day of March, 1837. }
WENTWORTH TAYLOR, Jus. Peace.

Personally appeared, Robert Irvin of Harbor Au Buchet in the County of Sydney, Yeoman and maketh oath. That in the month of August last, he went out on a Mackerel voyage on board the Commodore, an American Schooner from Gloucester in the State of Massachusetts, was out nine weeks, fished principally on the shores of Cape Breton between Port Hood and Marguerite, and within one and a half miles of the land, sometimes within a half mile, 225 Barrels during the voyage. There were at various times from 40 to 50 American vessels in company on the said shore during the time deponent was there all fishing within three miles of the shore and for the most part much nearer than three miles. Their mode of fishing is by grivelling or mixing Herring or Mackerel, either salt or fresh, or Mackerel ofal, and mixing it with water, and throwing it overboard with a ladle, when the school is thus raised they either lay the vessel to and drift or if the weather is fine they come to anchor, and fish with jigs or when the fish will not bite, as is sometimes the case, with gaffs. This they do as long as the fish remains, to keep them on the surface they continue throwing bait, sometimes 100 Barrels are taken in one day, and frequently 20, 30 or 40 barrels to each vessel.

No. 7. Deponent does not know that the Americans interfered with the net fishery of the inhabitants on these shores. Does not know that they raised the fish near the shores and lured them into deep water, as far as he saw they made no scruple of fishing wherever they could raise the Mackerel, but deponent thinks it quite practicable for fish to be thus raised and lured from the shores.

No. 11. Thinks that the permission granted to American Fishermen to take Fish at the distance of three miles from one shore, would even if strictly adhered to on their part, be very prejudicial to our Net and Seine Fisheries, by baiting and keeping them off the shores and from pursuing their proper course and in their usual season. The system of gaffing, not gidding, is also injurious as many fish that escape from the gaff are thereby wounded and destroyed.

Deponent believes that steam vessels would be the most effectual mode of preventing the encroachment of American Vessels in the Gulf of St. Lawrence. If two small armed steamers were kept running alternately from the Gulf along the Western shores of Cape Breton to Marguerite, thence to the East point and along the Northern shore of Prince Edward Island and the Eastern shore of New Brunswick to Cape Gaspe, it would be in their power to give the most efficient protection to these Fisheries.

ROBERT IRVIN.

Sworn to before me at Guysborough, }
 this 17th day of March, 1837. }
WENTWORTH TAYLOR, Jus. Peace.

Personally appeared John McKay of Manchester in the county of Guysborough, Yeoman, and maketh oath, That in the month of May last, he was employed on board

of an American schooner called the *Armanda* of Well Fleet in the State of Massachusetts, on a voyage to Magdalene Islands. That said vessel remained at said Islands for nearly a month, and during all that time lay at anchor in Harbour Mazory. That there were in all about 25 American Vessels in the said harbour during the time he was there. They all made good voyages and caught their fish either in the harbours or in their own immediate vicinity. The vessels got on an average 400 barrels each. Deponent firmly believes that the quantity of Herrings lately taken at these Islands greatly injures the Herring Fishery in Chedabucto Bay, and other parts of this Province.

Deponent further saith that he was also on board the aforesaid vessel on a Mackerel voyage in the Gulf of St. Lawrence for six weeks in July and August last. During said voyage there were taken on board of said vessel about 270 barrels, one third of which were taken near the North Cape of Prince Edward Island at the distance from three to six miles from the shore; remainder was taken on the banks at a great distance from the shore; saw a great number of American Vessels fishing close into the shores of the said Island, and understood that some vessels fished at times in the harbour.

JOHN MCKAY.

Sworn to before me at Guysborough, this }
 10th day of March, 1837. }
 WENTWORTH TAYLOR, Jus. Peace. }

Personally appeared James Howlet of Manchester in the county of Guysboro, Yeoman and maketh oath, That in July and August last he was employed on a Mackerel voyage on board of an American schooner called the *Fairplay* of Eastport. That during the said voyage about 250 barrels were taken on board said vessel. Fished between Margaree Island and the shore of Cape Breton for five days. Saw a great number of American vessels fishing within one mile of the shores of Cape Breton and Prince Edward Island. Thinks he saw about sixty sail so fishing. Believes that the quantity taken by American vessels in the Gulf is very injurious to the Mackerel Fisheries on our Shores.

JAMES HOWLET.

County of Pictou, SS.—Frederick Green, of the East River of Pictou, in the County of Pictou, Mariner, maketh oath and saith, that during the summer of the year 1836, this Deponent was engaged by George Hanley, as Master of the Shallop *Kate*, on a Fishing Voyage, on the Coast of Cape Breton and Prince Edward Island, and the adjacent parts, That in the month of June, Deponent was stationed between Wolfe Island and the main land of Cape Breton, the Straight between the Island and the mainland, being about four miles in width; that at that time there were from ninety to a hundred sail of American vessels at anchor in the said 'straights, fishing Mackerel by jigging them as it is called—That this Deponent had his Nets set at the stern of the Shallop and fastened to a mooring at some distance astern, That one of the American Vessels ran in close upon this Deponent, who told the Master of the same that he would run foul of his said Nets, whereupon the American replied, that Deponent had no right to set his Nets there and the American kept on his course and ran through Deponent's Nets which caught the rudder of the American vessel the Master of which got out his boat, and cut away Deponent's Nets and carried away part of them with him.

That in the month of August following, Deponent had other Nets set and one morning he found them gone and is quite positive they could not have gone adrift as they were well secured—That upon going on board one of the Americans he found his Nets, and having claimed them was told by the Master that he had found them adrift, but Deponent is sure they were drawn by the Americans and designedly taken away.

That Deponent continued in the station above mentioned, from June till November, during all which time great numbers of American Vessels were engaged fishing along the said Coasts, and they constantly fished close into the shores, and indeed from the dexterity with which they manage their vessels much closer than this Deponent thought it safe to venture.

That when this Deponent spoke to any of the Americans about their infraction of the treaty they insisted that the restrictions therein contained, extended only to the fishing of Cods, and that they had as much right to fish Mackerel there as the subjects of Great Britain.

And Deponent further saith, that the Nets destroyed as aforesaid, were worth sixteen pounds and ten shilling, and cost that price, and he verily believes he would have caught from one hundred and fifty to two hundred pounds worth of Mackerel if the same had not been so destroyed as above sworn to; and that all the fish Deponent caught except a few barrels caught before the Nets were destroyed, he caught by gigging to which he was forced to resort in consequence of the loss of the Nets—although quite unprepared to fish in that manner.

And Deponent lastly saith, that he has been upwards of twenty years engaged in the fishery, and he is quite positive that if the Americans were restrained from fishery within three Marine miles of the shores they could not succeed in the Mackerel fishery, as they could not raise them in the deep water; but at present they catch immense quantities and completely destroy the Net Fishery. This, Deponent has seen upwards of seventy American vessels, who caught in two successive Sundays upon an average, by their own admission, one hundred and twenty barrels each, making in all, in the two days, sixteen thousand eight hundred barrels, worth about thirty thousand pounds.

That when the American carried away the Nets, as aforesaid, they were set between the Shallop and the shore, which was not more than fifty yards distant; and the people who inhabit the shores cannot sometimes set their Nets for fear of the Americans carrying them away.

FREDERICK GREEN.

Sworn to before me, this 13th March, 1837. }

DAVID CRICHTON, Jus. Peace. }

Digby, County of Annapolis, March 25, 1837.—We the undersigned do hereby certify and make oath, that it pleased Heaven in the course of the month of August last, to send in the narrow and deep Bay of St. Mary's, in Digby aforesaid, immense Shoals or Schools of Mackerel, so that the inhabitants on the shores of said Bay could take them in great abundance in their little shore Boats, and even when standing on the shores, with lines of two or three fathoms long. But unfortunately for the inhabitants those Schools of Mackerel were followed in by more than thirty sail of American Fishermen who pursued them more than thirty miles up said Bay, where they lay at Anchor for a fortnight, and where the Bay was not more than from three to five miles wide, and by throwing over great quantities of Bait, enticed the Mackerel from the shores of the Bay to the very great injury of the inhabitants, and loaded their vessel in defiance of them.

Sworn before me the day and date above, }

E. MORTON, Justice Peace. }

FREEMAN TERFRY
RICHARD LEONARD
ABRAM GAVEL.

This is to certify unto all whom it may concern, that on or about the months of May or June last, we the undersigned did see several vessels (which we have every reason to believe were American) fishing within two miles of the shores of Parrsboro' to the great annoyance and injury of His Majesty's subjects, by throwing the garbage over board.

Given under our hands at Parrsboro' }

this 6th day of March 1837. }

William Hatfield, junr. John Plushaw, Ralph Pearsons, A. G. Howard, John Morris, John L. Morris, Joshua Hazel, Isaac Hatfield, William Turpel, James Hatfield, James A. Hatfield, John Hatfield Samuel Maynard.

This is to certify unto all whom it may concern, that on or about the months of May or June 1835. I the undersigned did see an American vessel fishing on the Coast and within one mile of the shore of Parrsboro' to the great injury and annoyance of His Majesty's most loyal subjects, by throwing garbage over board.

Given under my hand at Parrsboro' this 7th day of March 1837.

GEORGE WINTER.

Sworn to before me at Parrsboro' }
 this 7th day of March 1837. }
 JAS. RATCHFORD. Jus. Peace.

This is to certify unto all whom it may concern, that on or about the months of May and June last, we the undersigned did see several vessels which we do verily believe were American, Fishing on our Coast, and within one mile of the shore of Parrsboro' to the great injury and annoyance of His Majesty's most loyal subjects, by throwing garbage over board.

Given under our hands at Parrsboro' } GEORGE WINTER,
 this 7th day of March 1837. } WILLIAM BREALEY,

This is to certify unto all whom it may concern, that on or about the months of May and June last, we the undersigned did see several vessels (which were American) Fishing on our Coast and within one mile of the shore of Parrsboro' to the great injury and annoyance of His Majesty's most loyal subjects by throwing garbage over board.

Given under our hands at Parrsboro' this 6th of March 1837.

Sworn to before me, at Parrsboro', } JOHN W. MORRIS,
 this 6th day of March, 1837. } L. M. LOVELY.
 JAS. RATCHFORD, Jus. Peace.

HENRY COWLEY, of Canso, in the County of Guysborough, Merchant, maketh oath and saith, that he has been engaged in Fishing and Trading in Fish, in the said County, for the last six years, and during that period he has repeatedly seen American Fishermen introduce Articles of American Manufacture, into the said County, in exchange for Fish, and repeatedly violate the terms of the Treaty now existing between Great-Britain and the United States, both in Chedabucto Bay Antigonish Bay, as well as on the Shores of Prince Edward's Island and Cape-Breton—that deponent has repeatedly known the Skippers of American Vessels to land one or more of their Crew with Supplies and Money, to purchase Fish from the Inhabitants of Chedabucto Bay, and also, to procure Fish by Nets, which are taken on board the Vessels when on their homeward Voyage from the Fishing Grounds.—That during the years 1834, 1835 and 1836, American Vessels have traded from Canso to Crow Harbour, almost within sight of the Custom-House, without any measures having been taken to check a traffic so ruinous to the Revenue of the Province.—That in each of the above named years, deponent has counted from 30 to 60 sail of American Vessels between the east point of Prince Edward's Island and St. Peter's Bay, fishing within one mile of the Shores, and which Vessels, on the approach of stormy weather, frequently run into the Harbours of said Island, and within deponent's knowledge, trade with the Inhabitants.—That it is very common to see from 50 to 60 sail of American Vessels engaged in the Cod Fishery, at one time, in the Harbours of Souris and Three Rivers, in said Island, where they set their Bait Nets, and if they are not well fished, do not scruple to rob those belonging to the Inhabitants, and assault the Owners if interfered with.—That from 50 to 60 sail of similar Vessels proceed to the Magdalene Islands, and there in direct opposition to the wishes of the Inhabitants, take from 15 to 20,000 barrels of Herring, interfering with British Subjects, and, in some cases, preventing them from setting Nets, except in such places as the Americans point out; which outrages they are enabled to commit with impunity, from their overwhelming numbers.—

APPENDIX No. 75.

That deponent has held repeated conversations with the Commanders of American Fishing Vessels, who invariably allow, that, after the month of July, when Mackerel keep the Shores of Prince Edward's Island, not one Vessel in a hundred could procure a fare, if confined to the limits defined by Treaty; and who, at the same time, boast, that, if permitted to visit the Fishing Grounds to which they now resort for four or five years, they will render them as unproductive in Mackerel as their own Coasts now are, from their immense numbers, and destructive method of Fishing.

HENRY COWLEY.

Sworn before me, at Arichat, this day of March, 1837.
JOHN JEAN, J. P.

WILLIAM DUNBAR, of Pictou, in the County of Pictou, Yeoman, maketh oath that this deponent hath been for a period of nine years attending the Fisheries, on the Coast of Labrador and the Shores of this Province, and was during the last Summer so employed on the Shores of the same.—That during the month of August, whilst this deponent was so employed attending the Fisheries, he saw from about 60 to 70 sail of American Vessels lying at Anchor, from Mabou to Margaree Island, within from one half mile to two miles from the Shore, and were busily engaged catching Fish by jigging them.—That during a whole fortnight, whilst this deponent was there, they continued so engaged.—That owing to so many American Vessels frequenting the said Fisheries, the Net Fishery is completely stopped and ruined.—That when the Americans are fearful of being detected within three marine miles of the Shore, they prepare a quantity of bait, which in abundance is thrown overboard, so as to entice the Fish.—That when the Shoal or School of Fish discover it, they follow the Vessels until they reach off from the Shore the three miles, when they are immediately taken, and thus great injury is done to the Fishermen, and others concerned in the Fisheries.—That the Americans do, during the Fishing Season, enter the Harbours and Bays, on the Coast of Nova-Scotia, and trade with the Inhabitants for Fish, and this deponent knows, of his own knowledge, of their Trading in this way, during the last two years, particularly at Canso and the Gut of Canso, where they bartered Tobacco, Tea, Shoes, Boots, Cottons, and other Dry Goods, in payment for fish, and this system of Smuggling is carried on during the whole Fishing Season.

That from so many Americans being employed during the last Summer's Fishery, at Port Hood, this deponent was afraid to set his Nets, and was obliged to return to the Gut of Canso. That deponent with great difficulty got even into Port Hood, and in doing so came in contact with one of the said American Vessels, there being at this time Sixty-seven sail of American Vessels; which number this deponent distinctly counted.

That almost every night, during the Fishing Season, the said Americans anchor in the Harbours on this Coast.

WILLIAM DUNBAR.

Sworn to, at Pictou, this 11th day of March, 1837, before me,
DAVID CRICHTON, J. P.

CHARLES STEWART, a native of Liverpool, Nova-Scotia, states that he was employed the past Season on board an American Vessel, fitted out from Cape Ann, for the purpose of taking Mackerel in the Bay Chaleur.—That they fished partly on the north side of Prince Edward's Island, and partly off Chestigo, in the Island of Cape-Breton.—That a great part of the Fish was taken by the said Vessel within three miles of the Shores, and some of them not more than a quarter of a mile off.—That the best fishing is near the Shore, of which the Americans are aware, and take advantage thereof, when no British Vessels are near them.—That the Mackerel are drawn towards the Vessel by throwing overboard bait, consisting of Fish and Fish Offals, ground in a Mill fitted for the purpose, and are then taken partly by the Hook, and partly with Gaffs.

That American Vessels for the Mackerel Fishery are fitted out in what is called a half lay,

APPENDIX Nos. 75, 76, 77, 78.

that is, the Men have half of the Fish caught, and that the Natives of this Province are induced to sail in American Vessels because the value of the Fish is so much greater in the American Markets than in Nova-Scotia—that their profits are thereby greatly increased.

CHARLES STEWART.

Liverpool, 11th March, 1837.

This Statement may be relied on as strictly correct, although not sworn to.

J. B.

I, JACOB TITUS, do Certify, that the American Fishermen have trespassed on our Fishing Ground, within one and a half miles from the Shore, and have carried off loads of Fish; and further, that they have cast their Offals overboard, within a half mile of the Shore, which is very injurious to our Fishing; also, that they set their Nets on our Shores, entering our Harbours, this last year, and obtaining great quantities of Mackerel.

JACOB TITUS.

Digby Neck, March 20, 1837.

Sworn before me, }
E. MORTON, J. P. }

No. 76.

(See Page 218.)

The Committee to whom was referred the Petition of Mr. J. W. M. Irish, report, that the Agent of the Petitioner has not been able to furnish to the Committee the Survey which he proposed to submit of his Lands at Parrsborough, and the Committee are therefore unable to form any judgment on the subject matter of his complaint, and cannot recommend any remedy in that behalf during the present Session.

Wm. Young, Chairman; Samuel Chipman, A. Stewart.

Committee Room, 17th April, 1837.

No. 77.

(See Page 221.)

The Committee to whom it was referred to inquire respecting the recent landing of Convicts from Bermuda at this Port, beg leave to report, that twelve of the Convicts employed in the Public Works at Bermuda, have been put on board two of the Mail Boats there, to-wit: the Velocity and Margaret, and have recently been landed here; that this has been done by the Officers of Government, and is calculated to inflict a great evil upon the population of this Province, by introducing the worst and most desperate characters, who will be apt to contaminate the morals of the young and uneducated, and by whom crimes have already been perpetrated. This Committee, at so late a period of the Session, cannot attempt any Legislative enactment, but recommend that the House should bring the matter to the notice of His Excellency, and earnestly request his interposition in the Premises, or that Convicts shall not in future be landed in this loyal Colony without the sanction and consent of Government. Crime, happily, is of rare occurrence among us, but the Committee have just reason to apprehend that it will cease to be so, if this system be regularly acted on, as seems to be now intended, and cast upon our Shores the out-casts of Society in the United Kingdom.

William Young, Chairman; L. M. Wilkins, Jun. Joseph Howe.

Committee Room, April 13, 1836.

No. 78.

(See Page 222.)

RULES FOR THE GUIDANCE OF PROCEEDINGS IN THE HOUSE OF ASSEMBLY.

1. When the Speaker is set in his Chair, every Member is to sit in his place with his head covered.
2. No Member in coming into the House, or in removing from his place, is to pass between the Speaker and the Member then speaking, nor is any Member to pass from one side to the other, while the House is sitting.

APPENDIX No. 78.

3. No Member is to come into the House with his head covered, nor to remove from one place to another with his hat on, nor put on his hat in coming in, nor until he be set down in his place.

4. While the House is sitting, no Member is to speak to another, so as to interrupt the House when any Member is speaking, or any Bill or other matter being read to the House.

5. When any Member intends to speak he is to rise from his seat uncovered, and address himself to the Speaker—and no Member while speaking shall be interrupted by the Speaker or any other Member.

6. When two or more Members rise at once, the Speaker shall decide which Member is entitled first to speak, subject to appeal to the House.

7. A Member called to Order shall sit down, unless permitted to explain, and all debate on the question of Order shall take place before the decision of the Speaker.

8. When a business is began and in debate, if any Member speak on a new business, any Member may, but the Speaker ought, to interrupt him, and no Member shall speak beside the question in debate.

9. If in debate, words be let fall by a Member that give offence, the same shall be immediately noted down in writing and noticed in the House before any other Member has spoken or other business intervened, or otherwise he who is offended may move at any time during the same day, and before such offending person go out of the House, that such Member may not go out of the House till he give satisfaction in what was by him spoken, and in case he desire, or the House command him to explain himself, he is immediately so to do, standing in his place; which, if he refuse to do, or if the House be not satisfied with his explanation, then he is to be subject to the censure of the House.

10. Though freedom of speech and debate be the undoubted privilege of the House, yet whatsoever is spoken in the House is subject to the censure of the House.

11. No Member shall speak more than twice to any matter in the House, except in explanation of a material part of his speech that may have been misconceived, then he is not to introduce new matter.

12. When the Speaker desires to speak he is to be heard without interruption, and explain any Bill or other matter, but not to sway the House with arguments or take part in debate.

13. When the Speaker or any other Member speaks to Order, the question of Order must be decided previous to the debate or other matter being proceeded in.

14. The Rules of the House shall be observed in Committee of the whole, as far as they may be applicable.

15. In a Committee of the whole, a motion that the Chairman leave the Chair shall always be in order, and take precedence of every other motion, and when the motion is made on account of any question of Order or Privilege arising, the Speaker shall resume the Chair without discussion or vote of the Committee.

16. When any Member intends to move for a vote of money to any public service, he shall give previous notice to the House of such motion, and leave such notice with the Clerk at least the day before his moving for the same in the Committee of Supply; and no vote for granting any sum of money shall pass the House before the same shall have been agreed to in a Committee of Supply.

17. If any motion be made for any public aid, duty, or charge upon the people, the consideration and debate thereupon shall not presently be entered on, but adjourned till such further day as the House shall think fit to appoint, and shall be referred to a Committee of the whole House, and their opinion reported before any Resolution or vote of the House do pass thereon.

18. There shall be no motion received for rescinding any Resolution or Order of the House, unless notice has been given of such motion on the same day on which such Resolution or Order was passed; and such motion shall only be made on the next day on which the House shall meet after such notice, and immediately after reading the Journal, and while there are no strangers present.

19. The seat of any Member who shall be absent for two Sessions consecutively shall be vacated.

20. If any Member shall leave the House without permission first obtained from the House, he shall be subject to the censure of the House, and shall forfeit his pay.

21. No rule adopted by the House shall be dispensed with, unless by consent of at least two thirds of the Members present.

22. In all cases, not otherwise ordered, the House will be guided by the rules, usage and forms of the Imperial Parliament.

The foregoing rules are reported from the Committee of Privileges.

William Young, Chairman.

Halifax, 15th February, 1837.

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APPENDIX No. 79.

No. 79.

(See Page 224.)

Halifax, 18th March, 1837.

Sir—

In compliance with the directions of His Excellency the Lieutenant-Governor, you will receive herewith the Accounts of the Rents of the Town Property, designating the amount of each Tenement, and the names of the persons occupying the same, with the amounts of rents received, and how the money arising therefrom has been expended.

Also, statements of the amount which the Town of Halifax has been annually rated and assessed for, with the amount received therefrom, with the several Accounts shewing how the money has been expended since I came into Office, commencing the 2d March, 1835, to the 31st October, 1836, with the amount of Salaries paid to the different Officers, and of the amount assessed on the Town, occasioned by the burning of John Farquhar's House. I beg leave to state that it is not in my power to render a more accurate account, according with the Law passed in the year 1835, which requires that all monies, no matter from what source the same arises, on account of the Town and County of Halifax, shall be paid over to me, and directs me to render an annual account of the Receipts and Expenditure thereof, so as the whole may appear at one view to the Sessions, to be audited by them, and published for the information of the Public; but as the money granted, and that arising out of the ten per cent. duty, for the support of the Poor, also the sum granted for the support of the Bridewell, does not come into my hands, nor the accounts of the expenditure thereof, it is impossible to comply with the spirit of the Act.

I am, with great respect,

Your most obedient Servant,

WILLIAM LAWSON, Town and County Treasurer.

Sir RUPERT D. GEORGE, Secretary, &c.

Amount of rents of Town Property, commencing the first day of May, 1835, and ending the 30th day of April, 1836.

| FISH MARKETS. | | COUNTY COURT HOUSE. | |
|---|-----------|---------------------------------|-----------|
| Sundry persons for Rent for Stalls | £64 0 0 | John Nugent, for Shop | £19 0 0 |
| George N. Russell, for Fish Market Loft | 8 0 0 | A. & J. M'Nab ditto | 26 0 0 |
| Robert Shaw, for Upper Fish Market | 10 0 0 | J. Stanford ditto | 10 0 0 |
| | £82 0 0 | S. & W. Albro ditto | 16 0 0 |
| | | Committee for reading Room | 25 0 0 |
| | | Chas. Keefer, for Room | 5 0 0 |
| | | | £101 0 0 |
| MEAT MARKET. | | MARKET SLIP. | |
| David Hannigan, rent of Stalls | £44 10 0 | John Keating, for West end Shop | £49 0 0 |
| W. & J. Rogers ditto | 43 0 0 | Cornelius Falvey, East end Shop | 21 6 0 |
| William Murphy ditto | 13 0 0 | | 70 0 0 |
| Henry Anderson ditto | 14 10 0 | | |
| Andrew Crawford ditto | 8 10 0 | MARKET WHARF. | |
| John Parker, for Shop at South end | 36 0 0 | Patrick Kelly, for small Shop | 12 9 0 |
| Mrs. Hannigan for Cellar | 16 0 0 | | |
| Michael Fox ditto | 10 0 0 | | |
| William Robinson do. | 50 0 0 | | |
| | £235 10 0 | | £500 10 0 |

Town Property, in account with William Lawson, Town and County Treasurer.

| DR. | | CR. | | | |
|----------|---|---------|---|--|------------|
| 1835. | | Aug. 26 | Henry Bateman, Fish Market Keeper | 10 6 10 | |
| April 23 | Paid Premium of Insurance | | Ditto do. do. | 13 9 0 | |
| May 13 | James Grant, Carpenter | | Charles Dunbrack, Carpenter | 28 0 6 | |
| Do. | | Sep. 5 | St. Andrew's & Smithers, Blacksmiths | 1 18 11 | |
| 80 | Andrew B. Jennings, Painter | Nov. 17 | John Trider, Junr. for Lime | 3 2 6 | |
| June 27 | Michael Hutt, Wages, 6 months' keeper of Meat Market | | W. M. Allan, for Coms. on sales of rents | 6 0 0 | |
| July 14 | Henry Bateman, Fish Market Keeper | | Henry Bateman, Keeper of Fish Market | 12 16 5 | |
| 17 | Ditto ditto ditto | | Ditto do do | 12 17 11½ | |
| 23 | John Nugent ditto | | William Lawson for Commissions on | | |
| 31 | William Merrick, Painter | | £511 7 6 | 25 11 4 | |
| Aug. 1 | Thomas Lounds, Carpenter | | To balance carried to new account | 332 15 10½ | |
| 10 | George Coleman, for Fish Market | | | £512 12 11 | |
| | | May 1 | By Cash received for Rents of Stalls in Fish Market | 64 0 0 | |
| Oct. 31 | By amount of Rents due and received to the 1st of May, 1835 | | Oct. 31 | By Cash for Fines rec'd from Police Office | 2 5 11 |
| | £228 2 0 | | | | |
| Aug. 1 | By ditto from 1st May to date | | | | £512 12 11 |
| Nov. 1 | By ditto from 1st August to date | | | | |
| | 109 2 6 | | | | |
| | 109 2 6 | | | | |

APPENDIX No. 79.

Due by Sundry Persons to date.

| | | | |
|-----------------|----------|-----------------|-----------|
| Charles Keefer | £1 5 0 | Henry Anderson | £3 12 6 |
| John Parker | 9 0 0 | Andrew Crawford | 9 0 0 |
| S. & W. Albro | 40 7 2 | John Nugent | 4 15 0 |
| David Hannigan | 18 5 0 | A. & J. M'Nab | 6 10 0 |
| W. & J. Rogers | 15 10 0 | E. & D. Falvey* | 10 15 0 |
| Patrick Kelly * | 3 3 2 | | |
| | £87 10 4 | | £84 12 6 |
| | | | 87 10 4 |
| | | | £122 2 10 |

Halifax, 31st October, 1836.
(Errors Excepted.)

WILLIAM LAWSON, Town and County Treasurer.

The above Balances have been paid, except those marked thus * These persons having absconded.

Vouchers for the above sums paid have been lodged with the Clerk of the Peace.

Paid the following Persons on Account of Town Property, per Vouchers, lodged with the Clerk of the Peace, viz :

| | |
|--|-----------|
| Michael Bohannon, Mason | £0 10 0 |
| Fire Insurance Company—Premium on County Court House | 15 0 0 |
| Henry Bateman Salary to 30th November, 1835, Fish Market | 11 2 6 |
| William Merrick, Painter | 0 12 10 |
| Michael Hutt Salary to 1st December, for Meat Market | 3 15 0 |
| George Lane for Truckage of Stocks | 0 3 9 |
| Thomas Taylor for a Book | 0 8 3 |
| James Grant, Carpenter, Meat Market | 8 12 6 |
| Ditto ditto Fish Market | 0 13 1 |
| Ditto ditto Weigh Scales | 1 0 9 |
| Ditto ditto Police Office | 2 5 5 |
| Henry Bateman, to 29th February, Fish Market Keeper | 8 0 0 |
| Robert Moulton, fixing Pipe on House | 1 13 9 |
| Jacob Currie, for Drain at Market House Cellar | 15 19 5 |
| Michael Hutt Salary to 1st June, Meat Market | 3 15 0 |
| Henry Bateman ditto Fish Market | 8 0 0 |
| William Robertson, allowed for repairs of Cellar | 14 0 0 |
| William Merrick, Painter | 1 19 1 |
| Matthew Lownds, Carpenter | 24 1 2½ |
| Jacob Currie, for drain at Weigh Scales | 1 15 0 |
| William M. Allan, for a Writing Desk | 10 0 0 |
| C. W. Torbett, for Seal for Trustees of Public Property | 3 10 0 |
| Surveyor General, for Plans and descriptions of Public Property | 30 0 0 |
| Attorney-General, for preparing and drawing Letters Patent for Town Property | 27 6 8 |
| Henry Bateman, for Salary to 1st August, Fish Market | 8 0 0 |
| James & Michael Tobin, in full, for balance due them on Weighing Scales | 122 0 11 |
| Edmund Ward, for Printing in 1832 and 1833 | 4 8 9 |
| Philip Holland, do do | 2 11 10 |
| Carried forward | £331 5 8½ |

Town Property, in Account Current with William Lawson, Town and County Treasurer, Dr.

| | |
|---|-------------|
| To amount brought over | £331 5 8½ |
| Alexander Primrose, for cost of suit, Dennis Falvey | 3 19 0 |
| William Merrick, Painter, | 7 18 4 |
| Michael Bohannon, Mason, | 11 3 0 |
| St. Andrews & Smithers, Blacksmiths, | 0 14 6 |
| James Reid, Mason, inspecting Work at Market Slip | 2 0 0 |
| John Trider, for Stone supplied for Market Slip | 197 8 0 |
| William M. Allan, Com. on sale of Rents | 6 0 0 |
| Patrick Kelly, absconded, credited in last year's account | 3 3 2 |
| C. & D. Falvey, do. do. do. | 10 15 0 |
| Cost of Suit in Comrs. Court, on account of Falvey | 0 8 9 |
| Charles Keefer, for Rent, credited in last year's account | 1 5 0 |
| William Lawson, Comn. on £432 6 6 | 21 12 4 |
| | £597 12 11½ |

APPENDIX No. 79.

| | | | |
|-------------|---|--------------------------------|-------------|
| | | Brought forward | £597 12 11½ |
| | | Balance carried to new account | 167 9 5 |
| CR. | | | 765 2 4½ |
| 1835. | | | |
| Oct. 31st.— | By balance from last year's account | | 332 15 10½ |
| | Cash received for Rent of Fish Market Stalls | | 64 15 0 |
| | “ J. S. Clark, for Fines from Police Office | | 3 2 6 |
| | “ Hunter & Chambers, balance of Rent, Weighing Scales | | 1 2 6 |
| | “ J. W. Young, to 31st Oct. one Quarter | £12 10 0 | |
| | Less 9 days | 1 4 9 | |
| | | | 11 5 3 |
| | “ Of sundries, for Rent, to 31st Jany. | | 112 7 6 |
| | “ Do, 1st May | | 89 7 6 |
| | “ For Fish Market Loft | | 4 0 0 |
| | “ Of sundries to 1st August | | 113 1 3 |
| | “ Do. 1st September | | 28 5 0 |
| | “ Do, Fish Market Loft | | 5 0 0 |
| | | | £765 2 4½ |
| | Due Lounds & Grant, for Market Slip | £187 1 1 | |
| | Do. Michael Bohannon | 118 17 3 | |
| | | £305 18 4 | |
| | Paid Grant and Lounds on account | £95 0 0 | |
| | Bohannon do. | 60 0 0 | |
| | | 155 0 0 | |
| | Remains due | £150 18 4 | |

Due by sundry persons to date.

| | | | |
|------------------------------|---------|---|-----------|
| Henry Anderson | *£5 3 9 | W. & J. Rogers | £16 10 0 |
| Andrew Crawford | 0 7 6 | David Hannigan | 20 5 0 |
| John Keating | 12 5 0 | S. & W. Albro | 6 10 0 |
| Dennis Connor | 5 0 0 | Richard Marshall | *1 0 0 |
| William Evans | 0 12 6 | John Parker | *9 0 0 |
| Reading Room | 6 5 0 | Allan Campbell | *1 5 0 |
| W. Robinson | 5 0 0 | | |
| John Nugent | 13 7 6 | | £112 16 3 |
| John Murphy | 10 5 0 | | |
| [Errors excepted.] | | The above has been paid except those marked * | |
| Halifax, 31st October, 1836. | | WILLIAM LAWSON, Town and County Treasurer. | |

Amount of Rents of Town Property, commencing the first day of May, 1836, and ending the 31st day of October, 1837, viz:—

FISH MARKET.

| | | | |
|---|----------|--|----------|
| Sundry persons for Stalls at Market Wharf | £64 15 0 | Richard Marshall, Upper Market, near Dock Yard | 6 0 0 |
| George N. Russell, Loft over Fish Market | 10 0 0 | | £80 15 0 |

MEAT MARKET.

| | | | | |
|-----------------|--------|----------|--------------------------------|----------|
| David Hannigan | Stalls | £48 10 0 | John Parker, Shop at south end | 36 0 0 |
| John Murphy | do | 28 10 0 | Michael Fox, Cellar | 20 0 0 |
| W. & J. Rogers | do | 49 0 0 | William Robertson do | 40 0 0 |
| Henry Anderson | do | 20 15 0 | Do do | 20 0 0 |
| Andrew Crawford | do | 4 15 0 | | |
| William Evans | do | 5 5 0 | | £276 5 0 |
| James Kerwick | do | 3 10 0 | | |

COUNTY COURT-HOUSE.

| | | | |
|----------------------------------|----------|--------------------|-----------|
| John Nugent, two Shops £19 & £34 | £53 10 0 | James Stanford, do | 16 0 0 |
| Committee of Reading Room | 25 0 0 | | |
| Allan Campbell, one Room | 5 0 0 | | £125 10 0 |
| S. & W. Albro, Shop | 26 0 0 | | |

MARKET SLIP.

| | | | |
|--------------------|---------|-----------------|---------|
| | | Jerry Cullin do | 37 0 0 |
| John Keating, Shop | £49 0 0 | | £86 0 0 |

MARKET WHARF.

| | | | |
|----------------------------|--|--|-----------|
| Dennis Connors, small Shop | | | 14 0 0 |
| | | | £582 10 0 |

APPENDIX No. 79.

A Statement of Poor and County Rates assessed on the Inhabitants of the Town of Halifax, for the year 1835, with the amount received, and on what account paid.

| | | |
|---|------------|------------|
| For County charges | £1246 10 0 | |
| For a new Cemetery | 213 0 0 | |
| For the support of the Poor | 1277 0 0 | |
| For Pumps, Wells and Engines | 160 0 0 | |
| | | £2896 10 0 |
| It appears by the Return of the Assessors that only £2876 6 1 leaving less the sum of | | 20 3 11 |
| | | £2876 6 1 |

Amount received for the year 1835, and carried to the credit of the different services in proportion to the amount assessed, viz :

| | | |
|--|-----------|------------|
| For County charges | £969 5 9 | |
| New Cemetery | 165 10 8 | |
| Support of the Poor | 992 18 10 | |
| Pumps, Wells and Engines | 124 8 8 | |
| Treasurer Comms. | *118 10 9 | |
| | | £2370 14 3 |
| | | £505 11 5 |
| There has been collected of the above Rates a further sum which will appear to the credit of the different accounts for 1836, amounting to | | 35 5 1 |
| | Deficient | £470 6 4 |

This deficiency is caused by persons ascertained to have left the Province, of others not to be found, but supposed to have left the Province also, of poor persons unable to pay, persons relieved for various reasons, and others allowed on appeals.

The Treasurer's Commission amounted, as stated above, to *118 10 9—out of this sum he has paid for Office Rent, Clerk hire, Stationary, Printing, &c. £44 8 5, leaving him but £74 2 4, being at the rate of £2 18 4 per cent.

The assessments for the County of Halifax amounted to £196 10, of which £74 0 1½ was collected and carried to the credit of the County.

A Statement of Poor and County Rates assessed on the Inhabitants of the Town of Halifax, for the year 1836, with the amount received, and on what account paid.

| | | |
|-----------------------------|-----------|-----------|
| Assessed for County charges | £1183 0 0 | |
| Pumps, Wells, &c. | 300 0 0 | |
| Poor | 1277 0 0 | |
| Cemetery | 200 0 0 | |
| | | £2960 0 0 |

Amount received for the year 1836, and carried to the credit of the different services, in proportion to the amount assessed, viz :

| | | |
|----------------------|-----------|-------------|
| For County charges | £619 2 3 | |
| Pumps, Wells, &c. | 191 0 3 | |
| Support of the Poor | 813 0 11 | |
| Cemetery | 127 6 10 | |
| Police Establishment | 809 3 3½ | |
| | | £2559 12 9½ |
| | Deficient | £400 7 2½ |

There has been received since the 31st October £10—there also remains to be collected about £50, out of which sum not more than £30 or £35 will be paid.

The amount of £289 19 4 collected for the Public Cemetery remains in my hands.

The sum of £813 0 11 for the support of the Poor has been paid to the Commissioners of that Establishment.

The balance remaining of £91 1, on account of Pumps, Wells and Engines is nearly paid, partly to liquidate the debt due the Fire Insurance Company, and for other purposes.

The Treasurer's Commissions on the above sum of £2559 12 9½ as by Law allowed, being 5 per cent. amounts to £127 19 7, from this sum deduct £31 7 4 for Office Rent, Clerk hire, Stationary, Printing, &c. leaves £96 12 3, being at the rate of £3 15 6 per cent.

There was assessed on the Town last year £52 occasioned by John Farquhar's house taking Fire, which sum has been collected and paid to the parties entitled thereto.

APPENDIX Nos. 79.

Paid the following persons on account of the County of Halifax, per Vouchers lodged with the Clerk of the Peace, viz :

| | | | | | | |
|---------|---------------------------------|----------|---------|---|-------------------------|-----------|
| 1835. | | | | | Do. £8 6 8, do. £25 do. | |
| May 29— | Paid the Sheriff | £35 13 3 | | | £4 19 5 | £38 6 1 |
| | “ Gaoler | 101 17 6 | 29 | “ | Doctor Head | 2 6 8 |
| | “ Sheriff | 106 7 5 | Sept. 3 | “ | W. A. Black | 8 10 0 |
| June | “ George Glazebrook | 10 0 0 | | “ | John Metzler | 16 9 3 |
| | “ James F. Avery | 7 13 4 | 8 | “ | John Howe & Son | 23 16 0 |
| July 1 | “ Doctor Stirling | 8 0 0 | 18 | “ | Sheriff | 62 4 3 |
| | “ Do. £3 do. £5 16 8 do. £3 10, | 17 6 8 | | “ | Doctor Grigor | 1 3 4 |
| 22 | “ James C. Hume | 1 3 4 | 29 | “ | Doctor Almon | 2 6 8 |
| | “ James F. Gray | 39 10 1 | | “ | John Johnson | 84 17 10½ |
| | “ Ditto | 63 4 2 | | “ | Ditto | 10 1 7½ |
| 27 | “ Doctor Hume | 2 6 8 | | “ | Sheriff | 40 6 10 |
| | “ Mrs. Ann Pyke | 25 0 0 | | “ | James Bain | 2 17 3 |
| Aug. 11 | “ David S. Clarke | 80 13 2 | Nov. 6 | “ | Robert Noble | 6 0 0 |
| | “ Ditto | 65 5 4 | | “ | Patrick Mahany | 2 11 10 |
| | “ Ditto £15, ditto £15 | 30 0 0 | | “ | George Glazebrook | 10 0 0 |
| | “ Estate of Fielding £18 15, | | | | | |
| | £75 | 93 15 0 | | | Carried over | £999 13 7 |

Dr. County of Halifax in account with William Lawson, Town and County Treasurer.

| | | |
|----------|---|--------------------|
| 1835. | To amount brought over | £999 13 7 |
| Nov. 6.— | Paid William Mills | 25 0 0 |
| | George Glazebrook, included in Police Accounts, Voucher No. 3 | 10 0 0 |
| | William Lawson, per vote of Grand Jury | 10 0 0 |
| | To this amount carried to the credit of Police Establishment, proportion of £419 15 voted by Grand Jury | 361 0 9½ |
| | | <u>£1405 14 4½</u> |

| | | | |
|-------|-----------|---|-----------------|
| 1835. | October.— | By Cash received of Jennings for assessment, 1834 | £117 8 7 |
| | | J. S. Clark do. | 32 3 10 |
| | | Do. do. 1832 | 30 0 0 |
| | | Do. do. 1833 | 60 0 0 |
| | | D. S. Clark do. 1829 | 57 7 7 |
| | | | <u>£357 0 0</u> |
| | | Less my Commission | 17 17 0 |

| | | |
|--|---|----------------|
| | By Cash received for Poor and County Rates, Halifax, 1835 | £339 3 0 |
| | Do. Spryfield assessment | 969 5 9 |
| | Do. Sackville | £11 4 0 |
| | Do. Dartmouth | 2 3 3 |
| | Do. Preston | 19 17 9 |
| | Do. Chezetcook | 5 19 11½ |
| | Do. Margaret's Bay | 3 10 8 |
| | Do. Hammond's Plains | 18 11 6 |
| | Do. Cole Harbor, &c. | 3 2 0 |
| | | 9 11 0 |
| | | <u>74 0 1½</u> |
| | By Fines received of J. W. Nutting Supreme Court | 23 5 6 |

[Errors excepted] £1405 14 4½
 Halifax, October 31st 1835. WILLIAM LAWSON, Town and County Treasurer.
 There has been payments made on account of the several assessments which will appear to the credit of the County in 1836.

To paid the following persons for sundry demands against the County of Halifax, viz :—per Vouchers lodged with the Clerk of the Peace.

| | | | |
|--------------------------------------|---------|------------------------------------|-----------------|
| To James S. Clarke, for copying as- | | To James Lessel, 1834 | £7 10 0 |
| essment for 1835 | £3 0 0 | John Howe | 10 10 0 |
| Edward J. Starr | 5 0 0 | John Stirling, for 1835 | 8 0 0 |
| Police Constables | 5 0 0 | A. B. Richardson, 1835 | 9 13 0 |
| Sheriff | 30 5 11 | Central Board of Health, for 1835 | 6 5 4½ |
| William Lawson, fuel for Pol. Office | 7 5 6 | Gossip & Coade, for 1834 & 1835 | 3 4 0 |
| Police Constables | 5 0 0 | George Glazebrook, 1834 & 1835 | 10 0 0 |
| John Thornham, for 1833 | 51 14 3 | Sheriff | 58 19 5 |
| James Tobin, Dy. Sheriff, 1834 | 36 5 0 | William Mill | 15 0 0 |
| William Vickers | 3 9 0 | James Ives | 31 14 3½ |
| John Thornham, for 1833 | 9 18 0 | William Bates | 0 18 6 |
| Dechezeau & Crow | 4 7 6 | J. H. Liddell | 1 3 4 |
| Jacob Currie | 175 2 6 | Chas. Twining and others, asses- | |
| Charles Dunbrack, for 1832 and | | sors for 1835 | 6 0 0 |
| 1833 | 5 0 0 | Jas. S. Clarke, Clerk of the Peace | |
| James Neville, 1835 | 9 0 0 | for 1835 | 156 13 8 |
| William Merrick, 1835 | 6 13 4 | | <u>£684 8 7</u> |
| John Brown, 1835 | 1 15 6 | | |

APPENDIX No. 79.

Dr. County of Halifax.—In Account Current with William Lawson, Town and County Treasurer, Cr.

| | | | | |
|---|-----|-------|----|----|
| To amount brought over | | £684 | 8 | 7 |
| To paid John Drysdale and others, Assessors | | 5 | 0 | 0 |
| James McNab and others, ditto | | 4 | 0 | 0 |
| John Chamberlain and others, ditto | | 4 | 0 | 0 |
| John Thompson, Assessor, Hammond's Plains | | 0 | 10 | 0 |
| Hood Clifford and others, Assessors | | 5 | 10 | 0 |
| Treasurer's Commissions on £754 8 6½ | | 37 | 14 | 0 |
| | | <hr/> | | |
| | | £761 | 3 | 1 |
| To balance due the Treasurer | | 6 | 14 | 6½ |
| | | <hr/> | | |
| By Cash received of the Sheriff, overpaid last year | | 1 | 0 | 0 |
| J. W. Nutting, for Fines | | 1 | 0 | 0 |
| D. S. Clarke, on account of Assessment, for 1829 | | 5 | 16 | 10 |
| J. S. Clarke, ditto previous to 1835 | | 44 | 0 | 0 |
| Proportion of £35 5 1 Poor and County Rates, balance collected for 1835 | | 15 | 3 | 5 |
| Cash received on account of Dartmouth assessment, for 1835 | £3 | 16 | 1 | |
| Ditto Margaret's Bay | 3 | 5 | 8 | |
| Ditto Gay's River | 7 | 9 | 1 | |
| | | <hr/> | | |
| | | 14 | 10 | 10 |
| Windsor Road assessment, for 1836 | £14 | 5 | 9 | |
| Sackville Road | 2 | 12 | 4½ | |
| Chezencook | 7 | 10 | 0 | |
| Cole Harbor, Preston and Lawrence Town | 20 | 8 | 3 | |
| Spryfield | 8 | 18 | 10 | |
| | | <hr/> | | |
| | | 53 | 15 | 2½ |
| Proportion of Poor and County Rates, for the Town of Halifax | | 619 | 2 | 3 |
| | | <hr/> | | |
| | | £761 | 3 | 1 |

(Errors excepted.)

WILLIAM LAWSON, Town and County Treasurer.

Halifax, 31st October, 1836.

There has been received on account of Dartmouth assessment £38; and a further sum is expected. Returns have not been received.

Gay's River ditto ditto £17.—And a small amount from other assessments, which will appear to the credit of this Account, for the year 1837.

There has been received from J. S. Clarke of £42 3 for back assessments, and for fines from J. W. Nutting, Esq. £22, which will appear to the credit in account for 1837.

Dr. Police Establishment in Account Current with William Lawson, Town and County Treasurer.

1835.

| | | | | |
|---|--------------------------|-------|----|---|
| October 31.—To John Liddell, for his Salary to 31st October, 1834 | | £175 | 18 | 4 |
| George Glazebrook | do do | 30 | 0 | 0 |
| Do | do 31st July, 1835 | 39 | 0 | 0 |
| William Mill | do 31st October, 1834 | 21 | 13 | 4 |
| Do | do 30th April, 1835 | 26 | 0 | 0 |
| Do | do 31st July " | 13 | 0 | 0 |
| James Ham | do 31st October, 1834 | 21 | 13 | 4 |
| Do | do 30th April, 1835 | 26 | 0 | 0 |
| Do | do 31st July, 1835 | 13 | 0 | 0 |
| David Shaw Clarke | do to 31st October, 1834 | 156 | 10 | 0 |
| Do | do 30th April, 1835 | 150 | 0 | 0 |
| Do | do 31st October " | 150 | 0 | 0 |
| John Liddell | do 30th April " | 150 | 16 | 8 |
| Do | do 31st October " | 153 | 6 | 8 |
| George Glazebrook | do do | 13 | 0 | 0 |
| William Mill | do do | 13 | 0 | 0 |
| James Ham | do do | 13 | 0 | 0 |
| | | <hr/> | | |
| | | £1167 | 12 | 4 |

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APPENDIX No. 79.

| | | |
|---|--|------------|
| 1835. | | Cr. |
| October 31.—By this amount transferred from the Funds of the County of Halifax, being about the proportion of the sum of £419 15 voted by the Grand Jury towards defraying the expense of the Establishment | | £261 0 9 |
| By cash received of W. M. Deblois, proportion of the Licence Duty | | 309 12 10 |
| By Fines received from the Police and Sessions | | 33 9 9 |
| By balance due J. Liddell, Esq. to date | | 223 9 0 |
| Do. D. S. Clarke, Esq. do | | 240 0 0 |
| | | £1167 12 4 |

[Errors excepted.]
Halifax, 31st October, 1835.

WILLIAM LAWSON, Town and County Treasurer.

Salaries of the Police Officers, viz :—

| | | | |
|--------------------|------|-------------------|--------|
| John Liddell, Esq. | £304 | 3 | 4 |
| D. S. Clarke, Esq. | 300 | 0 | 0 |
| Police Constables— | } | William Mill | 52 0 0 |
| | | James Ham | 52 0 0 |
| | | George Glazebrook | 52 0 0 |
| | | | £760 |

Dr. Police Establishment, in Account Current with William Lawson, Town and County Treasurer.

| | | |
|---|---------|------------|
| 1836. | | |
| October 31.—To balance due J. Liddell, Esq. to 31st October, 1835 | | £223 9 0 |
| Do. D. S. Clark, do. | | 240 0 0 |
| Paid Dennis Heffernan, under Keeper of Bridewell | | 15 0 0 |
| John Liddell, Esq. to 31st January, 1836 | | 76 13 4 |
| D. S. Clark, Esq. do. | | 75 0 0 |
| Police Constables do. £13 each | | 39 0 0 |
| Do. 30th April | | 39 0 0 |
| Do. 31st July | | 39 0 0 |
| John Albro, vote of Grand Jury, 1834 | | 20 0 0 |
| William Jones, for Milk 1834 and 1835 | | 4 6 4 |
| John Parker for Beet to October, 1834 | | 26 19 9 |
| Richard Keefe, Blacksmith, 1834 and 1835 | | 6 11 10½ |
| John Esson, Meal, Groceries, &c. 1835 | | 82 13 1 |
| Thomas Ring, do. 1834 & 1835 | | 62 15 0 |
| John Trider, for Lime, 1835 | | 2 12 6 |
| John Sterling for Medicines, &c. 1832 | | 16 13 4 |
| Thomas Pyke | | 5 16 9½ |
| John Albro, per vote of Grand Jury | | 100 0 0 |
| William Lawson, for Commission on £1137 5 8½ | | 56 17 8 |
| | Balance | 4 17 6½ |
| | | £1137 5 8½ |

By Cash received of J. S. Clarke, for Fines
Do. do. W. M. Deblois, for 1-5 Licence Duty
Proportion of Poor and County Rates, 1836

| | | |
|--|--|----------|
| | | Cr. |
| | | £50 5 0 |
| | | 277 17 5 |
| | | 809 3 3½ |

[Errors excepted.]
Halifax, 31st October, 1836.

WILLIAM LAWSON, Town and County Treasurer.

| | | | |
|---|------|---|----------|
| Due J. Liddell, Esq. two Quarter's Salary | £153 | 6 | 8 |
| D. S. Clarke, Esq. do. | 150 | 0 | 0 |
| Police Constables do. | 39 | 0 | 0 |
| | | | £342 6 8 |

Dr. Pumps, Wells and Engines, in Account Current with William Lawson, Town and County Treasurer.

| | | | | | |
|--------------------------|----|----|----|---|----------|
| Paid William Black & Son | £0 | 13 | 5 | | |
| Do. do. | 6 | 11 | 10 | Sinclair and McLean | £32 18 0 |
| James Donovan | 4 | 7 | 0 | William A Hearn | 0 13 10 |
| A. Smith | 3 | 0 | 6 | Andrew Downs | 0 12 6 |
| Estate of Donovan | 64 | 17 | 4 | Robert Richardson | 0 10 0 |
| Henry G. Hill | 6 | 18 | 0 | William Lawson, Commission on £218 18 7 | 10 19 0 |
| James Smithers | 9 | 5 | 0 | Balance carried to new account | 197 4 4 |
| St. Andrews and Smithers | 4 | 16 | 6 | | £343 7 3 |

By Cash received of Jennings, assessment for 1834 £185 6 2
Do. J. S. Clarke do. 33 12 5

Do. Poor and County Rates, Halifax, 1835 124 8 8
£343 7 3

[Errors excepted.]
Halifax, 31st October, 1835.
Vouchers lodged with the Clerk of the Peace.

WILLIAM LAWSON, Town and County Treasurer.

APPENDIX Nos. 79, 80.

Dr. Pumps, Wells and Engines, in Account Current with William Lawson, Town and County Treasurer.

| | | | |
|--|----------|--|----------|
| To Cash paid William A. Black, towards paying the Fire Insurance Company for an Engine | £200 0 0 | H. G. Hill, for repairing, examining and casing Pumps, 1835 & 1836 | 14 8 5 |
| William Caldwell, for repairs of Engine No. 3 | 0 13 0 | Do. for plan of Engine House | 5 0 0 |
| Humphery & Co. for Oil and Hog's Lard | 0 14 9½ | Estate of John Dupuy, for repairs and materials furnished for Pumps, &c. 1832 and 1833 | 51 7 4½ |
| J. & D. Starr, for Iron Chain | 3 0 0 | William Calbeck & Son, for Axes and repairing Grapnels | 1 14 6 |
| A. B. Jennings, for Painting and numbering Tins | 2 10 0 | Treasurer's Comn. on £192 19 3 | 9 13 0 |
| Alexander Smilie, for repairing Pumps, &c. | 10 1 6 | To balance | 91 1 0 |
| | | | £390 3 7 |
| 1835. | Cr. | Proportion collected in the year | |
| October 31.—By balance on hand | 197 4 4 | 1836 | 191 0 3 |
| Proportion of County Rates on £35 5 1 remaining uncollected, for 1835 | 1 19 0 | | £390 3 7 |
| [Errors excepted.] | | | |
| Halifax, 31st October, 1836. | | WILLIAM LAWSON, Town and County Treasurer. | |

No. 80.

(See Page 224.)

MARCH 31st, 1837.

SIR—

I have the honor to enclose to you, for the information of the House of Assembly, an Abstract from the Commissioners of Streets, &c. containing the information requested by your Letter of 9th inst. respecting amounts received and paid, &c. ; also, a list of names from whom the Ten Thousand Pounds Loan to the Commissioners of Streets was borrowed.

I have the honor to be, Sir, your obedient Servant,

JAMES TREMAIN, Secretary to the Comrs. of Streets.

To Sir Rupert D. George, Secretary, &c. &c. &c.

Abstract of Receipts and Expenditures, Salaries and Commissions, taken from the Commissioners of Streets Account.

| Date. | Receipts. | Expenditures. | Salaries. | To whom paid. | Commission. | To whom paid. |
|-------|------------|---------------|-----------|--|-------------|--|
| 1830 | £1137 1 3 | £1144 18 0 | £125 0 0 | Matthew Forrester, Overseer, with privilege of having 2 Horses & Carts employed in the Road Service. | £33 7 0 | H. H. Cogswell, Joseph Allison, G. N. Russell, James Tremain and J. H. Tidmarsh, each 1-5th |
| 1831 | 2016 8 9 | 2744 5 11 | 125 0 0 | Matthew Forrester, Overseer with privilege of 4 Horses. | 60 9 10 | H. H. Cogswell, J. Allison, J. Tremain, G. N. Russell, J. H. Tidmarsh; 1-5th each. |
| | | | 80 0 0 | James Tremain, Sec. & Trsr. | | |
| 1832 | 11439 14 8 | 10734 8 1 | 125 0 0 | Matthew Forrester, Overseer, with privilege of 6 Horses. | 334 0 0 | H. H. Cogswell, J. Allison, G. N. Russell, J. Tremain and J. H. Tidmarsh, 1-5th each. |
| 1833 | 4744 19 4 | 5934 17 2 | 125 0 0 | James Tremain, Overseer. | 169 18 11 | H. H. Cogswell, J. Allison, G. N. Russell, J. Tremain, W. H. Snelling. |
| | | | 30 0 0 | James Tremain, Sec. & Trsr. | | |
| 1834 | 2095 17 3 | 1538 4 0 | 75 0 0 | Jacob Currie, Overseer, with privilege of 2 Horses and Carts. | 46 0 0 | H. H. Cogswell, J. Allison, G. N. Russell, J. Tremain and W. H. Snelling. |
| | | | 30 0 0 | James Tremain, Sec. & Trsr. | | |
| | | | 50 0 0 | Jacob Currie, Overseer, no privilege of Horses. | | |
| 1835 | 1937 18 5 | 1394 17 0 | 80 0 0 | James Tremain, Sec. & Trsr. | 40 12 10 | H. H. Cogswell, J. Allison, G. N. Russell, J. Tremain and W. H. Snelling. |
| | | | 50 0 0 | Jacob Currie, Overseer. | | |
| | | | 30 0 0 | James Tremain, Sec. & Trsr. | | |
| 1836 | 2528 2 11 | 2556 8 9 | | | 84 19 11 | H. H. Cogswell, J. Allison, J. Tremain, G. N. Russell & W. H. Snelling, in 7 years, £20 10 per annum each. |
| | | | | | £718 19 6 | |

NOTE.—The above amounts included sums expended for Commissioners of Common, of Provincial Buildings, of Town Property, of the Health Board, Drains and other Work, repaid the Commissioners of Streets, thereby increasing the gross amount of Receipts.

There is no charge of Commission on the £1000 of Loan, repaid in the year 1836.

The several sums borrowed from the Bank, for occasional accommodation, are not included in the above statement, not being subject to any charge of Commission.

APPENDIX Nos. 80, 81.

Names of Parties from whom the Ten Thousand Pounds was borrowed for the repairs and improvements of the Streets of Halifax.

| Date. | Number. | Amount. | Names. | Interest. | Date. | Number. | Amount. | Names. | Interest. |
|-------|---------|---------|--------------------|-----------|-------|---------|-----------------|--------------------------|-----------|
| 1832 | 1 | £500 | Sir James Kempt | 5 p. ct. | 1832 | 14 | 500 | Hon. Samuel Cunard | 5 p. ct. |
| " | 2 | " | " | " | " | 15 | " | " | " |
| " | 3 | " | " | " | " | 16 | " | " | " |
| " | 4 | " | " | " | 1833 | 17 | " | Govrs. of King's College | " |
| " | 5 | " | " | " | " | 18 | " | " | " |
| " | 6 | " | " | " | " | 19 | " | Hon. Samuel Cunard | 6 p. ct. |
| " | 7 | " | " | " | " | 20 | " | " | " |
| " | 8 | " | " | " | | | | | |
| " | 9 | " | " | " | | | | | |
| " | 10 | " | " | " | 1836 | 19 & 20 | £10,000 1000 | Paid off and taken up. | |
| " | 11 | " | Hon. Samuel Cunard | " | | | | | |
| " | 12 | " | " | " | | | £9,000 | | |
| " | 13 | " | " | " | | | | | |

No. 81.

(See Page 224.)

Halifax, April 7th, 1837.

SIR—

In answer to your communication of the 9th ultimo, requesting me to supply you, for the information of the House of Assembly, with a return of all the Fines and Fees taken in the Commissioners Court at Halifax, specifying on what account they were taken, and exhibiting an Alphabetical list of the Persons who paid the Fines, for the last ten years. I beg leave to transmit you the accompanying statement, which shows the number of Writs and Judgments issued and obtained in the Court of Commissioners for that period, with the Fees taken thereon.

I have the honor to be, Sir,
Your most obedient humble Servant,
J. S. CLARKE.

Sir Rupert D. George, Bart. &c. &c. &c.

Statement showing the number of Writs, Judgments and Executions, in the Court of Commissioners, from the month of March, 1827, to the month of March, 1837, being 10 years.

| March Term, 1827 | No. | August | No. | January, 1828 | No. | July | No. |
|------------------|-----|-----------|-----|---------------|-----|-----------|-----|
| Summonses | 65 | | 74 | Summonses | 44 | | 98 |
| Capiases | 20 | | 49 | Capiases | 38 | | 76 |
| Judgments | 33 | | 56 | Judgments | 22 | | 76 |
| Executions | 20 | | 39 | Executions | 21 | | 59 |
| April | | September | | February | | August | |
| Summonses | 51 | | 30 | Summonses | 55 | | 116 |
| Capiases | 29 | | 29 | Capiases | 19 | | 52 |
| Judgments | 31 | | 20 | Judgments | 35 | | 56 |
| Executions | 15 | | 18 | Executions | 23 | | 39 |
| May | | October | | March | | September | |
| Summonses | 42 | | 31 | Summonses | 65 | | 110 |
| Capiases | 32 | | 41 | Capiases | 36 | | 41 |
| Judgments | 30 | | 22 | Judgments | 44 | | 47 |
| Executions | 18 | | 13 | Executions | 37 | | 39 |
| June | | November | | April | | October | |
| Summonses | 75 | | 60 | Summonses | 58 | | 58 |
| Capiases | 28 | | 38 | Capiases | 29 | | 28 |
| Judgments | 43 | | 40 | Judgments | 36 | | 29 |
| Executions | 26 | | 27 | Executions | 27 | | 19 |
| July | | December | | May | | November | |
| Summonses | 64 | | 43 | Summonses | 74 | | 52 |
| Capiases | 28 | | 30 | Capiases | 35 | | 36 |
| Judgments | 34 | | 34 | Judgments | 39 | | 31 |
| Executions | 24 | | 29 | Executions | 31 | | 19 |
| | | | | June | | December | |
| | | | | Summonses | 51 | | 54 |
| | | | | Capiases | 29 | | 49 |
| | | | | Judgments | 40 | | 40 |
| | | | | Executions | 34 | | 29 |

APPENDIX No. 81.

| | | | | | | | |
|---------------|----|-----------|-----|---------------|----|-----------|----|
| January, 1829 | | July | 108 | January, 1830 | | July | 43 |
| Summonses | 41 | | 46 | Summonses | 44 | | 69 |
| Capiases | 44 | | 58 | Capiases | 62 | | 49 |
| Judgments | 33 | | 45 | Judgments | 32 | | 41 |
| Executions | 26 | August | 64 | Executions | 25 | August | 52 |
| February | | | 32 | February | | | 45 |
| Summonses | 49 | | 40 | Summonses | 37 | | 31 |
| Capiases | 29 | | 37 | Capiases | 20 | | 28 |
| Judgments | 42 | September | 88 | Judgments | 21 | September | 59 |
| Executions | 33 | | 37 | Executions | 17 | | 61 |
| March | | | 45 | March | | | 41 |
| Summonses | 88 | | 37 | Summonses | 37 | | 27 |
| Capiases | 28 | October | 46 | Capiases | 56 | October | 30 |
| Judgments | 33 | | 37 | Judgments | 21 | | 35 |
| Executions | 23 | | 29 | Executions | 14 | | 19 |
| April | | | 46 | April | | | 15 |
| Summonses | 82 | November | 51 | Summonses | 28 | November | 59 |
| Capiases | 17 | | 54 | Capiases | 79 | | 35 |
| Judgments | 41 | | 40 | Judgments | 41 | | 29 |
| Executions | 33 | | 20 | Executions | 30 | | 23 |
| May | | December | 76 | May | | December | 57 |
| Summonses | 41 | | 50 | Summonses | 26 | | 50 |
| Capiases | 12 | | 37 | Capiases | 36 | | 32 |
| Judgments | 30 | | 36 | Judgments | 32 | | 27 |
| Executions | 28 | | 76 | Executions | 14 | | 57 |
| June | | | 50 | June | | | 50 |
| Summonses | 56 | | 37 | Summonses | 57 | | 32 |
| Capiases | 26 | | 36 | Capiases | 84 | | 27 |
| Judgments | 31 | | 45 | Judgments | 35 | | |
| Executions | 28 | | 36 | Executions | 35 | | |

| | | | | | | | |
|---------------|----|-----------|-----|---------------|-----|-----------|-----|
| January, 1831 | | July | 68 | January, 1832 | | July | 93 |
| Summonses | 46 | | 32 | Summonses | 53 | | 44 |
| Capiases | 42 | | 34 | Capiases | 26 | | 47 |
| Judgments | 34 | | 28 | Judgments | 40 | | 41 |
| Executions | 26 | August | 106 | Executions | 36 | August | 139 |
| February | | | 42 | February | | | 90 |
| Summonses | 47 | | 57 | Summonses | 106 | | 104 |
| Capiases | 38 | | 39 | Capiases | 43 | | 71 |
| Judgments | 26 | September | 72 | Judgments | 51 | September | 91 |
| Executions | 12 | | 47 | Executions | 41 | | 72 |
| March | | | 26 | March | | | 68 |
| Summonses | 80 | | 21 | Summonses | 70 | | 48 |
| Capiases | 22 | October | 80 | Capiases | 32 | October | 89 |
| Judgments | 37 | | 40 | Judgments | 49 | | 39 |
| Executions | 28 | | 26 | Executions | 36 | | 54 |
| April | | | 26 | April | | | 40 |
| Summonses | 56 | November | 75 | Summonses | 55 | November | 124 |
| Capiases | 20 | | 43 | Capiases | 23 | | 71 |
| Judgments | 31 | | 48 | Judgments | 36 | | 67 |
| Executions | 24 | | 36 | Executions | 26 | | 54 |
| May | | December | 61 | May | | December | 63 |
| Summonses | 47 | | 40 | Summonses | 79 | | 44 |
| Capiases | 17 | | 27 | Capiases | 48 | | 38 |
| Judgments | 18 | | 18 | Judgments | 45 | | 38 |
| Executions | 15 | | 18 | Executions | 35 | | 36 |
| June | | | 61 | June | | | |
| Summonses | 46 | | 40 | Summonses | 57 | | |
| Capiases | 48 | | 27 | Capiases | 38 | | |
| Judgments | 32 | | 18 | Judgments | 44 | | |
| Executions | 26 | | 18 | Executions | 33 | | |

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APPENDIX No. 81.

| | | | | | | | |
|---------------|-----|-----------|-----|---------------|----|-----------|-----|
| January, 1833 | | July | 103 | January, 1834 | | July | 170 |
| Summonses | 76 | | 53 | Summonses | 64 | | 56 |
| Capiases | 45 | | 60 | Capiases | 60 | | 72 |
| Judgments | 48 | | 34 | Judgments | 49 | | 61 |
| Executions | 53 | August | | Executions | 29 | August | |
| February | | | | February | | | |
| Summonses | 82 | | 112 | Summonses | 89 | | 143 |
| Capiases | 35 | | 86 | Capiases | 41 | | 61 |
| Judgments | 47 | | 65 | Judgments | 40 | | 80 |
| Executions | 54 | September | 42 | Executions | 27 | September | 58 |
| March | | | | March | | | |
| Summonses | 71 | | 97 | Summonses | 69 | | 80 |
| Capiases | 16 | | 51 | Capiases | 25 | | 39 |
| Judgments | 44 | | 59 | Judgments | 41 | | 35 |
| Executions | 32 | October | 40 | Executions | 26 | October | 33 |
| April | | | | April | | | |
| Summonses | 58 | | 94 | Summonses | 64 | | 70 |
| Capiases | 49 | | 66 | Capiases | 47 | | 29 |
| Judgments | 50 | | 61 | Judgments | 39 | | 35 |
| Executions | 40 | November | 43 | Executions | 32 | November | 24 |
| May | | | | May | | | |
| Summonses | 103 | | 67 | Summonses | 76 | | 56 |
| Capiases | 46 | | 55 | Capiases | 38 | | 61 |
| Judgments | 66 | | 47 | Judgments | 45 | | 55 |
| Executions | 55 | December | 29 | Executions | 26 | December | 39 |
| June | | | | June | | | |
| Summonses | 107 | | 83 | Summonses | 77 | | 60 |
| Capiases | 70 | | 45 | Capiases | 53 | | 45 |
| Judgments | 74 | | 50 | Judgments | 61 | | 36 |
| Executions | 50 | | 38 | Executions | 38 | | 23 |
| January, 1835 | | July | 63 | January, 1836 | | July | 32 |
| Summonses | 67 | | 29 | Summonses | 32 | | 19 |
| Capiases | 54 | | 32 | Capiases | 20 | | 9 |
| Judgments | 34 | | 25 | Judgments | 18 | | 5 |
| Executions | 26 | August | | Executions | 8 | August | |
| February | | | | February | | | |
| Summonses | 105 | | 74 | Summonses | 40 | | 40 |
| Capiases | 31 | | 56 | Capiases | 20 | | 29 |
| Judgments | 36 | | 38 | Judgments | 19 | | 31 |
| Executions | 57 | September | 20 | Executions | 15 | September | 13 |
| March | | | | March | | | |
| Summonses | 69 | | 74 | Summonses | 58 | | 36 |
| Capiases | 25 | | 58 | Capiases | 20 | | 20 |
| Judgments | 40 | | 36 | Judgments | 24 | | 28 |
| Executions | 31 | October | 20 | Executions | 15 | October | 14 |
| April | | | | April | | | |
| Summonses | 71 | | 56 | Summonses | 22 | | 35 |
| Capiases | 36 | | 32 | Capiases | 17 | | 12 |
| Judgments | 45 | | 26 | Judgments | 15 | | 17 |
| Executions | 32 | November | 16 | Executions | 13 | November | 10 |
| May | | | | May | | | |
| Summonses | 131 | | 47 | Summonses | 60 | | 51 |
| Capiases | 37 | | 34 | Capiases | 23 | | 27 |
| Judgments | 42 | | 23 | Judgments | 19 | | 16 |
| Executions | 19 | December | 22 | Executions | 15 | December | 19 |
| June | | | | June | | | |
| Summonses | 52 | | 77 | Summonses | 29 | | 35 |
| Capiases | 30 | | 27 | Capiases | 39 | | 15 |
| Judgments | 30 | | 28 | Judgments | 13 | | 18 |
| Executions | 22 | | 15 | Executions | 5 | | 7 |

| | | | | | |
|---------------|-----|----------|-----|------------|----|
| January, 1837 | No. | February | No. | March | |
| Summonses | 17 | | 33 | Summonses | 30 |
| Capiases | 12 | | 30 | Capiases | 9 |
| Judgments | 15 | | 19 | Judgments | 12 |
| Executions | 11 | | 10 | Executions | 6 |

The Fees taken on the above are regulated by the Act 4 and 5, Geo. IV, Cap. 36, and are as follows :—

| | | | |
|---|---|---|---|
| By the Commissioners—for taking and endorsing Dailable Writ | 0 | 1 | 0 |
| For every Trial and Judgment above 10s. to the whole Court | 0 | 3 | 0 |
| By the Clerk—for every Summons | 0 | 2 | 0 |
| For every Affidavit and Bailable Writ | 0 | 2 | 6 |
| All subsequent proceedings, including final Judgment | 0 | 2 | 0 |
| Execution | 0 | 1 | 0 |

The Court of Commissioners not having jurisdiction, (as by reference to the above Act will be seen,) to impose Fines, none ever were received.

JAMES S. CLARK, Clerk.

Halifax, 7th April, 1837.

APPENDIX No. 82.

No. 82.

(See Page 224.)

Crown Office, Halifax, 22d March, 1837.

SIR—

In obedience to the commands of His Excellency the Lieutenant-Governor, I herewith enclose a Return of Fines imposed, levied, and paid in the Supreme Court, and Courts of General Sessions of the Peace throughout the Province, since my last Return made to the Honorable the House of Assembly, dated 12th February, 1835, and which Return includes all Fines which had been returned as imposed in the Supreme Court from 1826 inclusive, up to the date thereof. No Returns previous to those now made have ever been received by me from the Clerks of the Peace and Sessions. I have the honor to be, Sir, your obedient Servant,

J. W. NUTTING, Clerk of the Crown.

To Sir Rupert D. George, Bart. &c. &c. &c.

Return of all Fines imposed, levied, and paid in His Majesty's Supreme Court at Halifax, and of the several Returns made to the Clerk of the Crown at Halifax, by the Sheriffs, Clerks of the Peace, and Deputy Clerks of the Crown, of Fines imposed and paid in the Supreme Court and Courts of Sessions throughout the Province, since the last Return to the Honorable the House of Assembly, dated 12th February, 1835.

| Place. | Date. | Name. | Offence | Amount. | Court. | Remarks, &c. | By whom returns made. | | | | |
|-------------------------------------|------------------|-------------------|-------------------------------------|--------------|----------|--|-----------------------|--|--------------------------|--|--------------------------------|
| County of Halifax Sydney | Sept. Term, 1833 | None | | £ | S. Court | | | | | | |
| | | M. Isaac | Assault | 0 10 0 | Ditto | Stated by Deputy Clerk Crown to be paid to Sheriff | Dy. Cl. Crown | | | | |
| | June Term, 1836 | E. H. Franchville | Assault on Shff. | 10 0 0 | Sessions | Paid and appropriated by order of Judge Sawers towards payment for sundry services at Trial of Cases rioters in 1833 | Sheriff | | | | |
| Lunenburg | April Term, 1835 | James Walker | Offence not std. | 0 5 0 | | | | | | | |
| | Oct. ditto | James Byers | Not stated | 0 1 0 | Sessions | Payment or appropriation not stated | Shff. & Cl. Pce. | | | | |
| Cumberland | Oct. Term, 1836 | Peter Stram | | 0 1 0 | | | | | | | |
| | For Year 1836 | Mary Gold | Assault | 0 5 0 | Sessions | Collected by Sheriff | Ditto | | | | |
| Annapolis | April Term, 1836 | M. Kief | Ditto | 0 5 0 | Ditto | | | Paid to Sheriff | Ditto | | |
| | | Isaac Roach | Ditto | 1 10 0 | Sessions | One Shilling paid Sheriff by his return | Ditto | | | | |
| | | J. Buskirk | Ditto | 0 2 6 | Ditto | | | | | Paid to Sheriff | Ditto |
| | Nov. Term, 1836 | B. Wheelock | Ditto | 0 2 0 | Ditto | No return of pay't. or appro'tion. | Ditto | | | | |
| | | M. Miller | Ditto | 0 5 0 | Ditto | | | Ditto | Ditto | | |
| | | J. Chate | Ditto | 4 0 0 | Ditto | | | | | Ditto | Ditto |
| Hants Queen's Co. Cape-Breton | For Year 1836 | B. Chute | Ditto | 3 0 0 | Ditto | No return of pay't. or appro'tion. | Ditto | | | | |
| | | J. Rosencranz | Ditto | 2 0 0 | Ditto | | | Levied by Sheriff | Sheriff | | |
| | | C. Sanford | Nuisance | 2 0 0 | Ditto | | | | | No return of pay't. or appro'tion. | Shff. & Cl. Pce. |
| | Oct. Term, 1836 | P. Gough | Assault | 0 10 0 | Ditto | Paid to Sheriff, and by him to C'y Treasurer | Clk. of Peace | | | | |
| | | R. Payne | Ditto | 0 5 0 | Ditto | | | Ditto | Ditto | | |
| | | Mary Ball | Ditto | 0 10 0 | Ditto | | | | | Paid to Clerk of the Peace, and by him to County Treasurer | Ditto |
| | Nov. Term, 1836 | Jane Ball | Ditto | 0 2 0 | Ditto | Returns received by Clerk Peace | Ditto | | | | |
| | | Ditto | Ditto | 0 10 0 | Ditto | | | No return of pay't. or appro'tion. | Ditto | | |
| | | J. M'Donald | Ditto | 0 10 0 | Ditto | | | | | Ditto | Ditto |
| | | D. M'Niver | Ditto | 0 5 0 | Ditto | Received by Clk. P. | Ditto | | | | |
| | | W. M'Fader, jr | Ditto | 0 5 0 | Ditto | | | Returned as secured to be paid | Dy. Cl. Crown | | |
| | | J. M'Donald | Ditto | 0 2 6 | Ditto | | | | | No return of pay't. or appro'tion. | Clk. of Peace |
| | | J. M'Eachren | Ditto | 0 2 6 | Ditto | Returned by Clerk of the Peace as so much received by him for fines, without return of names or items returned as paid to Cot'y Treas'r. | Ditto | | | | |
| | | D. M'Eachren | Ditto | 0 2 6 | Ditto | | | Returned paid County Treasurer | Ditto | | |
| | | Chas. Omara | Ditto | 0 2 6 | Ditto | | | | | Ditto | Ditto |
| | | D. M'Donald | Ditto | 0 2 6 | Ditto | Returned as secured to be paid | Dy. Cl. Crown | | | | |
| | | M. Lynch | Ditto | 5 0 0 | Ditto | | | No return of pay't. or appro'tion. | Clk. of Peace | | |
| | | Ditto | Ditto | 1 0 0 | Ditto | | | | | Returned paid County Treasurer | Ditto |
| Colchester | Jany. Term, 1835 | J. Doall | Ditto | 2 0 0 | Ditto | Returns received by Clerk Peace | Ditto | | | | |
| | | Isaac Langell | Ditto | 0 5 0 | Ditto | | | No return of pay't. or appro'tion. | Ditto | | |
| | | D. Langell | | | | | | | | Ditto | 0 5 0 |
| | Jany. Term, 1836 | M. Langell | Ditto | 0 5 0 | Ditto | Received by Clk. P. | Ditto | | | | |
| | | D. Langell | Ditto | 0 5 0 | Ditto | | | Returned as secured to be paid | Dy. Cl. Crown | | |
| | | R. Hill | Ditto | 0 5 0 | Ditto | | | | | No return of pay't. or appro'tion. | Clk. of Peace |
| | July Term, 1836 | John Kent | Obs. Highways | 0 1 0 | Ditto | Returned by Clerk of the Peace as so much received by him for fines, without return of names or items returned as paid to Cot'y Treas'r. | Ditto | | | | |
| | | — Carr | Assault | 10 0 0 | S. Court | | | Returned paid County Treasurer | Ditto | | |
| | Jany. Term, 1837 | S. M. Blair | Refused to act Surveyor of Highways | 5 0 0 | Sessions | Returned as secured to be paid | Dy. Cl. Crown | | | | |
| | | Juste au Cps. | April Term, 1835 | R. M'Donald | Assault | | | 1 0 0 | Ditto | Returned by Clerk of the Peace, by him paid to Clk. Crown at Halifax and paid into Provincial Treasury | Ditto |
| | | | | Peter Gillis | Ditto | | | 0 10 0 | Ditto | | |
| Magt. M'Lellan | Ditto | | | 0 10 0 | Ditto | No return of pay't. or appro'tion. | Ditto | | | | |
| | April, 1836 | D. M'Isaac | Ditto | 0 1 0 | Ditto | | | Returned by Clerk of the Peace as so much received by him for fines, without return of names or items returned as paid to Cot'y Treas'r. | Ditto | | |
| | | No names | Offence not std. | 8 10 7 | Ditto | Returned paid County Treasurer | Ditto | | | | |
| | | April, 1835 | J. M'Farlane | Not stated | 0 1 0 | | | | | Ditto | Returned paid County Treasurer |
| | | J. Gillis | Ditto | 0 5 0 | Ditto | Returned paid County Treasurer | Ditto | | | | |
| | | Nov. 1835 | R. M'Donald | Ditto | 0 15 0 | | | Ditto | Sheriff & C'y. Treasurer | | |

Crown Office, Halifax, 22d March, 1837.

J. W. NUTTING, Clerk of the Crown.

(See Page 224.)

Annapolis Royal, 15th April, 1837.

SIR—

I have had the honor to receive your Letter of the 10th of the month, enclosing a copy of the Resolution of the House of Assembly, relating to Fees taken by the first Justices of the Common Pleas.

I have the honor to state, that as first Justice of the Courts of Common Pleas within the Western Division of the Province, I levy or receive no Fees upon Suits in these Courts.

To Sir Rupert D. George, Bart. &c. &c. &c.

I have, &c. (Signed) THOS. RITCHIE.

(See Page 224.)

The Committee to whom were referred the Accounts of Messrs. John Howe & Son, for extra Printing, and Printing the Journals of the Legislative Council in 1836, report as follows:—

That the annual allowance or Salary of £350 was raised to that sum in 1834, in consequence of the great increase of labor imposed on the Printers. This Salary is paid for furnishing 200 copies of the Journals of the House and the Appendix thereto, (without the Index,) and 450 copies of the Laws, besides inserting the same in the Gazette, the cost of all, which, at the rates mentioned in the Report made by a Committee of this House in 1835, with the charge for 25 copies sent to England, would considerably exceed the sum of £350; but which, as this Committee believe, could be done for a much smaller sum. The extra Printing consists of the Indexes to the Journals, Bonds, Road Commissions, Circulars, &c. and advertising in the Gazette, and will hereafter comprehend the Journals of the Council.—Including the sum of £295 for Printing the Fourth Volume of the Laws, and the sum of £106 for the Account now referred, the extra Printing has cost the Legislature since 1834 no less than £696 16, in addition to the Salary of £350, shewing an average of £524 4 a year. The Committee annex to their Report the Accounts paid in 1834 and 1836, not having seen the Account of 1835, and invite the attention of the House to some of the items in the former.—£31 10 was paid for advertising the English Act, 59, Wm. IV. regulating the Trade of the British Possessions Abroad, in the Gazette, and £14 for inserting therein the Report of a Committee which occupied eight Columns. In the present state of our finances, and with the necessity which the House have recognized for a more rigorous economy, the Committee are of opinion that charges of this kind should be incurred in future with great caution, and that no Acts, either of the Imperial Parliaments or of our own Legislature, should be inserted in the Gazette, but such as may be specially ordered by His Excellency, or by either of the other branches of the Legislature: Acts of Assembly take their commencement, under the Law of 1829, from the time of their passing, and the date of the endorsement thereon, and as a few only require to be immediately published, your Committee conceive that there is but little use in printing them all in the Gazette, at an expere of upwards of £100 a year. By the Law of 1771, inserting the title only is to be deemed a full and proper publication. With regard to the other items in Messrs. Howe's allowance and annual Accounts, your Committee, while they readily admit that the Work has been well done, and that Mr. Howe, as King's Printer, may have superior claims as to the publication of the Laws, are at the same time persuaded that a very considerable saving would be effected if the whole or any material part of the Work for the Government and Legislature were offered for public competition. The Printing both in Upper and Lower Canada is done by Contract, as well as that of the Commissariat here, and the Committee apprehend that no sufficient and valid argument can be urged against our adopting the same practice.—The allowance of £350 is passed, and the Work in progress for the present year, and the Committee are disposed to recommend the payment of the Accounts now referred to them, although they are convinced that the Work could be equally well done for about two-thirds of the money. For the next and subsequent years they recommend that Contracts should be advertised for, to furnish in the same manner as at present the Journals of both Houses with Appendixes and Indexes thereto, the Laws of each Session, and other Forms required in the Public Offices, at so much per sheet, with proper guards and provisions for having the Work punctually and skilfully done, that such advertisements should be prepared by a Committee of the House, so as to be published for one month immediately after the close of the Session, and Tenders received in sufficient time for the Contractors to procure Types and other materials; that the Tenders should be opened in presence of the Secretary and Treasurer of the Province, and Clerk of this House, whose duty it shall be to enter into the necessary Contracts, and take the proper Securities; and that the same should be subject to the approval and sanction of His Excellency the Lieutenant-Governor.

In 1836, but forty numbers of the Journals of the Legislative Council were published; this year there are one hundred and twenty, and as the work is now doing, and Mr. Howe has applied to the Committee to have payment therefor, without waiting till next Session—they recommend that His Excellency be authorized to grant a Warrant for the amount on the Treasury, subject to the approval of the House.

Committee Room, 16th April, 1837.

L. O. C. Doyle, Chairman, Wm. Young, H. Huntington.

The Province of Nova-Scotia,

HALIFAX, N. S.

To John Howe & Son, Dr.

| | |
|--|---------|
| March 8, 1833—To 150 Forms of Prayer | £1 0 0 |
| 300 Schedules of Representation | 3 0 0 |
| 250 Sets questions on Currency | 2 10 0 |
| 50 Circular Letters | 0 7 6 |
| March 15th 100 Representation Bills | 2 0 0 |
| April 25th 70 Quires Road Commissioners Acts, Instructions & Bonds, on best Foolscap | 25 0 0 |
| May 1st Advertising Report of Committee respecting Court of Chancery, 8 cols. at 35s. | 14 0 0 |
| July 31st Advertising Currency Bill, 4 columns, 35s. | 7 0 0 |
| Printing 9 sheets of Index, to Journals 1833 | 15 3 0 |
| September 14th 144 Copies of Militia Laws | 1 0 0 |
| October 10th Printing 5 sheets of Index to Journals | 25 0 0 |
| November 6th Handbills relative to Debentures | 0 6 0 |
| 13th Advertising cap. 59, Wm. 4th, Act to regulate the Trade of the British Possessions abroad, 18 columns, 35s. | 31 10 0 |

HALIFAX,

*The Province of Nova-Scotia,**To John Howe & Son, Dr.*

| | | |
|---------------------|--|---------|
| January 5, 1835—To | 200 copies Currency Bill | £2 10 0 |
| March 4, | 12 do. Navigation Security Act | 0 15 0 |
| | 200 do. Timber and Lumber Bill | 2 0 0 |
| April 22 | 300 Bonds, Commissions, on best Foolscap | 5 0 0 |
| | 300 Copies Acts, &c. in addition to Pamphlets of Revenue Laws, by order of Provincial Secretary | 6 0 0 |
| May 20 | 5 sheets Index to Journals, of 1835 | 15 0 0 |
| November 4 | 100 Forms of Prayer | 1 10 0 |
| February 3, 1836—To | advertising Acts of Parliament, 56 & 66 Wm. IV. | 3 10 0 |
| | 200 Copies 4th Volume Laws, 472 pages—59 sheets of 8 pages Quarto, £5 per sheet | 295 0 0 |

 £331 5 0

I N D E X.

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PART 1st.

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