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JOURNAL  
OF  
THE LEGISLATIVE COUNCIL  
OF  
PRINCE EDWARD ISLAND,

ANNO VICESSIMO QUARTO VICTORIÆ REGINÆ.

---

*Third Session of the Twenty-first General Assembly.*

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CHARLOTTETOWN:  
JOHN S. BREMNER, PRINTER, PRINCE STREET,  
1861.







## A PROCLAMATION.

BY HIS EXCELLENCY

GEORGE DUNDAS, Esquire,

Lieutenant Governor and Commander-in-Chief in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral, and

[L. S.] Ordinary of the same, &c. &c. &c.

G. DUNDAS, Lieutenant Governor.

**W**HEREAS the General Assembly of this Island stands prorogued until Tuesday, the Twelfth of June instant:

I have thought fit, by and with the advice of Her Majesty's Executive Council, further to prorogue the said General Assembly, and the same is hereby prorogued until Friday, the Twentieth day of July next, of which all persons concerned are required to take notice and govern themselves accordingly.

Given under my hand and the great seal of this Island, at Charlottetown, in the said Island, this Eighth day of June, in the year of our Lord One thousand eight hundred and sixty, and in the twenty-third year of Her Majesty's reign.

By Command,

W. H. POPE, Colonial Secretary.

GOD SAVE THE QUEEN!

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## A PROCLAMATION.

BY HIS EXCELLENCY

GEORGE DUNDAS, Esquire,

Lieutenant Governor and Commander-in-Chief in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral and

[L. S.] Ordinary of the same, &c. &c. &c.

G. DUNDAS, Lieutenant Governor.

**W**HEREAS the General Assembly of this Island stands prorogued until Tuesday, the Twentieth day of July instant:

I have thought fit, by and with the advice of Her Majesty's Executive Council, further to prorogue the said General Assembly, and the same is hereby prorogued until Tuesday, the Twenty-eight day of August next, of which all persons concerned are required to take notice and govern themselves accordingly.

Given under my hand and the great seal of this Island, at Charlottetown, in the said Island, this 16th day of July, in the year of our Lord One thousand eight hundred and sixty, and in the twenty-third year of Her Majesty's reign.

By Command,

W. H. POPE, Colonial Secretary.

GOD SAVE THE QUEEN!

## A P R O C L A M A T I O N .

BY HIS EXCELLENCY

GEORGE DUNDAS, Esquire,

Lieutenant Governor and Commander-in-Chief in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral, and  
[L. S.] Ordinary of the same, &c. &c. &c.

G. DUNDAS, Lieutenant Governor.

**W**HEREAS the General Assembly of this Island stands prorogued until Tuesday, the Twenty-eighth day of August instant:

I have thought fit, by and with the advice of Her Majesty's Executive Council, further to prorogue the said General Assembly, and the same is hereby prorogued until Thursday, the Fourth day of October next, of which all persons concerned are required to take notice and govern themselves accordingly.

Given under my hand and the great seal of this Island, at Charlottetown, in the said Island, this 27th day of August, in the year of our Lord One thousand eight hundred and sixty, and in the twenty-third year of Her Majesty's reign.

By Command,

W. H. POPE, Colonial Secretary.

GOD SAVE THE QUEEN!

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## A P R O C L A M A T I O N .

BY HIS EXCELLENCY

GEORGE DUNDAS, Esquire,

Lieutenant Governor and Commander in-Chief in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral and  
[L. S.] Ordinary of the same, &c. &c. &c.

G. DUNDAS, Lieutenant Governor.

**W**HEREAS the General Assembly of this Island stands prorogued until Thursday, the Fourth day of October, instant:

I have thought fit, by and with the advice of Her Majesty's Executive Council, further to prorogue the said General Assembly, and the same is hereby prorogued until Thursday, the Eighth day of November next, of which all persons concerned are required to take notice and govern themselves accordingly.

Given under my hand and the Great Seal of this Island, at Charlottetown, in the said Island, this third day of October, in the year of our Lord One thousand eight hundred and sixty, and in the twenty-third year of Her Majesty's reign.

By Command,

W. H. POPE, Colonial Secretary.

GOD SAVE THE QUEEN!

## A P R O C L A M A T I O N .

BY HIS EXCELLENCY

GEORGE DUNDAS, Esquire,

Lieutenant Governor and Commander-in-Chief in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral and

[L. S.] Ordinary of the same, &c. &c. &c.

G. DUNDAS, Lieutenant Governor.

**W**HEREAS the General Assembly of this Island stands prorogued until Thursday, the Eighth of November instant :

I have thought fit, by and with the advice of Her Majesty's Executive Council, further to prorogue the said General Assembly, and the same is hereby prorogued until Thursday, the Thirteenth day of December next, of which all persons concerned are required to take notice and govern themselves accordingly.

Given under my hand and the great seal of this Island, at Charlottetown, in the said Island, this Seventh day of November in the year of our Lord One thousand eight hundred and sixty, and in the twenty-third year of Her Majesty's reign.

By Command,

W. H. POPE, Colonial Secretary.

GOD SAVE THE QUEEN!

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## A P R O C L A M A T I O N .

BY HIS EXCELLENCY

GEORGE DUNDAS, Esquire,

Lieutenant Governor and Commander-in-Chief in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral, and

[L. S.] Ordinary of the same, &c. &c. &c.

G. DUNDAS, Lieutenant Governor.

**W**HEREAS the General Assembly of this Island stands prorogued until Thursday, the Thirteenth day of December instant :

I have thought fit, by and with the advice of Her Majesty's Executive Council, further to prorogue the said General Assembly, and the same is hereby prorogued until Monday, the Twenty-first day of January next, of which all persons concerned are required to take notice and govern themselves accordingly.

Given under my hand and the great seal of this Island, at Charlottetown, in the said Island, this 11th day of December, in the year of our Lord One thousand eight hundred and sixty, and in the twenty-third year of Her Majesty's reign.

By Command,

W. H. POPE, Colonial Secretary.

GOD SAVE THE QUEEN!

# A P R O C L A M A T I O N .

BY HIS EXCELLENCY

GEORGE DUNDAS, Esquire,

Lieutenant Governor and Commander-in-Chief in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral, and

[L. S.] Ordinary of the same, &c. &c. &c.

G. DUNDAS, Lieutenant Governor.

**W**HEREAS the General Assembly of this Island stands prorogued until Monday, the Twenty-first day of January instant :

I have thought fit, by and with the advice of Her Majesty's Executive Council, further to prorogue the said General Assembly, and the same is hereby prorogued until Thursday the Twenty-first day of February 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 the Great Seal of this Island, at Charlottetown, in the said Island, this 18th day of January, in the year of our Lord One thousand eight hundred and sixty-one, and in the twenty-fourth year of Her Majesty's reign.

By Command,

W. H. POPE, Colonial Secretary.

GOD SAVE THE QUEEN !

JOURNAL  
OF  
THE LEGISLATIVE COUNCIL  
OF  
PRINCE EDWARD ISLAND.

---

THIRD SESSION OF THE TWENTY-FIRST GENERAL ASSEMBLY.

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**THURSDAY, February 21, 1861.**

The General Assembly having been, by several Proclamations, prorogued to this day, the Legislative Council met.

**P R E S E N T :**

<i>The Honorable Dr. Young, President;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Walker,</i>	<i>Mr. Anderson,</i>
<i>Mr. Bagnall,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Forgan,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Goff,</i>
<i>Mr. Johnson,</i>	<i>Mr. M'Laren.</i>
<i>Mr. Palmer,</i>	

His Excellency GEORGE DUNDAS, Esquire, Lieutenant Governor and Commander-in-Chief in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral, and Ordinary of the same, &c. &c. &c., having come to the Council Chamber, and being seated, *Mr. President* commanded the Gentleman Usher of the Black Rod to let the Assembly know, "It is His Excellency's pleasure that they attend him immediately in this House."

Who being come,—

His Excellency the Lieutenant Governor was pleased to open the Session with the following

### S P E E C H :

*Mr. President, and Honorable Gentlemen of the Legislative Council ;*

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

The period being arrived at which the business of the Legislature is usually resumed, I have called you together, and have much satisfaction in again meeting you, in Assembly, to deliberate on the affairs of this Colony.

Nearly six years have elapsed since a Census of Prince Edward Island was taken. I would, therefore, direct your attention to the propriety of, this year, renewing that Census; more especially as the Imperial Government, having determined on taking one of Great Britain in April next, considers it desirable, that in all the Colonies a similar course should be simultaneously adopted. A Despatch from the Right Honorable the Secretary of State, and Documents on this subject, shall be laid before you.

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

The Accounts of the past year, and the Estimates for the present, shall be duly submitted to you. All Financial arrangements connected with the public service have been framed with a due regard to economy.

The unusual Expences of the past year, which were incurred, principally, by the purchase of the Estates of two non-resident Proprietors, are not altogether met by the Revenue.

I would direct your most serious attention to the fact, that the Revenue, as regards the Imposts on Spirits, has, in some measure, decreased in the face of increased duties.

It is to be feared that a system of Smuggling extensively prevails,—an illicit Traffic as destructive to public morality as it is injurious to your finances.

The Land Commission, which your Address to Her Majesty procured, has, as you are aware, investigated with the utmost care and diligence those questions submitted to it. The award of the Commissioners will, I am assured by them, be made as early in the ensuing Summer as practicable. That a decision so important, and so anxiously looked for by you, should have been delayed, is a subject of regret both to the Commissioners and to myself. Such delay was, however, unavoidable. It, has arisen as much from the laborious and responsible character of the task which the Commissioners undertook, as from frequent interruptions,—your own Referee having, in his high official position, other onerous duties to discharge.

*Mr. President, and Honorable Gentlemen of the Legislative Council ;  
Mr. Speaker, and Gentlemen of the House of Assembly ;*

A Despatch which I have recently received acquaints me, that the Colonial Minister gladly acknowledges the promptitude with which the Legislature of this Colony hastened to give effect to what they supposed was the desire of Her Majesty's Government, that the award of the Commissioners, when given, be rendered valid and binding. The Colonial Minister did not, however, anticipate that the Legislature, with this object in view, would have proceeded to pass an Act of Assembly antecedent to the making of the award. As it, therefore, appears to His Grace the Duke of Newcastle that such legislation is premature, His Grace does not consider it advisable to submit, at the present moment, this Act for Her Majesty's assent.

You will be gratified to learn, that the purchase of the Selkirk Estate—sanctioned by you last year—has been attended with the most satisfactory results. The great majority of the Tenants on that Property have, in a manner highly creditable to themselves, come forward and paid the deposit of the purchase-money requisite for the redemption of their leaseholds. The large amount of the sum deposited, is an earnest of the self-sustaining character of the transaction.

In consequence of a clause in the Land Purchase Act, restricting the Interest on Debenture Loans to five per cent., it was found impossible to negotiate these while Treasury Warrants yielded six per cent. I was, therefore, compelled, in order to meet our engagements, to avail myself of the temporary expedient of issuing Warrants to the amount required. A considerable proportion of these Warrants has been redeemed, and I confidently look for your approval of the course I adopted.

In the absence of all Military Force for the protection of the Colony, I have endeavoured to organise, through the Island, Volunteer Rifle and Artillery Companies. My efforts have been seconded in a praiseworthy manner, by numbers of spirited young men, who have enrolled themselves in these corps. I trust that a patriotic feeling, similar to what prevails at home and in the adjacent Provinces, will prompt you liberally to support the movement, and enable me to complete the efficiency of these Volunteers. As the present Militia Law is not applicable to them, I would direct your attention to the necessity of legislating in reference to this valuable acquisition to our Military Forces.

The past year will be long remembered as that in which our Queen sent her eldest Son to visit Her North American subjects. In your reception of the Prince of Wales, you testified an attachment to Her Throne as gratifying to His Royal Highness as it was characteristic of the deep-rooted loyalty and fidelity of those whose pride it is, that they form a portion of the Great British People.

May your counsels be guided by an All-Wise Providence, that the prosperity of this Colony may be advanced, and the happiness and contentment of its people secured.

The Speech being ended, and the House of Assembly having withdrawn, His Excellency was pleased to retire.

**PRAYERS** were then read,

*Mr. President* reported His Excellency's Speech, and the same was then read by the Clerk.

*Resolved*, That an humble Address be presented to His Excellency the Lieutenant Governor, to return the thanks of this House for his Speech, delivered this day.

*Ordered*, That *Mr. Goff*, *Mr. Johnson*, and *Mr. Ramsay* be a Committee to prepare the draft of an Address, pursuant to the above Resolution.

*Resolved*, That a Committee be appointed, to revise the Journal of this House each day, and that it be an Instruction to the Committee to require that a printed copy be laid on the Table daily.

*Ordered*, That *Mr. Palmer* and *Mr. Hutchinson* do compose the said Committee.

*Resolved*, That a Committee be appointed, to examine into and report upon such Laws as have expired or are near expiring.

*Ordered*, That *Mr. Palmer* and *Mr. Forgan* do compose the said Committee.

*Resolved*, That a Committee be appointed, to examine Bills to be engrossed, or that have been engrossed.

*Ordered*, That *Mr. Goff* and *Mr. Simpson* do compose the said Committee.

*Resolved*, That a Committee be appointed, to regulate the Expenditure of this House during the present Session.

*Ordered*, That *Mr. Hutchinson* and *Mr. Bagnall* do compose the said Committee.

*Resolved*, That the Thirty-seventh Standing Order of this House, as amended in the Session of 1858, be inserted three times in each of the Newspapers published in Charlottetown, for the information of the public.

*Ordered*, That Eighty Copies of the Journal of this House be furnished by the Printer.



*Resolved*, That a Committee be appointed, to receive Tenders for printing the Journal of this House of the present Session.

*Ordered*, That *Mr. Bagnall* and *Mr. Walker* do compose the said Committee.

Adjourned until to-morrow, at Two o' clock.

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## FRIDAY, February 22, 1861.

The Council met, pursuant to adjournment.

**P R E S E N T :**

<i>The Honorable Dr. Young, President.</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Walker,</i>	<i>Mr. Anderson,</i>
<i>Mr. Bagnall,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Forgan,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Goff,</i>
<i>Mr. Johnson,</i>	<i>Mr. M'Laren.</i>

**PRAYERS.**

*Mr. Goff*, from the Committee appointed to prepare an Address in answer to His Excellency's Speech, reported a draft thereof, which he read in his place.

And the same being again read by the Clerk;

*Ordered*, That the said Draft Address be committed to a Committee of the whole House on Tuesday next.

Adjourned until to-morrow, at Eleven o'clock.

**SATURDAY, February 23, 1861.**

The Council met, pursuant to adjournment.

**P R E S E N T :**

<i>The Honorable Dr. Young, President ;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Walker,</i>	<i>Mr. Anderson,</i>
<i>Mr. Bagnall,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Forgan,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Goff,</i>
<i>Mr. Johnson,</i>	<i>Mr. M<sup>c</sup>Laren.</i>
<i>Mr. Palmer,</i>	

**PRAYERS.**

*Resolved,* That Mr. James Ramsay be appointed Reporter to this House for the present session.

*Mr. Bagnall,* from the Committee appointed to receive Tenders for printing the Journal of this House of the present Session, reported that the Committee had received three Tenders, which are as follow, viz:

One from Mr. Geo. T. Haszard, engaging to perform the work for Twenty-six shillings for every four pages, and to bind each copy for the sum of three shillings and ninepence.

One from Mr. William Malone, engaging to perform the work for the sum of seventeen shillings and sixpence per sheet, and to bind each copy for the sum of three shillings; and

One from Mr. J. S. Bremner, who engages to perform the work for the sum of seventeen shillings per sheet, and to bind each copy for the sum of three shillings.

*Resolved,* That Mr. Bremner's Tender be accepted, it being the lowest, and that the Contract be completed on or before the 1st day of November next.

*Resolved,* That a Committee be appointed, to make arrangements for the publication of the proceedings and debates of this House for the present Session, to report thereon to the House on Tuesday next.

*Ordered,* That Mr. Palmer and Mr. Swabey do compose the said Committee.

*Resolved*, That the Postage on all letters and printed papers, both foreign and inland, to members of this House, and the postage on the same when inland only from Members of this House, shall be charged to the Contingent Accounts of the House.

Adjourned until Monday next, at 11 o'clock, A. M.

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**MONDAY, February 25, 1861.**

The Council met, pursuant to adjournment.

**P R E S E N T :**

*The Honorable Dr. Young, President;*

*The Hon. Mr. Swabey,*

*The Hon. Mr. Simpson,*

*Mr. Walker,*

*Mr. Anderson,*

*Mr. Forgan,*

*Mr. Gardiner,*

*Mr. Hutchinson,*

*Mr. Goff,*

*Mr. Johnson,*

*Mr. M'Laren.*

*Mr. Palmer,*

**PRAYERS.**

*Mr. President* called the attention of the House to the absence of the Hon. Messrs. *Dingwell* and *Macintyre*.

Whereupon it was,—

*Resolved*, That the Clerk of this House be directed to write to their Honors, desiring their immediate attendance.

Adjourned until to-morrow, at Eleven o'clock.

## TUESDAY, February 26, 1861.

The Council met, pursuant to adjournment.

### PRESENT:

<i>The Honorable Dr. Young, President;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Palmer,</i>
<i>Mr. Walker,</i>	<i>Mr. Anderson,</i>
<i>Mr. Forgan,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Goff,</i>
<i>Mr. Johnson,</i>	<i>Mr. M'Laren.</i>

### PRAYERS.

The Order of the Day being read, for the House in Committee on the Report of the Special Committee appointed to prepare the draft of an Address in reply to the Speech of His Excellency the Lieutenant Governor to both Houses, at the opening of the present Session;

The House was adjourned during pleasure.

After some time, the House was resumed, and

*Mr. Goff* reported that the Committee had made some progress therein, and that he was directed to move that they may have leave to sit again.

*Ordered,* That the report of the Committee be received, and leave granted.

The House was then adjourned.

At Three o'clock in the afternoon, the House met.

*Ordered,* That the House do now resolve itself into a Committee of the whole, to resume the consideration of the report of the Special Committee appointed to prepare the draft of an Address in answer to His Excellency's Speech at the opening of the present Session.

The House was then, according to order, adjourned during pleasure, and put into a Committee on the said report.

After some time, the House was resumed, and

*Mr. Goff* reported that the Committee had gone through the draft address reported from the Special Committee, paragraph by paragraph, had amended and then adopted the same.

*Ordered*, That the report be received,

*Ordered*, That the said draft Address, as amended, be engrossed.

*Mr. Swabey*, from the Committee appointed to make arrangements for the publication of the Proceedings and Debates of this House for the present Session, reported that they had received two proposals, viz:

One from *Mr. Henry Cooper*, offering to publish the said Proceedings and Debates, in the manner indicated by the Committee, for the sum of 'Thirty-five Pounds; and

One from *Mr. F. W. Hughes*, offering to perform said work for the sum of 'Twenty-four Pounds Nine shillings.

*Ordered*, That the Tender of *Mr. F. W. Hughes*, being the lowest, be accepted.

Adjourned until to-morrow, at Eleven o'clock.

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## WEDNESDAY, February 27, 1861.

The Council met, pursuant to adjournment.

**P R E S E N T :**

*The Honorable Dr. Young, President.*

*The Hon. Mr. Swabey,*

*The Hon. Mr. Simpson,*

*Mr. Walker,*

*Mr. Anderson,*

*Mr. Bagnall,*

*Mr. Ramsay,*

*Mr. Forgan,*

*Mr. Gardiner,*

*Mr. Hutchinson,*

*Mr. Goff,*

*Mr. Johnson,*

*Mr. M'Laren.*

**PRAYERS.**

The Address in answer to the Speech of His Excellency the Lieutenant Governor at the opening of the present Session, as engrossed, was, on motion of *Mr. Goff*, read a third time, and is as followeth:

*To His Excellency GEORGE DUNDAS, Esquire, Lieutenant Governor and Commander-in-Chief in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral, and Ordinary of the same, &c. &c. &c.*

May it please your Excellency ;

We, Her Majesty's dutiful and loyal subjects, the Legislative Council, in Parliament assembled, thank your Excellency for the Speech with which you have been pleased to open the present Session, and assure your Excellency that we shall give our best attention to the affairs of the Colony.

Although the usual period has not yet arrived for taking the Census, yet we concur with your Excellency on the propriety of having it taken in April next, more especially as it is the desire of the Imperial Government that a simultaneous course should be adopted in all parts of the British Empire. Our best attention will be given to the Despatch from the Right Honorable the Secretary of State and the accompanying documents on this subject, when laid before us.

In concurring in the Act passed last Session to give effect to the Report of the Commissioners to be appointed on the land question, the Legislative Council were guided in a great measure by what appeared to have been deemed requisite by the Imperial Government from the construction the Legislative Council put on the despatch of His Grace the Duke of Newcastle, addressed to your Excellency, and bearing date the 21st March last. We trust, however, that although the Act has not yet been submitted to Her Majesty, the award of the Commissioners will undergo no unnecessary delay, and when perfected and published, will be such as to enable Her Majesty to allow the same.

We unite with your Excellency in the gratifying prospects resulting from the purchase of the Selkirk Estate, and hail it as the earnest of similar and yet more extended benefits to the people.

We regret that your Excellency was put to much inconvenience in consequence of not being able to negotiate Debentures bearing only five per cent. Interest, which caused your Excellency to avail yourself of the temporary expedient of issuing Treasury Warrants to the amount required. We feel there was no other course left for your Excellency to adopt in order to meet the engagements which your Excellency's Government had entered into for the purchase of Public Lands.

We thank your Excellency for the successful efforts which you have made in organising throughout the Island Volunteer Rifle and Artillery Companies, and for the interest which your Excellency so fully evinced for the protection of the Colony; and it is highly gratifying to know that the young men of this country have responded so manfully to your Excellency's call. We shall gladly concur in such liberal measures as shall be deemed necessary to complete their efficiency.

We refer, your Excellency, with much pleasure and loyal gratitude, to the visit of His Royal Highness the Prince of Wales to this Island,—a visit that proved so mutually agreeable to both Prince and People, and which, while manifesting the kind consideration of Her Majesty, and Her regard for the interests of the Colony, has afforded opportunity for the expression of the warm attach-

ment of her people to their beloved Queen and her family, and has served to cement them still more firmly than ever to the British Throne.

We most devoutly join your Excellency in praying for the guidance of an All-Wise Providence, that the prosperity of this Colony may be advanced and the happiness and contentment of the people secured.

*Resolved*, That the Address do pass.

*Ordered*, That the said Address be presented to His Excellency by the whole House.

*Ordered*, That the same Committee who prepared the Draft Address be a Committee to wait on His Excellency, to know when he will be pleased to receive this House with their Address.

Adjourned until to-morrow, at Eleven o'clock.

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## THURSDAY, February 28, 1861.

The Council met, pursuant to adjournment.

PRESENT:

<i>The Honorable Dr. Young, President;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Walker,</i>	<i>Mr. Anderson,</i>
<i>Mr. Bagnall,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Forgan,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Goff,</i>
<i>Mr. Johnson,</i>	<i>Mr. M'Laren.</i>
<i>Mr. Palmer,</i>	

### PRAYERS.

*Mr. Goff*, from the Committee appointed to wait upon His Excellency the Lieutenant Governor, to know when he will be pleased to receive this House with their Address, reported that they had waited upon His Excellency, and that he was pleased to say he would receive the Address at Twelve o'clock this day.

*Mr. President* informed the House that he had received a Letter from the Hon. *Mr. Dingwell*, acknowledging receipt of a letter from the Clerk, addressed to him by order of this House, and intimating that personal indisposition had prevented

him from attending in his place during the present session. He trusted, however, to be sufficiently restored to enable him to comply with the wishes of the House shortly.

*Ordered*, that *Mr. Dingwell's* excuse be received.

The House was adjourned during pleasure.

After some time, the House was resumed, and

*Mr. President* reported, that the House did this day wait on His Excellency the Lieutenant Governor with their Address, in answer to His Excellency's Speech from the Throne, to which His Excellency was pleased to return the following answer:

*Mr. President, and Honorable Gentlemen of the Legislative Council;*

I thank you for your Address, and for the assurance that you will give your best attention to the measures I have brought under your notice.

You may rely on my cordial co-operation in your endeavours to increase the welfare of the Colony.

*Ordered*, That *Mr. Gardiner* have leave to absent himself for one week.

*Ordered*, That *Mr. Goff* have leave to absent himself for one week.

*Mr. Palmer*, as one of the Trustees of the Lunatic Asylum, laid before the House an abstract of the Annual Report, and a Return of the Paupers and Lunatics in the Asylum from the 1st February, 1860, to 31st January, 1861.

[ See Appendix, No. 1. ]

Adjourned until Monday next, at Eleven o'clock.



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**MONDAY, March 4, 1861.**
**P R E S E N T :**

*The Honorable Dr. Young, President;*  
*The Hon. Mr. Walker,                      The Hon. Mr. Anderson,*  
*Mr. Hutchinson,                              Mr. Ramsay.*  
*Mr. Johnson,*

**PRAYERS.**

There not being a Quorum,—

Adjourned until to-morrow, at Eleven o' clock.

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**TUESDAY, March 5, 1861.**

The Council met, pursuant to adjournment.

**P R E S E N T :**

*The Honorable Dr. Young, President;*  
*The Hon. Mr. Swabey,                      The Hon. Mr. Simpson,*  
*Mr. Walker,                                      Mr. Anderson,*  
*Mr. Bagnall,                                      Mr. Ramsay.*  
*Mr. Hutchinson,                              Mr. M'Laren.*  
*Mr. Johnson,*

**PRAYERS.**

*Resolved,* That a Select Committee be appointed, to whom shall be referred all Petitions relating to Education, to examine the same and report thereon to the House.

*Ordered,* That *Mr. Johnson, Mr. Simpson,* and *Mr. Swabey* do compose the said Committee.

*Resolved,* That a Select Committee be appointed, to whom shall be referred all Petitions relating to Agriculture, to examine the same and report thereon to the House.

*Ordered*, That *Mr. Ramsay, Mr. Bagnall, and Mr. Goff* do compose the said Committee.

*Resolved*, That a Select Committee be appointed, to whom shall be referred all Petitions relating to Paupers, to examine the same and report thereon to the House.

*Ordered*, That *Mr. Hutchinson, Mr. M'Laren, and Mr. Anderson* do compose the said Committee.

*Resolved*, That a Special Committee be appointed, to whom shall be referred all Petitions relating to Miscellaneous subjects, to examine the same, and report thereon to the House.

*Ordered*, That *Mr. Swabey, Mr. Hutchinson, and Mr. Simpson* do compose the said Committee.

The following Petitions were presented to the House, and the same were severally received and read, viz :

By *Mr. Anderson*—A Petition of divers Inhabitants of Prince County, praying this House to concur in any grant of the Assembly for the relief of the aboriginal inhabitants of this Island.

By *Mr. Swabey*—A Petition of divers Inhabitants of Grenville Settlement, Lot 21, praying for the establishment of a Post Office in the said Settlement.

*Ordered*, That the two preceding Petitions be referred to the Select Committee appointed to report on all Petitions relating to Miscellaneous subjects.

By *Mr. Johnson*—A Petition of Widow Berigan, in destitute circumstances, praying relief.

A Petition of Thomas Daly, a feeble and infirm pauper, praying relief.

*Ordered*, That the two last preceding Petitions be referred to the Select Committee appointed to report on all Petitions relating to Paupers.

Adjourned until to-morrow, at Eleven o'clock.

**WEDNESDAY, March 6, 1861.**

The Council met, pursuant to adjournment.

**P R E S E N T :**

<i>The Honorable Dr. Young, President:</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Palmer,</i>
<i>Mr. Bagnall,</i>	<i>Mr. Simpson,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Anderson,</i>
<i>Mr. Johnson,</i>	<i>Mr. McLaren.</i>

**PRAYERS.**

A Message from the House of Assembly, by the Hon. Mr. Gray.

“House of Assembly, Thursday, February 21, 1861.

“Resolved, That a Committee of six Members be appointed, to keep up a good Correspondence between the two branches of the Legislature, and report their proceedings from time to time, with power to send for persons, papers, and records.

“Ordered, That the Hon. Mr. Gray, Mr. Davies, the Hon. Mr. Yeo, Mr. Howatt, the Hon. Mr. Perry, and the Hon. Mr. Coles do compose the said Committee.

“Ordered, That the said Resolution be communicated, by Message, to the Legislative Council.”

*Resolved,* That a Committee be appointed, to join a Committee of the House of Assembly, to keep up a good correspondence between the two Branches of the Legislature, and report their proceedings from time to time, with power to send for persons, papers, and records.

*Ordered,* That *Mr. Swabey, Mr. Simpson,* and *Mr. Johnson* do compose the said Committee.

*Ordered,* That the said Resolution be communicated, by Message, to the House of Assembly.

The Hon *Mr. Simpson,* a Member of Her Majesty's Executive Council, laid before the House the Accounts of the Colonial Treasurer for the year ending 31st January, 1861.

*Ordered,* That the said Accounts do lie on the Table.

*Mr. Swabey*, by leave, presented to the House a Petition of Hugh Logan, late Jailor in King's County, praying this House to concur in a grant to remunerate him for past services.

*Ordered*, That the said Petition be referred to the Select Committee appointed to report on all Petitions relating to Miscellaneous subjects.

*Mr. President* informed the House that *Mr. Macintyre* had tendered the resignation of his seat, as a Member of this House, to His Excellency the Lieutenant Governor, which resignation had been accepted by His Excellency.

Adjourned until to-morrow, at Eleven o'clock.

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## THURSDAY, March 28, 1861.

The Council met, pursuant to adjournment.

PRESENT :

<i>The Honorable Dr. Young, President ;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Palmer,</i>
<i>Mr. Walker,</i>	<i>Mr. Simpson,</i>
<i>Mr. Bagnall,</i>	<i>Mr. Anderson,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. M'Laren.</i>
<i>Mr. Johnson,</i>	

**PRAYERS.**

*Ordered*, That *Mr. Anderson* have leave to absent himself for one week.

*Mr. President* informed the House that the following Parliamentary Papers and Documents had been transmitted to this House by the Imperial authorities during the recess, viz :

1. Papers relative to the Exploration of that portion of British North America which lie between the Northern Branch of the River Saskatchewan and the Frontier of the United States; and between the Red River and Rocky Mountains.
2. Papers relative to the Exploration of the Country between Lake Superior and the Red River Settlement.

3. Papers relative to the affairs of British Columbia, Part I.
4. Papers relative to the affairs of British Columbia, Part II.
5. Reports on the past and present state of Her Majesty's Colonial Possessions, transmitted with the Blue Books for the year 1858.
6. Papers relative to the Hudson's Bay Company's Charter and Licence of Trade.
7. Return to an Address of the House of Lords, dated 4th Feb. 1859, respecting the Decimal Coinage of Canada.
8. Return to two Orders of the House of Commons, dated 31st March and 5th April, 1859, respecting Postal Communication with North America.
9. Return to an Address of the House of Commons, dated 30th July, 1858, respecting the Cost of the several Colonies of the British Empire at the expense of the British Exchequer, from the years 1853 to 1857, both inclusive.
10. Return to an Address of the House of Commons, dated 29th March, 1859, relative to Postal Subsidies, and the Intercolonial Railway from Halifax to Quebec.
11. Return to an Address of the House of Commons, dated 7th July, 1859, in reference to the Conveyance of Mails between Great Britain and British North America.
12. Return to an Address of the House of Commons, dated 2d Aug. 1859, with reference to making the Sovereign coined at the Sydney Branch of the Royal Mint an Imperial one, or of making it a legal Tender throughout the British Empire.
13. Return to an Address of the House of Commons, dated 2d Aug. 1859, relative to the Sydney Gold Coinage during the years 1857 and 1858.
14. Return to an Address of the House of Commons, dated 12th Aug. 1859, relative to Emigration to the North American Colonies.
15. Return of the quantity of Gold exported from the several Ports in Australia during the year 1858.
16. Return respecting the conveyance of the Mails between Canada and the United Kingdom, &c.
17. Return relative to Emigration to the North American Colonies (in continuation of Parliamentary Paper, No. 14.)

*Mr. Palmer*, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, laid before the House a written Message, signed by His Excellency, which the House received standing.

The same was then read by the Clerk, and is as follows:

### MESSAGE:

GEORGE DUNDAS, Lieutenant Governor.

The Lieut. Governor transmits, for the information of the Legislative Council, copies of the following Despatches:—

Circular.—11th June, 1860.—Transmitting Volume of statistical Information, and requesting such official statistics as are published to be forwarded to Board of Trade.

No. 23.—16th June, 1860.—Further communication upon the subject of the Commission on subject of Land Question, and naming three Commissioners.

No. 27.—26th June, 1860.—Sanctioning the Postal Act.

No. 34.—August 7th, 1860.—Regarding Volunteer Corps and supply of Drill Instructors.

No. 38.—October 4th, 1860.—On subject of site for Hospital.

Circular.—22nd October, 1860.—On subject of removal of Beacons.

No. 45.—2nd January, 1861.—On subject of two Acts of local Legislature, submitted for Her Majesty's approval.

Circular.—14th August, 1860.—On subject of the Census.

Circular.—1st February, 1861.—On subject of the great Exhibition of 1862.

January 11th, 1861.—Letter of Commissioners on subject of delay in their award.

*Ordered*, That the said Documents do lie on the Table.

[ See Appendix, No. 2. ]

*Mr. Palmer* also, by command of His Excellency the Lieutenant Governor, laid before the House the Public Accounts for the past year, as arranged and classified by the Auditors.

*Ordered*, That the said Accounts do lie on the Table.

Adjourned until to-morrow, at Eleven o' clock.

**FRIDAY, March 8, 1861.**

The Council met, pursuant to adjournment.

**P R E S E N T :**

*The Honorable Dr. Young, President ;*  
*The Hon. Mr. Swabey,                      The Hon. Mr. Johnson,*  
*Mr. Walker,                                      Mr. Simpson,*  
*Mr. Bagnall,                                      Mr. M'Laren.*  
*Mr. Hutchinson,*

**PRAYERS.**

The following Petitions were presented to the House, and the same were severally received and read, viz:

By *Mr. M'Laren*—A Petition of divers Inhabitants of Township No. 52, praying for aid towards the support of Edward Wilson, who, in consequence of an attack of erysipelas, is unable to maintain himself.

By *Mr. Johnson*—A Petition of John Valley, a cripple, in destitute circumstances, praying relief.

By *Mr. Walker*—A Petition of James Dingwell, of Bay Fortune, an aged and infirm cripple, praying relief.

*Ordered,* That the said Petitions be referred to the Select Committee appointed to report on all Petitions relating to Paupers.

A Message from the House of Assembly, by the Hon. Mr. Longworth, with a Bill intituled "An Act to consolidate and amend the Laws relating to Grand and Petit Jurors in this Island."

The said Bill was read the first time.

Adjourned until to-morrow, at Eleven o'clock.

**SATURDAY, March 9, 1861.**

The Council met, pursuant to adjournment.

**P R E S E N T :**

<i>The Honorable Dr. Young, President.</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Palmer,</i>
<i>Mr. Bagnall,</i>	<i>Mr. Simpson,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. M'Laren.</i>
<i>Mr. Johnson,</i>	

**PRAYERS.**

*Ordered,* That the Bill intituled "An Act to consolidate and amend the Laws relating to Grand and Petit Jurors in this Island," be now read a second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.

After some time, the House was resumed, and

*Mr. Johnson* reported, that the Committee had made some progress therein, and that he was directed to move that they may have leave to sit again.

*Ordered,* That the Report of the Committee be received, and leave granted.

*Mr. President* informed the House that indisposition prevents *Mr. Forgan* from attending in his place.

*Ordered,* That *Mr. Forgan's* excuse be received.

*Mr. President* also informed the House that continued indisposition prevents *Mr. Dingwell* from attending in his place.

*Ordered,* That *Mr. Dingwell's* excuse be received.

*Ordered,* That *Mr. Bagnall* have leave to absent himself for one week.

Adjourned until Monday next, at Eleven o'clock.



**MONDAY, March 11, 1861.**

**PRESENT:**

*The Honorable Dr. Young, President;*  
*The Hon. Mr. Swabey,*                      *The Hon. Mr. Johnson,*  
*Mr. Walker,*                                      *Mr. Palmer,*  
*Mr. Forgan,*                                      *Mr. Simpson,*  
*Mr. Hutchinson,*                              *Mr. M'Laren.*

**PRAYERS.**

A Message from the House of Assembly, by the Hon. Mr. Haviland, with the following Bills, viz:

“An Act for taking the Census of Prince Edward Island;” and  
 “An Act for the preservation of the Alewives Fisheries in this Island;”

—to each of which they desire the concurrence of the Legislative Council.

The said Bills were severally read for the first time.

The following Petitions were presented to the House by *Mr. Hutchinson*, and the same were severally received and read, viz:

A Petition of Ninian Paterson, a shipwrecked seaman, praying relief.

*Ordered,* That the said Petition be referred to the Select Committee appointed to report on all Petitions relating to Miscellaneous subjects.

A Petition of James M'Carron, an aged and infirm pauper, praying relief.

*Ordered,* That the said Petition be referred to the Select Committee appointed to report on all Petitions relating to Paupers.

Adjourned until to-morrow, at Eleven o'clock.

**TUESDAY, March 12, 1861.**

The Council met, pursuant to adjournment.

**P R E S E N T :**

*The Honorable Dr. Young, President ;*  
*The Hon. Mr. Walker,                      The Hon. Mr. Palmer,*  
*Mr. Forgan,                                      Mr. Simpson,*  
*Mr. Hutchinson,                              Mr. M'Laren.*  
*Mr. Johnson,*

**PRAYERS.**

*Ordered,* That the Bill intituled "An Act for the preservation of the Alewives Fisheries in this Island" be now read a second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.

After some time, the House was resumed; and

*Mr. Simpson* reported, that the Committee had gone through the Bill and agreed to the same, and had made certain amendments thereto.

*Ordered,* That the Report be received; and

The said amendments were then read by the Clerk, and are as follow:

*Folio 5, line 24,—Strike out "one," and insert "two."*

*Same folio, line 25,—Strike out "a Commissioner," and insert "two Commissioners."*

*Same folio, line 26,—Strike out "a Justice or Commissioner," and insert "being Justices or Commissioners."*

*Ordered,* That the said amendments be engrossed.

*Ordered,* That the Bill intituled "An Act for taking the Census of Prince Edward Island" be now read a second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.

After some time, the House was resumed; and

*Mr. Johnson* reported, that the Committee had made some progress therein, and that he was directed to move that they may have leave to sit again.

*Ordered*, That the Report of the Committee be received, and leave granted.

A Message from the House of Assembly, by the Hon. Mr. Haviland, with a Bill intituled "An Act to exempt certain Bills of Exchange, Promissory Notes, Contracts, and Agreements from the operation of the Laws relating to Usury."

The said Bill was read for the first time.

On motion, the House was adjourned during pleasure, and put into a Committee on the further consideration of the Bill intituled "An Act for taking the Census of Prince Edward Island."

After some time, the House was resumed; and

*Mr. Johnson*, reported, that the Committee had gone through the Bill and agreed to the same, and had made certain amendments thereto.

*Ordered*, That the Report be received; and

The said amendments were then read by the Clerk, and are as follow :

*Folio 1, line 24*,—After "within," insert "the City of Charlottetown and."

*Folio 2, line 25*,—After "Islands or," insert "City or."

*Folio 3, line 2*,—After "Islands," insert "City."

*Same folio, lines 4, 5, 6*,—After "in," strike out the remainder of the Section, and insert "before any two of Her Majesty's Justices of the Peace or Commissioners of Small Debts for the County wherein such penalty shall be incurred."

*Same folio, line 28*,—After "Islands," insert "City."

*Folio 4, line 4*,—After "every," insert "City."

*Folio 5, line 2*,—In the Schedule, after "Names of," insert "City."

*Same folio, line 18*,—After "Number of blind in each family," insert column headed "Number who have not been vaccinated or had the small pox, in each family."

*Folio 6, line 13*,—After "tenants," insert column headed "Number of acres of land held in fee simple by head of family, or any member thereof, on any other Township or part of the Island;" and a column headed "Number of acres of land held as leasehold by head of family, or any member thereof, on any other Township or part of the Island."

*Same folio, line 21*,—Strike out "Quantity," and insert "Quality."

*Same folio, line 24*,—Strike out "arable land," and insert "land fit for the plough."

*Folio 7, line 12*,—After “Ireland,” insert a column headed “Number of Acadian French, or persons of French descent, in each family.”

*Same folio, line 28*,—After “Oil,” insert “made by you.”

*Ordered*, That the said amendments be engrossed.

*Mr. President* informed the House that indisposition prevents *Mr. Swabey* from attending in his place.

*Ordered*, That *Mr. Swabey's* excuse be received.

*Mr. Simpson*, by leave, presented to the House a Petition of the Right Rev. Dr. M<sup>c</sup>Intyre, Roman Catholic Bishop of Charlottetown, and the same was received and read, praying for an Act of Incorporation, to enable Petitioner, and his successors in office, to hold and acquire Real Estate in this Island, for religious and other necessary purposes.

*Ordered*, That the said Petition be referred to a Special Committee, to report thereon, by Bill or otherwise, with power to send for persons, papers, and records.

*Ordered*, That *Mr. Simpson*, *Mr. Walker*, and *Mr. Palmer* do compose the said Committee.

The following Petitions were also presented to the House, and the same were severally received and read, viz :

By *Mr. Palmer*—A Petition of W. C. Bourke, praying this House to concur in a grant for the encouragement of Steam Navigation on the Hillsborough.

*Ordered*, That the said Petition be referred to the Select Committee appointed to report on all Petitions relating to Miscellaneous subjects.

Also, a Petition of Finlay Campbell, Student, praying for half a year's salary as School Teacher.

*Ordered*, That the said Petition be referred to the Special Committee appointed to report on all Petitions relating to Education.

By *Mr. Johnson*—A Petition of Duncan M<sup>c</sup>Phail, an aged and infirm pauper, praying relief.

Also, a Petition of Margaret Morrison, a poor widow, praying relief.

*Ordered*, That the two last preceding Petitions be referred to the Special Committee appointed to report on all Petitions relating to Paupers.

Adjourned until to-morrow, at Eleven o'clock.

**WEDNESDAY, March 13, 1861.**

The Council met, pursuant to adjournment.

**P R E S E N T :**

<i>The Honorable Dr. Young, President.</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Palmer,</i>
<i>Mr. Walker,</i>	<i>Mr. Simpson,</i>
<i>Mr. Forgan,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Johnson,</i>	<i>Mr. M'Laren.</i>

**PRAYERS.**

The Bill intituled "An Act for taking the Census of Prince Edward Island," as amended, was, on motion, read a third time.

*Resolved,* That the Bill, as amended, do pass.

The Bill intituled "An Act for the preservation of the Alewives Fisheries in this Island," as amended, was, on motion, read a third time.

*Resolved,* That the Bill, as amended, do pass.

*Ordered,* That a Message be sent down to the House of Assembly, acquainting that House that the Legislative Council have passed the said Bills with certain amendments, to which they desire the concurrence of the House of Assembly.

*Ordered,* That the Bill intituled "An Act to exempt certain Bills of Exchange, Promissory Notes, Contracts, and Agreements from the operation of the Laws relating to Usury" be now read a second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.

After some time, the House was resumed; and

*Mr. M'Laren* reported that the Committee had made some progress therein, and that he was directed to move that they may have leave to sit again.

*Ordered,* That the Report of the Committee be received, and leave granted.

A Message from the House of Assembly, by the Hon. Mr. Haviland, with a Bill intituled "An Act to continue the Act relating to Packets sailing between this Island and the Provinces of Nova Scotia and New Brunswick;"

Also, A Bill intituled "An Act to authorize John Hunter to take the additional name of Duvar;"—to each of which they desire the concurrence of the Legislative Council.

The said Bills were severally read for the first time.

A Message from the House of Assembly, by the Hon. Mr. Laird, with a Bill intituled "An Act to authorize the exportation of the Horse Saladin from this Island, and to repeal a certain Act therein mentioned."

The said Bill was read for the first time.

*Ordered*, That this House do now resolve itself into a Committee of the whole, to resume the consideration of the Bill intituled "An Act to exempt certain Bills of Exchange, Promissory Notes, Contracts, and Agreements from the operation of the Laws relating to Usury."

The House was then, according to order, adjourned during pleasure, and put into a Committee on the said Bill.

After some time, the House was resumed; and

*Mr. M<sup>r</sup> Laren* reported, that the Committee had gone through the Bill, and had agreed to the same.

*Ordered*, That the report of the Committee be received.

*Mr. Palmer*, from the Committee appointed to examine into and Report upon such Laws as have expired or are near expiring, presented to the House the report of the Committee,—which report being again read by the Clerk, was agreed to by the House, and is as followeth :

Your Committee appointed to examine what Laws have expired, or are near expiring, submit that,—

The Act, 19th Victoriæ, Cap. 1. intituled "An Act for raising a Revenue," (continued with certain exceptions by 23rd Victoriæ, Cap. 1.) will expire on the First day of May, 1861.

The Act, 20th Victoriæ, Cap. 5. intituled "An Act to continue the Act exempting certain Bills of Exchange, Promissory Notes, Contracts, and Agreements from the operation of the Laws relating to Usury," will expire at the end of the present Session.

The Act, 20th Victoriæ, Cap. 14, intituled "An Act to continue the Act relating to Packets sailing between this Island and the Provinces of Nova Scotia and New Brunswick," will also expire at the end of the present Session.

The Act, 23rd Victoriæ, Cap. 1, intituled "An Act for raising a Revenue;" and

The Act 23d Victoriæ, Cap. 2, intituled "An Act to amend the Act for raising a Revenue," will severally expire on the First day of May, 1861.

Legislative Council Chamber,  
11th March, 1861.

WILLIAM FORGAN, } Committee on  
EDWARD PALMER, } expiring Laws.

The following Petitions were presented to the House, and the same were severally received and read, viz :

By *Mr. President*,—A Petition of divers Inhabitants of Townships Nos. One to Eleven, inclusive, praying for aid towards the extension of Steam communication between this Colony and the Province of New Brunswick.

*Ordered*, That the said Petition be referred to the Select Committee appointed to report on all Petitions relating to Miscellaneous subjects.

By *Mr. Walker*,—A Petition of Ann O'Shea, a poor widow, praying relief.

Also, a Petition of Patrick M'Carron, a blind person, in destitute circumstances, praying relief.

*Ordered*, That the two last preceding Petitions be referred to the Special Committee appointed to report on all Petitions relating to Paupers.

By *Mr. Johnson*,—A Petition of William Cross Trowan, praying to be compensated for rent and fuel, payment for which is alleged to be due by the Trustees of Kent Street District School, closed by order of the Government three months prior to the expiration of the agreement entered into with Petitioner by said Trustees.

Also, a Petition of divers Inhabitants of the Back Settlement of Tryon, praying for a grant to Henry Lecky, an aged Teacher, employed by petitioners for a number of years, but who has been unable to pass the Board of Education under the present Education Act.

*Ordered*, That the two last preceding Petitions be referred to the Special Committee appointed to report on all Petitions relating to Education.

By *Mr. Gardiner*,—A Petition of divers Inhabitants of Township No. 17, praying for a grant to encourage increased Steam Communication between the port of Bedeque, Shediac, Richibucto, Miramichi, and Cascumpec.

*Ordered*, That the said Petition be referred to the Select Committee appointed to report on all Petitions relating to Miscellaneous subjects.

Adjourned until to-morrow, at Eleven o'clock.

**THURSDAY, March 14, 1861.**

The Council met, pursuant to adjournment.

**P R E S E N T :**

<i>The Honorable Dr. Young, President;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Walker,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Forgan,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. M'Laren.</i>
<i>Mr. Johnson,</i>	

**PRAYERS.**

The Bill intituled "An Act to exempt certain Bills of Exchange, Promissory Notes, Contracts, and Agreements from the operation of the Laws relating to Usury," was, on motion, read a third time.

*Resolved,* That the said Bill do pass.

*Ordered,* That a Message be sent down to the House of Assembly, acquainting that House that the Legislative Council have passed the said Bill without any amendment.

*Ordered,* That the Bill intituled "An Act to continue the Act relating to Packets sailing between this Island and the Provinces of Nova Scotia and New Brunswick" be now read a second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.

After some time, the House was resumed; and

*Mr. Walker* reported, that the Committee had gone through the Bill, and agreed to the same.

*Ordered,* That the Report of the Committee be received.

*Ordered,* That the Bill intituled "An Act to authorize the exportation of the Horse Saladin from this Island, and to repeal a certain Act therein mentioned," be now read a second time.

The said Bill was, according to order, read a second time.



On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.

After some time, the House was resumed; and

*Mr. Ramsay* reported, that the Committee had gone through the Bill and agreed to the same.

*Ordered*, That the Report of the Committee be received.

*Mr. President* informed the House that urgent business prevents *Mr. Palmer* from attending in his place this day.

The following Petitions were presented to the House, and the same were severally received and read, viz :

By *Mr. Johnson*,—A Petition of divers inhabitants of Central Bedeque School District, praying the House to pass an Act to prevent the running at large of Swine within the said District.

Also—A Petition of divers inhabitants of Grenville Settlement, Lot 21, praying for the establishment of a Post Office in the said settlement.

By *Mr. Gardiner*,—A Petition of divers inhabitants of Crapaud, praying the House to sanction an alteration in the conditions attached to the grant made last Session to the Crapaud Dredging Machine Company.

*Ordered*, That the said Petitions be referred to the Select Committee appointed to report on all Petitions relating to Miscellaneous subjects.

By *Mr. Hutchinson*,—A Petition of Elizabeth M'Aulay, Licensed Teacher, praying for a balance of salary alleged to be still due to petitioner.

Also,—A Petition of Mary Ann Anderson, Licensed Teacher, praying for a balance of salary alleged to be still due to petitioner.

*Ordered*, That the two last preceding Petitions be referred to the Special Committee appointed to report on all Petitions relating to Education.

By *Mr. Johnson*,—A Petition of Agnes Treedennick, a poor Widow, praying relief.

*Ordered*, That the said Petition be referred to the Special Committee appointed to report on all Petitions relating to Paupers.

Adjourned until to-morrow, at Eleven o'clock.

## FRIDAY, March 15, 1861.

The Council met, pursuant to adjournment.

**P R E S E N T :**

<i>The Honorable Dr. Young, President;</i>	
<i>The Hon. Mr. Forgan,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Walker,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Palmer,</i>	<i>Mr. Goff,</i>
<i>Mr. Johnson,</i>	<i>Mr. M'Laren.</i>

**PRAYERS.**

*Mr. President* informed the House that continued indisposition prevents *Mr. Swabey* from attending in his place.

*Ordered,* That *Mr. Swabey's* excuse be received.

*Ordered,* That the Bill intituled "An Act to authorize the exportation of the Horse Saladin from this Island, and to repeal a certain Act therein mentioned," be now read for the third time.

The said Bill was, according to order, read a third time.

*Resolved,* That the Bill do pass.

*Ordered,* That the Bill intituled "An Act to continue the Act relating to Packets sailing between this Island and the Provinces of Nova Scotia and New Brunswick" be now read for the third time.

The said Bill was, according to order, read a third time.

*Resolved,* That the Bill do pass.

*Ordered,* That a Message be sent down to the House of Assembly, acquainting that House that the Legislative Council have passed the said Bills without any amendment.

*Mr. Palmer,* a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, delivered a written Message, signed by His Excellency, which the House received standing.

The same was then read by the Clerk, and is as follows :

## MESSAGE:

GEORGE DUNDAS, Lieutenant Governor.

The Lieut. Governor transmits, for the information of the Legislative Council, copies of the following Despatches, and the Prayers of certain of the Petitions alluded to in those Despatches:

No. 61.—November 12th, 1860.—Transmitting from Mr. Charles Wright, Memorial against an Act of Local Legislature.

No. 62.—Transmitting from Mr. Bruce Stewart, Memorial against an Act of local Legislature.

No. 64.—Enclosing a Memorial from Lady Georgina Fane.

March 14, 1861.

*Ordered*, That the said documents do lie on the Table.

[ See Appendix, No. 3.]

*Mr. Palmer* also laid before the House the following Documents, viz :

1. Letter from the Hon. T. H. Haviland, Mayor of Charlottetown, relative to the recent introduction of the Small Pox into this Island, &c.

2. Report of the Health Officer, W. Hamilton Hobkirk, Esquire, M. D.

3. List of persons admitted into the Small Pox Hospital, from 24th December, 1860, to 14th March, 1861.

*Ordered*, That the said documents do lie on the Table.

[ See Appendix, No. 4.]

*Mr. Simpson*, by leave, presented to the House a Memorial of Mrs. Ann Cullen, and the same was received and read, praying the Legislative Council, for reasons therein set forth, to concur with the House of Assembly in granting her such relief as they may deem meet.

*Ordered*, That the said Memorial be referred to the Select Committee to whom was referred all Petitions relating to Miscellaneous subjects.

Adjourned until to-morrow, at Eleven o'clock.

**SATURDAY, March 16, 1861.**

The Council met, pursuant to adjournment.

**P R E S E N T :**

<i>The Honorable Dr. Young, President;</i>	
<i>The Hon. Mr. Walker,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Johnson,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Palmer,</i>	<i>Mr. M'Laren.</i>

**PRAYERS.**

The following Petitions were presented to the House, and the same were severally received and read, viz :

By *Mr. Palmer*,—A Petition of Charles Fowle, Teacher, praying to be refunded the amount deducted from his Salary by the Board of Education, in consequence of the attendance of pupils falling below the average required by Law.

By *Mr. Ramsay*,—A Petition of A. C. Bickford, Teacher, praying for remuneration for his services as such during the past year.

By *Mr. Walker*,—A Petition of Laurent Doucet, Teacher, praying for additional compensation for his services as such.

*Ordered*, That the said Petitions be referred to the Special Committee appointed to report on all Petitions relating to Education.

By *Mr. Palmer*,—A Petition of William G. Mugford, a cripple, praying relief.

By *Mr. Ramsay*,—A Petition of Mary Kelly, a poor widow, praying relief.

By *Mr. Walker*,—A Petition of Mary Connally, an aged female, in destitute circumstances, praying relief.

Also, A Petition of Hugh M'Leod, Shipwright, praying pecuniary aid, to enable him to leave this Island.

*Ordered*, That the four last preceding Petitions be referred to the Special Committee appointed to report on all Petitions relating to Paupers.

A Petition of Benjamin Davies and others, Executive Committee of the Charlottetown Debating Club and Reading Room, was also presented to the House by *Mr.*

*Palmer*, [and the same was received and read, praying this House, for reasons therein set forth, to concur in granting them a sum of money, to enable them more successfully to carry into effect the general purposes of the said Institution.

*Ordered*, That the said Petition be referred to the Select Committee appointed to report on all Petitions relating to Miscellaneous subjects.

A Message from the House of Assembly, by the Hon. Mr. Haviland :

“ Mr. President;

“ The House of Assembly desire a Conference with the Legislative Council on the amendments made to the Bill intituled ‘ An Act for taking the Census of Prince Edward Island,’ and have appointed the Hon. Mr. Haviland, Mr. Howat, Mr. Macneill, and Mr. Beer a Committee to manage the said Conference.”

*Resolved*, That a Conference be agreed to, as is desired by the House of Assembly.

*Ordered*, That *Mr. Palmer* and *Mr. Gardiner* be a Committee to manage the said Conference,—to meet in the Conference Room instanter.

*Ordered*, That a Message be sent down to the House of Assembly, acquainting them therewith.

And the names of the Managers being called over, they went to the Conference; and being returned, reported that they had met the Managers for the House of Assembly, who informed them that the House of Assembly have agreed to the first, second, third, fourth, fifth, sixth, seventh, eighth, tenth, and thirteenth of the amendments to the said Bill; and that they had disagreed to the ninth, eleventh, and twelfth of the said amendments.

A Message from the House of Assembly, by Mr. Howat, with a Bill intituled “ An Act to authorize the appointment of Hog Reeves in certain Districts in this Island, and to prevent the going at large of Swine within the same,” to which they desire the concurrence of the Legislative Council.

The said Bill was read for the first time.

*Resolved*, That a further Conference be desired with the House of Assembly on the amendments made to the Bill intituled “ An Act for taking the Census of Prince Edward Island.”

*Ordered*, That the same Committee who managed the former Conference thereon be a Committee to manage this further Conference,—to meet in the Conference Room instanter.

*Resolved*, That at such Conference the managers be instructed to acquaint the managers for the House of Assembly that this House do insist on the ninth, eleventh, and twelfth of their amendments to the said Bill, disagreed to by the House of Assembly.

A Message from the House of Assembly, by the Hon. Mr. Haviland :

“ Mr. President;

“ The House of Assembly do agree to a further Conference, as is desired by the Legislative Council, on the amendments made to the Bill intituled ‘ An Act for taking the Census of Prince Edward Island,’ and have appointed the same Committee who managed the former Conference thereon, a Committee to manage this further Conference.”

And the names of the Managers being called over, they went to the Conference; and being returned, reported that they had complied with the instructions given them by this House.

A Message from the House of Assembly, by the Hon. Mr. Haviland :

“ Mr. President ;

“ The House of Assembly have agreed to the amendments made by the Legislative Council to the Bill intituled ‘ An Act for the preservation of the Alewives Fisheries in this Island,’ without any amendment.’

*Resolved*, That there be a Call of the House on Friday next, and that the Clerk do notify absent Members.

Adjourned until Monday next, at Eleven o’clock.

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## MONDAY, March 18, 1861.

The Council met, pursuant to adjournment.

P R E S E N T :

<i>The Honorable Dr. Young, President ;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Johnson,</i>
<i>Mr. Walker,</i>	<i>Mr. Simpson,</i>
<i>Mr. Bagnall,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Forgan,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Goff.</i>

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**PRAYERS.**

*Ordered*, That the Bill intituled "An Act to authorize the appointment of Hog Reeves in certain Districts in this Island, and to prevent the going at large of Swine within the same," be now read for the second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.

After some time, the House was resumed; and

Mr. *Simpson* reported from the said Committee, that they had gone through the Bill, and had directed him to report the same with an amendment, which he was ready to submit whenever the House would be pleased to receive it.

*Ordered*, That the Report be now received; and

The said amendment was then read by the Clerk, as follows:

*Folio 2, line 15*,—Strike out "three days," and insert "forty-eight hours."

The said amendment being read a second time, and the question of concurrence put thereon, it was agreed to.

*Ordered*, That the said amendment be engrossed.

The following Petitions were, by leave, presented to the House, and the same were severally received and read, viz :

By Mr. *Swabey*,—A petition of Patrick Bambrick, of Township No. 37, praying compensation for running boundary lines through Government land, under the late Surveyor General, Joseph Ball, Esq.

By Mr. *Simpson*,—A Petition of John Hopgood, of Port Hill, praying an addition to his salary as Postmaster at that place.

By Mr. *Walker*,—A Petition of divers Revenue Officers for the Port of Charlottetown, praying increased remuneration for their services as such.

Also,—A Petition of Patrick Bradley, Township No. 51, praying relief.

*Ordered*, That the said Petitions be referred to the Select Committee appointed to report on all Petitions relating to Miscellaneous subjects.

By Mr. *Simpson*,—A Petition of John Locke, of Township No. 12, praying relief.

By Mr. *Walker*,--A Petition of Mary Mullins, a poor widow, praying relief.

*Ordered*, That the two last preceding Petitions be referred to the Special Committee appointed to report on all Petitions relating to Paupers

Adjourned until to-morrow, at Eleven o'clock.

## TUESDAY, March 19, 1861.

The Council met, pursuant to adjournment.

### PRESENT :

*The Honorable Dr. Young, President ;*

*The Hon. Mr. Swabey,*

*The Hon. Mr. Johnson,*

*Mr. Walker,*

*Mr. Simpson,*

*Mr. Bagnall,*

*Mr. Ramsay,*

*Mr. Forgan,*

*Mr. Gardiner,*

*Mr. Hutchinson,*

*Mr. Goff.*

### PRAYERS.

*Ordered*, That the Bill intituled "An Act to authorize the appointment of Hog Reeves in certain districts in this Island, and to prevent the going at large of Swine within the same," as amended, be now read for the third time.

The said Bill was, according to order, read a third time.

*Resolved*, That the Bill do pass.

*Ordered*, That a Message be sent down to the House of Assembly, acquainting that House that the Legislative Council have passed the said Bill with an amendment, to which they desire their concurrence.

The following Petitions were, by leave, presented to the House, and the same were severally received and read, viz :

By Mr. *Bagnall*,--A Petition of divers Inhabitants of Township No. 27, praying the Legislative Council to sanction the enactment of a Law to prevent Proprietors or their Agents from collecting or distraining for arrears of rent pending the award of the Land Commissioners.



By Mr. *Ramsay*,—A Petition of divers Inhabitants of Townships Nos. 18, 19, and vicinity, praying for the enactment of a Law to stay further proceedings between landlord and tenant, in the collection of rent or otherwise, save and except so far as has reference to the one year's rent recommended by the Royal Commissioners to be collected and paid.

*Ordered*, That the said Petitions do lie on the Table.

By Mr. *Goff*,—A Petition of divers Inhabitants of Georgetown, praying the grant of a site for a School-house,—for the passage of an Act to enable the trustees to dispose of the present site,—and for a grant of money to aid the erection of the contemplated building.

*Ordered*, That the said Petition be referred to the Special Committee appointed to report on all Petitions relating to Education.

A Message from the House of Assembly, by the Hon. Mr. Haviland :

Mr. President ;

The House of Assembly have agreed to the amendments made by the Legislative Council to the Bill intituled "An Act for taking the Census of Prince Edward Island," without any amendment."

Also,—

The House of Assembly have passed a Bill intituled "An Act to give summary protection to persons employed in the publication of Parliamentary Papers," to which they desire the concurrence of the Legislative Council.

The Bill intituled "An Act to give summary protection to persons employed in the publication of Parliamentary Papers" was read for the first time.

A Message from the House of Assembly, by Mr. Beer, with a Bill intituled "An Act for the punishment of persons who shall be guilty of the Trespasses therein mentioned," to which they desire the concurrence of the Legislative Council.

The said Bill was read for the first time.

Adjourned until to-morrow, at Eleven o'clock.

**WEDNESDAY, March 20, 1861.**

The Council met, pursuant to adjournment.

**P R E S E N T :**

<i>The Honorable Dr. Young, President;</i>	
<i>The Hon. Mr. Walker,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Bagnall,</i>	<i>Mr. Anderson,</i>
<i>Mr. Johnson,</i>	<i>Mr. Ramsay.</i>

**PRAYERS.**

*Mr. Ramsay*, by leave, presented a Petition of John Hunter, of Hernwood, Prince County, praying for the enactment of a Law to authorize petitioner to take the additional name of "Duvar," and that his signature and address be "John Hunter Duvar;" and the same was received and read.

*Ordered*, That the said Petition do lie on the Table.

*Ordered*, That the Bill intituled "An Act for the Punishment of Persons who shall be guilty of the Trespasses therein mentioned" be now read for the second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.

After some time, the House was resumed; and

*Mr. Johnson* reported, that the Committee had gone through the Bill and agreed to the same.

A Message from the House of Assembly, by *Mr. Howat*:

*Mr. President*;

The House of Assembly have agreed to the amendments made by the Legislative Council to the Bill intituled "An Act to authorize the appointment of Hog Reeves, in certain Districts in this Island, and to prevent the going at large of Swine within the same," without any amendment.

*Ordered*, That the Bill intituled "An Act to give summary protection to persons employed in the publication of Parliamentary Papers" be now read for the second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.

After some time, the House was resumed; and

Mr. *Bagnall* reported, that the Committee had gone through the Bill and agreed to the same.

*Ordered*, That the Bill intituled "An Act to authorize John Hunter to take the additional name of Duvar" be now read a second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee on the said Bill.

After some time, the House was resumed; and

Mr. *Bagnall* reported, that the Committee had gone through the Bill and agreed to the same.

Adjourned until to-morrow, at Eleven o' clock.

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## THURSDAY, March 21, 1861.

The Council met, pursuant to adjournment.

PRESENT:

*The Honorable Dr. Young, President;*

*The Hon. Mr. Bagnall,*

*The Hon. Mr. Simpson,*

*Mr. Hutchinson,*

*Mr. Ramsay,*

*Mr. Johnson,*

*Mr. Gardiner.*

### PRAYERS.

Mr. *President* acquainted the House that indisposition prevents Mr. *Swabey* from attending in his place this day.

*Ordered*, That Mr. *Swabey's* excuse be received.

The Bill intituled "An Act for the punishment of Persons who shall be guilty of the Trespasses therein mentioned" was, on motion, read for the third time.

*Resolved*, That the Bill do pass.

The Bill intituled "An Act to give summary protection to persons employed in the publication of Parliamentary Papers" was, on motion, read for the third time.

*Resolved*, That the Bill do pass.

The Bill intituled "An Act to authorize John Hunter to take the additional name of Duvar" was, on motion, read for the third time.

*Resolved*, That the Bill do pass.

*Ordered*, That a Message be sent down to the House of Assembly, acquainting that House that the Legislative Council have passed the said Bills without amendment.

Adjourned until to-morrow, at Eleven o'clock.

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## FRIDAY, March 22, 1861.

The Council met, pursuant to adjournment.

### PRESENT:

<i>The Honorable Dr. Young, President;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Palmer,</i>
<i>Mr. Walker,</i>	<i>Mr. Simpson,</i>
<i>Mr. Bagnall,</i>	<i>Mr. Anderson,</i>
<i>Mr. Forgan,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Johnson,</i>	<i>Mr. Goff.</i>

### PRAYERS.

*Mr. Palmer*, a member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, delivered a written Message, signed by His Excellency, which the House received standing.

The same was then read by the Clerk, and is as follows:

## MESSAGE :

GEORGE DUNDAS, Lieutenant Governor.

The Lieut. Governor transmits, for the information of the Legislative Council, copies of the following Despatches :

No. 51.—January 23, 1861.—On subject of an Act for better apprehension of certain offenders.

No. 53.—February 23.—Transmitting an order in Council specially confirming an Act of the Local Legislature.

No. 54.—February 23.—Transmitting an order in Council, leaving 35 Acts of the Legislature to their operation.

No. 55.—February 23.—Transmitting an order in Council disallowing an Act of the Legislature for the better apprehension of certain offenders.

Circular.—5th February.—Enclosing copy of letter from Lord Elcho on subject of National Rifle Associations.

Circular.—31st January.—Announcing Peace with China.

*Ordered*, That the said documents do lie on the Table.

[ See Appendix, No. 5. ]

According to order, the House was called over :

## PRESENT :

The Hon. Mr. *President*,  
 Mr. *Swabey*,  
 Mr. *Walker*,  
 Mr. *Bagnall*,  
 Mr. *Forgan*,  
 Mr. *Hutchinson*,  
 Mr. *Johnson*,  
 Mr. *Palmer*,  
 Mr. *Simpson*,  
 Mr. *Anderson*,  
 Mr. *Ramsay*,  
 Mr. *Gardiner*,  
 Mr. *Goff*.

## ABSENT :

The Hon. Mr. *Dingwell*,  
 (absent from indisposition,)  
 Mr. *M'Laren*,  
 (absent with leave.)

The following Petitions were, by leave, presented to the House by Mr. *Palmer*, and the same were severally received and read, viz :

A Petition of divers Inhabitants of Townships Nos. 4 and 5, praying for the establishment of Light Houses on the East Point and North Cape of this Island.

*Ordered*, That the said Petition be referred to the Special Committee appointed to report on all Petitions relating to Miscellaneous subjects.

A Petition of divers resident Inhabitants of Kent Street School District, and others, praying for the repeal of the clause of the School Act authorizing the closing of the Kent Street District School, or that a special grant be made in order that the said school may be re-opened.

*Ordered*, That the said Petition be referred to the Special Committee appointed to report on all Petitions relating to Education.

A Petition of Catherine Moynagh, a poor widow, praying relief.

*Ordered*, That the said Petition be referred to the Special Committee appointed to report on all Petitions relating to Paupers.

A Petition of divers Merchants, Traders, and others, interested in the commercial and general welfare of this Island, praying for the enactment of an efficient Bankruptcy Law.

*Ordered*, That the said Petition do lie on the Table.

*Ordered*, That this House do now resolve itself into a Committee of the whole, to resume the consideration of the Bill intituled "An Act to consolidate and amend the Laws relating to Grand and Petit Jurors in this Island."

The House was, according to order, adjourned during pleasure, and put into a Committee on the said Bill.

After some time, the House was resumed; and

Mr. *Johnson* reported, from the said Committee, that they had gone through the Bill, and had directed him to report the same with certain amendments, which he was ready to submit whenever the House would be pleased to receive them.

*Ordered*, That the Report be now received; and

The said amendments were then read by the Clerk, as follow :

*Folio 1, line ult.*—After "Deeds" insert "Commissioner of Public Lands."

*Folio 2, line 6, 7.*—Strike out the words "Engine and Firemen."

*Same folio, line 11.*—After "years," insert the following

#### SECTION :

"Every member of the several Fire Engine Companies shall also be exempt from serving as a Grand or Petit Juror, provided such member shall, on being duly summoned, or within twenty-four hours afterwards, signify to the officer by whom he shall be summoned, his desire to claim his exemption."

And the first of the said amendments being again read, and the question of concurrence put thereon, the same was agreed to.

The second of the said amendments being again read.

Mr. *Bagnall* moved, seconded by Mr. *Walker*,—

That the said amendment be disagreed to.

Which being objected to,—

The House divided, and the names being called for, they were taken down as follow:—

CONTENTS :

Mr. *President*,  
Mr. *Swabey*,  
Mr. *Walker*,  
Mr. *Bagnall*,  
Mr. *Forgan*—5.

NON-CONTENTS :

Mr. *Hutchinson*,  
Mr. *Johnson*,  
Mr. *Palmer*,  
Mr. *Simpson*,  
Mr. *Anderson*,  
Mr. *Ramsay*,  
Mr. *Gardiner*,  
Mr. *Goff*—8.

So it passed in the negative.

The question of concurrence being then put on the said amendment, the House again divided, and the names being called for, they were taken down as follow:

CONTENTS :

Mr. *Hutchinson*,  
Mr. *Johnson*,  
Mr. *Palmer*,  
Mr. *Simpson*,  
Mr. *Anderson*,  
Mr. *Ramsay*,  
Mr. *Gardiner*,  
Mr. *Goff*,—8.

NON-CONTENTS :

Mr. *President*,  
Mr. *Swabey*,  
Mr. *Walker*,  
Mr. *Bagnall*,  
Mr. *Forgan*,—5.

So it was resolved in the affirmative.

The third of the said amendments being again read,—

It was moved and seconded,—

That the said amendment be disagreed to.

Which being objected to,

The House divided, and the names being called for, they were taken down as follow:

## CONTENTS :

Mr. *President*,  
 Mr. *Swabey*,  
 Mr. *Walker*,  
 Mr. *Bagnall*,  
 Mr. *Forgan*,—5.

## NON-CONTENTS :

Mr. *Hutchinson*,  
 Mr. *Johnson*,  
 Mr. *Palmer*,  
 Mr. *Simpson*,  
 Mr. *Anderson*,  
 Mr. *Ramsay*,  
 Mr. *Gardiner*,  
 Mr. *Goff*,—8.

So it passed in the negative.

The question of concurrence being then put on the said amendment, the House again divided; and the names being called for, they were taken down as follow:

## CONTENTS :

Mr. *Hutchinson*,  
 Mr. *Johnson*,  
 Mr. *Palmer*,  
 Mr. *Simpson*,  
 Mr. *Anderson*,  
 Mr. *Ramsay*,  
 Mr. *Gardiner*,  
 Mr. *Goff*,—8.

## NON-CONTENTS :

Mr. *President*,  
 Mr. *Swabey*,  
 Mr. *Walker*,  
 Mr. *Bagnall*,  
 Mr. *Forgan*,—5.

So it was resolved in the affirmative.

*Ordered*, That the said amendments be engrossed.

*Ordered*, That Mr. *Goff* have leave to absent himself for one week.

Adjourned until Monday next, at Eleven o'clock.



**MONDAY, March 25, 1861.**

The Council met, pursuant to adjournment.

**P R E S E N T :**

<i>The Honorable Dr. Young, President ;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Johnson,</i>
<i>Mr. Walker,</i>	<i>Mr. Simpson,</i>
<i>Mr. Bagnall,</i>	<i>Mr. Anderson,</i>
<i>Mr. Forgan,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Gardiner.</i>

**PRAYERS.**

The Bill intituled "An Act to consolidate and amend the Laws relating to Grand and Petit Jurors" as amended, was, on motion, read a third time.

*Resolved,* That the Bill, as amended, do pass.

*Ordered,* That a Message be sent down to the House of Assembly, acquainting that House that the Legislative Council have passed the said Bill, with certain amendments to which they desire the concurrence of the House of Assembly.

A Message from the House of Assembly, by Mr. Haviland, with a Bill intituled "An Act to change the constitution of the Legislative Council, by rendering the same elective," to which they desire the concurrence of the Legislative Council.

The said Bill was read for the first time.

The following Petitions were, by leave, presented to the House, and the same were severally received and read, viz :

By Mr. *Anderson*,—A Petition of divers inhabitants of Miminogash and vicinity, praying for the establishment of a Post Office at Mr. Richard Costain's.

*Ordered,* That the said Petition be referred to the Select Committee appointed to report on all Petitions relating to Miscellaneous subjects.

By Mr. *Walker*,—A Petition of the Right Rev. Peter M'Intyre, the Very Rev. James Macdonald, and the Rev. Angus M'Donald, Trustees of St. Dunstan's College, in the vicinity of Charlottetown, praying for an Act to constitute Petition-

ers a Body Corporate, and to empower them to hold by Mortmain the property belonging to said College.

*Ordered*, That the said Petition do lie on the Table.

Adjourned until to-morrow, at Eleven o'clock.

## TUESDAY, March 26, 1861.

The Council met, pursuant to adjournment.

### PRESENT:

<i>The Honorable Dr. Young, President;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Palmer,</i>
<i>Mr. Walker,</i>	<i>Mr. Simpson,</i>
<i>Mr. Bagnall,</i>	<i>Mr. Anderson,</i>
<i>Mr. Forgan,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Johnson,</i>	<i>Mr. M'Laren.</i>

### PRAYERS.

*Mr. Simpson*, a member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, laid before the House,—

1. Copy of the Warrant Book for the past year; and
2. The Estimates for the services of the current year.

*Ordered*, That the said Documents do lie on the Table.

A Message from the House of Assembly, by *Mr. Beer*, with a Bill intituled "An Act to prevent congregations being disturbed or disquieted during the performance of public worship," to which they desire the concurrence of the Legislative Council.

The said Bill was read for the first time.

A Message from the House of Assembly, by *Mr. Hensley*, with a Bill intituled "An Act to consolidate and amend the Laws relating to the conveyance of Real Estate by married women during their coverture," to which they desire the concurrence of the Legislative Council.

The said Bill was read for the first time.

A Message from the House of Assembly, by the Hon. Mr. Haviland, with a Bill intituled "An Act for the protection of Copyright," to which they desire the concurrence of the Legislative Council.

The said Bill was read for the first time.

*Resolved*, That the Bill intituled "An Act to change the constitution of the Legislative Council, by rendering the same elective," be read a second time on Wednesday, the 3d April next.

*Ordered*, That there be a Call of the House on Wednesday, the 3d April next, and that the Clerk do notify absent members.

The following Petitions were, by leave, presented to the House, and the same were received and read, viz :

By Mr. *Bagnall*,—A Petition of D. S. Bentley, late licensed Teacher, praying for a sum of money alleged to be due to petitioner for visiting Schools between Greenvale and Margate, by direction of the School Inspector, in the month of February, 1860.

*Ordered*, That the prayer of the said Petition be rejected, the remedy being elsewhere.

By Mr. *Walker*,—A Petition of the Trustees of St. Andrew's College, praying for the insertion of a clause in the proposed Act of Incorporation of St. Dunstan's College, now before the Legislature, to enable petitioners to transfer certain funds and property to the new Corporation of St. Dunstan's College.

*Ordered*, That the said Petition do lie on the Table.

By Mr. *Anderson*,—A Petition of Caroline Campbell, Teacher, praying to be granted a quarter's salary, withheld by the Board of Education.

*Ordered*, That the said Petition be referred to the Special Committee appointed to report on all Petitions relating to Education.

Also,—A Petition of Ewen Morrison, Ferryman, Lot 14, praying compensation for extra trouble in conducting said Ferry.

Also,—A Petition of divers inhabitants of Cascumpec, Lot 5, praying for a grant sufficient to provide a Scow for Louis' Ferry.

*Ordered*, That the two last preceding Petitions be referred to the Special Committee appointed to report on all Petitions relating to Miscellaneous subjects.

Adjourned until to-morrow, at Eleven o'clock.

**WEDNESDAY, March 27, 1861.**

The Council met, pursuant to adjournment.

**P R E S E N T :**

<i>The Honorable Dr. Young, President;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Anderson,</i>
<i>Mr. Bagnall,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Johnson,</i>	<i>Mr. M'Laren.</i>
<i>Mr. Simpson.</i>	

**PRAYERS.**

Mr. *President* informed the House that continued indisposition prevents Mr. *Dingwell* from attending in his place.

*Ordered,* That Mr. *Dingwell's* excuse be received.

The following Petitions were, by leave, presented to the House, and the same were severally received and read, viz :

By Mr. *Swabey*,—A Petition of the Trustees of the Hillsborough District School, praying the House to amend the 11th Section of the amended School Act of last Session, in order that the said School may remain in operation after the expiration of the existing agreement with the teacher thereof.

By Mr. *Anderson*,—A Petition of the Trustees of Lot Ten School, praying a grant towards defraying the salary of the teacher of said school.

*Ordered,* That the said Petitions be referred to the Special Committee appointed to report on all Petitions relating to Education.

Also,—A Petition of Patrick Stone, of Lot 11, a cripple, praying relief.

*Ordered,* That the said Petition be referred to the Select Committee appointed to report on all Petitions relating to Paupers.

By Mr. *Hutchinson*,—A Petition of divers Inhabitants of York River, setting forth the inconvenience to which the travelling public are subject owing to the want of a tavern at Moreshead's Corner, Lot 32, and praying that, notwithstanding the opposition shewn thereto by certain parties, a remedy for said inconvenience may be provided by the Legislature.

*Ordered,* That the said Petition do lie on the Table.

The Hon. Mr. *Simpson*, a member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, laid before the House,—

1. The Accounts of the Collector of Impost and Excise for Charlottetown, and the Accounts of Impost and Excise for the several Out-Ports in this Island, Light Duty Accounts, &c., for the year ending 31st December, 1860.
2. The Accounts of the Public Lands Office, for the same period.

*Ordered*, That the said Documents do lie on the Table.

[ **For Public Lands Accounts, see Appendix, No. 6.** ]

*Ordered*, That the Bill intituled "An Act to consolidate and amend the Laws relating to the conveyance of Real Estate by married women during their coverture" be now read for the second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed; and

Mr. *Hutchinson* reported, from the said Committee, that they had gone through the Bill, and had directed him to report the same with an amendment, which he was ready to submit whenever the House would be pleased to receive it.

*Ordered*, That the Report be now received; and

The said amendment was then read by the Clerk, as follows :

*Folio 6*,—At the end of the Schedule, insert "A. B., J. P. (or otherwise.)"

The said amendment being read a second time, and the question of concurrence put thereon, it was agreed to.

*Ordered*, That the said amendment be engrossed.

*Ordered*, That the Bill intituled "An Act for the protection of Copyright," be now read for the second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed; and

Mr. *Anderson* reported, that the Committee had gone through the said Bill, and agreed to the same without any amendment.

*Ordered*, That Mr. *Bagnall* have leave to absent himself until Wednesday next.

*Ordered*, That the Bill intituled "An Act to prevent congregations being disturbed or disquieted during the performance of public worship," be now read for the second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed; and

Mr. *Johnson* reported that the Committee had gone through the Bill and agreed to the same without any amendment.

Adjourned until to-morrow, at Eleven o' clock.

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## THURSDAY, March 28, 1861.

The Council met, pursuant to adjournment.

P R E S E N T :

<i>The Honorable Dr. Young, President;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Forgan,</i>	<i>Mr. Anderson,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Johnson,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Palmer,</i>	<i>Mr. M'Laren.</i>

### PRAYERS.

The Bill intituled "An Act to prevent congregations being disturbed or disquieted during the performance of public worship" was, on motion, read for the third time.

*Resolved*, That the Bill do pass.

The Bill intituled "An Act for the protection of Copyright" was, on motion, read for the third time.

*Resolved*, That the Bill do pass.

*Ordered*, That a Message be sent down to the House of Assembly, acquainting that House that the Legislative Council have passed the said Bills without any amendment.

The Bill intituled "An Act to consolidate and amend the Laws relating to the conveyance of Real Estate by married women during their coverture," as amended, was, on motion, read for the third time.

*Resolved*, That the Bill, as amended, do pass.

*Ordered*, That a Message be sent down to the House of Assembly, acquainting that House that the Legislative Council have passed the said Bill, with an amendment, to which they desire their concurrence.

Mr. *Ramsay*, by leave, presented to the House a Petition of divers Inhabitants of Township No. One, and the same was received and read, praying for the erection of Light Houses on the East Point and North Cape of this Island.

*Ordered*, That the said Petition be referred to the Select Committee appointed to report on all Petitions relating to Miscellaneous subjects.

Adjourned until Monday next, at Eleven o'clock.

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## MONDAY, April 1, 1861.

The Council met, pursuant to adjournment.

**P R E S E N T :**

<i>The Honorable Dr. Young, President;</i>	
<i>The Hon. Mr. Forgan,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Anderson,</i>
<i>Mr. Johnson,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Palmer,</i>	<i>Mr. Gardiner.</i>

**P R A Y E R S .**

Mr. *President* acquainted the House that urgent business prevents Mr. *Swabey* from attending in his place this day.

*Ordered*, That Mr. *Swabey's* excuse be received. -

Mr. *President* also acquainted the House that continued indisposition prevents Mr. *Dingwell* from attending in his place.

*Ordered*, That Mr. *Dingwell's* excuse be received.

The following Petitions were, by leave, presented to the House, and the same were severally received and read, viz :

By Mr. *Gardiner*,—A Petition of divers inhabitants of Crapaud and vicinity, praying the House so to amend the Act of last Session to incorporate “The Crapaud Dredging Machine Company” as to enable the said Company to treat for the services of a Machine from New Brunswick, now offered on favorable terms.

*Ordered*, That the said Petition be referred to the Select Committee appointed to report on all Petitions relating to Miscellaneous subjects.

Also,—A Petition of divers members of the Presbyterian Church at Covehead, in connection with the Presbyterian Church of the Lower Provinces of British North America, praying for an Act of Incorporation.

By Mr. *Anderson*,—A Petition of divers Merchants, Traders, and others, inhabitants of Bedeque, Summerside, St. Eleanor’s, and vicinity, praying for a repeal of certain portions of the Small Debt Act of last Session.

By Mr. *Simpson*,—A Petition of Daniel Hastings Craig, of the City of New York; Alexander M’Kay, of St. John’s, Newfoundland; and John Hunter, of Prince Edward Island, praying to be incorporated as “The Gulf Express and Telegraph Company.”

*Ordered*, That the said Petitions do lie on the Table.

A Message from the House of Assembly, by the Hon. Mr. Longworth, with the Bills intituled as follow :

“An Act to incorporate the Gulf Express and Telegraph Company”; and

“An Act to incorporate the Roman Catholic Bishop of Charlottetown in his Diocese,” to each of which they desire the concurrence of the Legislative Council.

The said Bills were severally read for the first time.

A Message from the House of Assembly, by the Hon. Mr. Hensley :

Mr. President;

The House of Assembly have agreed to the amendments made by the Legislative Council to the Bill intituled “An Act to consolidate and amend the Laws relating to the conveyance of Real Estate by married women during the coverture,” without any amendment.

Adjourned until to-morrow, at Eleven o’clock.



**TUESDAY, April 2, 1861.**

The Council met, pursuant to adjournment.

**PRESENT:**

<i>The Honorable Dr. Young, President;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Walker,</i>	<i>Mr. Anderson,</i>
<i>Mr. Forgan,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Johnson,</i>	<i>Mr. M'Laren.</i>

**PRAYERS.**

*Ordered,* That the Bill intituled "An Act to incorporate the Gulf Express and Telegraph Company" be now read for the second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed; and

Mr. *Simpson* reported, that the Committee had made some progress therein, and that he was directed to move that they may have leave to sit again.

*Ordered,* That the Report of the Committee be received, and leave granted.

A Message from the House of Assembly, by the Hon. Mr. Longworth, with a Bill intituled "An Act to amend the Act to provide for the revising and reprinting of the Laws of this Island," to which they desire the concurrence of the Legislative Council.

The said Bill was read for the first time.

*Ordered,* That this House do now resolve itself into a Committee of the whole, to resume the consideration of the Bill intituled "An Act to incorporate the Gulf Express and Telegraph Company."

The House was then, according to order, adjourned during pleasure, and put into a Committee of the whole on the further consideration of the said Bill.

After some time, the House was resumed; and

Mr. *Simpson* reported, from the said Committee, that they had gone through the Bill, and had directed him to report the same with an amendment, which he was ready to submit whenever the House would be pleased to receive it.

*Ordered*, That the Report be now received ; and

The said amendment was then read by the Clerk, as follows :

*Folio 2, line 11*,—After “Hereditaments,” insert “not exceeding in amount the sum of Three thousand Pounds currency.”

The said amendment being read a second time, and the question of concurrence put thereon, it was agreed to.

*Ordered*, That the said amendment be engrossed.

Adjourned until to-morrow, at Eleven o’ clock.

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## WEDNESDAY, April 3, 1861.

The Council met, pursuant to adjournment.

**P R E S E N T :**

<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Walker,</i>	<i>Mr. Anderson,</i>
<i>Mr. Bagnall,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Forgan,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Goff,</i>
<i>Mr. Johnson,</i>	<i>Mr. Laren.</i>
<i>Mr. Palmer,</i>	

**PRAYERS.**

The Bill intituled “An Act to incorporate the Gulf Express and Telegraph Company” was, on motion, read for the third time.

*Resolved*, That the Bill do pass.

*Ordered*, That a Message be sent down to the House of Assembly, acquainting that House that the Legislative Council have passed the said Bill, with an amendment, to which they desire the concurrence of the Legislative Council.

*Ordered*, That the Bill intituled "An Act to amend the Act to provide for the revising and reprinting of the Laws of this Island" be now read for the second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed; and

Mr. *Goff* reported, from the said Committee, that they had gone through the Bill, and had directed him to report the same with an amendment, which he was ready to submit whenever the House would be pleased to receive it.

*Ordered*, That the Report of the Committee be now received; and

The said amendment was then read by the Clerk, as follows:

*Folio 3, line 17*,—After "hundred" insert "and fifty."

*Ordered*, That the said amendment be engrossed.

According to order, the House was called over:

## PRESENT:

The Hon. Mr. *President*,  
 Mr. *Swabey*,  
 Mr. *Walker*,  
 Mr. *Bagnall*,  
 Mr. *Forgan*,  
 Mr. *Hutchinson*,  
 Mr. *Johnson*,  
 Mr. *Palmer*,  
 Mr. *Simpson*,  
 Mr. *Anderson*,  
 Mr. *Ramsay*,  
 Mr. *Gardiner*,  
 Mr. *Goff*,  
 Mr. *M'Laren*.

## ABSENT:

The Hon. Mr. *Dingwell*,  
 (absent from indisposition.)

*Ordered*, That the Bill intituled "An Act to incorporate the Roman Catholic Bishop of Charlottetown in his Diocese" be now read for the second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed; and

*Mr. Walker* reported that the Committee had gone through the said Bill, and agreed to the same without any amendment.

*Resolved*, That the Order of the Day, for the second reading of the Bill intituled "An Act to change the constitution of the Legislative Council, by rendering the same elective," be postponed until to-morrow.

*Ordered*, That there be a Call of the House to-morrow.

Adjourned until to-morrow, at Eleven o'clock.

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## THURSDAY, April 4, 1861.

The Council met, pursuant to adjournment.

PRESENT:

<i>The Honorable Dr. Young, President;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Palmer,</i>
<i>Mr. Dingwell,</i>	<i>Mr. Simpson,</i>
<i>Mr. Walker,</i>	<i>Mr. Anderson,</i>
<i>Mr. Bagnall,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Forgan,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Goff,</i>
<i>Mr. Johnson,</i>	<i>Mr. M'Laren.</i>

### PRAYERS.

The Bill intituled "An Act to amend the Act to provide for the revising and reprinting of the Laws of this Island," as amended, was, on motion, read for the third time.

*Resolved*, That the Bill, as amended, do pass.

*Ordered*, That a Message be sent down to the House of Assembly, acquainting that House that the Legislative Council have passed the said Bill with an amendment to which they desire the concurrence of the House of Assembly.

The Bill intituled "An Act to incorporate the Roman Catholic Bishop of Charlottetown in his Diocese" was, on motion, read for the third time.

*Resolved*, That the Bill do pass.

*Ordered*, That a Message be sent down to the House of Assembly, acquainting that House that the Legislative Council have passed the said Bill, without any amendment.

Pursuant to order, the House was called over :

## PRESENT :

The Hon. Mr. *President*,  
 Mr. *Swabey*,  
 Mr. *Walker*,  
 Mr. *Bagnall*,  
 Mr. *Forgan*,  
 Mr. *Hutchinson*,  
 Mr. *Johnson*,  
 Mr. *Palmer*,  
 Mr. *Simpson*,  
 Mr. *Anderson*,  
 Mr. *Ramsay*,  
 Mr. *Gardner*,  
 Mr. *M'Laren*.

## ABSENT :

The Hon. Mr. *Goff*.

Mr. *Goff* entered, and informed the House that he had tendered the resignation of his seat in this House to His Excellency the Lieut. Governor, and therefore, pending His Excellency's acceptance or otherwise of the said resignation, he did not feel justified in resuming his seat in this House.

Mr. *Goff* then withdrew.

*Resolved*, That the Order of the Day, for the second reading of the Bill intituled "An Act to change the constitution of the Legislative Council, by rendering the same elective," be discharged, and made the Order of the Day for to-morrow.

*Ordered*, That there be a Call of the House to-morrow.

The following Petitions were, by leave, presented to the House, and the same were severally received and read, viz :

By Mr. *Palmer*.—A Petition of divers Inhabitants of Charlottetown, Southport, &c., praying this House to concur with the House of Assembly in granting the Contractor of the Charlottetown Ferry a sum sufficient to induce him to place another Steamboat on the said Ferry, for public accommodation.

By Mr. *Dingwell*.—A Petition of divers Inhabitants of Township No. 56, in King's County, praying this House to concur with the House of Assembly in granting the Harbor Master of Grand River, Lot 56, a sum sufficient to reimburse him

for the removal of an old wreck which for some time obstructed the navigation of said River.

*Ordered*, That the said Petitions be referred to the Select Committee appointed to report on all Petitions relating to Miscellaneous subjects.

Also,—A Petition of James Keefe, of Rollo Bay, Lot 44, praying this House to concur with the House of Assembly in granting Petitioner compensation for the loss of his wagon, such loss being the result, petitioner believes, of the discharge of his duty as Bailiff of the Souris Small Debt Court.

*Ordered*, That the said Petition do lie on the Table.

Adjourned until to-morrow, at Eleven o'clock.

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## FRIDAY, April 5, 1861.

The Council met, pursuant to adjournment.

P R E S E N T :

<i>The Honorable Dr. Young, President;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Palmer,</i>
<i>Mr. Dingwell,</i>	<i>Mr. Simpson,</i>
<i>Mr. Walker,</i>	<i>Mr. Anderson,</i>
<i>Mr. Bagnall,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Forgan,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. M'Laren.</i>
<i>Mr. Johnson,</i>	

### PRAYERS.

Mr. *Palmer*, a member of Her Majesty's Executive Council, informed the House that His Excellency the Lieutenant Governor had accepted Mr. *Goff's* resignation of his seat in this House.

Mr. *Palmer* also acquainted the House, that His Excellency had provisionally appointed *Charles Haszard*, Esquire, of Belle Vue, by Warrant, bearing date the Fourth day of April, instant, a Member of this House, who desires to be admitted.

The said Warrant was read by the Clerk;

And thereupon,—

*Ordered*, That *Mr. Palmer* and *Mr. Simpson* be a Committee to attend *Mr. Haszard* and see him qualified.

A Message from the House of Assembly, by the Hon. Mr. Longworth:

Mr. President;

The House of Assembly have agreed to the amendments made by the Legislative Council to the Bills intituled as follow: "An Act to consolidate and amend the Laws relating to Grand and Petit Jurors in this Island," and "An Act to incorporate the Gulf Express and Telegraph Company," without any amendment.

A Message from the House of Assembly, by the Hon. Mr. Thornton, with the Bill intituled "An Act to incorporate the Trustees of Saint Dunstan's College, in Queen's County, and for other purposes therein mentioned," to which they desire the concurrence of the Legislative Council.

The said Bill was read for the first time.

*Mr. Palmer*, from the Committee appointed to attend *Mr. Haszard* and see him qualified, reported that they had, according to order, attended *Mr. Haszard*, who took the oath's in the presence of the Lieutenant Governor.

*Mr. Haszard* was then introduced between *Mr. Palmer* and *Mr. Simpson*, and took his seat.

Pursuant to Order, the House was called over:

P R E S E N T :

<i>The Hon. Mr. President,</i>	<i>The Hon. Mr. Palmer,</i>
<i>Mr. Swabey,</i>	<i>Mr. Simpson,</i>
<i>Mr. Dingwell,</i>	<i>Mr. Anderson,</i>
<i>Mr. Walker,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Bagnall,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Forgan,</i>	<i>Mr. M'Laren,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Haszard.</i>
<i>Mr. Johnson,</i>	

The Order of the Day being read for the second reading of the Bill intituled "An Act to change the Constitution of the Legislative Council, by rendering the same elective;"

*Mr. Simpson* moved, seconded by *Mr. Palmer*; That the said Bill be now read a second time.

After debate,

The House adjourned.

At 3 o'clock, the House met.

After further debate,

The question of concurrence was put on the motion, that the said Bill be now read for the second time, the House divided, and the names being called for, they were taken down as follow:

CONTENTS :

Mr. *President*,  
 Mr. *Dingwell*,  
 Mr. *Walker*,  
 Mr. *Bagnall*,  
 Mr. *Hulchinson*,  
 Mr. *Johnson*,  
 Mr. *Palmer*,  
 Mr. *Simpson*,  
 Mr. *Anderson*,  
 Mr. *Ramsay*,  
 Mr. *Gardiner*,  
 Mr. *M'Laren*,  
 Mr. *Haszard*—13.

NON-CONTENTS :

Mr. *Swabey*,  
 Mr. *Forgan*—2.

So it was resolved in the affirmative ; and

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

Mr. *Johnson* reported that the Committee had made some progress therein, and that he was directed to move that they may have leave to sit again.

*Ordered*, That the Report of the Committee be received and leave granted.

A Message from the House of Assembly, by Mr. *Beer*, with a Bill intituled “An Act to amend the Act to incorporate the Town of Charlottetown.”

The said Bill was read for the first time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole to resume the consideration of the Bill intituled “An Act to change the constitution of the Legislative Council, by rendering the same elective.”

After some time, the House was resumed ; and



Mr. *Johnson* reported, that the Committee had made some progress therein, and that he was directed to move that they may have leave to sit again.

*Ordered*, That the Report of the Committee be received, and leave granted.

Adjourned until to-morrow, at Eleven o'clock.

## SATURDAY, April 6, 1861.

The Council met, pursuant to adjournment.

### PRESENT:

<i>The Honorable Dr. Young, President;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Palmer,</i>
<i>Mr. Dingwell,</i>	<i>Mr. Simpson,</i>
<i>Mr. Walker,</i>	<i>Mr. Anderson,</i>
<i>Mr. Bagnall,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Forgan,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. M'Laren,</i>
<i>Mr. Johnson,</i>	<i>Mr. Haszard.</i>

### PRAYERS.

*Ordered*, That the Bill intituled "An Act to incorporate the Trustees of Saint Dunstan's College, in Queen's County, and for other purposes therein mentioned," be now read for the second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed; and

Mr. *Swabey* reported that the Committee had gone through the said Bill, and agreed to the same without any amendment.

*Ordered*, That the House do now resolve itself into a Committee of the whole, to resume the consideration of the Bill intituled "An Act to change the constitution of the Legislative Council, by rendering the same elective."

The House was then, according to order, adjourned during pleasure, and put into a Committee of the whole on the further consideration of the said Bill.

After some time, the House was resumed; and

Mr. *Johnson* reported, from the said Committee, that they had gone through the Bill, and had directed him to report the same with certain amendments, which he was ready to submit whenever the House would be pleased to receive them.

*Ordered*, That the Report be now received; and

The said amendments were then read by the Clerk, as follows :

*Folio 2, line 20*,—After “Fourteen,” insert “and.”

*Same folio, line 21*,—Strike out “and Sixteen.”

*Same folio, line 23*,—After “Number,” insert “Sixteen.”

*Folio 4, line 22*,—Strike out “Five hundred,” and insert “One thousand.”

*Same folio, line 25*,—After “Election,” insert the following

SECTION:

“No person shall be eligible, or shall sit or vote as a Legislative Councillor, unless his residence, or his lands or tenements as aforesaid, to the value aforesaid, be within the limits of the County in which the District for which he shall seek to be or shall have been elected is situate.”

*Folio 7, line 21*,—After “Council,” insert “when elected under this Act.”

Mr. *Swabey* moved, that the said Bill be referred back to the Committee of the whole House, for the purpose of further amending the same, as follows:—

Strike out from the word “Assembly,” in *folio 1, line 6*, to the word “Member,” in *folio 3, line 25*, and in lieu thereof insert the following

SECTIONS:

“The Legislative Council shall hereafter be composed of the present Members thereof, consisting of fifteen Members, and who shall continue to hold their seats as heretofore.

“Upon the vacation of the seat of any one or more of the present Councillors, by death, resignation, or otherwise, it shall and may be lawful, so soon as that Act shall receive the Royal assent, for His Excellency the Lieutenant Governor, or the Administrator of the Government for the time being, to issue a writ or writs for the election of a fit and proper person or persons to supply such vacation or vacations as aforesaid. The first Writ shall be directed to the Sheriff of Prince County, the second Writ to the Sheriff of Queen’s County, and the third Writ to the Sheriff of King’s County; and the fourth and other Writs shall be directed to the said Sheriffs, respectively, in the same order or rotation, such elections to be conducted as hereinafter provided; and such elective Members shall be elected until the whole fifteen Members of the present Legislative Council shall have vacated their seats as aforesaid.

“ So soon as the whole fifteen Members of the present Legislative Council shall have vacated their seats, as aforesaid, then the several Counties in this Island shall each return five Members, being fifteen in all, to serve in the Legislative Council ; and there shall be as many polling Divisions in each of such Counties as now exist for polling of Members to serve in the General Assembly, so that all the electors may be polled in one day.

“ Each County shall be an electoral District, and each District shall return five Members as aforesaid.”

Which being objected to,—

The House divided, and the names being called for, they were taken down as follow:

CONTENTS :

Mr. *President*,  
Mr. *Swabey*,  
Mr. *Dingwell*,  
Mr. *Walker*,  
Mr. *Forgan*,  
Mr. *Hutchinson*,—6.

NON-CONTENTS :

Mr. *Bagnall*,  
Mr. *Palmer*,  
Mr. *Johnson*,  
Mr. *Simpson*,  
Mr. *Anderson*,  
Mr. *Ramsay*,  
Mr. *Gardiner*,  
Mr. *M'Laren*,  
Mr. *Hazard*,—9.

So it passed in the negative.

The said amendments being read a second time, and the question of concurrence put on each, they were severally agreed to.

*Ordered*, That the said amendments be engrossed.

*Ordered*, That Mr. *Gardiner* and Mr. *Bagnall* have leave to absent themselves for one week.

*Ordered*, That Mr. *Walker* have leave to absent himself for four days.

Adjourned until Monday next, at Eleven o'clock.

## MONDAY, April 8, 1861.

The Council met, pursuant to adjournment.

**P R E S E N T :**

<i>The Honorable Dr. Young, President;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Anderson,</i>
<i>Mr. Dingwell,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Forgan,</i>	<i>Mr. M' Laren,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Haszard.</i>
<i>Mr. Johnson,</i>	
<i>Mr. Palmer,</i>	

**PRAYERS.**

The Bill intituled "An Act to incorporate the Trustees of Saint Dunstan's College, in Queen's County, and for other purposes therein mentioned," was, on motion, read for the third time.

*Resolved,* That the Bill do pass.

*Ordered,* That a Message be sent down to the House of Assembly, acquainting that House that the Legislative Council have passed the said Bill, without any amendment.

Mr. *Anderson*, by leave, presented a petition of Archibald C. Macneill, Road Commissioner of District No. 5, in Queen's County, and the same was received and read, praying this House to concur with the House of Assembly in granting him some additional compensation for his services as such Commissioner.

*Ordered,* That the said Petition be referred to the Select Committee appointed to report on all Petitions relating to Miscellaneous subjects.

A Message from the House of Assembly, by the Hon. Mr. Longworth.

Mr. President;

The House of Assembly have agreed to the amendments made by the Legislative Council to the Bill intituled "An Act to amend the Act to provide for the revising and reprinting of the Laws of this Island," without any amendment.

*Ordered,* that the Bill intituled "An Act to amend the Act to incorporate the Town of Charlottetown." be now read for the second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed; and

Mr. *Forgan* reported that the Committee had made some progress therein, and that he was directed to move that they may have leave to sit again.

*Ordered*, That the Report of the Committee be received and leave granted.

Mr. *Forgan* also reported that the Committee recommend that a Conference be desired with the House of Assembly on the subject-matter of the said Bill.

It was thereupon moved and seconded,—

That a Conference be desired with the House of Assembly on the subject-matter of the Bill intituled “An Act to amend the Act to incorporate the Town of Charlottetown,” and that the managers on the part of this House be the Hon. Mr. *Forgan* and the Hon. Mr. *Palmer*,—to meet in the Conference Room instanter.

The question of concurrence being put thereon, the same was resolved in the affirmative, and it was

*Ordered*, that the foregoing Resolution be communicated by Message to the House of Assembly.

A Message from the House of Assembly, by Mr. Beer :

Mr. President ;

The House of Assembly do agree to a Conference, as is desired by the Legislative Council, on the Bill intituled “An Act to amend the Act to incorporate the Town of Charlottetown,” and have appointed Mr. Beer, Hon. Mr. Longworth, Hon. Mr. Haviland, and Mr. Howat a Committee to manage the said Conference.

The House was informed that the Managers of the House of Assembly were ready in the Conference Room, on the subject-matter of the Bill intituled “An Act to amend the Act to incorporate the Town of Charlottetown.”

The names of the Managers for this House were then called over.

The House was adjourned during pleasure, and their Honors went to the Conference.

Which being ended, the House was resumed, and

Mr. *Palmer* reported that the Managers for this House had met the Managers for the House of Assembly at the Conference, which, on their part, was managed

by Mr Beer and others, and had complied with the instructions given them by this House.

Adjourned until to-morrow, at Eleven o'clock.

## TUESDAY, April 9, 1861.

The Council met, pursuant to adjournment.

### PRESENT:

<i>The Honorable Dr. Young, President;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Dingwell,</i>	<i>Mr. Anderson,</i>
<i>Mr. Forgan,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. McLaren,</i>
<i>Mr. Johnson,</i>	<i>Mr. Haszard.</i>
<i>Mr. Palmer,</i>	

### PRAYERS.

His Excellency George Dundas, Esquire, Lieutenant Governor and Commander-in-Chief in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral, and Ordinary of the same, &c. &c. &c., having come to the Council Chamber, and being seated, the Gentleman Usher of the Black Rod received His Excellency's commands to desire the attendance of the House of Assembly immediately in the Council Chamber.

The House of Assembly, with their Speaker, having attended accordingly, His Excellency was pleased, in Her Majesty's name, to give his assent to the following Bills, viz:

“An Act for taking the Census of Prince Edward Island.”

“An Act to amend the Act to provide for the revising and reprinting of the Laws of this Island.”

“An Act to incorporate the Gulf Express and Telegraph Company.”

“An Act to authorize John Hunter to take the additional name of Duvar.”

The House of Assembly having withdrawn, His Excellency was pleased to retire.

Adjourned until to-morrow, at Eleven o'clock.

**WEDNESDAY, April 10, 1861.**

The Council met, pursuant to adjournment.

**P R E S E N T :**

<i>The Honorable Dr. Young, President;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Anderson,</i>
<i>Mr. Dingwell,</i>	<i>Mr. Simpson,</i>
<i>Mr. Forgan,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. M'Laren,</i>
<i>Mr. Palmer,</i>	<i>Mr. Haszard.</i>

**PRAYERS.**

Mr. *Simpson*, by leave, presented a Memorial of the Members of the Royal Agricultural Society, praying that certain amendments may be made in the Act to incorporate said society, in order that the same may be re-organized on such a basis as will inspire confidence and ensure more general support.

*Ordered*, That the said Memorial do lie on the Table.

Adjourned until to-morrow, at Eleven o'clock.

**THURSDAY, April 11, 1861.**

The Council met, pursuant to adjournment.

**P R E S E N T :**

<i>The Honorable Dr. Young, President;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Dingwell,</i>	<i>Mr. Anderson,</i>
<i>Mr. Forgan,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. M'Laren,</i>
<i>Mr. Johnson,</i>	<i>Mr. Haszard.</i>
<i>Mr. Palmer,</i>	

**PRAYERS.**

Mr. *Palmer*, a member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, delivered a written Message, signed by His Excellency, which the House received standing.

The same was then read by the Clerk, and is as follows :

MESSAGE :

GEORGE DUNDAS, Lieutenant Governor.

The Lieut. Governor deeply regrets to have to inform the Legislative Council of the melancholy death of Her Royal Highness the DUCHESS OF KENT,—intelligence of which was communicated in the Despatch the Lieut. Governor now transmits.

Government House, April 10, 1861.

PRINCE EDWARD ISLAND.

(CIRCULAR.)

Downing Street, 18th March, 1861.

Sir;

It is with the greatest regret that I have to communicate to you the melancholy intelligence of the death of Her Royal Highness the Duchess of Kent.

Her Royal Highness expired at Frogmore House, on the morning of the 16th instant, at about half-past nine o'clock, to the great grief of Her Most Gracious Majesty and of the Royal Family.

I have the honor to be, &c. &c. &c.

(Signed) NEWCASTLE.

Lieutenant Governor Dundas, &c. &c. &c.

A true copy,

GEORGE D. ATKINSON.

*Ordered*, That the said Message and the accompanying Despatch do lie on the Table.

*Resolved*, That Theophilus Stewart, Esquire, Indian Commissioner, be heard at the Bar of this House in support of the Petition on behalf of the Indians of this Island, it being more convenient to hear the said Mr. Stewart briefly on this subject, at the present time, than that the said Petition should be considered by the Committee appointed to report on Petitions relating to Miscellaneous subjects.

Mr. Stewart appeared at the Bar, and addressed the House in support of the allegations set forth in the Petition of divers Inhabitants of Prince County, praying this House to concur in any grant of the Assembly for the relief of the aboriginal inhabitants of this Island, and upon the claims of that class of the Inhabitants generally.

Mr. Stewart then withdrew.

Mr. Haszard, by leave, presented a Petition of divers inhabitants of Township No. 4S, and others, praying this House to concur in passing an Act to authorize



petitioners to erect a Dyke at Fullarton's Marsh, in order to prevent the tide from overflowing the same.

*Ordered*, That the said Petition do lie on the Table.

The House then adjourned.

At 4 o'clock in the afternoon, the House met.

A motion being made,—

That the Bill intituled "An Act to change the Constitution of the Legislative Council, by rendering the same elective," as amended, be now read for the third time,—

Mr. *Swabey* moved, in amendment, seconded by Mr. *Walker*,—

That the word "now" be left out, and after "time," to insert, "this day three months."

Which being objected to,

The question of concurrence was put thereon, the House divided, and the names being called for, they were taken down as follow:

CONTENTS :

Mr. *President*,  
Mr. *Swabey*,  
Mr. *Dingwell*,  
Mr. *Forgan*,  
Mr. *Hutchinson*,—5.

NON-CONTENTS :

Mr. *Johnson*,  
Mr. *Palmer*,  
Mr. *Simpson*,  
Mr. *Anderson*,  
Mr. *Ramsay*,  
Mr. *Gardiner*,  
Mr. *M'Laren*,  
Mr. *Haszard*,—8.

So it passed in the negative.

The question being then put on the main motion, the House again divided, and the names being called for, they were taken down as follow:

CONTENTS :

Mr. *Johnson*,  
Mr. *Palmer*,  
Mr. *Simpson*,  
Mr. *Anderson*,  
Mr. *Ramsay*,  
Mr. *Gardiner*,  
Mr. *M'Laren*,  
Mr. *Haszard*,—8.

NON-CONTENTS :

Mr. *President*,  
Mr. *Swabey*,  
Mr. *Dingwell*,  
Mr. *Forgan*,  
Mr. *Hutchinson*,—5.

So it was resolved in the affirmative ; and

The said Bill, as amended, was then read a third time accordingly.

Mr. *Palmer* moved, seconded by Mr. *Simpson*,—

That the said Bill, as amended, do pass.

The question of concurrence being put thereon, the House divided, and the names being called for, they were taken down as in the last preceding division.

So it was resolved in the affirmative.

*Ordered*, That a Message be sent down to the House of Assembly, acquainting that House that the Legislative Council have passed the said Bill, with certain amendments, to which they desire the concurrence of the House of Assembly.

*Ordered*, That Mr. *Dingwell* and Mr. *McLaren* have leave to absent themselves for one week.

Adjourned until Monday next, at Eleven o'clock.

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## MONDAY, April 15, 1861.

The Council met, pursuant to adjournment.

P R E S E N T :

*The Honorable Dr. Young, President;*

*The Hon. Mr. Swabey,*

*The Hon. Mr. Simpson,*

*Mr. Forgan,*

*Mr. Anderson,*

*Mr. Hutchinson,*

*Mr. Ramsay,*

*Mr. Johnson,*

*Mr. Gardiner,*

*Mr. Palmer,*

*Mr. Haszard.*

### PRAYERS.

A Message from the House of Assembly, by the Hon. Mr. Haviland, with the Bill intituled "An Act to provide for the organization of a Volunteer Force for the defence of this Island," to which they desire the concurrence of the Legislative Council.

The said Bill was read for the first time.

A Message from the House of Assembly, by the Hon. Mr. Gray:

“ House of Assembly, 10th April, 1861.

“ *Resolved*, That a Committee be appointed, to join a Committee of the Legislative Council to prepare an Address of Condolence to Her Most Gracious Majesty the Queen, on the lamented death of Her Royal Highness the Duchess of Kent.

“ *Ordered*, That the Hon. Mr. Gray, the Hon. Mr. Longworth, the Hon. Mr. Haviland, the Hon. Mr. Thornton, Mr. Conroy, and Mr. Macneill do compose the said Committee.

“ *Ordered*, That the said Resolution be communicated, by Message, to the Legislative Council.”

And thereupon, on motion of Mr. *Palmer*, it was—

*Resolved*, That a Committee be appointed, to join the Committee of the House of Assembly, to prepare the said Address to Her Majesty.

*Ordered*, That the Hon. Mr. *Johnson*, the Hon. Mr. *Palmer*, and the Hon. Mr. *Swabey* be a Committee, on the part of this House, to prepare the said Address to Her Majesty.

*Ordered*, that the said Resolution be communicated, by Message, to the House of Assembly.

Mr. *President* informed the House that indisposition prevents Mr. *Walker* from attending in his place this day.

*Ordered*, That Mr. *Walker's* excuse be received.

**DISSENTIENT** from the passing of the Bill intituled “An Act to alter the constitution of the Legislative Council, by rendering the same elective.”

FIRST,---Because that, while we admit the principle of the Bill, inasmuch as Her Majesty the Queen has, with respect to Canada, by the Imperial Act of 17th and 18th Victoria, cap. 118, intituled “An Act to empower the Legislature of Canada to alter “the Constitution of the Legislative Council for that Province, and for other purposes,” been graciously pleased to yield thereby the Royal Prerogative in allowing the Legislative Council of that Province to be and become thereafter elective; and the Canadian Legislature, by virtue of such Imperial Act, passed a Bill in the 19th and 20th Victoria, cap. 140, intituled “An Act to change the constitution of the Legislative Council, by “rendering the same elective,” and thereby the then present Members thereof were confirmed, and forty-eight Members to be elected thereto were added to the said Legislative Council; yet we cannot agree to the chief novel detail of this Bill, which, by the second section thereof, dissolves this present Council, by declaring that so soon as Her Majesty's assent shall be given to this Bill, the Governor in Council shall declare, by Proclamation, the said Act to be in force; and thereupon the appointments of all persons

then holding seats in the Legislative Council, to such seats shall determine, and their places become vacant.

CHARLES YOUNG, President.  
 JAMES DINGWELL,  
 PATRICK WALKER,  
 ROBERT HUTCHINSON.

SECONDLY,—Because the said Canadian Act,---from which this is with few exceptions a transcript,---by the first and second sections thereof, confirms the seats of the then Members of the Legislative Council, declaring that the said Council should thereafter be composed of the Members thereof, and of forty-eight Members to be elected thereto as aforesaid ; and also declaring that the then present Councillors should continue to hold their seats as theretofore.

THIRDLY,---Because, if this Bill had confirmed our seats, as in the said Canadian Act, no injustice would have been perpetrated towards any Member of this Legislative Council.

FOURTHLY,---Because we hold a Mandamus from Her Majesty (that of the President being dated so far back as May 10, 1841, he having been nominated by Sir Charles Fitz-Roy, in December, 1840), appointing us to seats at the Honorable Council Board ; and we have always considered these appointments to be for life, subject, however, to resignation by us, or vacating our seats by being absent for two successive Sessions of the Legislature without permission, or from some changes in our social and moral position.

FIFTHLY,---Because we are of opinion that the second section of this Bill cannot be justified, so long as the two branches of the Legislature continue, as they have hitherto done, to co-operate in perfect harmony in the various measures submitted and passed during the present and many previous Sessions. We think that such a section should only be adopted when it is found to be perfectly impossible for the two branches of the Legislature to work together, and the public interests would thereby be injuriously affected.

SIXTHLY,---Because, by this Bill, the Prerogative of the Crown is wholly taken away, as it enacts that “the Crown shall have no power to dissolve the Legislative Council,” and serious inconvenience might, in consequence thereof, result to the public, should difficulties of an insurmountable nature arise between the branches of the Legislature.

CHARLES YOUNG, President.  
 WILLIAM SWABEY,  
 JAMES DINGWELL,  
 PATRICK WALKER,  
 WILLIAM FORGAN,  
 ROBERT HUTCHINSON.

Council Chamber, April 11, 1861.

**DISSENTIENT** from the passing of the Bill intituled "An Act to change the Constitution of the Legislative Council, by rendering the same elective."

**FIRST**,—Because we consider the Perogative of the Crown injuriously invaded by this Act, without corresponding advantage being obtained.

**SECONDLY**,—Because, in our opinion, the substitution of an Elective Council for one nominated by the Crown will cause an inferior class of legislators to be employed than such as, if carefully selected by Her Majesty's Representative, without absolute and invariable reference to political party, might be obtained. Persons so selected would maintain, we think, a higher tone and practice of independence than could be expected from an elected body. Being appointed for life, they would be less accessible to the external influence either of the Crown or the People.

**THIRDLY**,—Because the results of a similar experiment in Canada are not deemed satisfactory.

**FOURTHLY**,—Because the Prerogative of the Crown is still farther abridged by its being enacted, that whatever the exigency, the proposed elected body shall not be liable to be dissolved by Royal Mandate, rendering it quite possible that the legislative and administrative business of the country might, through the agency of such a Council, be entirely suspended until the passage of an Imperial Act for its removal.

**FIFTHLY**,—Because an enactment containing such a provision is without precedent.

**SIXTHLY**,—Because, having been honored by receiving the Royal Commission for life, we feel ourselves aggrieved by our proposed summary dismissal, a proceeding differing entirely from that recently sanctioned by the Canada Act on the same subject, which confirmed the seats of the Legislative Councillors existing when it passed, and left, so far as they were concerned, the elective principle to apply only on their death, or their seats otherwise being vacated.

**SEVENTHLY**,—Because it was last year thought necessary to increase the numbers of the Council from twelve to seventeen, whereas it is now proposed to make the numbers thirteen, thereby evincing that the last year's addition was adopted as an expedient to obtain a Government majority, and that the same Government who are now the propounders of this measure do not think the number of seventeen necessary.

WILLIAM SWABEY,  
WILLIAM FORGAN.

**EIGHTHLY**,—Because this Act leaves the authority and practice of the Legislative Council, on subjects of supply and appropriation, in the unsatisfactory state in which it now exists. We consider this would have been a fitting opportunity for placing the Council in the same position respecting their functions in these matters with those of the adjoining Colonies or of Canada. The practice of sending the appropriations to this House in one Bill, in treating which the Council must either throw out the whole, to the serious inconvenience of the public service and of individuals, or sanction items of expen-

diture which it cannot approve without detriment to the public interests, is a state of things which, in my opinion, has done anything but tend to the diminution of the public debt and liabilities.

WILLIAM SWABEY.

Council Chamber, April 11, 1861.

Adjourned until to-morrow, at Eleven o' clock.

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## TUESDAY, April 16, 1861.

The Council met, pursuant to adjournment.

P R E S E N T :

<i>The Honorable Dr. Young, President ;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Palmer.</i>
<i>Mr. Walker,</i>	<i>Mr. Simpson,</i>
<i>Mr. Bagnall,</i>	<i>Mr. Anderson,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Forgan,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Johnson,</i>	<i>Mr. Haszard.</i>

### PRAYERS.

*Ordered,* That the Bill intituled "An Act to provide for the organization of a Volunteer Force for the defence of this Island," be now read for the second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

Mr. *Simpson* reported, that the Committee had made some progress therein, and that he was directed to move that they may have leave to sit again.

*Ordered,* That the Report of the Committee be received, and leave granted.

A Message was brought from the House of Assembly, by the Hon. Mr. Hensley, with a Bill intituled "An Act in amendment of and addition to the Acts relating to

Judgments entered of Record in the Supreme Court of Judicature," to which they desire the concurrence of this House.

The said Bill was read for the first time.

A Message was brought from the House of Assembly, by the Hon. Mr. Haviland, with a Bill intituled "An Act to alter and amend the Act intituled 'An Act to incorporate sundry persons by the name of the Cascumpec Marine Railway Company,'" to which they desire the concurrence of this House.

The said Bill was read for the first time.

A Message was brought from the House of Assembly, by the Hon. Mr. M'Anlay, with a Bill intituled "An Act to authorize the Trustees of the Georgetown School to sell the present School-site therein and to appropriate a portion of the Public Square as a School-site in lieu thereof;" to which they desire the concurrence of this House.

The said Bill was read for the first time.

Adjourned until to-morrow, at Eleven o'clock.

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**WEDNESDAY, April 17, 1861.**

The Council met, pursuant to adjournment.

**P R E S E N T :**

*The Honorable Dr. Young, President;*

*The Hon. Mr. Swabey,*

*The Hon. Mr. Simpson,*

*Mr. Bagnall,*

*Mr. Anderson,*

*Mr. Hutchinson,*

*Mr. Ramsay,*

*Mr. Johnson,*

*Mr. Gardiner.*

*Mr. Palmer;*

*Mr. Haszard.*

**PRAYERS.**

*Ordered,* That this House do now resolve itself into a Committee of the whole, to resume the consideration of the Bill intituled "An Act to provide for the organization of a Volunteer Force for the defence of this Island."

The House was then, according to order, adjourned during pleasure, and put into a Committee on the further consideration of the said Bill.

After some time, the House was resumed; and

Mr. *Simpson* reported, that the Committee had made some progress therein, and that he was directed to move that they may have leave to sit again.

*Ordered*, That the Report of the Committee be received, and leave granted.

Mr. *Palmer*, a member of Her Majesty's Executive Council, acquainted the House that he had a Message from His Excellency the Lieutenant Governor, under his sign manual, which His Excellency had commanded him to deliver, and which the House received standing.

The same was then read by the Clerk, and is as follows :

### MESSAGE :

GEORGE DUNDAS, Lieutenant Governor.

The Lieutenant Governor transmits, for the information of the Legislative Council, copies of the following Despatches :

No. 56,---Transmitting suggestions to be borne in mind on re-enactment of Act for raising a Revenue.

No. 60,---Requesting further information on subject of "An Act to enable the Controller of Navigation Laws to grant and issue Fishery Licences to Citizens of the United States for vessels built in Prince Edward Island, and owned by them."

*Ordered*, That the said Despatches do lie on the Table.

[ See Appendix, No. 7. ]

*Ordered*, That the Bill intituled "An Act in amendment of and addition to the Acts relating to Judgments entered of Record in the Supreme Court of Judicature," be now read for the second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole, on the said Bill.

After some time, the House was resumed; and

Mr. *Swabey* reported, from the said Committee, that they had gone through



the Bill, and had directed him to report the same with certain amendments, which he was ready to submit whenever the House would be pleased to receive them.

*Ordered,* That the Report be now received ; and

The said amendments were then read by the Clerk, as follow :

*Folio 10, line 6,*—after “same,” insert Sections A, B, and C.

#### SECTION A.

“Any party executing a Warrant of Attorney, on which Judgment is proposed to be or can be entered, may, if he think fit, in the defeasance to the Warrant of Attorney, dispense with the two years’ notice or advertisement of sale in the case of freehold estates, or the one year’s notice or advertisement of sale in the case of leasehold estates, as is now by law prescribed, and limit the time notified or advertised, in either case, to any lesser period, not less, however, than six months ; and any lands or tenements, whether leasehold or freehold, taken in execution under any such Judgment, entered on any such Warrant of Attorney as in this section mentioned, shall and may be sold after notice or advertisement of sale shall have been given for the length of time specified in such Warrant of Attorney.”

#### SECTION B.

“Leasehold estates and interests in lands shall also be bound by Judgments entered up of record in Her Majesty’s Supreme Court of Judicature, in the same way and manner and to the same extent as freehold and other estates and interests therein are bound or affected thereby, under the provisions of the Act passed in the twelfth year of the Reign of Her present Majesty, Chapter two, or other Acts relating to Judgments in the Supreme Court, in all cases where in the defeasance to the Warrant of Attorney on which any such Judgments shall be entered, it shall be declared by the party defendant who executed the same, that it is his intention and desire that his leasehold property should be bound by the Judgment; and such leasehold estates and interests shall, when afterwards taken in execution, be levied upon, advertised, and sold as now by law required and pointed out respecting leasehold estates.”

#### SECTION C.

“The party Plaintiff, or his Attorney, shall, where the Judgment is intended to bind leasehold estates under the provisions of the last preceding Section, deliver to the Prothonotary, with the Warrant of Attorney, a note or docket in writing notifying him thereof, and the Prothonotary shall, on entering up the Judg-

ment, and noting the same in the Index Books, make a minute or note opposite the same, showing that it is intended to bind leasehold estates thereby as aforesaid."

The said amendments being read a second time and the question of concurrence put on each, they were severally agreed to.

*Ordered*, That the said amendments be engrossed.

Adjourned until to-morrow, at Eleven o'clock.

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## THURSDAY, April 18, 1861.

The Council met, pursuant to adjournment.

PRESENT :

<i>The Honorable Dr. Young, President ;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Palmer,</i>
<i>Mr. Walker,</i>	<i>Mr. Simpson,</i>
<i>Mr. Bagnall,</i>	<i>Mr. Anderson,</i>
<i>Mr. Forgan,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Johnson,</i>	<i>Mr. Haszard.</i>

### PRAYERS.

The Bill intituled "An Act in amendment of and addition to the Acts relating to Judgments entered of Record in the Supreme Court of Judicature," as amended, was, on motion, read for the third time.

*Resolved*, That the Bill, as amended, do pass.

DISSENTIENT,--*Mr. Hutchinson.*

*Ordered*, That a Message be sent down to the House of Assembly, acquainting that House that the Legislative Council have passed the said Bill, with certain amendments, to which they desire the concurrence of the House of Assembly.

*Ordered*, That the Bill intituled "An Act to authorize the Trustees of the Georgetown School to sell the present School-site therein and to appropriate a portion of the Public Square as a School-site in lieu thereof," be now read for the second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

Mr. *Walker*, from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

*Ordered*, That the Report of the Committee be received.

*Ordered*, That the Bill intituled "An Act to alter and amend the Act intituled 'An Act to incorporate sundry persons by the name of the Cascumpec Marine Railway Company,'" be now read for the second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

Mr. *Ramsay*, from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

*Ordered*, That the Report of the Committee be received.

*Ordered*, That Mr. *Swabey* be added to the Select Committee appointed to examine Bills to be engrossed or that have been engrossed.

A Message from the House of Assembly, by the Hon. Mr. *Haviland*:

Mr. President ;

The House of Assembly desire a Conference with the Legislative Council on the amendments made to the Bill intituled "An Act to change the constitution of the Legislative Council, by rendering the same elective," and have appointed the Hon. Mr. *Haviland*, the Hon. Mr. *Longworth*, Mr. *Howat*, and the Hon. Mr. *Perry* a Committee to manage the said conference.

*Resolved*, That a Conference be agreed to, as is desired by the House of Assembly.

*Ordered*, That Mr. *Simpson* and Mr. *Johnson* be a Committee to manage the said Conference,—to meet in the Conference Room instanter.

*Ordered*, That a Message be sent down to the House of Assembly, acquainting them therewith.

The House was informed that the Managers of the House of Assembly were ready in the Conference Room, on the subject-matter of the amendments made by this House to the Bill intituled "An Act to change the Constitution of the Legislative Council, by rendering the same elective."

The names of the Managers for this House were then called over.

The House was adjourned during pleasure, and their Honors went to the Conference.

Which being ended, the House was resumed; and

Mr. *Simpson* reported that the Managers for this House had met the Managers for the House of Assembly at the Conference, which, on their part, was managed by the Hon Mr. Haviland and others, who delivered to them a paper containing as follows:

1. *Resolved*, That the first, second, third, fifth, and sixth of the said amendments be agreed to.

2. *Resolved*, That the fourth of the said amendments be agreed to with an amendment, viz:—Strike out "One thousand" and insert "Six hundred."

*Resolved*, That a further Conference be desired with the House of Assembly on the amendments made to the Bill intituled "An Act to change the constitution of the Legislative Council, by rendering the same elective."

*Ordered*, That the same Committee who managed the former Conference thereon be a Committee to manage this further Conference,—to meet in the Conference Room instanter.

*Resolved*, That at such Conference the managers for this House be instructed to acquaint the Managers for the House of Assembly that this House doth not insist on their amendment substituting the sum of One thousand for Five hundred Pounds, as proposed by the Bill, and doth agree that the sum of Six hundred Pounds be substituted in lieu thereof.

A Message from the House of Assembly, by the Hon. Mr. Haviland:

Mr. President;

The House of Assembly do agree to a further Conference, as is desired by the Legislative Council, on the amendments made by the Council to the Bill intituled "An Act to change the Constitution of the Legislative Council by rendering the same elective," and have appointed the same Committee who managed the former Conference thereon, a Committee to manage this further Conference.

And the names of the managers being called over;

The House was adjourned during pleasure, and their Honors went to the Conference.

Which being ended, the House was resumed; and

Mr. *Simpson* reported, that they had complied with the instructions given them by this House.

Mr. *Swabey*, Chairman of the Committee of Good Correspondence for this House, reported that the Bill intituled "An Act to amend the Act to incorporate the Town of Charlottetown" had been handed to him through the Chairman of the Committee of Good Correspondence of the House of Assembly, in place of through the Conference appointed and held thereon.

Mr. *Palmer*, a member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, laid before the House the Annual Report of the Visitor of District Schools, for the past year.

*Ordered*, That the said Report do lie on the Table.

*Ordered*, That Mr. *Bagnall* have leave to absent himself for one week.

Adjourned until to-morrow, at Eleven o'clock.

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## FRIDAY, April 19. 1861.

The Council met, pursuant to adjournment.

P R E S E N T :

<i>The Honorable Dr. Young, President;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Walker,</i>	<i>Mr. Anderson,</i>
<i>Mr. Forgan,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Gardiner.</i>
<i>Mr. Johnson,</i>	<i>Mr. Haszard.</i>
<i>Mr. Palmer,</i>	

**PRAYERS.**

The Bill intituled "An Act to authorize the Trustees of the Georgetown School to sell the present School-site therein, and to appropriate a portion of the Public Square as a School-site in lieu thereof," was, on motion, read for the third time.

*Resolved*, That the Bill do pass.

The Bill intituled "An Act to alter and amend the Act intituled 'An Act to incorporate sundry persons by the name of the Cascumpec Marine Railway Company,'" was, on motion, read for the third time.

*Resolved*, That the Bill do pass.

*Ordered*, That a Message be sent down to the House of Assembly, acquainting that House that the Legislative Council have passed the said Bills, without any amendment.

*Ordered*, That this House do now resolve itself into a Committee of the whole, to resume the consideration of the Bill intituled "An Act to amend the Act to incorporate the Town of Charlottetown."

The House was adjourned during pleasure, and put into a Committee on the said Bill accordingly.

After some time, the House was resumed; and

Mr. *Palmer* reported, from the said Committee, that they had gone through the said Bill, and agreed to the same.

*Ordered*, That the Report of the Committee be received.

A Message was brought from the House of Assembly, by the Hon. Mr. *Haviland*, with a Bill intituled "An Act to repeal certain parts of the Act consolidating the Election Laws, and to make other provisions in lieu thereof," to which they desire the concurrence of this House.

The said Bill was read for the first time, and ordered to be read a second time to-morrow.

Mr. *Johnson*, by leave, presented a Petition of divers Inhabitants of this Island, setting forth that they are fully convinced that a large proportion of cases brought before the Magistracy of this Colony, for their adjudication, originates in the use of intoxicating liquors; and it is an acknowledged principle in every free country, that those whose office it is to execute the laws should not be engaged in any employment or calling evidently calculated to bias their judgment in the discharge of their duties; that the petitioners believe the manufacture and sale of such liquors, by a Justice of the Peace, is a violation

of this principle, inasmuch as he is frequently called upon to try individuals guilty of misdemeanors occasioned by the use of alcoholic drinks which he himself has supplied, and praying the House to pass such an enactment as will remedy the evil complained of.

*Ordered*, That the said Petition do lie on the Table.

Adjourned until to-morrow, at Eleven o'clock.

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## SATURDAY, April 20, 1861.

The Council met, pursuant to adjournment.

P R E S E N T :

<i>The Honorable Dr. Young, President;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Walker,</i>	<i>Mr. Anderson,</i>
<i>Mr. Forgan,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Gardiner,</i>
<i>Mr. Johnson,</i>	<i>Mr. Haszard.</i>

### PRAYERS.

The Bill intituled "An Act to amend the Act to incorporate the Town of Charlottetown" was, on motion, read for the third time.

*Resolved*, That the Bill do pass.

*Ordered*, That the said Bill be sent down to the House of Assembly.

*Ordered*, That this House do now resolve itself into a Committee of the whole, to resume the consideration of the Bill intituled "An Act to provide for the organization of a Volunteer Force for the defence of this Island."

The House was then, according to order, adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time spent therein, the House was resumed; and

Mr. *Swabey* reported, from the said Committee, that they had gone through the Bill, and agreed to the same.

The Order of the Day being read, for the second reading of the Bill intituled "An Act to repeal certain parts of the Act consolidating the Election Laws, and to make other provisions in lieu thereof;"

Mr. *Palmer* moved, seconded by Mr. *Johnson*,—

That the said Bill be now read a second time.

After Debate,

The question of concurrence being put thereon, the same was resolved in the affirmative; and

The said Bill was read a second time accordingly.

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

The House was then, according to order, adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed; and

Mr. *Forgan* reported, from the said Committee, that they had taken the Bill into consideration, had made some progress therein, and had directed him to ask leave to sit again.

*Ordered*, That the said Committee have leave to sit again presently.

A Message was brought from the House of Assembly, by Mr. *Howat*, with a Bill intituled "An Act to alter and amend the Act incorporating the Crapaud Dredging Machine Company," to which they desire the concurrence of this House.

The said Bill was read for the first time.

The House was, according to order, adjourned during pleasure, and again put into a Committee of the whole on the Bill intituled "An Act to repeal certain parts of the Act consolidating the Election Laws, and to make other provisions in lieu thereof."

After some time, the House was resumed; and

Mr. *Forgan* reported, from the said Committee, that they had taken the Bill into consideration, had made further progress therein, and had directed him to ask leave to sit again.

*Ordered*, That the said Committee have leave to sit again this afternoon.

The House then adjourned.



At 4 o'clock in the afternoon, the House met.

The House, according to order, was adjourned during pleasure, and again put into a Committee of the whole on the Bill intituled "An Act to repeal certain parts of the Act consolidating the Election Laws, and to make other provisions in lieu thereof."

After some time, the House was resumed; and

Mr. *Forgan* reported from the said Committee, that they had taken the Bill into consideration, had made further progress therein, and had directed him to ask leave to sit again.

*Ordered*, That the said Committee have leave to sit again on Monday next.

Adjourned until Monday next, at Eleven o'clock.

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## MONDAY, April 22, 1861.

The Council met, pursuant to adjournment.

PRESENT:

*The Honorable Dr. Young, President;*

*The Hon. Mr. Swabey,*

*The Hon. Mr. Simpson,*

*Mr. Walker,*

*Mr. Anderson,*

*Mr. Forgan,*

*Mr. Ramsay,*

*Mr. Hutchinson,*

*Mr. Gardiner,*

*Mr. Johnson,*

*Mr. M'Laren,*

*Mr. Palmer,*

*Mr. Haszard.*

**PRAYERS.**

The Bill intituled "An Act to provide for the organization of a Volunteer Force for the defence of this Island" was, on motion, read for the third time.

*Resolved*, That the Bill do pass.

*Ordered*, That the said Bill be sent down to the House of Assembly.

*Ordered*, That the Bill intituled "An Act to alter and amend the Act incorporating the Crapaud Dredging Machine Company" be now committed to a Committee of the whole House.

The House was, according to order, adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed; and

Mr. *Walker* reported from the said Committee, that they had gone through the Bill, and had directed him to report the same to the House without any amendment.

*Ordered*, That the House do now resolve itself into a Committee of the whole, on the further consideration of the Bill intituled "An Act to repeal certain parts of the Act consolidating the Election Laws, and to make other provisions in lieu thereof."

The House, according to order, resolved itself into the said Committee.

After some time, the House was resumed; and

Mr. *Forgan* reported, from the said Committee, that they had gone through the Bill, and had directed him to report the same with several amendments, which he was ready to submit whenever the House would be pleased to receive them.

A motion being made,—

That the Report of the Committee be now received.

Mr. *Ramsay* moved, seconded by Mr. *Hutchinson*,—

That the words "now received" be struck out, and the following substituted: "referred back to the Committee of the whole House, for the purpose of further amending the said Bill, by inserting the following

SECTION:

"From and after the passing of this Act, the Owners and Occupiers of Real Estate in the Town and Royalty of Princetown and other persons resident therein and now entitled to vote for a Member of the House of Assembly under the provisions of this Act, shall return one member to represent the said Town and Royalty in the House of Assembly instead of two Members as heretofore."

Which being objected to,—

The question of concurrence was put thereon, the House divided, and the names being called for, they were taken down as follow:

CONTENTS:

Mr. Ramsay,  
Mr. Hutchinson,—2.

NON-CONTENTS:

Mr. President.  
Mr. Swabey,  
Mr. Walker,  
Mr. Forgan,  
Mr. Johnson,  
Mr. Palmer,  
Mr. Simpson,  
Mr. Anderson,  
Mr. Gardiner,  
Mr. M'Laren,  
Mr. Hazzard,—11.

So it passed in the negative.

The question being then put on the main motion, it was agreed to by the House,  
and  
*Ordered*, accordingly.

The said amendments were then read by the Clerk, as follow :

*Folio 12, line 13*,—Strike out the Tenth Section, and substitute the following in lieu thereof :—

“ All electors residing on Township Number Twenty-two, on the south side of the Princetown Road, and all electors residing on the north side of said Road, on said Township, whose Lands front on said Road, and all electors not residing on the said Township but having a property qualification thereon, as herein before described, shall in future poll their votes at the Polling-place prescribed in the said recited Act, to be held at or near the Church, Anderson’s Road, on Township Number Sixty-seven; and such part of Township Number Twenty-two, as herein before described, shall hereafter be deemed to be part of the Fourth Polling Division of the First Electoral District of Queen’s County; and the remainder of Township Number Twenty-two, north of the Princetown Road, and the farms not fronting on said road, shall comprise the Third Polling Division of the First Electoral District of Queen’s County, and the Poll shall be held at or near John Bell’s Mills,—any thing in the said recited Act to the contrary notwithstanding.

*Folio 21, line 22*,—Strike out the Fifteenth Section.

*Folio 32, line 9*,—After “ names ” insert “ other material matter.”

*Same folio, line 14*,—After “ names,” insert “ other material matter.”

*Folio 54, line 8, (Schedule D.)*,—Strike out from “ money ” to “ and,” in line 10, and insert “ for the last year the same shall have become due next before the day of holding the said election, together with the Overseer’s certificate.”

The said amendments being read a second time, and the question of concurrence put on each, they were severally agreed to.

*Ordered*, That the said amendments be engrossed.

*Ordered*, That Mr. *Gardiner* have leave to absent himself for one week.

Adjourned until to-morrow, at Eleven o'clock.

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## TUESDAY, April 23, 1861.

The Council met, pursuant to adjournment.

**P R E S E N T :**

<i>The Honorable Dr. Young, President;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Walker,</i>	<i>Mr. Anderson,</i>
<i>Mr. Forgan,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. M'Laren,</i>
<i>Mr. Johnson,</i>	<i>Mr. Haszard.</i>
<i>Mr. Palmer,</i>	

**PRAYERS.**

Mr. *Palmer*, a Member of Her Majesty's Executive Council, acquainted the House, that he had a Message from His Excellency the Lieutenant Governor, under his sign manual, which His Excellency had commanded him to deliver, and which the House received standing.

The same was then read by the Clerk, and is as follows :

**M E S S A G E :**

GEORGE DUNDAS, Lieutenant Governor.

The Lieut. Governor transmits, for the use of the Legislative Council, a "Return of the changes made in the Customs Tariffs of Her Majesty's Possessions abroad."

Government House, April 22, 1861.

*Ordered*, That the said Return do lie on the Table.

The Bill intituled "An Act to alter and amend the Act incorporating the Cra-paud Dredging Machine Company" was, on motion, read for the third time.

*Resolved*, That the Bill do pass.

*Ordered*, That a Message be sent down to the House of Assembly, acquainting that House that the Legislative Council have passed the said Bill, without any amendment.

· *Mr. President*, by leave, presented to the House a Petition of Cornelius Birch Bagster, setting forth that he has in the press a work on the History of Prince Edward Island, and praying this House to specify, in an amendment to the Copyright Act of 1848, or otherwise, the mode in which an author may proceed, to secure his just rights in the premises.

*Ordered*, That the said Petition do lie on the Table.

A Message was brought from the House of Assembly, by the Hon. Mr. Longworth, with a Bill intituled "An Act to repeal a certain Act therein mentioned, relating to Statute Labor for Charlottetown, its Common and Royalty, and also to Nuisances in and about the same ;"

Also, a Bill intituled "An Act to repeal a certain Act therein mentioned, relating to the prevention of Smuggling,"—to each of which they desire the concurrence of this House.

The said Bills were severally read for the first time.

A Message was brought from the House of Assembly, by the Hon. Mr. Hensley, to return the Bill intituled "An Act in amendment of and addition to the Acts relating to Judgments entered of Record in the Supreme Court of Judicature," and to acquaint this House that they have agreed to the amendments made by the Legislative Council to the said Bill, without any amendment.

*Ordered*, That the Bill intituled "An Act to repeal a certain Act therein mentioned, relating to the prevention of smuggling," be now read for the second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time the House was resumed ; and

*Mr. Hazard* reported, from the said Committee, that they had gone through the Bill, and had directed him to report the same to the House without any amendment.

*Ordered*, That the Bill intituled "An Act to repeal a certain Act therein mentioned, relating to Statute Labor for Charlottetown, its Common and Royalty, and also to Nuisances in and about the same," be now read for the second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed; and

Mr. *Swabey* reported, from the said Committee, that they had gone through the Bill, and had directed him to report the same to the House.

Adjourned until to-morrow, at Eleven o'clock.

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## WEDNESDAY, April 24, 1861.

The Council met, pursuant to adjournment.

P R E S E N T :

<i>The Honorable Dr. Young, President;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Forgan,</i>	<i>Mr. Anderson,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Johnson,</i>	<i>Mr. M'Laren,</i>
<i>Mr. Palmer,</i>	<i>Mr. Haszard.</i>

### PRAYERS.

The Bill intituled "An Act to repeal a certain Act therein mentioned, relating to Statute Labor for Charlottetown, its Common and Royalty, and also to Nuisances in and about the same," was, on motion, read for the third time.

*Resolved,* That the Bill do pass.

*Ordered,* That the said Bill be sent down to the House of Assembly.

The Bill intituled "An Act to repeal a certain Act therein mentioned, relating to the prevention of Smuggling," was, on motion, read for the third time.

*Resolved,* That the Bill do pass.

*Ordered,* That a Message be sent down to the House of Assembly, acquainting that House that the Legislative Council have passed the said Bill without any amendment.

A motion being made,—

That the Bill intituled “ An Act to repeal certain parts of the Act consolidating the Election Laws, and to make other provisions in lieu thereof,” as amended, be now read for the third time ;

The question of concurrence was put thereon, the House divided, and the names being called for, they were taken down as follow:

CONTENTS :

Mr. *President*,  
 Mr. *Swabey*,  
 Mr. *Forgan*,  
 Mr. *Johnson*,  
 Mr. *Palmer*,  
 Mr. *Simpson*,  
 Mr. *Anderson*,  
 Mr. *M'Laren*,  
 Mr. *Haszard*,—9.

NON-CONTENTS :

Mr. *Hutchinson*,  
 Mr. *Ramsay*,—2.

So it was resolved in the affirmative ; and

*Ordered*, accordingly.

The said Bill was, according to order, read a third time.

A motion being made,—

That the said Bill, as amended, do now pass ;

The question of concurrence was put thereon, the House divided, and the names being called for, they were taken down as in the last preceding division.

So it was resolved in the affirmative ; and

*Ordered* accordingly.

*Ordered*, That a Message be sent down to the House of Assembly, acquainting that House that the Legislative Council have passed the said Bill, with several amendments to which they desire the concurrence of the House of Assembly.

Adjourned until to-morrow, at Eleven o'clock.

**THURSDAY, April 25, 1861.**

The Council met, pursuant to adjournment.

**P R E S E N T :**

<i>The Honorable Dr. Young, President;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Simpson,</i>
<i>Mr. Walker,</i>	<i>Mr. Anderson,</i>
<i>Mr. Forgan,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. M'Laren,</i>
<i>Mr. Johnson,</i>	<i>Mr. Haszard.</i>
<i>Mr. Palmer,</i>	

**PRAYERS.**

A Message was brought from the House of Assembly, by the Hon. Mr. Longworth, with a Bill intituled "An Act to consolidate and amend the Laws relating to Education."

And also, a Bill intituled "An Act to raise Funds for the purposes of Education, by imposing an additional Assessment on Lands in this Island, and on Real Estate in Charlottetown and Common and Georgetown and Common,"—to each of which they desire the concurrence of the House of Assembly.

The said Bills were severally read for the first time.

Mr. Swabey, from the joint Committee of the Council and Assembly, appointed to prepare an Address of Condolence to Her Majesty the Queen, on the lamented Death of Her Royal Highness the Duchess of Kent, presented the draft of an Address, as prepared by the joint Committee.

Which said Address was then read by the Clerk, as follows :

TO THE QUEEN'S MOST EXCELLENT MAJESTY.

Most Gracious Sovereign ;

We your Majesty's loyal and faithful servants, the Legislative Council and House of Assembly of Prince Edward Island, humbly beg leave to approach your Majesty, to express those feelings of heartfelt sorrow with which we have heard that it hath pleased the Almighty and Allwise Disposer of Events to call to himself Her late Royal Highness the Duchess of Kent, the mother of our august Sovereign.

Most dutifully do we tender to your gracious Majesty our sincere sympathy and condolence, with our earnest prayer that Almighty God will temper the heavy affliction which has deprived your Majesty of so near and beloved a relative,—an illustrious Lady whose



many estimable virtues and good qualities caused her name to be honored and respected during her eminently useful life on earth,—and who, although now removed from among us; yet lives enshrined in the hearts of your Majesty's grateful and affectionate subjects in all parts your Majesty's vast dominions.

*Ordered,* That the said Address be agreed to.

*Ordered,* That the Thirteenth Rule of this House be suspended, and that Mr. *Palmer* have leave to introduce a Bill relating to the punishment of certain cases of Felony and Misdemeanor.

The said Bill was presented to the House accordingly; and

The same was read for the first time, and ordered to be read a second time tomorrow.

*Ordered,* That the Bill intituled "An Act to consolidate and amend the Laws relating to Education" be now read for the second time.

The said Bill was, according to order read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed; and

Mr. *Forgan* reported that the Committee had made some progress therein, and that he was directed to move that they may have leave to sit again.

*Ordered,* That the said Committee have leave to sit again this afternoon.

A Message from the House of Assembly, by the Hon. Mr. Longworth:

Mr. President;

The House of Assembly desire a Conference with the Legislative Council on the amendments made to the Bill intituled "An Act to repeal certain parts of the Act consolidating the Election Laws, and to make other provisions in lieu thereof," and have appointed the Hon. Mr. Longworth, the Hon. Mr. Laird, Mr. Davies, and the Hon. Mr. Thornton a Committee to manage the said Conference.

*Resolved,* That a Conference be agreed to, as is desired by the House of Assembly.

*Ordered,* That Mr. *Palmer* and Mr. *Walker* be a Committee to manage the said Conference,—to meet in the Conference Room instanter.

*Ordered,* That a Message be sent down to the House of Assembly acquainting them therewith.

The House was informed that the Managers of the House of Assembly were ready in the Conference Room, on the subject-matter of the amendments made by this House to the Bill intituled "An Act to repeal certain parts of the Act consolidating the Election Laws, and to make other provisions in lieu thereof."

The names of the Managers for this House were then called over.

The House was adjourned during pleasure, and their Honors went to the Conference.

Which being ended, the House was resumed; and

Mr. *Palmer* reported that the Managers for this House had met the Managers for the House of Assembly at the Conference, which, on their part, was managed by the Hon Mr. Longworth and others, and he stated the substance thereof to the House.

The House then adjourned.

At 3 o'clock in the afternoon, the House met.

The House, was according to order, adjourned during pleasure, and put into a Committee of the whole on the further consideration of the Bill intituled "An Act to consolidate and amend the Laws relating to Education."

After some time, the House was resumed; and

Mr. *Forgan* reported that the Committee had made further progress therein, and had directed him to move that they may have leave to sit again.

*Ordered*, That the said Committee have leave to sit again presently.

A Message was brought from the House of Assembly, by the Hon. Mr. Haviland, with a Bill intituled "An Act for raising a Revenue," to which they desire the concurrence of the Legislative Council.

The said Bill was read for the first time.

The House was then, according to order, adjourned during pleasure, and put into a Committee of the whole on the further consideration of the Bill intituled "An Act to consolidate and amend the Laws relating to Education."

After some time, the House was resumed; and

Mr. *Forgan* reported, that the Committee had made further progress therein, and had directed him to move that they may have leave to sit again.

*Ordered*, That the said Committee have leave to sit again presently.

A Message was brought from the House of Assembly, by the Hon. Mr. Haviland, with a Bill intituled "An Act for appropriating certain Moneys therein mentioned, for the service of the year of our Lord One thousand eight hundred and sixty-one," to which they desire the concurrence of the Legislative Council.

The said Bill was read for the first time.

*Resolved*, That a further Conference be desired with the House of Assembly on the subject-matter of the amendments made to the Bill intituled "An Act to repeal certain parts of the Act consolidating the Election Laws, and to make other provisions in lieu thereof."

*Ordered*, That the same Committee who managed the former Conference thereon be a Committee to manage this further Conference,—to meet in the Conference Room instanter.

*Ordered*, that the said Resolution be communicated, by Message, to the House of Assembly.

A Message from the House of Assembly, by the Hon. Mr. Longworth.

Mr. President ;

The House of Assembly do agree to a Conference, as is desired by the Legislative Council, on the amendments made to the Bill intituled "An Act to repeal certain parts of the Act consolidating the Election Laws, and to make other provisions in lieu thereof," and have appointed the same Committee who managed the former Conference thereon a Committee to manage this further Conference.

The House was informed that the managers of the House of Assembly were ready in the Conference Room, on the subject-matter of the amendments made by this House to the Bill intituled "An Act to repeal certain parts of the Act consolidating the Election Laws, and to make other provisions in lieu thereof."

The names of the managers for this House were then called over.

The House was adjourned during pleasure, and their Honors went to the Conference.

Which being ended, the House was resumed ; and

Mr. *Palmer* reported, that they had complied with the instructions given them by this House.

The House was then, according to order, adjourned during pleasure, and put into a Committee of the whole on the further consideration of the Bill intituled "An Act to consolidate and amend the Laws relating to Education."

After some time, the House was resumed ; and

Mr. *Forgan* reported that the Committee had made further progress therein, and that he was directed to move that they may have leave to sit again.

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

Adjourned until to-morrow, at Eleven o'clock.

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## FRIDAY, April 26, 1861.

The Council met, pursuant to adjournment.

**P R E S E N T :**

<i>The Honorable Dr. Young, President ;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Palmer,</i>
<i>Mr. Walker,</i>	<i>Mr. Simpson,</i>
<i>Mr. Bagnall,</i>	<i>Mr. Anderson,</i>
<i>Mr. Forgan,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. M. Laren,</i>
<i>Mr. Johnson,</i>	<i>Mr. Haszard.</i>

**PRAYERS.**

A Message was brought from the House of Assembly, by the Hon. Mr. Gray:

House of Assembly, 25th April, 1861.

Resolved, That a Committee be appointed, to join a Committee of the Legislative Council, to prepare an Address to His Excellency the Lieutenant Governor, requesting that His Excellency will be pleased to transmit the Joint Address of Condolence of both Houses to Her Majesty the Queen, on the lamented death of Her Royal Highness the Duchess of Kent.

Ordered, That the same Committee who prepared the Address to Her Majesty be a Committee, on the part of this House, to prepare the said Address to His Excellency.

Ordered, That the said Resolution be communicated, by Message, to the Legislative Council.

*Resolved*, That a Committee be appointed, to join the Committee of the House of Assembly, to prepare the said Address to His Excellency the Lieutenant Governor.

*Ordered*, That the same Committee who prepared the Address to Her Majesty be a Committee, on the part of this House, to prepare the said Address to His Excellency, and also to wait upon His Excellency with the same.

*Ordered*, That the said Resolution be communicated by Message to the House of Assembly.

*Ordered*, That the Bill relating to the punishment of certain cases of Felony and Misdemeanor be now read for the second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

Mr. *Johnson*, from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same to the House without any amendment.

A motion being made,—

That the said Bill be amended, by striking out the word “ publicly,” in folio 2, line 9 ;

After debate,

The question of concurrence was put thereon, the House divided, and the names being called for, they were taken down as follow:

CONTENTS :

Mr. *President*,  
Mr. *Bagnall*,  
Mr. *Hutchinson*,—3.

NON-CONTENTS :

Mr. *Swabey*,  
Mr. *Walker*,  
Mr. *Forgan*,  
Mr. *Johnson*,  
Mr. *Palmer*,  
Mr. *Simpson*,  
Mr. *Anderson*,  
Mr. *Ramsay*,  
Mr. *M'Laren*,  
Mr. *Haszard*,—10.

So it passed in the negative; and thereupon

*Ordered*, That the said Bill be engrossed, and that the Title be "An Act relating to the punishment of certain cases of Felony and Misdemeanor."

*Ordered*, That the Bill intituled "An Act to raise Funds for the purposes of Education, by imposing an additional Assessment on Lands in this Island, and on Real Estate in Charlottetown and Common and Georgetown and Common," be now read for the second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

Mr. *Walker*, from the said Committee, reported that they had taken the said Bill into consideration, had made some progress therein, and had directed him to ask leave to sit again.

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

*Ordered*, That the Bill intituled "An Act relating to the punishment of certain cases of Felony and Misdemeanor," as engrossed, be now read for the third time.

The said Bill was read a third time accordingly.

*Resolved*, That the Bill do pass.

*Ordered*, That the Clerk do go down to the House of Assembly and acquaint that House that the Legislative Council have passed this Bill, to which they desire their concurrence.

*Ordered*, That the Bill intituled "An Act for raising a Revenue" be now read for the second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

Mr. *Swabey*, from the said Committee, reported that they had taken the said Bill into consideration, had made some progress therein, and had directed him to ask leave to sit again.

*Ordered*, That the said Committee have leave to sit again presently.

A Message was brought from the House of Assembly, by the Hon. Mr. Haviland, with a Bill intituled "An Act to further amend the Act for the transfer of the Island Posts within Prince Edward Island," to which they desire the concurrence of the Legislative Council.

The said Bill was read for the first time.

The House was, according to order, adjourned during pleasure, and put into a Committee of the whole on the further consideration of the Bill intituled "An Act for raising a Revenue."

After some time, the House was resumed ; and

Mr. *Swabey*, from the said Committee, reported that they had made further progress therein, and had directed him to ask leave to sit again.

*Ordered*, That the said Committee have leave to sit again this afternoon.

The House then adjourned.

At 3 o'clock in the afternoon the House met.

The House was then, according to order, adjourned during pleasure, and put into a Committee of the whole on the further consideration of the Bill intituled "An Act for raising a Revenue."

After some time, the House was resumed; and

Mr. *Swabey*, from the said Committee, reported that they had gone through the said Bill, and had directed him to report the same to the House.

*Ordered*, That the said Bill be read a third time to-morrow.

Mr. *Palmer*, a Member of Her Majesty's Executive Council, by command of His Excellency the Lieutenant Governor, laid before the House copies of certain Despatches on the subject of Light Houses.

*Ordered*, That the said Despatches do lie on the Table.

[ See Appendix, No. 8. ]

*Ordered*, That the Bill intituled "An Act for appropriating certain Moneys therein mentioned, for the service of the year of our Lord One thousand eight hundred and sixty-one," be now read for the second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

Mr. *Walker*, from the said Committee, reported that they had taken the said Bill into consideration, had made some progress therein, and had directed him to ask leave to sit again.

*Ordered*, That the said Committee have leave to sit again presently.

A Message from the House of Assembly, by the Hon. Mr. Longworth :

Mr. President ;

The House of Assembly have agreed to the amendments made by the Legislative Council to the Bill intituled " An Act to repeal certain parts of the Act consolidating the Election Laws, and to make other provisions in lieu thereof," without any amendment.

The House was then, according to order, adjourned during pleasure, and put into a Committee of the whole on the further consideration of the Bill intituled " An Act for appropriating certain Moneys therein mentioned, for the service of the year of our Lord One thousand eight hundred and sixty-one."

After some time, the House was resumed ; and

Mr. *Walker*, from the said Committee, reported that they had made further progress therein, and had directed him to ask leave to sit again.

*Ordered*, That the said Committee have leave to sit again presently.

The House was, according to order, adjourned during pleasure, and put into a Committee of the whole on the further consideration of the Bill intituled " An Act to consolidate and amend the Laws relating to Education."

After some time, the House was resumed ; and

Mr. *Forgan*, from the said Committee, reported that they had made further progress therein, and had directed him to ask leave to sit again.

*Ordered*, That the said Committee have leave to sit again presently.

A Message was brought from the House of Assembly, by the Hon. Mr. Longworth, with a Bill intituled " An Act to incorporate the Trustees of the Presbyterian Church at Covehead," to which they desire the concurrence of the Legislative Council.

The said Bill was read for the first time.



The House was, according to order, adjourned during pleasure, and put into a Committee of the whole on the further consideration of the Bill intituled "An Act to consolidate and amend the Laws relating to Education."

After some time, the House was resumed; and

Mr. *Forgan*, from the said Committee, reported that they had made further progress therein, and had directed him to ask leave to sit again.

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

*Ordered*, That the House do now resolve itself into a Committee of the whole, on the further consideration of the Bill intituled "An Act for appropriating certain Moneys therein mentioned, for the service of the year of our Lord One thousand eight hundred and sixty-one."

The House was, according to order, adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed; and

Mr. *Walker*, from the said Committee, reported that they had gone through the Bill, and had directed him to report the same to the House.

*Ordered*, That the said Bill be read a third time to-morrow.

*Ordered*, That the Bill intituled "An Act to further amend the Act for the transfer of the Inland Posts within Prince Edward Island" be now read for the second time.

The said Bill was, according to order, read a second time.

After some time, the House was resumed; and

Mr. *Johnson*, from the said Committee, reported that they had gone through the Bill, and had directed him to report the same to the House without any amendment.

*Ordered*, That the said Bill be read a third time to-morrow.

*Ordered*, That the Bill intituled "An Act to incorporate the Trustees of the Presbyterian Church at Covehead" be now read for the second time.

The said Bill was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

Mr *Forgan*, from the said Committee, reported that they had gone through the Bill and had directed him to report the same to the House without any amendment.

*Ordered*, That the said Bill be read a third time to-morrow.

A Message was brought from the House of Assembly, by the Hon. Mr. Gray, to return the Bill intituled "An Act relating to the punishment of certain cases of Felony and Misdemeanor," and to acquaint this House that they have passed the said Bill, with several amendments to which they desire the concurrence of the Legislative Council.

The said amendments were then read by the Clerk, as follow :

*Folio 2, line 9*,—Strike out the word "fourteen," and insert "twenty-one."

*Folio 3, line 4*,—Strike out "seven," and insert "twenty-one."

The said amendments being read a second time, and the question of concurrence put on each, they were severally agreed to.

*Ordered*, That the Clerk do go down to the House of Assembly and acquaint that House that the Legislative Council doth agree to the amendments made to the last mentioned Bill without any amendment.

Mr. *Swabey* presented the draught of an Address to His Excellency the Lieutenant Governor, as prepared by the Joint Committee of the Legislative Council and House of Assembly, requesting His Excellency to be pleased to forward the Joint Address of Condolence with Her Majesty the Queen, on the lamented death of Her Royal Highness the Duchess of Kent.

Which said Address was then read by the Clerk, as follows :

*To His Excellency GEORGE DUNDAS, Esquire, Lieutenant Governor and Commander-in-Chief in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral and Ordinary of the same, &c. &c. &c.*

May it please your Excellency ;

The Legislative Council and House of Assembly, having agreed to an Address of Condolence with Her Majesty the Queen, on the event of the death of the late Duchess of Kent, respectfully request your Excellency to cause the same to be transmitted, in order to its being laid at the foot of the Throne.

*Ordered*, That the said Address be agreed to.

Mr. *Johnson* presented to the House a Bill to promote Vaccination.

The said Bill was read for the first time.

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

Adjourned until to-morrow, at Ten o'clock.

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## SATURDAY, April 27, 1861.

The Council met, pursuant to adjournment.

P R E S E N T :

<i>The Honorable Dr. Young, President;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Palmer,</i>
<i>Mr. Walker,</i>	<i>Mr. Simpson,</i>
<i>Mr. Bagnall,</i>	<i>Mr. Anderson,</i>
<i>Mr. Forgan,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Hutchinson,</i>	<i>Mr. M'Laren,</i>
<i>Mr. Johnson,</i>	<i>Mr. Haszard.</i>

### PRAYERS.

Pursuant to order, the Bill intituled "An Act to incorporate the Trustees of the Presbyterian Church at Covehead" was read a third time.

*Resolved*, That the Bill do pass.

*Ordered*, That a Message be sent down to the House of Assembly, acquainting that House that the Legislative Council have passed the said Bill without any amendment.

Pursuant to order, the Bill intituled "An Act for appropriating certain Moneys therein mentioned, for the service of the year of our Lord One thousand eight hundred and sixty-one," was read a third time.

*Resolved*, That the Bill do pass.

Pursuant to order, the Bill intituled "An Act to further amend the Act for the transfer of the Inland Posts within Prince Edward Island" was read a third time.

*Resolved*, That the Bill do pass.

Pursuant to order, the Bill intituled "An Act for raising a Revenue" was read a third time.

*Resolved*, That the Bill do pass.

*Ordered*, That the said Bills be sent down to the House of Assembly.

Pursuant to order, the House was adjourned during pleasure, and put into a Committee of the whole, on the further consideration of the Bill intituled "An Act to raise Funds for the purposes of Education, by imposing an additional Assessment on Lands in this Island, and on Real Estate in Charlottetown and Common and Georgetown and Common."

After some time, the House was resumed ; and

Mr. *Walker*, from the said Committee, reported that they had gone through the Bill, and had directed him to report the same to the House.

*Ordered*, That the said Bill be read a third time presently.

A Message was brought from the House of Assembly, by the Hon. Mr. Longworth, with a Bill intituled "An Act relating to the Land Assessment at present imposed by law on the Town and Royalty of Princetown," to which they desire the concurrence of the Legislative Council.

The said Bill was read for the first time.

The Order of the Day being read, for the second reading of the Bill to promote Vaccination ;

Mr. *Palmer* moved, seconded by Mr. *Johnson*,—

That the said Bill be now read a second time.

After Debate,

The question of concurrence being put thereon, the same was resolved in the affirmative ; and

The said Bill was read a second time accordingly.

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

The House was then, according to order, adjourned during pleasure, and put into a Committee of the whole on the said Bill ;

After some time, the House was resumed ; and

Mr. *Forgan*, from the said Committee, reported that they had taken the said Bill into consideration, had made some progress therein, and had directed him to ask leave to sit again.

*Ordered*, That the said Committee have leave to sit again presently.

Mr. *Swabey*, from the joint Committee appointed to wait upon His Excellency the Lieutenant Governor, with the Address praying that His Excellency will be pleased to forward the joint Address of both Houses to Her Majesty the Queen, on the lamented Death of Her Royal Highness the Duchess of Kent, reported the delivery thereof, and that His Excellency was pleased to say, he would forward the Address to Her Majesty.

The Bill intituled "An Act to raise Funds for the purposes of Education, by imposing an additional Assessment on Lands in this Island, and on Real Estate in Charlottetown and Common and Georgetown and Common," was, according to order, read a third time.

*Resolved*, That the Bill do pass.

*Ordered*, That the said Bill be sent down to the House of Assembly.

The House was, according to order, adjourned during pleasure, and put into a Committee of the whole on the further consideration of the Bill to promote Vaccination.

After some time, the House was resumed ; and

Mr. *Forgan*, from the said Committee, reported that they had gone through the Bill, and had directed him to report the same to the House with several amendments, which he was ready to submit whenever the House would be pleased to receive them.

*Ordered*, That the Report be now received ; and

The said amendments, being read twice by the Clerk, were agreed to.

*Ordered*, That the said Bill, as amended, be engrossed, and that the title be "An Act for the promotion of Vaccination."

The House then adjourned.

At half-past 3 in the afternoon, the House met.

Pursuant to order, the House was adjourned during pleasure, and put into a Committee of the whole on the further consideration of the Bill intituled "An Act to consolidate and amend the Laws relating to Education."

After some time, the House was resumed; and

Mr. *Forgan*, from the said Committee, reported that they had gone through the Bill, and had directed him to report the same to the House.

*Ordered*, That the said Bill be read a third time presently.

{ The said Bill was read a third time accordingly.

*Resolved*, That the Bill do pass.

*Ordered*, That the said Bill be sent down to the House of Assembly.

*Ordered*, That the Bill intituled "An Act relating to the Land Assessment at present imposed by law on the Town and Royalty of Princetown," be now read for the second time.

The said Bill was read a second time accordingly.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed; and

Mr. *Johnson*, from the said Committee, reported that they had gone through the Bill, and had directed him to report the same to the House.

*Ordered*, That the said Bill be read a third time on Monday next.

A Message was brought from the House of Assembly, by the Hon. Mr. Longworth, with a Bill intituled "An Act to continue an Act relative to accidents by Fire, and for the improvement of Property in Georgetown, and for the removal of Nuisances from the Streets and Square thereof."

Also, a Bill intituled "An Act to continue certain Acts therein mentioned,"—to each of which they desire the concurrence of the Legislative Council.

The said Bills were severally read for the first time, and ordered to be read a second time presently.

The Bill intituled "An Act to continue an Act relative to accidents by Fire, and for the improvement of Property in Georgetown, and for the removal of Nuisances from the Streets and Square thereof," was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

Mr. *Forgan*, from the said Committee, reported that they had gone through the Bill, and had directed him to report the same to the House without any amendment.

*Ordered*, That the said Bill be read a third time on Monday next.

The Bill intituled "An Act to continue certain Acts therein mentioned" was, according to order, read a second time.

On motion, the House was adjourned during pleasure, and put into a Committee of the whole on the said Bill.

After some time, the House was resumed ; and

Mr. *Walker*, from the said Committee, reported that they had gone through the Bill, and had directed him to report the same to the House without any amendment.

*Ordered*, That the said Bill be read a third time on Monday next.

*Ordered*, That the Bill intituled "An Act for the promotion of Vaccination," as engrossed, be now read for the third time.

*Resolved*, That the Bill do pass.

*Ordered*, That a Message be sent down to the House of Assembly, acquainting that House that the Legislative Council have passed this Bill, to which they desire their concurrence.

Mr. *Swabey*, from the Special Committee appointed to report on all Petitions relating to Education, presented their Report.

*Ordered*, That the said Report be now received ; and

The same was then read by the Clerk, as follows :

Legislative Council Chamber, April 27, 1861.

The Committee to whom have been referred the Petitions connected with Schools and Education beg to report, that the several matters set forth therein have been satisfactorily disposed of in the Act of appropriation, and that consequently they have no special report to offer.

WILLIAM SWABEY,  
H. A. JOHNSON.

*Ordered*, That the said Report be adopted.

Mr. *Swabey*, from the Special Committee appointed to report on all Petitions relating to Miscellaneous subjects, presented their Report.

*Ordered*, That the said Report be now received, and

The same was then read by the Clerk, as follows :

Legislative Council Chamber, April 27, 1861.

The Committee appointed to report on Petitions regarding Miscellaneous Subjects beg to report to the House, that there have been none before the House which were not disposed of by grants of appropriation.

WILLIAM SWABEY,  
ROBERT HUTCHINSON.

*Ordered*, That the said Report be adopted.

Mr. *Hutchinson*, from the Special Committee appointed to report on all Petitions relating to Paupers, presented their Report.

*Ordered*, That the said Report be now received, and

The same was then read by the Clerk, as follows :

Legislative Council, April 27, 1861.

The Committee appointed to report upon all Petitions relating to Paupers beg to report, that the House of Assembly having taken into consideration the subject-matter of the various Petitions relating to Paupers, they do not deem it necessary to report further thereon.

ROBERT HUTCHINSON,  
JAMES M'LAREN.

*Ordered*, That the said Report be adopted.

Mr. *Ramsay*, from the Special Committee appointed to report on all Petitions relating to Agriculture, presented their Report.

*Ordered*, That the said Report be now received, and

The same was then read by the Clerk, as follows :

Your Committee report that there has been laid before the House an important communication from the remaining Members of the Royal Agricultural Society, to which they regret the attention of the Legislature has not been especially called. The Petition speaks of the falling off of the funds of the Society having abridged its usefulness, and states other causes in which your Committee concur; but they do not think it their duty to suggest remedies, unless the whole subject were before the House in Session.

DONALD RAMSAY.

*Ordered*, That the said Report be adopted.



Mr. *Palmer* presented a Petition of W. W. Lord, R. R. Hodgson, and others, ship-owners and merchants, complaining of a tax on vessels passing through the Gut of Canso, and praying that an immediate stop may be put to the exaction of said tax in future.

*Ordered*, That the said Petition do lie on the table, the subject-matter thereof to be considered next session.

Adjourned until Monday next, at 10 o'clock.

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## MONDAY, April 29, 1861.

The Council met, pursuant to adjournment.

P R E S E N T :

<i>The Honorable Dr. Young, President;</i>	
<i>The Hon. Mr. Swabey,</i>	<i>The Hon. Mr. Johnson,</i>
<i>Mr. Walker,</i>	<i>Mr. Palmer,</i>
<i>Mr. Forgan,</i>	<i>Mr. Ramsay,</i>
<i>Mr. Hutchinson.</i>	<i>Mr. M'Laren.</i>

### PRAYERS.

Pursuant to the Order of the day, the Bill intituled "An Act to continue certain Acts therein mentioned" was read a third time.

The question was put, Shall this Bill now pass? and

It was resolved in the affirmative.

Pursuant to the Order of the day, the Bill intituled "An Act to continue an Act relative to accidents by Fire, and for the improvement of Property in Georgetown, and for the removal of Nuisances from the Streets and Square thereof," was read a third time.

The question was put, Shall this Bill now pass? and

It was resolved in the affirmative.

*Ordered*, That the Clerk do go down to the House of Assembly, and acquaint that House that the Legislative Council have passed these Bills without any amendment.

Pursuant to the Order of the day, the Bill intituled "An Act relating to the Land Assessment at present imposed by law on the Town and Royalty of Princetown" was read a third time.

The question was put, Shall this Bill now pass? and

It was resolved in the affirmative.

*Ordered*, That the Clerk do go down to the House of Assembly, and acquaint that House that the Legislative Council have passed this Bill.

His Honor the *President* reported to the House that it is the intention of His Excellency the Lieutenant Governor to prorogue the present Session of the Legislature this afternoon, at two o'clock.

The House then proceeded to take into consideration the incidental expences of the present Session, and allowed the same as follow, viz :

Reverend Louis Charles Jenkins, D. C. L., for his services as Chaplain,	£34 16 0
Henry Palmer, Esquire, Gentleman Usher of the Black Rod, and Sergeant at Arms, 58 days, at 10s.	29 0 0
Clerk of the Legislative Council, for Stationery, and for Printing performed by order of the House. [Committee to certify Clerk's salary, same as last year.]	71 12 5
Patrick Furlong, Messenger to this House, for his services, and including his account for sundry disbursements,	107 9 2
John Hobbs, Doorkeeper, for his services,	23 17 6
John S. Bremner, a sum sufficient to pay him for printing the Journal of the present Session, agreeable to his Contract,—one half to be paid at the end of the Session, and the balance on the Certificate of the Committee appointed to revise the Journal.	
James Ramsay, Esq., for his services as Reporter, to be paid to him when the Committee for revising the Journal shall have certified that he has furnished his full reports of the Debates of this House, within two weeks from the end of the Session,	60 0 0

*Resolved*, That the Clerk of this House be directed to prepare an Index to the Journal of the present Session, and that a remuneration of Twenty-five Pounds be made to him, for his extra trouble in preparing said Index, and also for supereintend-

ing the printing of the Journals, and for other services ; and that Twelve Pounds ten shillings be paid to him at the end of the Session, and a further equal sum when he shall have received from the Committee appointed to revise the Journals a Certificate of his having prepared said Index and superintended said printing to their satisfaction.

*Resolved also,* That the Sum of Twenty Pounds be granted to Charles Des-Brisay, Esquire, late Clerk of this House, for engrossing Journals of former years.

The House was adjourned during pleasure.

After some time, the House was resumed.

His Excellency GEORGE DUNDAS, Esquire, Lieutenant Governor and Commander-in-Chief, in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral, and Ordinary of the same, &c. &c. &c., being seated on the Throne, the President commanded the Gentleman Usher of the Black Rod to let the Assembly know "it is His Excellency's will and pleasure they attend him immediately in this House."

Who being come, with their Speaker,

The Clerk of this House read the titles of the Bills to be passed severally as follow :

*An Act to consolidate and amend the Laws relating to Grand and Petit Jurors in this Island.*

*An Act for the preservation of the Alewives Fisheries in this Island.*

*An Act to exempt certain Bills of Exchange, Promissory Notes, Contracts, and Agreements from the operation of the Laws relating to Usury.*

*An Act to continue the Act relating to Packets sailing between this Island and the Provinces of Nova Scotia and New Brunswick.*

*An Act to authorize the Exportation of the Horse Saladin from this Island, and to repeal a certain Act therein mentioned.*

*An Act to authorize the appointment of Hog Reeves in certain Districts in this Island, and to prevent the going at large of Swine within the same.*

*An Act to give summary Protection to persons employed in the publication of Parliamentary Papers.*

*An Act for the Punishment of persons who shall be guilty of the Trespasses therein mentioned.*

*An Act to change the Constitution of the Legislative Council, by rendering the same Elective.*

*An Act to prevent Congregations being disturbed or disquieted during the performance of Public Worship.*

*An Act to consolidate and amend the Laws relating to the conveyance of Real Estate by married Women during their coverture.*

*An Act for the protection of Copyright.*

*An Act to incorporate the Roman Catholic Bishop of Charlottetown in his Diocese.*

*An Act to Incorporate the Trustees of St. Dunstan's College, in Queen's County, and for other purposes therein mentioned.*

*An Act in amendment of and addition to the Acts relating to Judgments entered of Record in the Supreme Court of Judicature.*

*An Act to alter and amend the Act intituled "An Act to Incorporate sundry persons by the name of the Cascumpec Marine Railway Company."*

*An Act to authorize the Trustees of the Georgetown Schools to sell the present School Site therein, and to appropriate a portion of the Public Square as a School Site in lieu thereof.*

*An Act to repeal certain parts of the Act consolidating the Election Laws, and to make other provisions in lieu thereof.*

*An Act to repeal a certain Act therein mentioned, relating to Statute Labor for Charlottetown, its Common and Royalty, and also to nuisances in and about the same.*

*An Act to repeal a certain Act therein mentioned, relating to the prevention of Smuggling.*

*An Act relating to the punishment of certain cases of Felony and Misdemeanor.*

*An Act to further amend the Act for the transfer of the Inland Posts within Prince Edward Island.*

*An Act to Incorporate the Trustees of the Presbyterian Church at Covehead.*

*An Act to continue certain Acts therein mentioned.*

Assent to these Bills was severally pronounced by His Excellency the Lieutenant Governor in the words following :

"In Her Majesty's name, I assent to this Bill."

Then the Speaker of the House of Assembly addressed His Excellency as follows :

**MAY IT PLEASE YOUR EXCELLENCY ;**

On behalf of Her Majesty's faithful Commons of Prince Edward Island, I have now to present the following Bills of Aid and Supply, voted to Her Majesty during the present Session, to which I have humbly to request your Excellency's assent:

*An Act to amend the Act to Incorporate the Town of Charlottetown.*

*An Act to provide for the organization of a Volunteer Force for the defence of this Island.*

*An Act to alter and amend the Act incorporating the Crapaud Dredging Machine Company.*

*An Act to continue an Act relative to accidents by Fire, and for the improvement of Property in Georgetown, and for the removal of Nuisances from the Streets and Square thereof.*

*An Act to consolidate and amend the Laws relating to Education.*

*An Act to raise Funds for the purposes of Education, by imposing an additional Assessment on Lands in this Island, and on Real Estate in Charlottetown and Common and Georgetown and Common.*

*An Act relating to the Land Assessment at present imposed by Law on the Town and Royalty of Princetown.*

*An Act for raising a Revenue.*

*An Act for appropriating certain Moneys therein mentioned, for the service of the year of our Lord One thousand eight hundred and sixty-one.*

To each of which His Excellency was pleased, in Her Majesty's name, to give his assent.

And then His Excellency was pleased to make the following Speech to both Houses :—

*Mr. President, and Honorable Gentlemen of the Legislative Council; ;*

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

It affords me great satisfaction to be able to release you from further attendance on your Legislative duties.

I thank you for the care and attention you have bestowed on the public business during the Session.

The domestic affliction which has befallen our Gracious Queen, in the death of Her late Royal Highness the Duchess of Kent, has called forth your respectful expression of heartfelt sympathy. I have transmitted your Address of Condolence on this melancholy event, to be laid at the foot of the Throne.

I have great pleasure in giving my assent to the Bill which provides for the organization of our Rifle Volunteers ; and I thank you for the grant you have voted for their support. No effort shall be wanting on my part to promote the efficiency of this force.

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

In Her Majesty's name, I thank you for the Supplies you have granted for the public service.

*Mr. President, and Honorable Gentlemen of the Legislative Council ;*

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

We have to deplore the painful events now occurring among a neighboring people,—a people having the same language and claiming a common ancestry with ourselves.

While we cherish the hope that these sad differences may, without further bloodshed, be allayed, and harmony be restored to the American people, we cannot feel but the advantages which—under the British Constitution—we are permitted to enjoy; and I am confident that, on your return to your several homes, you will vie in promoting and confirming, by your influence and position, that spirit of loyalty and good feeling which, under the Divine blessing, prevails throughout this Island.

After which, the President of the Council said :

“ Honorable Gentlemen of the Legislative Council, and

“ Gentlemen of the House of Assembly :

“ It is the will and pleasure of His Excellency the Lieutenant Governor, that this General Assembly be prorogued until Thursday, the Sixth day of June next; and this General Assembly is accordingly prorogued until Thursday, the Sixth day of June next, to be then here holden.”

**J. BARRETT COOPER,**

Clerk of the Legislative Council.

END OF THE THIRD SESSION.

APPENDIX

TO

THE JOURNAL

OF

THE LEGISLATIVE COUNCIL

OF

PRINCE EDWARD ISLAND,

FOR THE SESSION

COMMENCING THE TWENTY-FIRST DAY OF FEBRUARY, AND ENDING  
THE TWENTY-NINTH DAY OF APRIL,

1861.





# APPENDIX No. 1.

[ See Page 18. ]

## ANNUAL REPORT OF PAUPERS AND LUNATICS IN THE LUNATIC ASYLUM.

Abstract of the Annual Report, from 1st February, 1860, to 31st January, 1861.

ARTICLES BOUGHT, &c.	AMOUNT.	MONIES RECEIVED, &c.	AMOUNT.
Balance 31st January, 1860,	£153 13 5½	February 27, 1860—Treasury Warrants, the Balance of the Sum appropriated in the Session of 1859, in aid of the funds of the Institution,	£200 0 0
4547 lbs. fresh Beef, at 3¼d	61 11 5¾	April 3—Treasury Warrant,	100 0 0
2 barrels Salt Pork, at 50s.	5 0 0	May 1— do. do.	100 0 0
4213½ lbs. Fresh Beef, at 2d.	42 15 9	June 19— do. do.	50 0 0
1 barrel Salt Pork,	1 15 5	July 14— do. do.	100 0 0
632 lbs. Pearl Barley, at 2 3-8,	6 5 1	Sept. 4— do. do.	100 0 0
275 lbs. Coffee, at 1s. 1½d. and 1s. 2½.	16 0 1½	Oct. 5— do. do.	100 0 0
224 lbs. Rice, at 3¾d.	3 10 0	Nov. 6— do. do.	100 0 0
3802 lbs. Oatmeal, 1¼d.	27 14 5½	Dec. 5— do. do.	50 0 0
8040½ lbs. Flour,	82 7 10¼	Pigs sold by the Master,	23 6 8
14 barrels do. at 43s. and 47s.	30 18 0	By Cash from Mr. Farquharson,	9 7 10
152 lbs. Tea, at 3s.	22 16 0	“ belonging to C. Brennan,	9 18 10
398 lbs. Soap, at 5d., 168½ do. do. at 6d.	12 10 1	“ from W. W. Irving,	10 16 6
152 do. do., at 6½d.	4 2 4	“ “ Mr. Stevens,	0 10 4
36 lbs. Butter, at 11d., 36 lbs. do. at 1s.	3 9 0	“ “ H. J. Cundall,	9 12 6
40½ lbs. do., at 1s. 1½d., 159½ lbs. at 1s. 2d.	11 11 7½	“ “ Mr. Alley,	0 16 9
172 lbs. at do. 1s. 3d., 38 lbs. do. at 1s. 4d.	13 5 8	“ “ Mr. James Rogers,	1 3 4
208 lbs. Tallow, at 1s.	10 8 0	Balance Credit,	132 4 4½
364 galls. Molasses,	36 15 7		
340 bushels Potatoes, at 1s.	17 0 0		
175 do. do., at 1s. 6d.	13 2 0		
37 do. do., at 2s. 3d.	4 3 3		
30 barrels Herrings, No. 1,	43 10 0		
50 cords Firewood, at 10s. 5d.	26 0 10		
Mr. Des Brisay's Bill for Coal, &c.	22 7 1½		
Christmas Dinner,	1 16 6		
Cash to Dr. Mackieson (5 qtrs.)	62 10 0		
Do. Do. for Medicine,	1 19 6		
W. R. Watson's Bill, do.	2 15 7		
Theophilus Des Brisay, do.	10 16 2		
Store Pigs,	6 0 0		
House Repairs, &c.	35 13 0½		
Bedding and Furniture, &c.	60 14 0		
Contingent Expences, &c.	19 3 3½		
Funeral do.	4 0 0		
Clothing for the year,	65 19 9		
1 Girl for one year, at 20s. per month,	12 0 0		
2 Girls for one year, at 18s. do.	21 12 0		
1 Man for one year,	34 0 0		
1 do. do.	36 0 0		
Master and Matron's Salary,	50 0 0		
	£1097 14 2½		£1097 14 2½

Laid before the Board and approved,

THEOPH. DESBRISAY,  
For self and Co. Trustees.



## APPENDIX No. 1.

Return of Paupers and Lunatics in the Asylum on the 31st January, 1861.

DISTRIBUTION.	By the Gov- ernment.		By the Trustees.		Under a Bond.		Total.	REMARKS.
	Males.	Females.	Males.	Females.	Males.	Females.		
Paupers	4	1	4				9	
Lunatics	3	1	11	6	1	1	23	2 getting better.
<b>TOTAL -</b>	<b>7</b>	<b>2</b>	<b>15</b>	<b>6</b>	<b>1</b>	<b>1</b>	<b>32</b>	

Approved,

**THEOPH. DESBRISAY,**

For self and Co-Trustees.

APPENDIX No. 1 (continued).

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ELEVENTH ANNUAL REPORT

Of the Medical Superintendent of the Lunatic Asylum,

*For the year 1860.*

# ELEVENTH ANNUAL REPORT.

*Exhibiting in a Tabular form the Admissions, Discharges, forms of Disease, and Remedial Results of the Cases of Insanity under treatment in the*

*Asylum near Charlottetown.*

NAMES.	SEX.		AGE. Years.	BIRTH-PLACE.	OCCUPATION.	CIVIL CON- DITION.		HOW LONG INSANE.	PROBABLE CAUSE OF DISEASE.
	Male.	Female.				Single.	Married.		
Marin Pineau	1		38	P. E. Island	Farmer	1		22 years	Hereditary
Alexander Finlayson	1		69	Scotland	Farmer	1		39 "	Blow on the head
John McPhee	1		42	P. E. Island	Farmer	1		11 "	Disputed property
David Bride	1		41	Ireland	Shoemaker	1		9 "	Inebriation
Margaret Ferguson		1	38	P. E. Island	Spinster	1		19 "	Disappointed love
William Blatch	1		61	England	Farmer	1		27 "	Hereditary
Allan McSwain	1		23	P. E. Island	Farmer	1		7 "	Heats and colds
John Callaghan	1		54	Ireland	Farmer		1	7 1/2 "	Unknown ?
William Donovan	1		43	Ireland	Shoemaker	1		6 1/2 "	Intemperance
Christiana Brown		1	61	Scotland	Farmer's wife	1	1	13 "	Unknown ?
Euphemia Whelan		1	71	Scotland	Farmer's wife	1	1	23 "	Loss of husband
Ann McKenna		1	39	Ireland	Spinster	1		5 1/2 "	Family disputes
Margaret McCarthy		1	46	P. E. Island	Spinster	1		23 "	Hereditary
Roderick McLeod	1		25	P. E. Island	Farmer	1		13 "	Unknown ?
John Livingston	1		45	P. E. Island	Farmer		1	7 "	Intemperance
Arthur Woods	1		49	Ireland	Laborer	1		20 "	Unknown ?
John Reid	1		54	Ireland	Cooper	1		4 "	Unknown ?
Catherine Murphy		1	71	Ireland	Spinster	1		62 "	Congenital
Donald McCormick	1		33	P. E. Island	Farmer	1		18 months	
Donald McNeill	1		42	P. E. Island	Farmer	1		11 years	Hereditary
David Brown	1		42	P. E. Island	Farmer		1	2 "	Studying Scripture
Edward Irving	1		78	Scotland			1	2 "	Superannuation
John McLeod	1		35	P. E. Island	Farmer	1		10 "	Unknown ?
Charles Farquharson	1		29	P. E. Island	Farmer	1		9 months	Family disputes
Charles Brennan	1		57	Ireland	Pedlar		1	3 years	Unknown ?
Johannah Walsh		1	35	Ireland	Spinster	1		6 "	Hardship
Catherine McGuire		1	40	Ireland	Laborer's wif.		1	1 "	Alcoholism
John Winsloe	1		34	England	Farmer		1	1 "	Alcoholism
Roderick McNeill	1		42	P. E. Island	Farmer	1		5 "	Disputed property
John Connors	1		46	Ireland	Millwright		1	6 months	Disputed property
Elizabeth Towan		1	26	P. E. Island	Spinster	1		14 days	Cold and wet
Robert Douglas Stearns	1		15	P. E. Island	Farmer	1		6 months	Scarlatina
William Rogers	1		22	P. E. Island	Student	1		6 "	Vice
Margaret Nicholson		1	29	P. E. Island	Idiotic	1		29 years	Congen. Idiotism
Mary Burns		1	51	Ireland	Shopman's wif.		1	10 "	Alcoholism
Mary McQuillan		1	50	Ireland	Spinster	1		3 months	
	24	12	36			25	11	36	

January, 1861.

FAVORITE PURSUIT OR HOBBY.	FORM OF MENTAL DISEASE.	SUBJECT TO WHA OTHER DISEASES.	WHEN ADMITTED.	WHEN DISCHARGED.	Died.	Not improved.	Improved.	Much improv.	Recovered.	Remaining.
	Mania Furibunda		Dec. 2, 1850			1				1
Chewing Tobacco	Amentia	Epileptic Fits	March 27, 1849			1				1
Indolent.	Polymania Mitis		" 5, 1852			1				1
	Pantomania		April 26, "				1			1
Indolent	Imbecility		May 26, "				1			1
	Polymania Mitis		Dec. 5, 1853				1			1
	Polymania	Epilepsy	March 16, 1854				1			1
Quarrelsome	Polymania		July 20, "				1			1
Indolent	Dementia		Dec. 27, "			1				1
Indolent	Polymania Mitis	Gastrodynia	June 9, 1855				1			1
Knitting & sewing	Melancholia Agitata	Gastrodynia	Sept. 24, "				1			1
Scrubbing, &c.	Moral Insanity	Gastritis	Jan. 23, 1856	Jan. 21, 1861					1	1
Scrubbing, &c.	Amentia Congenita		Feb. 24, 1857							1
Lost his toes	Mania Furibunda	Epileptic Fits	April 11, "				1			1
Farming	Moral Insanity		April 22, 1858				1			1
	Mania Mitis		April 23, "				1			1
	Hypochondriasis		July 14, "				1			1
Knitting & sewing	Moral Insanity		Dec. 21, "				1			1
Talking & cursing	Mania Iracunda		July 13, 1859			1				1
Prisoner in chains	Mania Iracunda	Bronchitis	Nov. 7, "			1				1
King of Israel!	Monomania Religiosa		Dec. 24, "	Feb. 6, 1860					1	1
	Senile Insanity	Hernia	Feb. 2, 1860	May 16, "	1					1
Quiet and orderly	Melancholia Agitata	Palpitation, &c.	March 24, "	Oct. 23, "					1	1
	Melancholia Ira'da		April 10, "	Sept. 17, "					1	1
Indolent	Hypochondriasis		April 13, "	Oct. 22, "					1	1
Sewing	Melancholia Agitata	Rheumatism	May 1, "	Nov. 23, "					1	1
	Acute Mania	Hysteria	July 7, "	July 28, "					1	1
Indolent	Mania Mitis		Aug. 20, "				1			1
	Mania Iracunda		Aug. 25, "	Sept. 8, "					1	1
Quiet and orderly	Moral Insanity		Sept. 2, "	Sept. 25, "					1	1
	Pantomania Furib'da		Oct. 12, "				1			1
	Moral Insanity	Dysuria	Oct. 10, "	Oct. 27, "					1	1
	Suicidal Monomania	Committed suicide	Nov. 14, "	Nov. 3, "	1					1
Indolent	Idiotism, with stupor	Dumb	Nov. 29, "			1				1
Sewing & knitting	Moral Insanity		Nov. 4, "						1	1
Depending	Tristimania	Afraid of punishment	Jan. 12, 1861						1	1
						2	7	3	13	11
										24

JOHN MACKIESON,  
Medical Superintendent.

PAUPERS.

NAMES.	MALE.	AGE.	BIRTH-PLACE.	OCCUPATION.	SINGLE.	MARRIED.	DISEASE.	ADMITTED.	DISCHARGED.		REMARKS.
									Died.	Remaining.	
William Maher,	1	77	Ireland	Sawyer			Amaurosis	June 26, 1848			1 A confirmed case of amaurosis of 18 yrs. standing.
William Brennan	1	63	England	Laborer	1		Hernia	Nov. 16, 1852			1 Helpless from large scrotol hernia & rheumatism.
James Murphy	1	84	Ireland	Laborer			Rheumatism	Jan. 5, 1855	May 12, 1860	1	1 Subject to chronic rheumatism; died of paralysis.
Charles Hagin	1	40	Ireland	Laborer			Epilepsy	June 1, 1855			1 Subject to epileptic fits, and blind of one eye.
William Kenny	1	62	Ireland	Laborer	1		Lame	Oct. 6, 1856			1 Lame from neglected dislocation of the thigh.
John Ashworth	1	81	England	Mariner			Helpless	June 18, 1857			1 Superannuated, and subject to bronchitis.
John Campbell	1	79	United States	Taylor	1		Lost his toes	April 23, 1858			1 Lost his toes 18 years ago, from frost-bite.
John Sullivan	1	44	Ireland	Laborer	1		Rheumatism	July 4, 1859			1 Helpless from chronic rheumatism.
Christopher Cassidy	1	63	Ireland	Laborer		1	Rheumatism	Jan. 23, "			1 Lame from chronic rheumatism.
Richard Neil	1	75	Ireland	Laborer	1		Phthisis	May 23, 1860	June 14, 1860	1	1 Died of consumption.
	10	10			6	4		10		2	8

J. MACKIESON, Medical Superintendent.

## APPENDIX No. 2.

[ See Page 24. ]

### DESPATCHES TRANSMITTED BY MESSAGE, OF MARCH 6, 1861.

Prince Edward Island.

CIRCULAR.

DOWNING STREET,  
11th June, 1860.

SIR,—With reference to my predecessor's Circular despatch of the 5th of February, 1859, forwarding a volume of Statistical information prepared by the Lords of the Committee of Privy Council for Trade, I transmit to you a further volume of the same kind, which has been subsequently published by their Lordships.

In forwarding these Statistics for transmission to the Colonies, their Lordships renew the expression of their desire to receive in exchange for the Statistics forwarded by them, a copy of such official Statistics as may be printed in each Colony, and express their disappointment at not having received such information from any other Colonies than the Cape of Good Hope, New South Wales, and New Zealand.

They anticipate that a regular interchange of official Statistics between this country and the Colonies, will be attended by many mutual advantages, but they observe, that in order to obtain any useful results, the reception of Statistics from

the Board of Trade should be followed by a systematic communication of such corresponding information as it may be in the power of the several Colonies to afford.

Their Lordships further request, that with a view to their more certain arrival at their destination, the Colonial Statistics destined for the Board of Trade, may in future be specially addressed to that Board.

I have to instruct you to carry out as far as lies in your power, the wishes expressed by the Lords of the Committee for Trade. The high and increasing importance which in this country is attached to information regarding the Colonial Possessions, renders it very desirable that their Lordships should be enabled to publish as full and accurate information as possible regarding each Colony.

I have the honor to be,  
Sir,

Your most obedient,  
Humble Servant,

(Signed) NEWCASTLE.

Lieut. Governor George Dundas.  
&c., &c., &c.,

A true Copy.

GEORGE D. ATKINSON, Private Secretary.

## APPENDIX No. 2.

Prince Edward Island.

No. 23.

DOWNING STREET,  
16th June, 1860.

SIR,—I have had under my consideration your despatches, No. 15, of the 16th of April, and No. 22, of the 30th of April. In the former despatch you enclose a resolution in which the Assembly agrees to the proposed appointment of Commissioners on the subject of the tenures of Land—binds itself to abide by the decision of those Commissioners or the majority of them, and pledges itself to concur in whatever measures may be required to give validity to that decision. In the second despatch, you inform me that a short Act has since passed through both Houses giving effect to the foregoing resolution.

I cannot do otherwise than express my sense of the promptitude and completeness with which the House of Assembly has thus given its support to the plan devised in the hope of putting an end to the differences which have prevailed in Prince Edward Island.

In Mr. Howe, the Assembly acting in behalf of the Tenantry, have selected a Commissioner whose known ability and prominent public position must well qualify him for the proposed enquiry.

From Sir Samuel Cunard I have received a letter of which a copy is enclosed, naming as the Commissioners selected by the Proprietors, Mr John William Ritchie of Halifax, who I doubt not, will honorably discharge his functions.

I have written in exercise of the choice belonging to Her Majesty's Government, to request Mr John Hamilton Gray, of New Brunswick, to undertake the remain-

ing office of Commissioner. Mr Gray has recently conducted another public enquiry with a degree of ability, carefulness, and justice, which fully entitles him to the confidence of all concerned in the intended investigation.

Although the privilege of selecting each Commissioner has been conferred on a separate authority, so as the better to ensure satisfaction with the composition of the Commission. Yet, it is my view, and I doubt not, will be that of the Commissioners themselves, that none of them ought to be regarded as the special advocate of one interest, but rather, that the whole should devote their efforts to framing such recommendations as shall be demanded by the equity of the case, and be conducive to the general good of all classes of the community. Their conclusions, whatever they may be, will possess double weight, if happily they should be unanimous.

The time of meeting in Prince Edward Island, will be best determined by the Commissioners themselves, who will be able to communicate with you on any points which they may wish to ascertain as bearing on the question of the most convenient period for the purpose.

It will be desirable, that previous arrangements should be made, as far as practicable, for having at hand all witnesses and all documentary evidence which the Commission is likely to require, so that the time needed for their actual sittings in the Island, may be reduced within the most moderate compass consistent with the due and complete accomplishment of their enquiry.

I shall take an early opportunity of forwarding to you a Commission under the Royal Sign Manual, containing the



APPENDIX No. 2.

appointment of the several Gentlemen named to serve on the Commission.

I have the honor to be,

Sir,

Your most obedient,

Humble Servant,

(Signed) NEWCASTLE.

Lieut. Governor George Dundas  
&c., &c., &c.,

A true Copy.

GEORGE D. ATKINSON, Private Secretary.

Prince Edward Island.

No. 27.

DOWNING STREET,

26th June, 1860.

SIR,—With reference to my despatch, No. 22, of the 13th ult., I transmit to you herewith an order of Her Majesty, in Council, dated the 9th instant, for leaving to its operation the Act passed by the Legislature of Prince Edward Island in the month of March last, and transmitted to me in your despatch, No. 13, of the 16th of that month, entitled "No. 1024, "An act to amend the act for the transfer of the management of the Island Posts "within Prince Edward Island."

I have the honor to be,

Sir,

Your obedient servant,

(Signed) NEWCASTLE.

Lieut. Governor George Dundas,  
&c., &c., &c.,

A true Copy.

GEORGE D. ATKINSON, Private Secretary.

Prince Edward Island.

No. 34.

DOWNING STREET,

7th August, 1860.

Sir;

I am directed by the Secretary of State to acknowledge the receipt of your Despatch, No. 27, of the 14th of May, reporting the satisfactory progress which has been made in the formation of Volunteer Corps in Prince Edward Island.

The spirit of self-reliance which has thus been evinced by the Inhabitants of the Island is very gratifying to Her Majesty's Government. They do not think it advisable at present to send out Guns for the Volunteer Artillery; but the General Officer Commanding in North America will be at once instructed to provide a competent Officer for the duty of training the Volunteers and 3 or 4 non-Commissioned Officers as Drill-Instructors, and Major General Trollope will be directed to place himself in communication with you on the subject. The Colony will be required to provide such extra allowances as are reasonable and proper for the Officer who will be detached from his Regiment on this Service, and the entire Pay of the Drill Instructors.

I have the honor to be,

Sir,

Your obedient servant,

(Signed) C. FORTESCUE,

Lieut. Governor George Dundas.  
&c., &c., &c.,

A true Copy.

GEORGE D. ATKINSON, Private Secretary.

APPENDIX No. 2.

Prince Edward Island.

No. 38. DOWNING STREET,  
4th October, 1860.

Sir,—With reference to your despatch of the 17th of September last, I am directed by the Secretary of State, to transmit to you a Copy of a letter from the War Office, stating the conditions on which Mr Secretary Herbert has sanctioned the erection of an Hospital on Battery Point, Charlottetown.

I have the honor to be

Sir,

Your obedient servant,

(Signed) FREDERICK ROPER.

Lieut. Gov. Dundas,  
&c, &c, &c.

WAR OFFICE, PALL MALL, S. W.  
29th September, 1860.

Sir ;

With reference to your letter of the 24th of July last, I am directed to acquaint you, for the information of His Grace the Duke of Newcastle, that Mr Secretary Herbert has sanctioned the erection of an Hospital at Battery Point, Charlottetown, Prince Edward Island, on the following conditions, viz: the reservation of the sites most convenient for the erection of Batteries, in order that no other building may be erected thereon:—the payment of an annual quit rent of £1, with power of resumption, if necessary, or of using for military purpose, the building to be erected, without consideration for rent or for such alteration and modification, as may, on an emergency, be found expedient.

The necessary instructions have been transmitted to the Major General Commanding.

I have, &c.

(Signed) H. R. DREWERY.

The under Secretary,  
Colonial Office.

A true copy.

GEORGE D. ATKINSON, Private Secretary

Prince Edward Island,

CIRCULAR.

DOWNING STREET,  
22nd Oct. 1860.

Sir,—I have received from the Lords Commissioners of the Admiralty, a letter from Rear Admiral Sir Alexander Milne, on the subject of the removal of Buoys from the place assigned to them in the Admiralty Surveys and Charts.

Sir Alexander Milne more particularly adverts to the removal of a Buoy which marked the entrance of the channel in Hillsborough Bay, leading into Charlottetown Harbour.

It is obvious that the removal of any sea mark, without due notice, must for a time render the Admiralty Chart comparatively useless, and might be accompanied by considerable risk to Her Majesty's Ships upon entering the Harbour.

I have therefore to request, that with a view of preventing the consequences which might result from altering the position or character of objects referred to in the Admiralty Charts and Sailing directions, all changes hereafter made in the position of existing Buoys, or in the laying of new ones, in the erection of Standing Beacons, and in the establishment of

APPENDIX No. 2.

Lighthouses or Light-vessels anywhere in the harbours or rivers of the St. Lawrence, may be reported to the Secretary of the Admiralty at the time of making such changes, with a complete description of them and their position, and that a similar report may at the same time be furnished to the Naval Commander-in-Chief on the Station, for the information of Captains of Her Majesty's Ships.

I have the honor to be,

&c. &c. &c.

(Signed) G. C. LEWIS.

Lieut. Governor Dundas,

&c., &c., &c.

A true copy.

GEORGE D. ATKINSON, Private Secretary.

Prince Edward Island.

No. 54.

DOWNING STREET,  
January 2, 1861.

SIR,—I have had under my consideration the two Acts passed by the Legislature of Prince Edward Island, and enclosed in your Despatch, No. 56, of the 1st of October last, entitled No. 1025, "An Act to authorize grants of the shores of this Island," and No. 1026, "An Act to give effect to the Report of the Commissioners to be appointed on the Land Question."

I feel some doubt as to the object with which the first of these Acts was passed. I do not see what Lands it will affect, at least above high water mark, unless it was intended to operate on the Fishery Reserves.

At the same time, as the treatment of those Reserves is a question on which Her Majesty's Government have expressed a decided opinion, and which at the instance of the Prince Edward Island

Legislature, is now under reference to the recently appointed Commission, I can hardly imagine that the Legislature would have passed an Act calculated to anticipate the judgment of their own referees, or that you would have submitted it for Her Majesty's confirmation, without any notice of its intended effect.

I have therefore to request that you will furnish me with information on the following points:—

1. Whether there is in the Island any land above High Water mark, upon which the Act would operate, except the Fishery Reserves; and if so, what in general terms may be supposed to be its extent.

2. Whether it is intended, or supposed, that the operation of the Act would be confined to those Lands, if any, and to the Land below High Water mark; or whether the Act was intended to apply to some or all of the Fishery Reserves.

3. What are understood to be the present powers of the Crown respecting those Lands not comprised in those Reserves, and what the additional powers which it is intended to confer, in respect of those Lands by the proposed Law.

4. What effect, if any, the Act is intended to have upon the Fishery Reserves.

5. And lastly, whether there is in the present circumstances of the Island, any ground, for expecting that "Commercial enterprize," will be much encouraged (as stated in the Preamble of the Act) by making such grants on the Sea Shore as would be authorized by the proposed Act, and would not be authorized without it.

I must add, however, that whatever answer may be furnished to these questions. I cannot advise the Queen to assent to the Act, while the subject on which

APPENDIX No. 2.

it legislates is under the consideration of the Commissioners.

With regard to the Act for giving effect to the award of the Commissioners, I gladly acknowledge the promptitude with which the Provincial Legislature has hastened to give effect to what they have supposed to be the desire of Her Majesty's Government, conveyed in my Despatch of the 21st of March last, and I very much regret that an apparent misconception of my meaning has led the Legislature to pass a Law which appears to me premature.

My object was not to require immediate legislation for the purpose of giving prospective effect to the award of the Commissioners, but only to obtain from the House of Assembly, as representing the whole body of the Tenants, an unequivocal acceptance of the proposed reference, and from the Legislature a pledge that the Laws necessary to give effect to the Commissioners' award should be passed when it appeared what legislation would be necessary for that purpose.

But the present Act, or any other Act which could be passed at the present moment, might in the event prove either too sweeping or too limited for that object. It would be too sweeping if it were found that the referees promulgated decisions respecting lands belonging to persons who have not consented to the reference; or if they made awards respecting questions (like that of escheat) which did not fall within the scope of their enquiry.

It would be too limited, or at least inadequate for its purpose, if it failed to make such provisions of detail as were necessary to give practical effect to the general principles laid down by the Commissioners.

For these reasons it appears to me

impossible to advise Her Majesty to assent, at the present moment, to any such general Law, as that which has now been forwarded. Nor do I see that any present legislation could be valuable, except such as may be based upon suggestions to be made by the Commission, with the view of defining the persons and questions to which their enquiry was to extend, or of conferring on them the powers (like those of compelling the attendance of witnesses, and examining on oath) which are requisite to enable them to carry on their enquiries to the satisfaction of all concerned.

I trust you will impress upon the Commissioners (if requisite) the necessity of avoiding, as far as possible, any steps calculated to excite unreasonable expectations, or to stimulate agitation. On the other hand, while assuring the Proprietors that the award of the Commissioners will not be enforced by Her Majesty's Government against any persons who have not either personally, or by their representatives, consented to refer their claims to arbitration, I should wish you also to observe to them that their refusal to concur frankly in a measure which was intended to compose existing differences, and which, so far as it has yet proceeded, has been assented to by a large portion of their body, may materially influence the conduct of Her Majesty's Government, if called upon hereafter to support them, in any future dispute with their Tenants.

I have the honor to be,

Sir,

Your obedient servant,

(Signed) NEWCASTLE.

Lieut. Governor George Dundas,

&c., &c., &c.,

A true Copy.

GEORGE D. ATKINSON, Private Secretary.

APPENDIX No. 2.

Prince Edward Island.

(CIRCULAR.)

DOWNING STREET,  
14th August, 1860.

Sir;

I have to acquaint you with reference to the Circular Dispatch addressed to you on the 31st January last, that the Act for taking the Census of Great Britain in 1861 has passed, and that the time fixed for that event is the first week in April, a copy of the Act is herewith enclosed. It is very desirable that the Census in the Colonies should be taken as near as possible to the same period, and that inquiries should be made into all particulars recited in this Act, and into any other additional particulars, which in any Colony it may be thought desirable to record.

I am informed by the Registrar General, that the Central Office for taking the Census will not be established in London before the Autumn, and that the new forms and instructions, and the rates of pay for enumerators, will not be decided upon and printed for several months, and that they will not vary much from those issued in 1851, a copy of which will be found in the accompanying Parliamentary Paper.

I have the honor to be,  
&c., &c., &c.,  
(Signed) G. C. LEWIS.

Lieut. Governor George Dundas,  
&c. &c. &c.

A true Copy.

GEORGE D. ATKINSON, Private Secretary.

Prince Edward Island.

(CIRCULAR)

DOWNING STREET,  
1st February, 1861.

Sir;

I transmit to you a copy of a letter from the promoters, and proposed Trustees of the Exhibition of works of Industry and Art of all Nations to be holden in London, in the year 1862.

You will see that those gentlemen are desirous to learn from what Colonies articles will be sent for exhibition, and also to be put in communication with such persons or bodies in each Colony, as are likely to command the confidence of those who may become exhibitors.

It is, I am sure unnecessary for me to urge upon you the adoption of any means in your power for furthering the important object in view, and I shall be glad to learn, that the Colony under your Government is prepared to become a contributor to this undertaking.

The general conditions of the Exhibition will be made known to you, as soon as they are completed.

I have the honor to be,  
&c., &c., &c.,  
(Signed) NEWCASTLE.

Lieut. Governor George Dundas,  
&c. &c. &c.

A true copy.

GEORGE D. ATKINSON, Private Secretary.

APPENDIX No. 2.

Letter of the Commissioners on the Land Question to Lt. Gov. Dundas.

HALIFAX,

January 11th, 1861.

SIR;

We have the honor to report, that Mr. Gray having visited Halifax, for the purpose of enabling us to resume our labours in connexion with the Land Commission, we have been engaged during the past fortnight, and though we have thus been enabled to make some progress in the investigation, the mass of materials before us renders it impossible for us to complete our report at the present sitting.

It is not probable that we can meet again till April, as Mr Howe will presently be engaged in the business of the Ses-

sion, but in the mean time there is much work that we can sub-divide, and your Excellency may be assured of our anxious desire to resume our labours, and to report as early in the ensuing summer as may be practicable.

We have the honor to be,  
&c., &c., &c.,

J. HAMILTON GRAY,  
JOSEPH HOWE,  
J. W. RITCHIE.

Lieut. Governor George Dundas.

A true Copy,

GEORGE D. ATKINSON, Private Secretary.

## APPENDIX No. 3.

[ See Page 37. ]

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### Despatch transmitting Memorial from Mr. Charles Wright, against an Act of local Legislature.

PRINCE EDWARD ISLAND.

No. 61.

Government House, 12th November, 1860.

My Lord Duke ;

1. I have the honor to enclose a letter addressed to your Grace, which has been placed in my hands for that purpose by Mr. Charles Wright, a resident Proprietor in this Island.

2. This letter accompanies a Petition to Her Majesty from Mr. Wright, which he desires that your Grace may lay at the foot of the Throne.

3. The prayer of Mr. Wright's petition is, that Her Majesty will withhold Her sanction from an Act of the local Legislature of this Island, passed during the last Session, and intituled "An Act to give effect to the report of the Commissioners on the Land Question."

4. The object of my Government in the introduction of this Act was to give effect to the views contained in your Grace's Despatch, No. 12, of date 21st March, 1860, that the Legislature would, as far as possible, concur in any measure required to give validity to the decision of the Commissioners.

5. Mr. Wright's memorial proceeds upon the assumption that the Estates of those proprietors who were not parties to the Commission will, by this Act, be subjected to the investigation of the Commissioners, and be also bound by their award.

6. Your Grace will be able to judge whether this is the case or not. If it be so, the Petition drawn up by Mr. Wright explains the position in which he conceives himself to be placed.

I have the honour to be, &c. &c. &c.

(Signed) GEORGE DUNDAS,  
Lieut. Governor.

His Grace the Duke of Newcastle, &c, &c, &c

A true copy,

GEORGE D. ATKINSON, Private Secretary.

## APPENDIX No. 3.

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### Prince Edward Island.

No. 62.

Government House, November 12, 1860.

My Lord Duke;

I have received, for transmission to your Grace, from Mr. Bruce Stewart, the proprietor of an extensive landed Estate in this Island, a memorial signed by him and others owning land in this Colony.

2. This memorial I have now the honour to enclose. The memorialists pray that your Grace will recommend Her Majesty to withhold Her sanction from an Act of the Provincial Legislature, framed to give effect to the report of the Land Commissioners.

3. I must direct your Grace's attention to a statement in this memorial calculated to convey an erroneous impression.

4. In the second page, the memorialists, referring to a letter addressed to your Grace, dated Bush Hill, 13th February, 1860, declare, that, "they were no parties to this correspondence; but that, on the contrary, when certain of them were afterwards requested to become so by the Lieut. Governor and others, they refused."

5. These expressions would lead your Grace to suppose that I had solicited certain of the memorialists to become parties to the arrangements agreed to by Sir Samuel Cunard, and other large proprietors resident in England, with respect to the Land Commission.

6. Mr. Bruce Stewart was the only person whose name is attached to the memorial with whom I had any conversation on the subject, and on one occasion I endeavoured to point out to him how desirable it was that all the large proprietors should act together harmoniously, so as to secure, if possible, the settlement of disputes injurious not only to their own interests, but to the general welfare of the Island.

7. I have already, in my Despatch No. 61, of this date, addressed your Grace on the subject of the Act in question being petitioned against by a proprietor not a party to the Commission.

8. What I stated in that Despatch applies equally to the case of Mr. Bruce Stewart.

I have the honor to be, &c. &c. &c.

(Signed)

GEORGE DUNDAS,  
Lieutenant Governor.

His Grace the Duke of Newcastle, &c. &c. &c.

A true copy,

George D. Atkinson, Private Secretary.



## APPENDIX No. 3.

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### PRINCE EDWARD ISLAND.

No. 64.

GOVERNMENT HOUSE,  
12th November, 1860.

MY LORD DUKE;

1. A memorial from Lady Georgina Fane has been placed in my hands for transmission to your Grace.

2. This I have now the honor to enclose.

3. Lady Georgina Fane is possessed of a considerable landed Estate in this island. She was not a party to the appointment of the Land Commission, and she declines being bound by the award.

4. She fears that the Act of the local Legislature, intituled "An Act to give effect to the report of the Commissioners to be appointed on the Land Question"—if it receive the Royal sanction—may constrain her with regard to her estate.

5. She therefore prays that this Act may not be submitted for Her Majesty's confirmation.

6. I have already in my Despatch, No. 61, of this date, addressed your Grace on the subject of Mr. Charles Wright's protest against the Act in question. The case of Lady Georgina Fane is one so nearly parallel to Mr. Wright's that it demands no additional notice.

I have the honor to be, &c. &c. &c.

(Signed)

GEORGE DUNDAS,

Lieutenant Governor.

His Grace the Duke of Newcastle, &c. &c. &c.

A true copy,

George D. Atkinson, Private Secretary.

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### *Copy of the prayer of a Petition addressed to the Queen by Charles Wright.*

"Wherefore your Petitioner humbly prays that Your Majesty will not sanction the aforesaid Act in its present highly unconstitutional form, as it may prove ruinous to certain of your Majesty's subjects, who, as they did not sign the letter agreeing to the appointment of Land Commissioners, should, according to the declarations of your Majesty's Government, be exempted from their compulsory award.

"And your petitioner further prays that Your Majesty will direct the said Act to be so modified and amended that it may come within the meaning of the Address and Resolutions of the Assembly, in concurrence with which Your Majesty's Warrant was issued.

"And Your Majesty's petitioner will ever pray.

(Signed)

"CHARLES WRIGHT."

Dated Charlottetown,

Prince Edward Island, November 6, 1860.

### APPENDIX No. 3.

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*Copy of prayer of a Petition to the Secretary of State for the Colonies, respecting the Act to give effect to the Award of the Land Commissioners.*

“That the said Act, as explained by Counsel before the said Commissioners, may establish principles repugnant to the constitution, and certainly involves constitutional rights, which, from time immemorial, have never been questioned—namely: a married woman’s right of dower, or a widow’s security under her marriage settlement, and the testamentary provision for orphan children—also contracts entered into under seal—security for debt, whether by way of mortgage or judgments in the Supreme Court, and various other obligations heretofore considered binding between parties, and the right of a subject to enjoy the use of his own property.

“And as your Grace’s memorialists are at present unable to learn how far their estates may, or may not hereafter be chargeable under the award of said Commissioners, and as your memorialists never joined in the acquiescence already referred to, of Sir Samuel Cunard and others,—they therefore humbly pray that your Grace will recommend Her Majesty to withhold her Royal sanction from the said Bill till further representation can be made respecting it.

“All which is humbly submitted by Your Grace’s most obedient and most humble servants,”

(Signed by R. BRUCE STEWART, Esquire, and several Landowners and Agents.)

## APPENDIX No. 4.

[ See Page 37. ]

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*Letter from the Honorable T. H. Haviland, Mayor of Charlottetown, relative to the recent introduction of Smallpox into this Island, &c.*

Mayor's Office, City of Charlottetown, 14th March, 1861.

Sir ;

I have the honor to acknowledge the receipt of your communication, of the 6th instant, requesting me to furnish, for the information of His Excellency the Lieutenant Governor, for the purpose of laying the same before the Legislative Council, a Report of the introduction into this Colony of the Smallpox, and its effects, during its recent prevalence in this City, the said report to comprise, as far as can conveniently be obtained, the information pointed to by certain inquiries, numbered from One to Eleven, thereto annexed.

I would have given earlier attention to His Excellency's request in these particulars, but waited to receive the report of the Health Officer, upon the several subjects therein referred to, with which I was not furnished until this morning.

I will now proceed to reply to the several inquiries, as they occur in your communication.

*First:* "How and when did it first appear?"

*Answer:* In or by the Schooner *Caroline*, Patrick Hall, master, which arrived in this harbor on the afternoon of the 24th December last, having on board six persons, one of whom, Daniel Macdonald, was affected with Smallpox.

*Second:* "From what place did the affected person last hail, and where?"

The individual affected, Daniel Macdonald, last hailed from Saint John's, Newfoundland, from whence he sailed in the said Schooner on the 4th December.

*Third:* "Was the person a native of this Island, and how old?"

The person was not a native of this Island, but was reported to be a native of Nova Scotia, and was about 27 years of age.

*Fourth:* "What will be the aggregate expences resulting, embracing medical and all other contingent and consequent attendances, charges, and costs?"

No answer can be given to this inquiry at present, the accounts not having yet been made up. They shall, however, be duly furnished as soon as they are completed.

## APPENDIX No. 4.

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*Fifth:* Was the vessel which brought the party owned on the Island and manned by natives?"

The vessel which brought the party was owned in this Island, and three of the crew only, viz: Kelly, Malone, and McPherson, are natives of this Island.

*Sixth:* "When did the Health Officer attend, and what stage was the patient in when first seen by him?"

The Health Officer attended on board the said Schooner, immediately after its arrival in this harbour, and gave in a written report to the Board of Health on the same day that a severe case of Smallpox was on board the Schooner *Caroline*, then anchored in the stream.

*Seventh:* "How many persons have been affected, and what ages?"

Sixteen persons have been affected, whose names and ages are given in the annexed Return of the Health Officer.

*Eighth:* "Have any, and how many, been certainly vaccinated?"

None of the above sixteen persons had been previously vaccinated, as will appear by the said return.

*Ninth:* "If any had been vaccinated, what was their relative state as compared with those who were not?"

As none of the parties appear to have been vaccinated, no relative comparison can be given.

*Tenth:* "How many have died?"

Three, viz: Daniel M'Donald, one of the crew, and the person at first affected, Archibald Buchanan and Henry Ingles, the two latter being natives of the Island.

*Eleventh:* "The opinion of the medical officer, as to the probability of the disease having been brought to the Island by the vessel which conveyed the patient, if all the crew had been vaccinated properly?"

The Return of the Medical Officer shews that those persons only who had not previously been vaccinated or inoculated became affected with Smallpox.

I annex a copy of the very lucid and scientific report of the Health Officer, for the purpose of being laid before His Excellency, as it contains, in my opinion, much valuable and important information.

I have the honor to be,

Sir, your most obedient servant,

T. H. HAVILAND,

Mayor, Chairman of Board of Health.

William H. Pope, Esquire, Colonial Secretary.

## APPENDIX No. 4.

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Charlottetown, 14th March, 1861.

Sir;

The Hospital for the reception of Smallpox patients being no longer required, its inmates having been discharged, I beg to enclose a List of persons received into it from 24th December, 1860, to 14th March, 1861.

You will perceive by this Report that sixteen cases of Smallpox were received and treated there, and ten other persons who had been in immediate contact with those infected.

As some erroneous statements have appeared, it has become my duty to enter more fully than I should otherwise have done into a statement of what has occurred since the arrival of the "Caroline," in December last, and at the same time, I shall offer some suggestions (founded on the highest medical testimony) for checking the spread of Smallpox, should it appear again in this Colony; and I venture to believe that, after the recent appearance of this horrible disease, you will deem them worthy of your fullest consideration.

On the 24th December, 1860, the Schooner Caroline arrived in this harbor, having a case of Smallpox on board in the person of a man named Daniel Macdonald, a native of Nova Scotia, who had been suffering from this disease for some days previous to his arrival: he was immediately conveyed on shore in a very exhausted state, and placed in a temporary Hospital, two nurses and a male attendant were provided for him. He was also supplied with Wine, Beef, Medicines, and other necessaries, with an unsparing hand, by your Committee; but, notwithstanding every attention, he died on the seventh day after his admission. The remainder of the crew, five in number, were removed to a house provided for the purpose, where, subsequently, two more suffered from Smallpox, both of whom recovered. I need offer no observations as to how these men were treated. Captain Hall's grateful letter to your Worship sufficiently details the care and consideration they met with.

By some means, not easily ascertained (as all the crew were removed to the Hospital and the infected clothes and bedding destroyed), the disease broke out in four houses in the City, in a virulent form, and spread amongst their inmates with fearful rapidity. As they were poor people, they were removed with their own consent to the Hospital, where nurses and all other necessaries were provided for them, including Wine and Porter for those who required it; and I feel assured that some of the patients owe their lives to the liberal allowance of these last mentioned articles. It was also thought advisable by your Committee (in which I fully concurred), not only to remove the sick, but also all other members of their families who had been exposed to the infection,—they therefore were provided with separate apartments. The result has fully justified this measure, as the disease progressively appeared in all who had not previously been vaccinated, or who had not taken the Smallpox in the natural way. In their absence, their houses were cleansed and disinfected,—their clothes, when deemed necessary, were destroyed, and new ones provided for them upon leaving the Hospital,—in fact, every plan that could be devised for the public safety was had recourse to; and I unhesitatingly assert, that by the indefatigable exertions of the three Gentlemen forming

## APPENDIX No. 4.

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your Committee, an affliction was checked which, had it run its course, would have carried desolation to many a home.

I regret to state that out of the sixteen cases there have been three deaths, including M'Donald, who, as I have previously stated, was in dying circumstances when removed from the vessel; and I offer, as additional testimony to the fact that the patients were not neglected, the small average of deaths. It has been computed by some high medical authority that about one-third of adults die, who take the Smallpox in the natural way, and one-seventh of children, and by a recent writer on this subject, that every second case of confluent Smallpox is fatal, one in eight of the semi-confluent whereas the distinct variety is rarely so.

You will perceive by the Report, that in no instance has any vaccinated member of the infected families taken the Smallpox, and I wish to draw your attention to some facts connected with this great preventive.

Climate makes no exception to the progress of Smallpox. It is affirmed that this disease existed in China and Hindoostan more than a thousand years before the birth of Christ. After a long period, it made its way into Arabia, and is said to have shown itself in the Arab host at the siege of Mecca, in the year of the birth of Mahomet, 1569. Pursuing the track of armies, we find it raging in Egypt in 1640, and subsequently following the victories of the Saracens, in the eighth century, through Italy, Spain, and France. By the Saracens, the disease was communicated to the Crusaders, and the latter caused its rapid spread throughout Europe. "There was no Smallpox in the New World before its discovery by Columbus in 1492. In 1517, the disease was imported into St. Domingo. Three years later, in one of the Spanish expeditions from Cuba to Mexico, a negro, covered with the pustules of Smallpox, was landed on the Mexican coast. From him, the disease spread with such desolation, that within a very short time, according to Robertson, three millions and a half of people were destroyed in that Kingdom alone. Smallpox was introduced into Iceland in 1707, when 16,000 persons were carried off by its ravages; more than a fourth part of the whole population of the Island. It reached Greenland still later, appearing there for the first time in 1733, and spreading there so fatally as almost to depopulate the country."

It appears that during the 28 years previous to the discovery of vaccination, in 1799, there died in Sweden from Smallpox, 2050 annually per million; whereas the rate, during forty years after the discovery, was only 158. In Westphalia it was, before this period, 2643—after, 144; in Bohemia, Moravia, and Silesia, before, 4000; after, 200; in Berlin, before, 3422; after, 176; in London before, from 3000 to 5000; after, 340; an average of ten years.

The plan first adopted for the purpose of arresting the mortality in this malady, was giving the disease to a healthy person, by means of inoculation, and it was found that thus giving it, was much milder than when received by ordinary contagion; it was, nevertheless, not very unfrequently severe, and in some instances fatal, and kept pestilence alive in a community. Upon these grounds, the practice was forbidden by law in almost every country in Europe. Subsequently, vaccination, an incomparably milder mode, free from danger, was introduced by the illustrious Jenner; and though, for some years after its introduction, there was a great doubt in the minds of many as to its efficacy,

## APPENDIX No. 4.

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numbers received the evidence of its protective influence, which, in little more than six years after its promulgation, was known in every clime. If vaccination does not afford perfect and permanent security through life to all, there are few, if any, who do not enjoy great immunity from the risks of Smallpox, amounting almost to a certainty of never being affected by that disease in its dangerous forms, as fatal Smallpox, after vaccination, is almost unknown. As, however, the legislature has practically decided the question in England (vide 16 and 17 Vict. cap. 100), and in almost every country in Europe, between inoculation and vaccination there remains a very important point, that is, the duration as well as the degree of security conferred by vaccination. It appears that *modified* Smallpox, after vaccination, has occasionally appeared in some persons in after life; the history of these cases certainly favoured the belief that the protective power of vaccination diminished in the course of time, as many who were exposed to contagion in childhood with impunity suffered from modified Smallpox in after years. The inference from this is, and it has been confirmed by most observers, that the protective power of vaccination is impaired by time, and that it is probably still further affected by the change which takes place in the system at the time of puberty. It is therefore, to say the least of it, expedient to perform re-vaccination about the age of 16 or 18.

Defective vaccination, and the want of proper government interference, and of efficient legislation to enforce the universal practice of vaccination, has its influences. While, therefore, we ought not to shut our eyes to the fact that the recent appearance of Smallpox affords a well founded ground of public anxiety, and is sufficient to call for the vigilant attention of those whose province it is to watch over the sanitary condition of the Island; yet, on the other hand, we may rest assured, that there is no reason for despondency, or ground to doubt that by the application of prompt and energetic measures, wholly within our power, the efficiency of vaccination may be established in all its integrity; and so the dire calamity of epidemic Smallpox may, under the blessing of Providence, be averted from this and future generations.

I have the honor to remain,

Sir,

Your obedient Servant,

(Signed) WILLIAM HAMILTON HOBKIRK,

Fellow of the Royal College of Surgeons of England, Health Officer, &c.

To His Worship The Mayor.

APPENDIX No. 4.

List of Persons admitted into the Smallpox Hospital, from 24th December, 1860, to 14th March, 1861.

NAMES.	AGE.	VARIETY.	RESULT.	OBSERVATIONS.
Daniel McDonald	23	Confluent	Died	Not vaccinated or inoculated.
Martin Malone.	19	Distinct	Recovered	do.
Donald Macpherson	25	Confluent	Recovered	do.
John Taylor	23	Semi confluent	Recovered	do.
Elizabeth Taylor	18	Confluent	Recovered	do.
William Taylor	9	Distinct	Recovered	do.
Archibald Buchanan	19	Confluent	Died	Not vaccinated—complicated with Bronchitis.
Susan Murphy	18	Distinct	Recovered	Not vaccinated or inoculated.
— Chusick	5	Distinct	Recovered	do.
Lilly Byers	60	Semi-confluent	Recovered	do.
John Ingles	48	Distinct	Recovered	do.
Ralph Byers	27	Confluent	Recovered	do.
Joanna Ingles	24	Distinct	Recovered	do.
Susan Ingles	17	Semi-confluent	Recovered	do.
Henry Ingles	30	Confluent	Died	do.
Sarah Ingles	15	Confluent	Recovered	Lost the sight of one eye—never vaccinated or inoculated.
Thomas Taylor	65			Had Smallpox previously in Ireland.
Margaret Taylor	62			do.
Margaret Taylor	21			Vaccinated by me.
Lawrence Taylor	14			Had Smallpox previously in Canada.
Ann Taylor	7			Vaccinated by me.
Maria Chusick	23			Vaccinated in childhood.
Susan Ingles	48			do.
David Ingles	14			Vaccinated by me.
Margaret Ingles	11			do.
Patrick Hall, Captain	18			Inoculated in childhood.
Henry Kelly	61			Vaccinated in childhood.
Lawrence Fowler				do.

March, 1861.

(Signed)

W. H. HOBKIRK, F. R. C. S., &c. Health Officer.



## APPENDIX No. 5.

[ See Page 47. ]

### Despatch on subject of an Act for better apprehension of certain offenders.

Prince Edward Island.

No. 51.

DOWNING STREET,  
23d January, 1861.

Sir,

I have had under my consideration an Act recently passed in Prince Edward Island, intituled "An Act for the better apprehension of certain offenders."

The Act of the Imperial Parliament 6 & 7 Vict. c. 34, as amended by the Act 16 & 17 Vic. cap. 118, provides a process by which persons charged with having committed treason, or felony in any part of the British Empire may be apprehended in any other part, and sent back for trial to the place in which the offence was committed.

This Act is expressly applied to all Her Majesty's dominions, and is therefore in force in Prince Edward Island.

The Colonial Act now forwarded provides, that in case of persons charged with either of the above offences in British North America, the Bermudas or the British West Indies, a somewhat different process shall be pursued—the functions assigned by the English Act of Parliament to the Governor or acting Governor being transferred by the Colonial Act partly (Sec. 2) to the Executive Government, (a somewhat general term) and partly (Sec. 3)

to the chief justice, or any one of the assistant judges of the Supreme Court. It also enlarges the time after which the alleged offender is either to be deported or set at liberty, from two to three months; and by repealing the concluding sentence of the Imperial Act, it enables the Supreme Court to endorse the Warrant, authorising the apprehension of an offender without examining into the evidence against him.

As the local legislature is not competent to alter a British Statute, the result of this enactment, if it were to remain unrepealed would be the following :

Persons having committed offences elsewhere than in the Colonies above specified, would be claimable in Prince Edward Island under the Act of Parliament 6 & 7 Vict. Persons having committed offences in the specified Colonies would be claimable certainly under the Act of Parliament, and possibly also under the local Law.

I do not see why a different process is to be authorised in the case of the specified Colonies from that which will continue to exist in regard to the rest of the British Empire. And I think, that the existence of two alternative processes, with regard to those Colonies may lead to confusion and inconvenience.

But I also feel much doubt whether the authorities of any other Colony could legally receive from the Government of Prince Edward Island, and transport across the sea into their own jurisdiction an offender arrested, and delivered into their hands under authority of a mere local Act, the effect of which is confined within Prince Edward Island. And as Imperial Legislature has very properly provided a mode of effecting this object of which the legality is unquestionable, it is very undesirable that Colonial officers should be encouraged to any more doubtful procedure, I think therefore that this matter should be allowed to rest in the position in which the Imperial Parliament

has placed it,—unaffected by Colonial Legislature. And I shall therefore feel it my duty to advise the disallowance of this Act.

It will of course remain in force until disallowed by Her Majesty in Council, but I think it best to lose no time in apprizing you of the course which I shall find it necessary to pursue.

I have the honor to be,  
&c. &c. &c..

(Signed) NEWCASTLE.

Lieut. Governor Dundas,  
&c., &c., &c.

A true copy.

GEORGE D. ATKINSON, Private Secretary.

**Despatch, transmitting an order in Council specially confirming an Act of the Local Legislature.**

No. 53.

DOWNING STREET,  
February 23, 1861.

SIR;

I have received, and have had under my consideration, an Act (Cap. 29) passed by the Legislature of Prince Edward Island, in the month of May last, and transmitted home in your Despatch noted in the margin—No. 66, Nov. 26, 1860.

I have reported to Her Majesty in Council my opinion that the said Act should be specially confirmed; and I have the honour to transmit to you herewith an Order of Her Majesty in Council, dated the 4th inst., approving of that Report.

I have the honor to be, &c.,  
(Signed) NEWCASTLE.

Lieut. Governor Dundas,  
&c. &c. &c.

A true copy.

GEORGE D. ATKINSON, Private Secretary.

(ENCLOSURE IN NO. 53.)

At the Court at Buckingham Palace,  
the 4th day of February, 1861.

PRESENT:

The Queen's most Excellent Majesty,  
His Royal Highness the Prince Consort,  
Lord Chancellor, Viscount Palmerston,  
Lord President, Lord Herbert,  
Lord Privy Seal, Lord Stanley, of Alderley,  
Duke of Somerset, Sir Charles Wood, Bart.  
Duke of Newcastle, Sir George Cornwall  
Lord Steward, Lewis, Bt.  
Earl Spencer, Sir George Gray, Bart.  
Lord Chamberlain, Mr Milner Gibson.  
Mr Cardwell.

**W**HEREAS the Lieutenant Govern-  
or of Her Majesty's Island of Prince  
Edward, with the Council and Assembly  
of the said Island, did, in the month of  
May, 1860, pass an Act which has been  
transmitted, entitled as follows, viz:

No. 1053. "An Act to naturalize Ra-  
chel Gibson."

And whereas the said Act has been laid before Her Majesty, in Council, together with a letter to the Lord President of the Council from the most noble the Duke of Newcastle, one of Her Majesty's Principal Secretaries of State, recommending that the said Act should receive Her Majesty's special confirmation: Her Majesty was thereupon this day pleased, by and with the advice of Her Privy Council, to declare Her 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 for the time being of Her Majesty's Island of Prince Edward, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

ARTHUR HELPS.

Despatch and enclosure, confirming thirty-five Acts of the Legislature.

No. 54.

DOWNING STREET,  
February 23, 1861.

SIR ;

I have received, and have had under my consideration, thirty-five Acts passed by the Legislature of Prince Edward Island, in the months of March, April and May last, and transmitted to me in your Despatch noted in the margin—No 66, Nov. 26, 1860.

I have reported to Her Majesty my opinion that the said Acts should be left to their operation; and I have the honor to transmit to you herewith an Order of Her Majesty in Council, dated the 4th inst., approving that Report.

I have the honor to be, &c.,

(Signed) NEWCASTLE.

Lieut. Governor Dundas,

&c. &c. &c.

A true copy.

GEORGE D. ATKINSON, Private Secretary.

(ENCLOSURE IN NO. 54.)

At the Court at Buckingham Palace, the  
4th day of February, 1861.

PRESENT :

The Queen's most Excellent Majesty,  
His Royal Highness the Prince Consort,  
Lord Chancellor, Viscount Palmerston,  
Lord President, Lord Herbert,  
Lord Privy Seal, Lord Stanley, of Alderley,  
Duke of Somerset, Sir Charles Wood, Bart.  
Duke of Newcastle, Sir George Cornwall  
Lord Steward, Lewis, Bt.,  
Earl Spencer, Sir George Grey, Bart.,  
Lord Chamberlain, Mr Milner Gibson,  
Mr Cardwell.

**W**HEREAS the Lieutenant Governor of Her Majesty's Island of Prince Edward, with the Council and Assembly of the said Island did, in the months of March, April and May, 1860, pass thirty-five Acts, which have been transmitted, entitled as follows, viz :—

No. 1029. An Act for the amendment of an Act made and passed in the Sixth year of the reign of Her Majesty Queen

## APPENDIX No. 5.

Victoria, intituled, "An Act to repeal an Act made and passed in the twenty-first year of the reign of King George the Third, intituled 'An Act relating to Wills, Legacies, and Executors, and for the settlement and distribution of the Estates of Intestates, and to make other provisions in lieu thereof.'"

No. 1030. An Act to amend the Act to regulate the Registry of Deeds and Instruments relating to the Title to Land, and to repeal the Laws heretofore passed for that purpose.

No. 1031. An Act to alter and amend the Act relating to the establishment of Township Boundary Lines.

No. 1032. An Act to authorise the appointment of a Harbor and Ballast Master for Hillsborough Bay, and that part of the Port of Charlottetown not within the control of the City Council.

No. 1033. An Act to amend the Act relating to Judgments recovered in the Supreme Court of this Island, and to amend an Act therein mentioned.

No. 1034. An Act to continue certain Acts therein mentioned.

No. 1035. An Act for preventing Fraud by secret Bills of Sale of personal chattels.

No. 1036. An Act to provide for the revising and reprinting the Laws of this Island.

No. 1037. An Act to allow Verdicts on Trials by Jury, in Civil Cases in this Island to be returned, although the Jury may not be unanimous, and to make other amendments to the Jury Law.

No. 1038. An Act to alter and amend the Laws regulating the Sale by Licence of Spirituous Liquors.

No. 1039. An Act in further amendment of the Laws regulating the Sale by Licence of Spirituous Liquors.

No. 1040. An Act to alter and amend the Law relating to Education.

No. 1041. An Act to alter the Normal School Act.

No. 1042. An Act relating to the recovery of Small Debts, and to repeal certain Acts therein mentioned.

No. 1043. An Act to establish a College in Prince Edward Island, under the name and style of 'The Prince of Wales' College,' and to repeal certain Acts therein named.

No. 1044. An Act to prevent the running at large of Horses, Neat Cattle, and Sheep, within the Royalty of Charlottetown.

No. 1045. An Act to amend the Act to prevent the running at large of Swine in Summerside and vicinity.

No. 1047. An Act to amend the Act for the Purchase of Lands on behalf of the Government of P. E. Island, and to regulate the sale and management thereof, and for other purposes therein mentioned.

No. 1048. An Act for the protection of the Salmon Fishery.

No. 1049. An Act to amend the laws relating to Bills of Lading.

No. 1050. An Act to increase the amount authorised to be loaned by the Land Purchase Act.

No. 1051. An Act to authorise the City of Charlottetown to appropriate a certain piece of land as a site for a public Market House.

No. 1054. An Act to incorporate the Minister and Trustees of Saint Columba's Church, Blair-in-Athol, St Peter's Road, Township Number Thirty-four.

No. 1055. An Act to incorporate the Cascumpec Marine Railway Company.

No. 1056. An Act to incorporate the Cascumpec Temperance Hall Company.

No. 1057. An Act to incorporate certain persons therein named under the style

APPENDIX No. 5.

and title of the 'Crapaud Dredging Machine Company.'

No. 1058. An Act to alter the Act incorporating the Church Wardens and Vestries of the Church of England.

No. 1059. An Act to protect the rights of Married Women in certain cases.

No. 1060. An Act to incorporate the Minister and Trustees of Saint Andrew's Church, Callander, Little Sands.

No. 1061. An Act for appropriating certain moneys therein mentioned, for the service of the year of our Lord One thousand eight hundred and sixty.

No. 1062. An Act to invest the management of the Presbyterian Burial Ground at Georgetown in the Minister and Trustees of the Presbyterian Church.

No. 1063. An Act for separating the Offices of Clerk of the Executive and Legislative Councils of this Island, and for other purposes therein mentioned.

No. 1064. An Act to amend an Act made and passed in the eighteenth year of the reign of Her present Majesty Queen Victoria, intituled "An Act to consolidate and amend the Laws now in force re-

lating to the Office of Sheriff in this Island."

No. 1065. An Act to authorize a Cash Account to be opened by the Lieutenant Governor in Council with the Bank of Prince Edward Island.

No. 1066. An Act to make certain alterations in the Laws for the performance of Statute Labor on and the improvement of the Highways.

And whereas the said Acts have been laid before Her Majesty in Council, together with a letter to the Lord President of the Council, from the most noble the Duke of Newcastle, one of Her Majesty's principal Secretaries of State, recommending that the said Acts should be left to their operation; Her Majesty was, thereupon, this day pleased, by and with the advice of Her Privy Council, to approve the said recommendation; whereof the Governor, Lieutenant Governor, or Commander-in-Chief for the time being, of Her Majesty's Island of Prince Edward, and all other persons whom it may concern, are to take notice, and govern themselves accordingly.

ARTHUR HELPS.

**Despatch, with enclosure, disallowing the Act for the better apprehension of certain Offenders.**

No. 55.

DOWNING STREET,  
February 23, 1861.

SIR;

With reference to my Despatch, No. 51, of the 23d January, I transmit to you herewith an Order of Her Majesty in Council, disallowing the Act of the Legislature of Prince Edward Island, No. 1052,

intituled "An Act for the better apprehension of certain offenders."

I have the honor to be, &c.,

(Signed) NEWCASTLE.

Lieut. Governor Dundas,  
&c. &c. &c.

A true Copy,  
GEORGE D. ATKINSON, Private Secretary.

APPENDIX No. 5.

(ENCLOSURE IN NO. 55.)

At the Court at Buckingham Palace, the  
4th day of February, 1861.

PRESENT :

The Queen's most Excellent Majesty,  
His Royal Highness the Prince Consort,  
Lord Chancellor, Viscount Palmerston,  
Lord President, Lord Herbert,  
Lord Privy Seal, Lord Stanley of Alderley,  
Duke of Somerset, Sir Charles Wood, Bart.  
Duke of Newcastle, Sir George Cornwall  
Lewis, Bart.,  
Lord Stewart, Sir George Grey, Bart.,  
Earl Spencer, Mr. Milner Gibson.  
Lord Chamberlain,  
Mr. Cardwell.

**WHEREAS** the Lieutenant Governor of Her Majesty's Island of Prince Edward, with the Council and Assembly of the said Island, did, in the month of May, 1860, pass an Act which has been transmitted, intituled as follows, viz :

No. 1052. An Act for the better apprehension of certain Offenders.

And whereas the said Act has been laid before Her Majesty in Council, together

with a letter to the Lord President of the Council from the most noble the Duke of Newcastle, one of Her Majesty's Principal Secretaries of State, setting forth that he is of opinion that the provisions of this Act are in some degree inconsistent with those of an Act of the Imperial Parliament, and that much inconvenience may result from their being allowed to remain in concurrent operation, and therefore recommending that the said Act should not receive Her Majesty's Royal confirmation; Her Majesty was thereupon this day pleased, by and with the advice of Her Privy Council, to declare Her disallowance of the said Act, and the same is hereby disallowed accordingly; whereof the Governor, Lieutenant Governor, or Commander-in-Chief for the time being, of Her Majesty's Island of Prince Edward, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

ARTHUR HELPS.

**Despatch inclosing letter from Lord Elcho on subject of National Rifle Association.**

Prince Edward Island.

Circular.

DOWNING STREET,  
5th February, 1861.

SIR ;

I transmit to you a copy of a letter from Lord Elcho, the Chairman of the Council of the National Rifle Association, informing me, that in accordance with Her Majesty's desire, Colonial Volunteers will be entitled to compete for the Queen's Prize at their Annual Prize Meeting, upon the same terms as the Volunteers of Great Britain, and that the Association

will give one Silver Medal to Colonial Rifle Associations.

I transmit to you, for general information, copies of the Association's proceedings contained in their Rules, &c.

I have to request that you will make Her Majesty's gracious desire publicly known in the Colony under your Government. You will, at the same time, take such steps, as may appear to you best adapted for giving effect to the intentions of the Association, and will make application through me for their Silver Medal, when any organized body or bodies exist

APPENDIX No. 5.

in the Colony under your Government, who are desirous of competing for it.

I have the honor to be,  
&c., &c., &c.,

(Signed) NEWCASTLE.

Lieut. Governor Dundas,  
&c., &c., &c.

A true copy,  
GEORGE D. ATKINSON, Private Secretary.

(LORD ELCHO TO THE DUKE OF NEWCASTLE.)

Copy.

NATIONAL RIFLE ASSOCIATION,  
11 PALL MALL, EAST,  
January 23, 1861.

My Lord Duke;

I have the honor to inform your Grace that in accordance with Her Majesty's desire, Colonial Volunteers will be entitled to compete for "The Queen's Prize" at our annual Prize Meeting on the same terms as the Volunteers of Great Britain, and I have further to inform your Grace that with a view still further to connect

the Colonies with the Mother country in the matter of Rifle shooting, the Council of the national Rifle Association have resolved to give one Silver Medal to Colonial Rifle Associations.

These medals will be allotted, in the proportion of one to each Colony, on application from the Colonial authorities, sanctioned by the Colonial Office.

The "History and proceedings of the National Rifle Association (1860)," containing our Rules, &c., and the statistics of the Wimbledon Prize Meeting, being now published, I should be glad to know if your Grace would wish to send any copies to the Colonies, as they may perhaps be of use in the formation of Colonial Associations.

I have the honor to be, &c.,

ELCHO,

Chairman of the Council of the N. R. A

P. S. The next Annual Prize Meeting of the National Rifle Association will take place early in July.

His Grace the Duke of Newcastle,  
&c. &c. &c.

Despatch announcing Peace with China.

Prince Edward Island.

Circular.

DOWNING STREET,  
31st January, 1861.

SIR;

I have the honor to announce to you that a convention, putting an end to hostilities with China, was signed on the 24th Octo-

ber last, by the Earl of Elgin, with the Plenipotentiary of China.

I transmit to you printed copies of the following documents.

1st, of the Treaty of Peace, Friendship and Commerce concluded between Her Majesty and the Emperor of China on the 26th June, 1858, the ratifications of which were exchanged at Peking on the 24th October last.

## APPENDIX No. 5.

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2nd, of the Agreement and Tariff made by the British and Chinese Plenipotentiaries on the 8th Nov. 1858, in completion of the Treaty.

3rd, of a convention between Her Majesty and the Emperor of China, signed by the British and Chinese Plenipotentiaries on the 24th October last, which, according to the 7th Article, was to come into effect without ratification as soon as

the ratifications of the Treaty of 1858 should be exchanged.

I have the honor to be, &c.,

(Signed) NEWCASTLE.

Licut. Governor Dundas,  
&c. &c. &c.

A true copy,  
GEORGE D. ATKINSON, Private Secretary.



# APPENDIX No. 6.

[ See Page 55. ]

## ACCOUNTS of Public Lands Office, for the year ending 31st January, 1861.

### Total of Township Number 53.

	Dr.		Cr.	
Amount sold for, - - -	-	£346 17 6	Paid on Purchase, - - -	£55 14 6
Deeds, - - -	-	1 10 0	Deeds, - - -	1 10 0
			Discount, - - -	0 0 0
			Amount due, - - -	291 3 0
		£348 7 6		£348 7 6
<hr/>				
Cash received, as per statement, - - -	-			£57 4 6
Amount due, - - -	-			£291 3 0
<hr/>				
Area of Township as purchased, per report, - - -	-		4,694 acres.	
Acres sold, - - -	-		894 "	
Remaining unsold, - - -	-		3,800 "	

### Total of Township Number 57.

	Dr.		Cr.	
Amount sold for, - - -	-	£3,330 16 0	Paid on Purchase, - - -	£672 17 7
Deeds - - -	-	30 10 0	Deeds, - - -	20 8 0
			Discount, - - -	4 0 0
			Amount due, - - -	2,664 0 5
		£3,361 6 0		£3,361 6 0
<hr/>				
Cash received, as per statement, - - -	-			£693 5 7
Amount due, - - -	-			£2,664 0 5
<hr/>				
Area of Township as purchased, per report, - - -	-		11,691 acres.	
Acres sold, - - -	-		7,801½ "	
Remaining unsold, - - -	-		3,889½ "	

## APPENDIX No. 6.

### Total of Township Number 58.

	Dr.		Cr.	
Amount sold for,	-	£3,438 4 6	Paid on Purchase,	£655 5 9
Deeds,	-	35 10 0	Deeds,	33 0 0
			Amount due,	2,785 8 9
			Discount,	0 0 0
		£3,473 14 6		£3,473 14 6

Cash received, as per statement,	-		-	£688 5 9
Amount due,	-		-	£2,785 8 0

Area of Township as purchased, per report,	-		-	12,002 acres.
Acres sold,	-		-	9,400½ "
Remaining unsold,				2,601½

### Total of Township Number 59.

	Dr.		Cr.	
Amount sold for,	-	£1,424 11 0	Paid on purchase,	£307 18 11
Deeds,	-	11 0 0	Deeds,	7 10 0
			Discount,	0 0 0
			Amount,	1,120 2 1
		1,435 11 0		£1,435 11 0

Cash received, as per statement,	-		-	£315 8 11
Amount due,	-		-	£1,120 2 1

Area of Township as purchased, per report,	-		-	5,210 acres.
Acres sold,	-		-	4023 "
Remaining unsold,				1,187. "

**APPENDIX No. 6.**

**Total of Township Number 60.**

	Dr.			Cr.	
Amount sold for,	-	£2306	13	-	£488
Deeds,	-	27	0	-	18
			3		1
			0		0
					2
					0
					0
					2
		£2,333	13		£2,333
			3		13
					3

Cash received, as per statement,	-			-	£508
Amount due, as per statement,	-			-	18
					1
					2

Area of Township as purchased, per report,	-			-	13,862 acres.
Acres sold,	-			-	6,865½ "
					"
Remaining unsold,	-			-	6,996½ "
					"

**Total of Township Number 62.**

	Dr.			Cr.	
Amount sold for,	-	£2,373	16	-	£428
Deeds,	-	22	10	-	12
			6		4
			0		0
					2
					0
					0
					2
		£2,396	16		£2,396
			6		16
					6

Cash received, as per statement,	-			-	£441
Amount due, as per statement,	-			-	2
					4
					2

Area of Township as purchased, per report,	-			-	14,600 acres.
Acres sold,	-			-	6,492½ "
					"
					8,107½ "
					"

## APPENDIX No. 6.

### Total of Township Number 38.

	Dr.	Cr.	
Amount sold for, - - -	£3,696 13 0	Paid prior to 1860, - - -	£1582 0 8
Deeds, - - -	46 5 0	" from 1860 to 1861, - - -	213 14 3
Interest on Balances charged, as per		Deeds paid to 1860, - - -	23 5 0
Ledger, - - -	475 6 11	" from 1860 to 1861, - - -	2 0 0
		Discount, - - -	41 0 3
		Amount due, - - -	2,356 4 9
	£4,218 4 11		£4,218 4 11

Cash received, as per statement, from 1860 to 31st January, 1861,	£215 14 3
Amount due, as per statement, - - -	£2356 4 9

Area of Township as purchased, per report, - - -	8713 acres.
Acres sold, - - -	7965 "
Remaining unsold, - - -	748 "

### Total of Township Number 39.

	Dr.	Cr.	
Amount sold for, - - -	£4,873 12 10	Paid prior to 1860, - - -	£1,928 1 0
Deeds, - - -	49 0 0	" from 1860 to 1861, - - -	488 18 8
Interest on Balances charged, as per		Deeds paid to 1860, - - -	26 5 0
Ledger, - - -	559 1 5	" from 1860 to 1861, - - -	5 0 0
		Discount, - - -	21 6 6
		Amount due, - - -	£3,012 3 1
	£5,481 14 3		£5,481 14 3

Cash received, as per statement, from 1860 to 31st January, 1861,	£493 18 8
Amount due, as per statement, - - -	£3,012 3 1

Area of Township as purchased, per report, - - -	14,651 acres.
Acres sold, - - -	8,690½ "
Remaining unsold, - - -	5,960½ "

## APPENDIX No. 6.

### Total of Township Number 40.

	Dr.		Cr.	
Amount sold for, - - -	£2,446	8 4	Paid prior to 1860, - - -	£924 12 10½
Deeds, - - -		29 17 0	“ from 1860 to 1861, - - -	215 9 9
Interest on Balances charged, as per			Deeds paid to 1860, - - -	17 7 0
Ledger, - - -		325 10 0½	“ from 1860 to 1861, - - -	3 10 0
			Discount, - - -	11 13 9
			Amount due, - - -	1,629 2 0
		£2,801 15 4½		£2,801 15 4½

Cash received, as per statement, from 1860 to 31st January, 1861,	£218 19 9
Amount due, as per statement, - - -	£1,629 2 0

Area of Township as purchased, per report, - - -	8357 acres.
Acres sold, - - -	4872½ “
Remaining unsold, - - -	3484½ “

### Total of Township Number 41.

	Dr.		Cr.	
Amount sold for, - - -	£4,735	8 0	Paid prior to 1860, - - -	£1553 14 9½
Deeds, - - -		35 10 0	“ from 1860 to 1861, - - -	384 7 1
Interest on Balances charged, as per			Deeds paid to 1860, - - -	15 10 0
Ledger, - - -		636 13 5½	“ from 1860 to 1861, - - -	4 0 0
			Discount, - - -	26 15 8
			Amount due, - - -	£3,423 3 11
		£5,407 11 5½		£5,407 11 5½

Cash received, as per statement, from 1860 to 31st January, 1861,	£388 7 1
Amount due, as per statement, - - -	3423 3 11

Area of Township as purchased, per report, - - -	15,863 acres.
Acres sold, - - -	9,942 “
Remaining unsold, - - -	5,921 “

## APPENDIX No. 6.

### Total of Township Number 42.

	DR.			CR.	
Amount sold for,	-	£2953	1 3		£1120 15 6
Deeds,	-	18	5 0		272 15 4
Interest on Balances charged, as per Ledger,	-	389	10 8		9 7 6
					1 0 0
					20 1 0
					1936 17 7
		£3,360	16 11		£3,360 16 11

Cash received as per statement from 1860 to 31st January, 1861,	£273 15 4
Amount due, as per statement,	1936 17 7

Area of Township as purchased, per report,	17,962 acres.
Acres sold,	6,080½ "
Remaining unsold,	11,881½ "

### Total of Township Number 43.

	DR.			CR.	
Amount sold for,	-	£1164	17 9		£462 3 3½
Deeds,	-	11	5 0		92 2 3
Interest on Balances charged, as per Ledger,	-	152	3 9½		9 0 0
					0 10 0
					14 1 9
					750 9 3
		£1,328	6 6½		£1,328 6 6½

Cash received, as per statement, from 1860 to 31st January, 1861,	£92 12 3
Amount due, as per statement,	750 9 3

Area of Township as purchased, per report,	3437 acres.
Acres sold,	2063 "
Remaining unsold	1374 "

## APPENDIX No. 6.

### Total of Township Number 66.

	DR.						CR.			
Amount sold for,	-	£402	8	6	Paid prior to 1860,	-	£251	1	1	
Deeds,	-	3	10	0	“ from 1860 to 1861,	-	13	8	4	
Interest on Balances charged, as per					Deeds paid to 1860,	-	3	0	0	
Ledger,	-	96	11	1	“ from 1860 to 1861,	-	0	0	0	
					Discount,	-	5	0	0	
					Amount due,	-	230	0	2	
		£502	9	7			£502	9	7	

Cash received, as per statement, from 1860 to 31st January, 1861,	£13 8 4
Amount due, as per statement,	£230 0 2

Area of Township as purchased, per report,	1456 acres.
Acres sold,	1121 “
Remaining unsold,	335

### Total of Township Number 11.

	DR.						CR.			
Amount sold for,	-	£3,334	3	6	Paid prior to 1860,	-	£1,190	16	4	
Deeds,	-	25	0	0	“ from 1860 to 1861,	-	218	12	6	
Interest on Balances charged, as per					Deeds paid to 1860,	-	15	10	0	
Ledger,	-	278	2	6	“ from 1860 to 1861,	-	3	10	0	
					Discount,	-	47	14	6	
					Amount due,	-	1,861	2	8	
		£3,637	6	0			£3,637	6	0	

Cash received, as per statement, from 1860 to 31st January, 1861,	£222 2 6
Amount due, as per statement,	1,861 2 8

Area of Township as purchased, per report,	12,720 acres.
Acres sold,	8,285½ “
Remaining unsold,	£4,434½ “

SUMMARY OF PUBLIC LANDS. "WORRELL ESTATE, LOT 11."

LOT.	NO. OF ACRES.	AMOUNT SOLD FOR.	AMOUNT DEEDS.	AMOUNT PAID.	AMOUNT PAID ON DEEDS.	AMOUNT DUE ON PURCHASE.	DISCOUNT.	INTEREST ON BALANCES.
38	7965	3696 13 0	46 5 0	1795 14 11	25 5 0	2356 4 9	41 0 3	475 6 11
39	8690 $\frac{3}{4}$	4573 12 10	49 0 0	2416 19 8	31 5 0	3012 3 1	21 6 6	559 1 5
40	4872 $\frac{1}{4}$	2446 8 4	29 17 0	1140 2 7 $\frac{1}{2}$	20 17 0	1629 2 0	11 13 9	325 10 0 $\frac{1}{2}$
41	9942	4735 8 0	35 10 0	1938 1 10 $\frac{1}{2}$	19 10 0	3423 3 11	26 15 8	636 13 5 $\frac{1}{2}$
42	6080 $\frac{1}{4}$	2953 1 3	18 5 0	1393 10 10	10 7 6	1936 17 7	20 1 0	389 10 8
43	2063	1164 17 9	11 5 0	554 5 6 $\frac{1}{2}$	9 10 0	750 9 3	14 1 9	152 3 9 $\frac{1}{2}$
66	1121	402 8 6	3 10 0	264 9 5	3 0 0	230 0 2	5 0 0	96 11 1
11	8285 $\frac{1}{2}$	3334 3 6	25 0 0	1709 8 10	19 0 0	1861 2 8	47 14 6	278 2 6
	49019 $\frac{1}{4}$	£33,606 13 2	£218 12 0	£11,212 13 8 $\frac{1}{2}$	£138 14 6	£15,199 3 5	£187 13 5	2912 19 10 $\frac{1}{2}$

SUMMARY OF PUBLIC LANDS. "SELKIRK ESTATE."

LOT.	NO. OF ACRES.	AMOUNT SOLD FOR.	AMOUNT DEEDS.	AMOUNT PAID.	AMOUNT PAID ON DEEDS.	AMOUNT DUE ON PURCHASE.	DISCOUNT.	INTEREST ON BALANCES.
53	894	346 17 6	1 10 0	55 14 6	1 10 0	291 3 0	0 0 0	
57	7501 $\frac{1}{2}$	3330 16 0	30 10 0	672 17 7	20 8 0	2664 0 5	4 0 0	
58	9400 $\frac{1}{2}$	3138 4 6	35 10 0	655 5 9	33 0 0	2785 8 9	0 0 0	
59	4023	1424 11 0	11 0 0	307 18 11	7 10 0	1120 2 1	0 0 0	
60	6865 $\frac{1}{2}$	2306 13 3	27 0 0	488 18 1	20 0 0	1822 15 2	2 0 0	
62	6492 $\frac{1}{2}$	2373 16 6	22 10 0	428 12 4	12 10 0	1947 15 2	7 9 0	
	35,477	£13,220 18 9	£128 0 0	£2,609 7 2	£94 18 0	£10,631 4 7	£13 9 0	



APPENDIX No. 6.

**SYNOPSIS OF SUMMARY. "WORRELL ESTATE AND LOT. 11."**

	DR.		CR.	
To amount of Lands sold,	£23,606	13 2	By amount paid on Lands,	£11,212 13 8½
Deeds sold, - - -	218	12 0	Deeds, - - -	138 14 6
Interest on Balances, - - -	2,912	19 10½	Due on Lands, - - -	15,199 3 5
			Discount, - - -	187 13 5
	£26,738	5 0½		£26,738 5 0½

**SYNOPSIS OF SUMMARY. "SELKIRK ESTATE."**

	DR.		CR.	
To Amount of Lands sold,	£13,220	18 9	By amount paid on Lands,	£2,609 7 2
Deeds sold, - - -	128	0 0	Deeds, - - -	94 18 0
Interest on Balances, - - -	0	0 0	Due on Lands, - - -	10,631 4 7
			Discount, - - -	13 9 0
	£13,348	18 9		£13,348 18 9

**ABSTRACT** shewing the quantity of Land (Selkirk Estate) purchased, and the acreage unsold. The amount paid on purchase, and the amount due on sales and bonds.

	DR.		CR.	
To paid on purchase of Land.,	£9,918	0 9	By amount due on Sales, -	£10,631 4 7
Balance, - - -	713	3 10		
	£10,631	4 7	By Balance favor of Estate,	£713 3 10

	DR.	ACRES.	CR.	ACRES.
To quantity of Land purchased, as per report, - - -		62,059	By quantity of Land sold, Balance, - - -	35,477
				26,582
To Balance unsold, - - -		26,582		62,059

**APPENDIX No. 6.**

**ABSTRACT** shewing the quantity of Land "Worrell Estate and Lot 11" purchased, and the acreage unsold. The amount paid on purchase, and the amount due on Sales and Bonds.

DR.		CR.
To paid on purchase of Lands,	£23,500 0 0	By amount due on Sales,
		On Bonds,
		Balance,
To Balance,	£7,619 17 6	
		£23,500 0 0

DR.	ACRES.		CR.	ACRES.
To quantity of Land purchased as per report,	83,259		By quantity of Land sold,	49,019½
			Balance,	34,239¼
To Balance unsold,	34,239¼			83,259

DR.			CR.		
The Commission of Public Lands, In account with the Government of P. E. Island.					
To Amount received on account of			By Cash paid Treasurer, on Account		
Sales of Public Lands,	£4623 3 4		of Sales of Public Lands,	£4,767 3 10	
On account of Bonds	144 16 7		" Crown Lands,	277 10 8	
Stampage,	15 0 0		" Cash returned Hector McInnis,	7 10 0	
On account of sales of Crown			per order in Council,		
Lands,	276 10 8		" Cash paid Sheriff of King's	8 6 1	
Fees,	1 0 0		County for sales under precept,		
	£5,060 10 7			£5,060 10 7	

**RECEIPTS** of Public Lands Office and disbursements for the year ending 31st January, 1861.

DR.		CR.
To amount of total receipts, as per statement,	£5,060 10 7	By Disbursements,
		Balance,
To Balance,	£2,779 10 9	
		£5,060 10 7

## APPENDIX No. 7.

[ See Page 82. ]

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### PRINCE EDWARD ISLAND.

No. 56.

Downing Street, 13th March, 1861.

Sir ;

I referred for the consideration of the Lords Commissioners of the Treasury, and the Lords of the Committee of Privy Council for Trade, the Act which accompanied your Despatch, No. 66, of the 26th of November, intituled, Cap. I. " An Act for raising a Revenue," and Cap. II. " An Act to amend an Act for raising a Revenue."

I transmit to you a copy of the 9th Section of the Act No. 2, with some alteration in red ink, suggested by the Solicitor of the Board of Customs, and have to observe that, should the Legislature contemplate a re-enactment of that Act these suggestions should be borne in mind.

I have the honor to be, &c. &c. &c.

(Signed) NEWCASTLE.

Lieut. Governor Dundas, &c. &c. &c.

A true Copy,

GEORGE D. ATKINSON, Private Secretary.

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IX.—All Masters of Ships, coasting, fishing, and of all other vessels whatsoever, whether laden or unladen, coming into any harbour, port, river, creek, or any other part of the Coasts of this Island, shall, before breaking bulk, or landing passengers or baggage, and within twenty-four hours after their arrival, make report in writing, upon oath, to the Collector of Impost for the Harbor or District wherein such Vessel shall have arrived, and the Masters of all Vessels having on board any Wines, Gin, Brandy, Rum, or other distilled Spirituous Liquors, Tea, Tobacco, Goods, Wares or Merchandize of what nature or kind soever: shall also specify in said report the kind of casks, packages, parcels, boxes, trunks, bales, and all other manner of things in which such Wines, Spirits, Tea, Tobacco,

## APPENDIX No. 7.

---

Goods, Wares and Merchandize shall or may be contained, together with the marks and numbers thereof, and that they have not landed, nor suffered to be landed, sold, bartered, or exchanged, any Wine, Gin, Brandy, Rum or other distilled Spirituous Liquors, Tea, Tobacco, Goods, Wares or Merchandize at any port or place within this Island, or on the coasts thereof, since their sailing from the port or place where the same were laden on board any Ship or Vessel for exportation, which oath the said Collector is empowered to administer in the form following :

“You, A. B. do swear, that the report which you have made (read or heard read, as the case may be) and subscribed, contains a just and true account of all Wines, Gin, Brandy, Rum, or other distilled Spirituous Liquors, Tea, Tobacco, Goods, Wares, or Merchandize laden on board the \_\_\_\_\_ at the port of \_\_\_\_\_ or any other Port or Ports, or elsewhere, before or since your sailing from \_\_\_\_\_ and that you have not landed, nor suffered to be landed, sold or delivered, bartered or exchanged any Wine, Rum, Brandy, Gin or other distilled Spirituous Liquors, Tea, Tobacco, Goods, Wares or Merchandize, at any Port or place within this Island, or on the Coast thereof, since your sailing from \_\_\_\_\_ or since your sailing from any other place.

So help you God.”

---

No. 60.

Downing Street, 25rd March, 1861.

Sir ;

I have had under my consideration the Act of the Legislature of Prince Edward Island transmitted with your Despatch, No. 66, of the 26th of November, Cap. 20, intituled “ An Act to enable the Controller of Navigation Laws in this Island to grant and issue Fishery Licences to citizens of the United States for Vessels built in Prince Edward Island, and owned by them.”

A question arises whether the object of this Act is within the power of the Legislature of Prince Edward Island, and whether of the Fisheries in question be British Fisheries and not Colonial, any departure from the present Law would not be a matter for Imperial Legislation,—but before Her Majesty’s Government can form an opinion on this point, it is necessary that they should be apprized on the nature and precise territorial limits of the Fisheries to which the Act refers.

## APPENDIX No. 7.

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I have, therefore, to request, that you will furnish me with this information, and that you will at the same time, inform me whether the Act referred to in the proposed form of Fishery Licence under the name of "An Act to enable the Citizens of the United States to own Vessels built in this Island in certain cases," is the same as the Act now under consideration (of which, however, the title is somewhat different), and that if this is not the case that you will send me a copy of it.

I have the honor to be, &c. &c. &c.

(Signed)

NEWCASTLE.

Lieut. Governor Dundas, &c. &c. &c.

A true copy,

GEORGE D. ATKINSON, Private Secretary.

## APPENDIX No. 8.

[ See Page 105. ]

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[COPY.]

Government House, Prince Edward Island, March 26, 1861.

Sir ;

Referring to my letter, of date January 27, 1860, I have again to invite your Excellency's attention to the absence of Lighthouses on the East and North Capes of this Island.

The recurrence of accidents since I addressed you on this subject, induces me again to urge the expediency of taking immediate measures for placing Lights on these points.

As the trade from the two principal harbors of the Island,—Charlottetown and Georgetown,—is almost exclusively confined to countries lying to the southward, the proposed Lighthouses will chiefly benefit vessels belonging to the adjoining Colonies.

My Government is, therefore, anxious to ascertain the views of the other North American Colonies, respecting the erection and maintenance of these Lighthouses.

Should your Excellency think proper to bring this subject before your Council, and recommend that a sum of money should be granted for that purpose, my Government is prepared to ask the Legislative Assembly of this Island to vote a contribution for the same purpose.

The details, and the expense to be borne respectively by each Province, would be matters to be settled by Commissioners.

I have the honor to be, &c. &c. &c.

(Signed)

GEORGE DUNDAS,  
Lieutenant Governor.

The Governor-General of Canada,  
The Governor of Newfoundland,  
Lieut. Governor of New Brunswick,  
Lieut. Governor of Nova Scotia.

A true Copy,  
GEORGE D. ATKINSON, Private Secretary.

APPENDIX No. 8.

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(COPY.)

Government House, Quebec, April 8, 1861.

Sir ;

I have the honor to acknowledge the receipt of your Excellency's Despatch of the 25th ultimo, calling attention to the want of Lighthouses on the East and North Capes of Prince Edward Island.

I will immediately bring the matter under the consideration of my Council.

I have the honor to be, &c. &c. &c.

(Signed)

EDMUND HEAD.

His Excellency G. Dundas, Esq. &c. &c. &c.

A true Copy,

GEORGE D. ATKINSON, Private Secretary.

---

(COPY)

Government House, Fredericton, New Brunswick, April 9, 1861.

Sir ;

I have the honor to acknowledge the receipt of your Excellency's letter of the 26th ult., in which your Excellency has again recommended combined action between this Province and Prince Edward Island, for placing Lights on East and North Capes of the Island. Your Excellency's former letter to me, of the 27th January, 1860, was forthwith laid by me before my Council, and I will again call their attention to the subject.

I have the honor to be, &c. &c. &c.

(Signed)

J. H. P. MANNERS SUTTON.

His Excellency George Dundas, Esq. &c. &c. &c.

Prince Edward Island.

A true Copy,

GEORGE D. ATKINSON, Private Secretary.





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#### 7.—*Horse Saladin Exportation Bill:*

Brought up, 32. Read the first time, 32. Read a second time, 34. Committed, and reported, 35. Read a third time, passed, and Assembly acquainted, 36. Assent of Lieut. Governor, 117.

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Brought up, 52. Read the first time, 53. Read a second time, committed, and reported with an amendment, 55. Amendment agreed to ; to be engrossed, 55. Read a third time, as amended ; passed, and Assembly acquainted, 57. Assembly agree to amendment, 58. Assent of Lieut. Governor, 118.

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Brought up, 53. Read the first time, 53. Read a second time, committed, and reported, 55. Read a third time, passed, and Assembly acquainted, 56. Assent of Lieut. Governor, 118.

### 15.---*Gulf Express and Telegraph Incorporation Bill :*

Brought up, 58. Read the first time, 58. Read a second time, committed, and progress reported, 59. Again committed, 59. Reported with an amendment, 60. Amendment agreed to ; to be engrossed, 60. Read a third time, as amended, passed, and Assembly acquainted, 60. Assent of Lieut. Governor, 72.

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### 17.---*Revising and Reprinting the Laws Amendment Bill :*

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### 18.—*Trustees of St. Dunstan's College Incorporation Bill :*

Brought up, 65. Read the first time, 65. Read a second time, committed, and reported, 67. Read a third time, passed, and Assembly acquainted, 70. Assent of Lieut. Governor, 118.

### 19.—*Charlottetown Incorporation Amendment Bill :*

Brought up, 66. Read for the first time, 66. Read a second time, committed, and progress reported, 71. Conference desired with the Assembly on subject-matter of, 71. Conference agreed to and reported, 71. Bill again committed and reported, 88. Read a third time, passed, and Assembly acquainted, 89. Assent of Lieut. Governor, 118.

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22.—*Cascumpec Marine Railway Incorporation Amendment Bill :*

Brought up, 81. Read for the first time, 81. Read a second time, committed, and reported, 85. Read a third time, passed, and Assembly acquainted, 88. Assent of Lieut. Governor, 118.

23.—*Georgetown School-site Bill :*

Brought up, 81. Read for the first time, 81. Read a second time, 84. Committed and reported, 85. Read a third time, passed, and Assembly acquainted, 88. Assent of Lieut. Governor, 118.

24.—*Election Laws Consolidation Repeal Bill :*

Brought up, 88. Read for the first time, 88. Read a second time, committed, and progress reported, 90. Again committed, and further progress reported, 90. Again committed, and further progress reported, 91. Again committed, and reported with amendments, 92. Motion, that

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25.—*Crapaud Dredging Machine Incorporation Amendment Bill :*

Brought up, 90. Read for the first time, 90. Read a second time, committed, and reported, 92. Read a third time and passed, 91. Assembly acquainted, 95. Assent of Lieut. Governor, 118.

26.—*Charlottetown Statute Labor Repeal Bill :*

Brought up, 95. Read for the first time, 95. Read a second time, committed, and reported, 96. Read a third time, passed, and Assembly acquainted, 96. Assent of Lieut. Governor, 118.

27.—*Prevention of Smuggling Repeal Bill :*

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28.—*Education Consolidation and Amendment Bill :*

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**29.—*Additional Education Land Assessment Bill :***

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**30.—*Felony and Misdemeanor Bill :***

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**31.—*Revenue Bill :***

Brought up, 100. Read for the first time, 100. Read a second time, committed, and progress reported, 104. Again committed, and further progress reported, 105. Again committed, and Bill reported, 105.

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Read a third time, passed, and Assembly acquainted, 110. Assent of Lieut. Governor, 119.

**32.—*Appropriation Bill :***

Brought up, 101. Read for the first time, 101. Read a second time, 105. Committed, and progress reported, 106. Again committed, and further progress reported, 106. Again committed, and reported, 107. Read a third time and passed, 109. Assembly acquainted, 119. Assent of Lieut. Governor, 119.

**33.—*Transfer of Inland Posts, further Amendment Bill :***

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