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JOURNAL

AND

PROCEEDINGS

OF THE

HOUSE OF ASSEMBLY

OF THE

PROVINCE OF NOVA-SCOTIA.

1839.



PROCLAMATION.

C. Campbell.

*By His Excellency Major-General SIR COLIN CAMPBELL,
K. C. B. Lieutenant-Governor and Commander in
Chief, in and over Her Majesty's Province of Nova-
Scotia and its Dependencies, &c. &c. &c.*

WHEREAS, the General Assembly of this Province stands prorogued until Thursday, the 17th day of July next :

I have thought fit further to prorogue the said General Assembly until Thursday, the 18th day of October next, of which all persons concerned are desired to take notice and govern themselves accordingly.

*Given under my Hand and Seal, at Halifax, this 29th day of
June, in the year of Our Lord 1838, and in the second
year of Her Majesty's Reign.*

By His Excellency's Command,

RUPERT D. GEORGE.

GOD SAVE THE QUEEN.



PROCLAMATION.

C. Campbell.

*By His Excellency Lieutenant-General SIR COLIN CAMPBELL,
K. C. B. Lieutenant-Governor and Commander in
Chief, in and over Her Majesty's Province of Nova-
Scotia and its Dependencies, &c. &c. &c.*

WHEREAS, the General Assembly of this Province stands prorogued until Thursday, the 18th day of October next :

I have thought fit further to prorogue the said General Assembly until Thursday, the 6th day of December next, of which all persons concerned are desired to take notice and govern themselves accordingly.

*Given under my Hand and Seal, at Halifax, this 18th day of
September, in the year of Our Lord 1838, and in the
second year of Her Majesty's Reign.*

By His Excellency's Command,

RUPERT D. GEORGE.

GOD SAVE THE QUEEN.



PROCLAMATION.

C. Campbell.

*By His Excellency Lieutenant-General SIR COLIN CAMPBELL,
K. C. B. Lieutenant-Governor and Commander in
Chief, in and over Her Majesty's Province of Nova-
Scotia and its Dependencies, &c. &c. &c.*

WHEREAS, the General Assembly of this Province stands prorogued until Thursday, the 6th day of December next :

I have thought fit further to prorogue the said General Assembly until Thursday, the 10th day of January next—*Then to meet for the Dispatch of Business*—of which all persons concerned are desired to take notice and govern themselves accordingly.

*Given under my Hand and Seal, at Halifax, this 12th day of
November, in the year of Our Lord 1838, and in the
second year of Her Majesty's Reign.*

By His Excellency's Command,

RUPERT D. GEORGE.

GOD SAVE THE QUEEN.

subject
A V

JOURNAL AND PROCEEDINGS
 OF THE
HOUSE OF ASSEMBLY
 OF THE
PROVINCE OF NOVA-SCOTIA.
 SESS. 1839.

THURSDAY, 10th JANUARY.

ANNO SECUNDO VICTORIÆ REGINÆ, 1839.

The Hon. Mr. Secretary George acquainted the House that he had a Message from His Excellency the Lieutenant-Governor to this House, in writing, signed by His Excellency, which His Excellency had commanded him to deliver to the House; and he read the said Message at the Bar of the House, all the Members being uncovered; and he afterwards delivered the same to the House and withdrew.

Message from Gov. requesting House to adjourn on account of his indisposition

The said Message was then again read by the Clerk, and is as followeth:

M E S S A G E.

C. CAMPBELL.

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

The Lieutenant-Governor being prevented, by a severe indisposition, from opening the present Session, in Person, this day, it is His Excellency's pleasure that this House do adjourn itself to Monday next.

Government House, 10th January, 1839.

Ordered, That the Message do lie on the Table.

Mr. Hatton took the usual State Oaths in the presence of the Honorable Joseph Allison, one of the Commissioners appointed for administering the same. Then, on motion of Mr. Morton, the House adjourned until Monday next, at one of the clock.

Mr. Hatton takes Oaths
House adjourn

Monday, 14th January, 1839.

A Message from His Excellency the Lieutenant-Governor, by the Gentleman-Usher of the Black Rod,

Mr. Speaker,

His Excellency the Lieutenant-Governor commands this Honorable House to attend His Excellency immediately in the Council Chamber,

Accordingly, Message commanding attendance of House on Gov.

MONDAY, 14th JANUARY, 1839.

House attend Gov.

Accordingly, Mr. Speaker, with the House, went up to attend His Excellency in the Council Chamber,

And being returned,

Speaker reports
Speech of Gov.

Mr. Speaker reported that the House had attended His Excellency the Lieutenant-Governor in the Council Chamber, where His Excellency had been pleased to make a Speech to both Houses of the Provincial Parliament, of which Mr. Speaker said he had, for greater accuracy, obtained a copy, which he read to the House as followeth :

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

Governor's Speech

THE Loyalty for which Nova-Scotia has always been conspicuous, was never more cordially expressed than in your joint Address congratulating Her Majesty on Her Accession to the Throne ; nor more pleasingly exhibited than in the rejoicings which took place in all parts of the Province on the occasion of Her Coronation. Such being the general feeling towards our beloved Sovereign, I could not open the present Session in a more acceptable manner than by acquainting you “ that Her Majesty received, with gratitude and satisfaction, the assurances of your devoted attachment to Her Person and Government ; and “ that, in promoting the interests of Her faithful Subjects in this Colony, the Queen will “ discharge one of the most grateful duties of the station to which it has pleased Divine “ Providence to call her.”

I am happy to be able to congratulate you on the continued prosperity of the Province. At the present moment we have ample cause to be thankful to the ALMIGHTY for an abundant Harvest—a successful Fishery—an improving Commerce and Revenue, and for uninterrupted tranquillity.

In the full enjoyment of this last and great blessing, we cannot but deeply lament that our loyal Brethren in the Canadas are not equally favored ; and I am assured that, while admiring the noble stand which they have successfully made against the late nefarious attempts to sever their connexion with the Parent Kingdom, you will sincerely feel for the sufferings of the Families of those brave Men who have fallen while defending the authority of their Sovereign and their own dearest rights.

You cannot have failed to observe, with high satisfaction, that every act of Her Majesty's Government relating to these Colonies, has clearly indicated Her firm resolve to withstand all attempts to destroy or weaken Her supremacy over them.

It affords me gratification to state that it is contemplated to substitute Steam Packets for the sailing Vessels now employed in the conveyance of the Mails between Great Britain and Halifax.

To secure the attainment of all the advantages anticipated from this arrangement, the co-operation of the Legislatures of the several Colonies to be benefitted by it is essential ; and I obey Her Majesty's commands in submitting the matter to your consideration, and inviting you to assist in improving the Mail Routes, and to afford such other facilities as may depend on you, with a view to increased expedition in the communication between this place, New Brunswick and Quebec.

Her Majesty trusts that this measure, involving as it does considerable additional expenditure by the Mother Country, will prove beneficial to the Public, and give satisfaction to the Colonies.

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

I have ordered the Accounts for last year, and the Estimates for the present year, to be laid before you, and I have the fullest reliance on your readiness to make due provision for the several branches of the public service.

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

Your Address, complaining of the habitual violation by American Citizens of the Treaty subsisting

MONDAY and TUESDAY, 14th and 15th JANUARY, 1839.

subsisting between Great Britain and the United States, on the subject of the Fisheries, has engaged the serious attention of Her Majesty's Government; and you will be happy to learn, that it has been determined, for the future, to station an armed force on the Coasts of Nova-Scotia, to enforce a more strict observance of the provisions of the Treaty by the Americans; and that Her Majesty's Minister at Washington has been instructed to invite the friendly co-operation of the Government of the United States for that purpose.

The most attentive consideration has also been given to your several other Addresses in the last Session, and it will be my duty to lay before you the replies which Her Majesty has been graciously pleased to return to them.

As many of the Members who come from a distance must be inconvenienced by being detained long in Halifax, I rely on your continued assiduity in the discharge of your respective duties; and you may be assured of my ready concurrence in all measures which may appear conducive to the real advantage and welfare of this happy Province.

Ordered, That Mr. Huntington, Mr. Howe, the Hon. Mr. Uniacke, Mr. Doyle and Mr. M'Dougall, be a Committee to prepare an Address in answer to His Excellency's Speech. Com. to answer Speech

Ordered, That the Hon. Mr. Dewolf, Mr. Goudge, Mr. Chipman, Mr. Taylor and Mr. Annand, be a Committee of this House, for the purpose of examining the Public Accounts, jointly, with a Committee of the Legislative Council, and that the Clerk do acquaint the Council therewith. Com. of Public Accounts

Ordered, That Mr. M'Dougall, Mr. Fairbanks and Mr. Creighton, be a Committee to examine and report on the expiring Laws. Com. on expiring Laws

Ordered, That no Petition of a private nature be received after Saturday, the 9th day of February next, unless by special leave of the House. Limitation of time for Private Petitions

Then the House adjourned until To-morrow, at two of the clock.

Tuesday, 15th January, 1839.

PRAYERS.

Mr. Huntington reported from the Committee appointed to prepare an Address in answer to His Excellency's Speech, that the Committee had drawn up an Address accordingly; and he read the same in his place, and afterwards delivered it in at the Clerk's Table, when it was again read, and is as followeth: Report of Address in answer to Speech

TO HIS EXCELLENCY LIEUTENANT-GENERAL

SIR COLIN CAMPBELL,

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

THE HUMBLE ADDRESS OF THE HOUSE OF REPRESENTATIVES IN GENERAL ASSEMBLY.

May it please your Excellency—

WE, Her Majesty's dutiful and loyal Subjects, the Representatives of Her Majesty's loyal People of Nova-Scotia, thank your Excellency for the Speech with which you were pleased to open the present Session. It affords us much pleasure to learn that our beloved Sovereign "has received with gratitude and satisfaction the assurances of devoted attachment to Her Person and Government, felt by the People of Nova-Scotia," and conveyed by their Representatives to the foot of the Throne; and we rejoice in the expressed determination of Her Majesty to promote the interests of Her faithful Subjects in the Colony. Address

Of the continued prosperity of the Province, as evidenced in its Harvests, Fisheries and improving Commerce, we have been well reminded by your Excellency, and that peace and tranquillity have accompanied these Blessings, calls for our warmest gratitude to the Giver of all Good. The

TUESDAY, 15th JANUARY, 1839.

The predatory incursions made upon our Sister Colonies, from the Territories of a kindred Nation, at peace with the Parent State, have been witnessed by the People of Nova-Scotia with pain and indignation. While they admire the bravery with which the invaders have been repelled, and feel for the Families of those brave Men who have fallen in defence of their dearest rights, they rejoice in the policy clearly indicated by Her Majesty's Government to maintain the integrity of the Empire. This Assembly feel convinced that no single measure will more surely contribute to the success of that policy than the substitution of Steam Packets for the Sailing Vessels now employed in the carrying of the Mails between Great Britain and Halifax; and your Excellency may be assured that, to that important subject, and to the improvement of the Mail Routes from hence to Quebec, our best attention will be devoted, with every disposition to second the views of Her Majesty's Government.

We thank your Excellency for directing the Public Accounts to be laid before us, and will vote with cheerfulness all necessary supplies.

The serious consideration afforded by Her Majesty's Government to the Address complaining of the habitual violation by American Citizens of the Treaty subsisting between Great Britain and the United States, affords us extreme satisfaction: we are happy that an armed force is to be stationed on the Coasts of Nova-Scotia to enforce a more strict observance of that Treaty, and hope that the invitation to be given by Her Majesty's Minister at Washington will be followed by the co-operation of the Government of the United States.

We feel grateful to Her Majesty for the attentive consideration given to the several other Addresses transmitted through your Excellency during the last Session; and your Excellency may be assured of our disposition to dispatch the Public Business with as much promptitude as may be compatible with the interests of the Province, and the faithful discharge of the duties entrusted to our care.

On motion of Mr. Goudge, *resolved*, that the Address reported be now considered clause by clause; and thereupon,

Clauses of Address agreed to

The Address was read by the Clerk clause by clause, and the several clauses, upon the question respectively put thereon, were agreed to by the House.

Address passed

Resolved, That the Address do pass.

Ordered, That the Address, as passed, be engrossed.

To be presented by whole House Committee to ascertain when Gov. will receive Address

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

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

Judiciary Bill presented

Mr. Morton, pursuant to leave given, presented a Bill concerning the Judiciary of this Province, and the same was read a first time, and ordered to be read a second time.

Ordered to be published

Ordered, That the Bill be published in the Royal Gazette and Nova-Scotian Newspapers.

Civil List Bill presented

Mr. Huntington, pursuant to leave given, presented a Bill to provide for the Civil List of Nova-Scotia, and to commute the Casual and Territorial Revenue, and the same was read a first time; and ordered to be read a second time.

Windsor Streets Bill presented

Mr. M'Heffy, pursuant to leave given, presented a Bill more effectually to provide Funds for the repair and improvement of the Streets and Highways in Windsor, and for other purposes, and the same was read a first time, and ordered to be read a second time.

Summary Trial consolidation Bill presented

Mr. Morton, pursuant to leave given, presented a Bill to amend, consolidate, and reduce into one Act the several Acts relating to the Summary Trial of Actions, before Justices of the Peace, for the recovery of Debts, and the same was read a first time.

Referred to Select Com.

Ordered, That the Bill be referred to Mr. Morton, the Hon. Mr. Dewolf, Mr. M'Kim, Mr. Holmes, and Mr. Smith to examine and report upon to the House.

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

Wednesday,

WEDNESDAY and THURSDAY, 16th and 17th JANUARY, 1839.

Wednesday, 16th January, 1839.

PRAYERS.

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

Report of time Governor will receive Address

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

House attend Governor with Address

And being returned,

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

Answer of Governor to Address

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

The sentiments expressed in your Address are particularly acceptable to me, being such as become the Representatives of a free, loyal, and united People.

Your ready promise of providing the necessary Supplies and seconding the views of Her Majesty's Government, in accelerating the intercourse between Great-Britain and Halifax, and the improvement of the Mail Route to Quebec, demand my warmest acknowledgments, and cannot but insure my approbation.

On motion, *resolved*, that Mr. Goudge have leave of absence from this House from Saturday next, for ten days, to return home on urgent private business.

Leave of absence to Mr. Goudge

On motion, *resolved*, that no person in addition to the Members and Officers of this House, be admitted under the Gallery, except the Members and Officers of Her Majesty's Councils, former Members of the Legislature, the Treasurer of the Province, His Excellency's personal Staff and Military and Naval Officers.

Order as to admission under Gallery

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

Thursday, 17th January, 1839.

PRAYERS.

A Bill more effectually to provide Funds for the repair and improvement of the Streets and Highways in Windsor, was read a second time.

Windsor Streets Bill read 2d time & committed

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

On motion of Mr. W. Sargent, *resolved*, that a Committee be appointed to devise and propose to the House, some plan whereby the business referred to Select Committees may be expedited and conducted so as to retard, as little as possible, the general business of the House.

Select Committee to propose plan for formation of Committees

Ordered, That Mr. W. Sargent, Mr. Fairbanks, Mr. Huntington, Mr. Holland, the Hon. Mr. Dewolf, Mr. Young and Mr. Bell, be a Committee for the above purpose.

Committee named

Mr. McKim, pursuant to leave given, presented a Bill for enabling Persons indicted for Felony to make their defence by Counsel, and the same was read a first time, and ordered to be read a second time.

Prisoner's Counsel Bill presented

Mr. Upham, pursuant to leave given, presented a Bill for the appointment of Trustees of School Lands in this Province, and the same was read a first time, and ordered to be read a second time.

School Lands Trustees Bill presented

A Petition of Peter Furlong was presented by Mr. Howe, and read, praying a return of Duty, exacted at the Custom-House, upon a quantity of Malt, by him imported from Hamburg.

Petition of P. Furlong for return of duty

Ordered,

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

Mr. Howe moved that the House do come to a Resolution as followeth:

Resolution for Committee to request Governor to direct returns of suits before Magistrates

Resolved, That a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, to request that he will be pleased to cause Returns to be made and laid before this House of the number of Suits commenced before the different Magistrates of this Province, (with the exception of the Town of Halifax,) within the two years past; said Returns distinguishing, by separate Columns—the names of the Plaintiff and Defendant, with their places of residence respectively—the amount of Debt recovered—and the costs of each Suit, including the Justices', Constables', and Witnesses' Fees: which, being seconded,

Amendment negatived

Mr. Holmes moved, as an amendment of the proposed Resolution, to leave out all the words thereof, except the word, "Resolved," and in place of the words so to be left out to substitute the following: "that all Magistrates within this Province do, at the end of every year, return a correct Account of all Suits tried before them, with the amount of Judgment, Costs and Constables' Fees, Witnesses' &c., connected therewith, to the Clerk of the Peace of the several Counties": which, being seconded and put, and the House dividing thereon, there appeared, for the amendment, eighteen; against it, twenty.

So it passed in the negative.

Resolution agreed to Committee named

The original proposed Resolution being then put, was agreed to by the House.
Ordered, That Mr. Howe, Mr. Fairbanks and Mr. Young, be a Committee to wait upon His Excellency, pursuant to the Resolution.

Bill presented to regulate Elections

Mr. Young, pursuant to leave given, presented a Bill for regulating Elections of Members to serve in General Assembly, and the same was read a first time, and ordered to be read a second time.

Bill presented to regulate Trials of Elections

Mr. Young also, pursuant to leave given, presented a Bill for regulating the Trial of Controverted Elections or Returns of Members to serve in General Assembly, and the same was read a first time, and ordered to be read a second time.

Bill to limit duration of Assembly

Mr. Doyle, pursuant to leave given, presented a Bill for limiting the duration or continuance of the General Assembly, and the same was read first time, and ordered to be read a second time.

Mirè Grant Bill

The Hon. Mr. Uniacke, pursuant to leave given, presented a Bill for settling Titles in a certain tract of Land in Cape-Breton, called the Mirè Grant, and the same was read a first time, and ordered to be read a second time.

Petition for aid to Pier at Baxter's Harbour

A Petition of John Baxter and others was presented by Mr. Chipman, and read, praying aid in the erection of a Pier or Breakwater at Baxter's Harbour, on the Shore of the Bay of Fundy, in Cornwallis.

Ordered, That the Petition do lie on the Table.

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

Friday, 18th January, 1839.

PRAYERS.

Prisoner's Counsel Bill read 2d time & committed

A Bill for enabling Persons indicted for Felony to make their defence by Counsel, was read a second time.

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

School Lands Trustees Bill read 2d time and committed

A Bill for the appointment of Trustees of School Lands in this Province, was read a second time.

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

Mirè Grant Bill read 2d time and committed

A Bill for settling Titles in a certain tract of Land in Cape-Breton, called the Mirè Grant, was read a second time.

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

The

FRIDAY, 18th JANUARY, 1839.

The Hon. Mr. Secretary George acquainted the House that he had two Messages from His Excellency the Lieutenant-Governor to this House, in writing, signed by His Excellency, which His Excellency had commanded him to deliver to the House; and he read the said Messages at the Bar of the House—all the Members being uncovered; and he afterwards delivered the said Messages to the House, together with the several Papers therein respectively referred to, and then withdrew.

Messages from Lt. Governor with Despatches, &c.

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

M E S S A G E.

C. CAMPBELL.

The Lieutenant-Governor transmits to the House of Assembly the Copy of a Despatch from the Right Honorable Lord Glenelg, conveying Her Majesty's reply to their Address relating to the composition of the Legislative and Executive Councils, the Civil List, and other subjects.

No. 179, 27th Sept. 1838

The Queen withdraws, for the present, Her offer to surrender to the Legislature the Revenues under Her control in this Province; but at the same time, declares that whenever the Legislature shall pass a Bill granting to Her Majesty the sum of £4,700 Sterling per annum, during the continuance of Her Majesty's reign, or for a period not less than ten years, applicable to the Salaries of the Principal Officers of the Government, Her Majesty will be ready, in exchange for that sum, to surrender to the Legislature, the Revenue at present at Her Majesty's disposal, subject only to some inconsiderable temporary deductions. It must be clearly understood, however, that, in the event of the passing of such a Bill, the Revenues now at Her Majesty's disposal will revert to the Crown at the expiration of that Bill.

The Assembly are further informed that this sum of £4,700 will not enable Her Majesty to continue to pay to the Surveyors-General of Nova-Scotia proper, and Cape-Breton—the Clerk of the Crown and Harbour Master at Sydney, the Salaries which they have hitherto received from the Crown Revenues; and the Lieutenant-Governor therefore recommends (supposing the Bill to pass) that the House of Assembly will grant to those Officers their accustomed remuneration, for which it will then rest with the House of Assembly to make annual provision.

The accompanying Despatch from Lord Glenelg will explain to the House of Assembly that the net proceeds only of the Sales of Crown Lands will be made over to the disposal of the Legislature.

No. 182, 1st Octr. 1838

The Chief Justice and Judges of the Supreme Court having consented to accept Her Majesty's offer (which the Lieutenant-Governor was recently authorized to renew to them) of increased Salaries in lieu of Fees; and Her Majesty, in that case, having directed that the new arrangement for their remuneration should commence with the year; the Lieutenant-Governor acquaints the House, that he deemed expedient, by the advice of the Executive Council, to give previous directions for discontinuing the collection of those Fees on the 1st of the present Month, in order that the Suitors in the Supreme Court (which was to meet on that day at Halifax) might have the immediate benefit of the measure.

Government-House, 17th January, 1839.

M E S S A G E.

C. CAMPBELL.

The Lieutenant-Governor lays before the House of Assembly Copies of the following Papers, namely :

No. 1 Despatch from Lord Glenelg, No. 150, dated the 2nd May, 1838, and Despatch from the same, No. 174, dated 29th August, 1838, in answer to the Addresses of the Legislative Council, and the House, respecting the necessity of an immediate survey of the Bay of Fundy.

No. 2 Despatch from Lord Glenelg, dated 2d May, No. 151, in reference to the Resolution of the House authorising the advance of £10,000 for the purchase of Arms, &c., and organizing the Militia, in the event of hostilities.

No.

FRIDAY, 18th JANUARY, 1839.

- No. 3 Despatch from Lord Glenelg, No. 161, dated 19th June, 1838, in answer to the joint Address of the Legislative Council and House of Assembly, praying Her Majesty to authorise the Lieutenant-Governor to assent to a Bill for establishing the form of Oath to be taken by Her Majesty's subjects in this Province.
- No. 4 Despatch from Lord Glenelg, No. 169, dated 2d August, 1838, in answer to the joint Address of the Legislative Council and House of Assembly, soliciting further assistance towards the enlargement and completion of the Shubenacadie Canal.
- No. 5 Despatch from Lord Glenelg, No. 171, with two inclosures, in reference to that part of the late Address of the House of Assembly which relates to the extension of the privileges of a Free Port to every Port in the Province where there is a Custom House.
- No. 6 Despatch from Lord Glenelg, No. 185, dated 16th October, inclosing the copy of a correspondence which has taken place between the Colonial Department and the General Post-Office, on the subject of the Act, passed by the Legislature of this Province in the last Session, for regulating the internal Postage of the Province.
- No. 7 Despatch from Lord Glenelg, No. 187, dated 5th November, 1838, in answer to the Joint Address of the Legislative Council and House of Assembly, complaining of the habitual violation by American Citizens of the Treaty between Great-Britain and the United States, on the subject of the Fisheries.
- No. 8 Despatch from Lord Glenelg, No. 142, dated 20th April, 1838, pointing out various objections to certain Acts, passed by the Legislature in this Province in 1837, with a copy of a Letter therein referred to, from the Judge of the Vice Admiralty Court at Halifax.
- No. 9 Order of Her Majesty, in Council, dated 5th November, 1838, confirming eighty-two Acts, passed by the Legislature of this Province in the Sessions of 1838.
- No. 10 Order of Her Majesty, in Council, of the same date, specially confirming an Act, passed in the last Session for altering the Representation in General Assembly as respects the County of Inverness.

Government House, 17th January, 1839.

Ordered, That the said Messages do lie on the Table.

Despatches, &c.
read

The two copies of Despatches referred to in the said first Message were then read by the Clerk.

(See Appendix Nos. 1 and 2.)

Ordered, That the same do lie on the Table.

The several copies of Despatches and other Papers accompanying the said second Message, were then read by the Clerk.

(See Appendix from Nos. 3 to 12, both inclusive.)

Ordered, That the said copies of Despatches and other Papers do lie on the Table.

Messages and Despatches ordered to be printed

On motion of Mr. Young, *ordered*, that 200 copies of the foregoing Messages, Despatches and other Papers, be printed for the use of Members.

Consideration of Messages, &c. made Order of Day in Committee of whole on General State of the Province.

On motion of Mr. Howe, *resolved*, that this House will, on Thursday next, resolve itself into a Committee of the whole House on the General State of the Province, for the purpose of considering the foregoing Messages, Despatches and other Papers, this day received from His Excellency the Lieutenant-Governor.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

Council's appointment of Committee on Public Accounts

The Legislative Council have appointed Mr. Lawson, Mr. Allison and Mr. Stewart, a Committee to join the Committee of this Honorable House to examine the Public Accounts. And then the Messenger withdrew.

Petition for aid to Schools connected with Methodist Church in Halifax

A Petition of the Trustees of the Methodist Church in Halifax, was presented by Mr. Bell and read, praying aid in the establishment of Schools in connexion with that Church, for the education of Poor Children.

Ordered, That the Petition do lie on the Table.

On

On motion of Mr. Doyle, *resolved*, that a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, and respectfully request that His Excellency will be pleased to direct the proper Officer to lay before this House a Return of the names and number of Professors appointed to Dalhousie College, and of the proceedings of the Board of Governors, since the last Session of the General Assembly, and of any Documents communicated to them therewith; and also, an account of the Funds and income of the said College with the application thereof; as also, a copy of the Charter of such College, if any such there be.

Committee to request from Governor, information as to Dalhousie College

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

A Petition of Rufus J. Sanders was presented by Mr. Clements and read, praying a Return of Duty by him paid at the Custom-House in Yarmouth, upon certain articles of Household Furniture brought by him to that place upon removing from Eastport, in the United States of America—the greater part thereof having been manufactured at Yarmouth,

Petition of Rufus J. Sanders, for return of Duty

Ordered, That the Petition do lie on the Table.

A Petition of Daniel Dickson was presented by Mr. Holmes and read, praying aid towards paying expenses by him incurred in publishing a Work prepared by him, entitled, "A Guide to Town Officers."

Petition of Daniel Dickson, for aid to pay expense of Book

Ordered, That the Petition do lie on the Table.

Mr. McKim, pursuant to leave given, presented a Bill for enforcing performance of engagements in aid of Public Works; and the same was read a first time, and ordered to be read a second time.

Subscription enforcement Bill presented

Mr. Benjamin, pursuant to leave given, presented a Bill to provide for the settlement of equitable claims upon Real Estate in certain cases, and the same was read a first time, and ordered to be read a second time.

Real Estate equitable claims Bill presented

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

Saturday, 19th January, 1839.

PRAYERS.

A Petition of Isaac Turner and others, Colored People, residing at Salmon River, in the County of Yarmouth, was presented by Mr. Huntington and read, praying aid in the erection of a School-House in that Settlement.

Petition for aid to School House at Salmon River, City of Yarmouth.

Ordered, That the Petition do lie on the Table.

Mr. W. Sargent reported from the Select Committee appointed to consider and report to the House the best method of selecting Committees, in order to expedite the business of the House; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

Report as to Selecting Committees

(See Appendix, No. 13.)

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

Report adopted

On motion of Mr. Young, *resolved*, that General Committees shall be appointed pursuant to the recommendation contained in the said Report.

Resolution for Appointment of General Committees

Mr. Young then moved that the House do come to a Resolution as followeth:

Resolved, That in the appointment of Select Committees on any Bill of a local nature or Private Petition, no Member shall be named of the County or Town to which such Bill has reference, or from which the Private Petition has emanated: which, being seconded and put, and the House dividing thereon, passed in the affirmative.

Resolution as to Selecting Committees on local Bills and Private Petitions

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

House go into Committee on Bills

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

Report of Windsor
Streets Bill, with-
out amendment

The Chairman reported from the Committee that they had gone through the Bill more effectually to provide Funds for the repair and improvement of the Streets and Highways in Windsor, and for other purposes, and had directed him to report the said Bill to the House without amendment; and that the Committee had also had under consideration the Bill for the appointment of Trustees of School Lands in this Province, and recommend to the House that it shall be made the Order of the Day on Tuesday next, the 22d inst. to consider the said Bill in Committee of the whole House, on Bills committed; and he afterwards delivered the said first mentioned Bill in at the Clerk's Table.

Recommendation
that Trustees of
School Lands Bill
be made Order of
Day

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

Ordered, That the Bill reported without amendment be agreed to.

Order for Commit-
tee on Windsor
Streets Bill

Ordered, That the House will, on Tuesday next, the 22d instant, resolve itself into a Committee of the whole House, on Bills committed, and will therein consider the Bill for the appointment of Trustees of School Lands in this Province.

Committee to ob-
tain from Gover-
nor, information as
to Trustees of
School Lands' Bill
of last Session, &c.

On motion of Mr. Morton, *resolved*, that a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, and respectfully request His Excellency to acquaint this House, whether he has received any, and what information, in regard to the subject of the Bill passed last Session by the Legislative Council and this House, "for the appointment of Trustees of School Lands in this Province," and what views, if any, have been intimated by Her Majesty's Government in relation thereto, or to the subject generally of School Lands in this Province.

Ordered, That Mr. Upham, Mr. Fairbanks, and Mr. Morton, be a Committee for the above purpose.

Petition from Five
Islands, for annex-
ation to Colchester

A Petition of Jonathan Morrison and others, Inhabitants of the Settlement of Five Islands, in the Township of Parrsborough, was presented by Mr. McLellan and read, praying that said Settlement may be annexed to, and form part of, the County of Colchester, instead of being part of the County of King's, as at present.

Ordered, That the Petition do lie on the Table.

Petition from Grand
Jury of Lunenburg,
against alteration in
Courts

A Petition of the Grand Jury of the County of Lunenburg, was presented by Mr. Miller and read, setting forth that the Courts of Justice, as now constituted and arranged, so far as they affect that County, are in accordance with the wishes of the people, and that they have every reason to express their satisfaction with the Administration of Justice, as well in the Supreme and Inferior Courts, as in the Courts of Sessions of the Peace, and praying that this House will not give its sanction to any Bill that contemplates material alterations in the present system of these Courts.

Ordered, That the Petition do lie on the Table.

Halifax Incorpora-
tion Act presented
& reading made Or-
der of Day.

Mr. Howe, pursuant to leave given, presented a Bill to Incorporate the City of Halifax, and the same was read a first time.

Ordered, That the Bill be read a second time on Wednesday, the 30th January instant.

Second reading of
Bill regulating Elec-
tions and
Bill regulating Trial
of Contested Elec-
tions
Bills committed

A Bill for regulating Elections of Members to serve in General Assembly; also, A Bill for regulating the Trials of Controverted Elections or Returns of Members to serve in General Assembly, were severally read a second time.

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

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

Monday, 21st January, 1839.

PRAYERS.

Engrossed Windsor
Street Bill, read 3d
time, and passed to
Council

An engrossed Bill to provide Funds for the repair and improvement of the Streets and Highways in Windsor, and for other purposes, was read a third time.

Resolved,

MONDAY, 21st JANUARY, 1839.

Resolved, That the Bill do pass, and that the title be, An Act to provide Funds for the repair and improvement of the Streets and Highways in Windsor, and for other purposes.

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

A Bill for enforcing performance of engagements in aid of Public Works, was read a second time.

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

The Hon. Mr. Dodd, pursuant to leave given, presented a Bill for making Lands and Tenements liable to the payment of Debts, and to repeal the Acts now in force, and the same was read a first time, and ordered to be read a second time.

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

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had gone through the Bill for enabling persons indicted for Felony to make their defence by Counsel; the Bill for settling Titles in a certain Tract of Land in Cape-Breton, called the Mirè Grant; and the Bill for enforcing performance of engagements in aid of Public Works, and had directed him to report the said Bills to the House, severally, without any amendment; and he afterwards delivered the Bills in at the Clerk's Table.

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

Ordered, That the Bills reported be engrossed.

On motion of Mr. Howe, *resolved*, that a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, and respectfully request His Excellency to lay before this House such parts of His Excellency's Despatches addressed to the Right Hon. Lord Glenelg, on the subject of the Civil List and the structure of the Councils, as His Excellency may feel himself at liberty to communicate.

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

On motion of Mr. Howe, *resolved*, that a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, and respectfully request His Excellency to lay before this House copies of the applications from the Commissioners of Crown Lands and Surveyors General of Nova-Scotia and Cape-Breton, referred to in Lord Glenelg's Despatch of the 16th October; also, a Return of the amount of the Chief Justice's Fees, and the amount of Receipts and Disbursements of the Casual and Territorial Revenue for the last year.

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

Mr. Howe reported from the Committee appointed to wait upon His Excellency the Lieutenant-Governor, and request an order for Returns to be made by Magistrates of Suits brought before them, &c.; that the Committee had complied with the order of the House, and that His Excellency, in answer to the application, was pleased to intimate that he would attend to the request of the House.

Mr. Upham reported from the Committee appointed to wait upon His Excellency the Lieutenant-Governor, and request information in regard to the Trustees of School Lands' Bill of last Session, &c.; that the Committee had performed the duty assigned to them, and that His Excellency was pleased thereupon to say to the Committee that he had received no communication from Her Majesty's Government upon that subject.

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

Subscriptions enforcement Bill read 2d time and committed.

Bill presented for making lands liable to to debts

House in Committee on Bills

Bills reported without amendment
Prisoner's Counsel Bill
Mire Grant Bill
Engagements enforcement Bill

Bills reported to be engrossed

Committee to request from Governor copies of his Despatches on Civil List, &c.

Committee to request from Governor letters from Comms. of Crown Lands and Surveyors General

Report from Com. to wait on Gov. to request returns of Suits before Justices

Report from Com. to wait on Gov. relative to School Lands &c.

Tuesday,

TUESDAY, 22d JANUARY, 1839.

Tuesday, 22d January, 1839.

PRAYERS.

Engrossed Prison-
ers' Counsel Bill
read 3d time and
passed

An Engrossed Bill for enabling persons indicted for Felony, to make their defence by Counsel, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act for enabling persons indicted for Felony, to make their defence by Counsel.

Engrossed engage-
ments performance
Bill read 3d time

An Engrossed Bill for enforcing performance of engagements in aid of Public Works, was read a third time ; and thereupon,

Rider added

On motion of the Hon. Mr. Dewolf, *resolved*, that the following Proviso do pass, and be added at the end of the last clause of the Bill by way of Rider, viz.

Provided always, That all Monies or other aids so subscribed and recovered, shall be faithfully applied, for and upon the purpose and object for which the same shall have been so subscribed, and for no other purpose, and towards no other object whatsoever.

And the said proviso having been accordingly added to the last clause of the Bill, at the end thereof,

Bill passed

Resolved, That the Bill do pass, and that the title be, An Act for enforcing performance of engagements in aid of Public Works.

Bills sent to Council

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

Committee to en-
quire as to holding
Polls

On motion of Mr. Annand, *resolved*, that a Committee be appointed to enquire into and report the most suitable times and places for holding the Polls for Elections of Representatives to serve in General Assembly, in the several Counties and Townships where any alteration may be deemed necessary.

Ordered, That Mr. Annand, Mr. Young, the Hon. Mr. Uniacke, Mr. Kavanagh, Mr. McDonald, Mr. McDougall, Mr. Holmes, Mr. Archibald, Mr. Smith, Mr. Morton, Mr. Holland, Mr. Huntington, Mr. W. Sargent, Mr. Fairbanks, Mr. Creighton, and Mr. Lewis, be a Committee for the foregoing purpose.

Poors' Rates Bill
presented

The Hon. Mr. Dodd, pursuant to leave given, presented a Bill in further addition to the several Acts now in force, respecting Poors' Rates : and the same was read a first time, and ordered to be read a second time.

Mr. Doyle reported from the Committee appointed to wait upon His Excellency the Lieutenant-Governor, and request certain returns to be laid before the House, in regard to Dalhousie College ; that the Committee had performed the duty assigned to them, and that His Excellency was pleased to intimate to the Committee, that the required information should be laid before the House.

House proceed to
appoint General
Committees

On motion, the House proceeded to the appointment of General Committees, pursuant to the Resolution of Saturday last, the 19th inst ; and thereupon,

Committee on Ag-
riculture

Ordered, That Mr. Morton, Mr. Annand, Mr. Holland, Mr. Des Barres, Mr. McHefsey, Mr. Dickson, Mr. Forrestall, Mr. McKim, Mr. Waterman, Mr. Benjamin, Mr. McLellan, Mr. Holmes, Mr. McDonald, Mr. Spearwater, and Mr. J. Sargent, be a Committee to whom shall be referred, and who shall examine and report upon, the matters connected with Agriculture.

Com. on Trade,
Commerce and Ma-
nufactures

Ordered, That Mr. Bell, Mr. Young, Mr. Huntington, Mr. Thorne, Mr. Hatton, Mr. Goudge, Mr. Chipman, Mr. Taylor, and the Hon. Mr. Dodd, be a Committee, to whom shall be referred, and who shall examine and report upon, all matters connected with Trade, Commerce and Manufactures.

Com. on Education

Ordered, That Mr. Howe, Mr. Fairbanks, Mr. Upham, Mr. Forrestall, Mr. Bell, the Hon. Mr. Dewolf, Mr. Holland, Mr. Young, and Mr. Lewis, be a Committee, to whom shall be referred, and who shall examine and report upon, all matters connected with Education.

Com. on Crown
Lands

Ordered, That Mr. Fairbanks, Mr. Lewis, Mr. Des Barres, Mr. Smith, Mr. Robicheau, Mr. Huntington, and Mr. Allison, be a Committee, to whom shall be referred, and who shall examine and report upon, all matters connected with the Crown Lands.

Com. on Fisheries

Ordered, That the Hon. Mr. Uniacke, Mr. Des Barres, Mr. J. Sargent, Mr. Clements, Mr.

TUESDAY, 22d JANUARY, 1839.

Mr. Taylor, Mr. Smith, and the Hon. Mr. Dewolf, be a Committee, to whom shall be referred all matters connected with the Fisheries.

Ordered, That Mr. Young, Mr. Morton, Mr. McDougall, Mr. Creighton, Mr. Howe, Mr. Doyle, and Mr. Forrester, be a Committee, to whom shall be referred, and who shall examine and report upon, all matters connected with Law. Committee on Law

Ordered, That Mr. Dickson, Mr. Young, Mr. Chipman, Mr. Goudge, Mr. Holdsworth, the Hon. Mr. Dodd, and Mr. Waterman, be a Committee, to whom shall be referred, and who shall examine and report upon, all matters connected with the Post-Office. Committee on the Post Office

Ordered, That Mr. Huntington, the Hon. Mr. Dodd, Mr. Heckman, Mr. Taylor, Mr. Elder, the Hon. Mr. Uniacke, and Mr. Clements, be a Committee, to whom shall be referred, and who shall examine and report upon, all matters connected with Navigation Securities. Committee on Navigation Securities

Ordered, That the Hon. Mr. Uniacke, Mr. Forrester, Mr. Smith, Mr. Holland, and Mr. Chipman, be a Committee, to whom shall be referred, and who shall examine and report upon, all matters connected with the Public Expenditure. Committee on Public expenditure

Ordered, That Mr. Miller, Mr. Spearwater, Mr. Whitman, Mr. D'Entremont, Mr. Dickson, Mr. Benjamin, and Mr. Forrestall, be a Committee, to whom shall be referred, and who shall examine and report upon, all matters connected with the Inland and River Fisheries. Com. on Inland and River Fisheries

Ordered, That Mr. Morton, Mr. McDonald, Mr. Forrestall, Mr. Holland, Mr. Sargent, Mr. Allison, and Mr. Waterman, be a Committee, to whom shall be referred, and who shall examine and report upon, all matters connected with Statute Labor on Highways. Committee on Statute Labor on Highways

Ordered, That the Hon. Mr. Dodd, the Hon. Mr. Uniacke, Mr. Chipman, Mr. Morton, Mr. Huntington, Mr. Dickey, and Mr. Smith, be a Committee, to whom shall be referred; and who shall examine and report upon, all matters connected with the defence of the Country, and that the said Committee have power to report by Bill or otherwise. Committee on defence of Country

On motion of Mr. Young, *resolved,* that a Committee be appointed to enquire into the expediency of settling by Law, the Currency of the Province, and of introducing any new enactments; touching the Paper Money now in circulation, with power to send for persons and papers, and to report by Bill or otherwise, during the present Session. Committee on Currency and Paper Money

Ordered, That Mr. Young, Mr. Huntington, Mr. Bell, Mr. Fairbanks, and Mr. Holmes, be a Committee for the foregoing purpose.

Mr. Morton reported from the Committee to whom was referred the Bill to amend, consolidate, and reduce into one Act, the several Acts relating to the Summary Trial of Actions, before Justices of the Peace, for the recovery of Debts; that the Committee had considered the said Bill, and had prepared several amendments thereto, which they have directed him to report to the House, with a recommendation, that such amendments shall be adopted, and form part of the Bill; and he thereupon delivered the Bill and amendments in at the Clerk's Table. Report of amendments to Summary Trials consolidation Bill

Ordered, That the Bill and Amendments do lie on the Table, and that the Bill be read a second time, with the amendments, at a future day.

On motion, the Order of the Day for considering the Bill for the appointment of Trustees of School Lands in this Province, in a Committee of the whole House, on Bills committed, was read; and thereupon, Order of Day Trustees of School Lands Bill extended

Ordered, That this House will, on Monday next, resolve itself into a Committee of the whole House on the consideration of Bills committed, and will therein take the said Bill into consideration.

A Petition of Francis Beattie and John Maxwell, Overseers of the Poor for the Township of Pictou, was presented by Mr. Dickson and read, praying reimbursement of certain expenses by them incurred, for the support and removal of Transient Paupers. Petition from Overseers of Poor at Pictou

Ordered, That the Petition do lie on the Table.

A Bill for making Lands and Tenements liable to the payment of Debts, and to repeal the Acts now in force, was read a second time. Lands' Bill read 2d time and committed

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

House go into Committee on Bills

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

Mr Speaker left the Chair.

Mr. Kavanagh took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Report the two Election Bills with amendments

The Chairman reported from the Committee, that they had gone through the Bill for regulating Elections of Members to serve in General Assembly, and had made some amendments thereto, which they had directed him to report to the House with the Bill, and that they had also gone through the Bill for regulating the Trial of Controverted Elections, or returns of Members to serve in General Assembly, and had made an amendment thereto, which they had directed him to report to the House, with the Bill, and he afterwards delivered the Bills with the amendments in at the Clerk's Table.

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

Amendm'ts. agreed to Bills to be engrossed

The said amendments, reported to the two said Bills, were read by the Clerk, and, upon the question respectively put thereon, were agreed to by the House.

Ordered, That the Bills with the amendments, be engrossed.

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

Wednesday, 23d January, 1839.

PRAYERS.

Summary Trials' consolidation Bill read 2d time, with amendments, and committed

A Bill to amend, consolidate and reduce, into one Act, the several Acts relating to the Summary Trial of Actions before Justices of the Peace for the recovery of Debts, was read a second time, with the amendments reported thereto by the Select Committee, to whom such Bill was referred.

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

Poors' Rates Bill read 2d time and committed

A Bill in further addition to the several Acts now in force relating to Poors' Rates, was read a second time.

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

Reference of matters relating to Yarmouth Light House to Committee on Navigation Securities.

On motion of Mr. Clements, *resolved*, that it be referred to the Committee on Navigation Securities, to enquire as to the sum that may be required to erect a Light-House near the entrance of Yarmouth Harbour, on the most advantageous site, and whether the advancing, at the present time, of any and what part of the monies required therefor would be advantageous, and to report to this House thereon, and any matter connected therewith, that the said Committee may think proper.

Petition for aid to Albion Academy Annapolis

A Petition of Andrew Henderson, Teacher of the Albion Academy near Annapolis Royal, was presented by Mr. Holland and read, praying continued aid to that Institution.

Ordered, That the Petition be referred to the Committee on Education.

Committee on Registration of Voters and Vote by ballot

On motion of Mr. McLellan, *resolved*, that a Special Committee be appointed to consider the best method of registering the names of voters for the Election of Members to serve in this Assembly, and the benefits of voting at Elections by Ballot, and to report to this House by Bill or otherwise.

Ordered, That Mr. McLellan, the Hon. Mr. Dodd, Mr. Morton, Mr. Bell, Mr. Forrester, Mr. Howe and Mr. Huntington, be a Committee for the above purpose.

Petition for allowance to Steam Boat Cape-Breton for conveying mail to P. E. Island

A Petition of Joseph Cunard & Co. owners of the Steam Boat Cape-Breton, was presented by the Hon. Mr. Dodd and read, praying a continuance of allowance for conveying the Mails by said Boat between Nova-Scotia and Prince Edward Island.

Ordered, That the Petition be referred to the Committee on the Post-Office.

Petition of M. Nash for bounty on improved Machinery for Saw Mills

A Petition of Maurice Nash was presented by Mr. Archibald and read, praying a Bounty upon improved Machinery invented by him for Saw Mills, and put into operation at River John, in the County of Colchester.

Ordered,

WEDNESDAY and THURSDAY, 23d and 24th JANUARY, 1839.

Ordered, That the Petition be referred to the Committee on Trade, Commerce and Manufactures.

A Petition of the King's County Agricultural Society was presented by the Hon. Mr. Dewolf and read, praying aid in the importation of improved Breeds of Live Stock from Great-Britain.

Ordered, That the Petition be referred to the Committee on Agriculture.

A Petition of James Keys was presented by Mr. Howe and read, praying a Bounty upon an Oat Mill and Kiln by him erected on the Truro Road, in the County of Halifax.

Ordered, That the Petition be referred to the Committee on Agriculture.

A Petition of the President and Committee of the Halifax Mechanics' Library, was presented by Mr. Howe and read, praying a continuance of the aid to that Institution.

Ordered, That the Petition do lie on the Table.

The Hon. Mr. Dodd, pursuant to leave given, presented a Bill to authorize the sale of Coals by weight, and the same was read a first time, and ordered to be read a second time.

A Petition of Alexander Fraser and others, of New Glasgow, in the County of Pictou, was presented by Mr. Howe and read, setting forth that, since the operations of the General Mining Association, the price of Coals to the Inhabitants there had been raised—that said Alexander Fraser having a seam of Coal in his Land, had been desirous of opening and working the same, and had applied to said Company for leave to do so, and having been refused, had applied to the Executive for such leave, pursuant to a provision in the lease of said Company, but had been informed that such leave could not be granted—that Petitioners are desirous that the said seam of Coal may be opened and worked by said Fraser, for the advantage of the neighbourhood, and praying enquiry and relief in the premises.

Ordered, That the Petition be referred to Mr. Howe, Mr. Young, Mr. Huntington, Mr. Bell and the Hon. Mr. Dodd, with power to send for Persons and Papers, and to report by Bill or otherwise.

The Hon. Mr. Dodd, pursuant to leave given, presented a Bill for improving the Administration of Criminal Justice, and the same was read a first time, and ordered to be read a second time.

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

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had had under consideration, the Bill in further addition to the several Acts now in force respecting Poors' Rates; and recommend to the House to refer the said Bill to the Committee on Law, to examine and report upon to the House; and he thereupon delivered the Bill in at the Clerk's Table.

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

Ordered, That the Bill in further addition to the several Acts now in force respecting Poors' Rates, be referred to the Committee on Law, to examine and report upon to this House.

Then the House adjourned until To-morrow at twelve o'clock.

Thursday, 24th January, 1839.

PRAYERS.

A Bill for improving the Administration of Criminal Justice, was read a second time.

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

Referred to Committee on Agriculture

Petition from King's County Agricultural Society for aid in importing live Stock.

Referred to Committee on Agriculture

Petition from Jas. Keys for bounty on Oat Mill

Referred to Committee on Agriculture

Petition from Halifax Mechanics' Library

Bill presented for sale of Coals by weight

Petition from Alex. Fraser and others, of New Glasgow, relating to Coal mine

Referred to Select Committee

Bill presented for improving Administration of Criminal Justice

Committee on Bills

Recommend Poor Rates' Bill to Law Committee

Poor Rates' Bill referred to Law Committee

Criminal Justice Bill read 2d time and committed

Petition of Halifax
Mechanics' Insti-
tute

A Petition of the Halifax Mechanics' Institute, was presented by Mr. Bell and read, praying further aid in furtherance of the objects of that Institution.

Ordered, That the Petition do lie on the Table.

Petition of W.
Cunnabell for re-
turn of duty on
printing press

A Petition of William Cunnabell, of Halifax, Printer, was presented by Mr. Howe and read, praying a return of Duties upon a Printing Press, imported by him from Boston, in the United States of America.

Ordered, That the Petition do lie on the Table.

Joint Tenancy Bill
presented

The Hon. Mr. Dodd, pursuant to leave given, presented a Bill relating to Joint Tenancy, and the same was read a first time, and ordered to be read a second time.

Provincial Treas-
urer's account
current laid before
House

The Hon. Mr. Dewolf presented to the House an account from Mr. Treasurer Wallace, of all monies received into, and payments made from, the Provincial Treasury, between the 1st January, and 31st December, 1838.

(See Appendix No. 14.)

Ordered, That the account be referred to the Committee appointed to examine into, and report upon, the Public Accounts.

Chaucery Sales'
Bill presented

Mr. McKim, pursuant to leave given, presented a Bill for the better disposal of Crown Lands sold by a Decretal Order from the Court of Chancery, and the same was read a first time, and ordered to be read a second time.

Bill to amend High-
way Acts presented

Mr. McKim also, pursuant to leave given, presented a Bill further to amend the Act relating to Highways, Roads and Bridges, and the same was read a first time, and ordered to be read a second time.

Petitions from
Brier Island in re-
gard to seine fishery

A Petition of Elisha Payson and others, Inhabitants of Brier Island, in the County of Digby, was presented by Mr. Holdsworth and read, praying that certain regulations may be made for the protection of the Seine Fishery in the Grand Passage.

A Petition of Jesse Harris and others, Inhabitants of said Brier Island, was also presented by Mr. Holdsworth and read, praying that the regulations sought for by the last foregoing Petition, may not be made.

Ordered, That the Petitions be referred to the Committee on Fisheries.

Order of Day con-
sideration of Mes-
sages, &c.

The Order of the Day for the consideration, in Committee of the whole House, on the General State of the Province, of the Messages, Despatches, &c. received from His Excellency the Lieutenant-Governor, on the 18th inst., being read,

Motion to postpone
the same until to-
morrow

Mr. Howe moved that this House do, to-morrow, resolve itself into a Committee of the whole House, on the General State of the Province, for the purpose of considering said Messages, Despatches, &c.; and thereupon,

Amendment for fur-
ther day

The Hon. Mr. Uniacke moved, as an amendment to the question, that the word "to-morrow" be left out, and the words "Saturday next" inserted in place thereof: which, being seconded and put, and the House dividing thereon, there appeared, for the proposed amendment, nineteen; against it, twenty-four.

Amendment nega-
tived

So it passed in the negative.

Original motion
passed

The original motion was then, upon the question put thereon, agreed to by the House; and thereupon,

Order for consider-
ing Messages, &c.
to-morrow.

Ordered, That this House will, to-morrow, resolve itself into a Committee of the whole House, on the General State of the Province, for the purpose of considering the Messages, copies of Despatches, and other Papers, laid before this House by command of His Excellency the Lieutenant-Governor, on the 18th January instant.

Mr. Forrester sub-
stituted for Mr.
Goudge on Public
Accounts

Ordered, That Mr. Forrester be one of the Committee of this House, for the purpose of examining the Public Accounts, jointly, with a Committee of the Legislative Council, in the place of Mr. Goudge, now absent by the leave of the House, and that the Clerk do acquaint the Council therewith.

Then the House adjourned until to-morrow, at twelve of the clock.

Friday, 25th January, 1839.

PRAYERS.

A Bill relating to Joint Tenancy, was read a second time.

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

Joint Tenancy Bill
read 2d time and
committed

A Petition of the Trustees of the Annapolis Grammar School, was presented by Mr. Whitman and read, praying further aid to enable them to put that Academy into efficient operation.

Pet. for Annapolis
Academy

Ordered, That the Petition be referred to the Committee on Education.

An engrossed Bill for regulating Elections of Members to serve in General Assembly, was read a third time.

Engrossed Elections
Bill read 3d time
and passed

Resolved, That the Bill do pass, and that the title be, An Act for regulating Elections of Members to serve in General Assembly.

An engrossed Bill for regulating the Trials of Controverted Elections or Returns of Members to serve in General Assembly, was read a third time; and thereupon,

Engrossed Contro-
verted Elections Bill
read 3d time

Mr. Young moved, that the following enacting clause do pass, and be added to the Bill by way of rider, viz:—

Rider moved thereto
and negatived

And be it further enacted, That in any case where the decision of the said Committee shall not be concurred in by four at least of the persons composing the same, it shall and may be lawful for the House, upon sufficient ground being laid for that purpose, to order a new trial to take place by a Committee to be chosen as aforesaid, on which new Committee none of the Members who composed the first Committee shall serve; and such new Committee shall take up and consider the evidence and documents produced before the first Committee, and shall have power to admit any evidence in addition thereto, which shall be sworn to be material, and in their judgment, ought to be received, and shall have and exercise all other powers and authority, and be subject to all the provisions herein aforesaid: which, being seconded and put, passed in the negative.

Resolved, That the Bill do pass, and that the title be, An Act for regulating the Trials of Controverted Elections, or Returns of Members to serve in General Assembly.

Bill passed

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

Bills sent to Coun-
cil

A Petition of Patrick D. Scanlan and others, was presented by Mr. Holland and read, praying aid to complete a Pier or Breakwater at Margaretville, in Wilmot, on the Shore of the Bay of Fundy.

Pet. for aid to Pier
at Margaretville in
Wilmot

Ordered, That the Petition be referred to the Committee on Navigation Securities.

Referred to Com.
on Navigation
Securities

The Order of the Day being read, for the Committee of the whole House, on the General State of the Province, in order to consider the Messages, Copies of Despatches, &c., received from His Excellency the Lieutenant-Governor.

Order of Day, Com.
of whole on Messa-
ges, &c.

The House resolved itself into the said Committee.

House in Committee

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

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

Report progress

Ordered, That this House will, to-morrow, again resolve itself into a Committee of the whole House, on the General State of the Province, in order further to consider the Messages, Copies of Despatches, &c. received from His Excellency the Lieutenant-Governor.

Order for further
consideration in
Committee

Then the House adjourned until to-morrow, at eleven of the clock.

Saturday, 26th January, 1839.

PRAYERS.

The Order of the Day being read for the Committee of the whole House, on the General

Order of Day, Com.
of whole on Messa-
ges, &c.

ral State of the Province, further to consider the Messages, Copies of Despatches, &c. received from His Excellency the Lieutenant-Governor.

The House resolved into the said Committee.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

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

Ordered, That this House will, on Monday next, again resolve itself into a Committee on the General State of the Province, further to consider the Messages, Copies of Despatches, &c. received from His Excellency the Lieutenant-Governor.

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

Further order on same subject

Monday, 28th January, 1839.

PRAYERS.

Pet. for aid to School House at Salmon River, Yarmouth

A Petition of the Commissioners of Schools, and other Inhabitants of the County of Yarmouth, was presented by Mr. Huntington and read, praying that a sum of money may be granted and placed at the disposal of said Board, for the erection of a School House, in a Settlement of Colored People, at Salmon River, in the Township of Yarmouth.

Referred to Com on Education
Pet. for aid to Half way House between Shelburne and Barrington

Ordered, That the Petition be referred to the Committee on Education.

A Petition of Reuben Nickerson, was presented by Mr. W. Sargent and read, praying aid in providing shelter and accommodation for Travellers, at a half-way House, between Shelburne and Barrington, there being no other Public House there, for a distance of twenty miles.

Ordered, That the Petition do lie on the Table.

Pet. from Rogers' Hill, Pictou, for Act to sell Meeting House

A Petition of Colin McKenzie and others, Inhabitants of Rogers' Hill, in the County of Pictou, was presented by Mr. Holmes and read, praying that an Act may be passed, authorizing the Sale of an old Meeting House belonging to Members of the Church of Scotland there, and the erection of a new one on the site thereof.

Leave to bring in Bill thereon

Ordered, That the Petition be referred to Mr. Holmes, with leave to bring in a Bill in accordance with the prayer thereof.

Pet. for aid to Ferry at Shubenacadie

A Petition of Charles Blanchard and others, was presented by Mr. Archibald and read, praying aid to procure Ferry Boats, to be stationed on the Truro side of the River Shubenacadie, at the mouth thereof.

Referred to Com. on Navigation Securities
Order of Day, School Lands Bill postponed

Ordered, That the Petition be referred to the Committee on Navigation Securities.

The Order of the Day for considering the Bill for the appointment of Trustees of School Lands in this Province, in a Committee of the whole House on Bills committed, being read,

Ordered, That this House will, on Wednesday next, take the said Bill into consideration, in Committee of the whole House, on Bills committed.

Order of Day, Messages, &c. entered on

The Order of the Day being read, for the Committee on the General State of the Province, further to consider the Messages, Copies of Despatches, &c. received from His Excellency the Lieutenant-Governor.

House in Com. thereon

The House resolved itself into the said Committee.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

Progress reported

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

Made further Order of Day

Ordered, That this House will, To-morrow, again resolve itself into a Committee on the General State of the Province, further to consider the Messages, Copies of Despatches, &c. received from His Excellency the Lieutenant-Governor.

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

Tuesday,

Tuesday, 29th January, 1839.

PRAYERS.

A Petition of the Rev. Patrick McKeagney, was presented by Mr. Doyle and read, praying aid to establish a School at L'Ardoise, in the County of Richmond.

Ordered, That the Petition be referred to the Committee on Education.

Pet. for aid to School at L'Ardoise C'ty. of Richmond Referred to Education Committee

A Petition of Amos Seaman and others, Ship Owners, and others interested in the Navigation of the Bay of Fundy, was presented by Mr. Dickey and read, praying that a Light-House may be erected on Hitty Point, or Eustace, head of Apple River, to the northward of Cape Chignecto, for the safety of Vessels navigating the Cumberland Bay and the Bay of Fundy.

Ordered, That the Petition be referred to the Committee on Navigation Securities.

Petition for Light House at entrance of Cumberland Bay

A Petition of Daniel McFarlane and others, was presented by Mr. Dickey and read, praying aid in the formation of a New Road and Bridge on the Tantarama Marsh, on the Nova-Scotia side of the Boundary Line, to meet one contemplated by the New-Brunswick Legislature, on their side of the Line, altering the Old Road, so as to save several miles of distance.

Ordered, That the Petition do lie on the Table.

Referred to Com. on Navigation Securities Pet. for alteration of Road on Tantarama Marsh Cumberland

A Petition of James M. Spencer and others, was presented by Mr. McLellan and read, praying that the proposed alteration to avoid the steep Road over the Cumberland Mountains, may be carried into effect.

Ordered, That the Petition do lie on the Table.

Petition for aid to alter Road Cumberland Mountain

A Petition of James Dawson, was presented by Mr. Dickson and read, praying a return of Duties paid by him, upon the Importation from the United States of America, into the Port of Pictou, of a Threshing Machine and Straw Cutters, intended to serve as models of those Agricultural implements, upon an improved plan.

Ordered, That the Petition do lie on the Table.

Pet. of J. Dawson for return of Duties

A Petition of David and Walter Murray and others, Freeholders and others, of the Township of Egerton, Lower Settlement of Barney's River and Gulf Shore, was presented by Mr. Dickson and read, setting forth that it was the intention of some persons to have measures taken, under an Act of this Province, for prostrating a Dam of said Murrays, across said River, upon which their Mills are situated, and praying that an Act may be passed to sanction the remaining of said Dam.

A Petition of Archibald McDiarmid and others, Freeholders, and other Inhabitants, upon Barney's River, above the Mills of David and Walter Murray, was also presented by Mr. Dickson and read, praying to the same effect, as the last foregoing Petition.

Ordered, That the Petitions do lie on the Table.

Pets. in regard to Mill Dam of Messrs Murrays, at Barney's River, County of Pictou

The Order of the Day being read, for the Committee on the General State of the Province, further to consider the Messages, Copies of Despatches, &c. received from His Excellency the Lieutenant-Governor.

Order of Day, Messages, &c. resumed

The House resolved itself into the said Committee.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

Committee thereon

The Chairman reported from the Committee that they had come to a Resolution, which they had directed him to report to the House; and he read the same in his place, and he afterwards delivered the same in at the Clerk's Table, where it was again read, and is as followeth:—

Resolution reported from Committee

Resolved, That this Committee recommend to the House to appoint of its Members, possessing the confidence of the House, to proceed to England, and to represent to Her Majesty's Government the views and wishes of the House and of the People of Nova-Scotia on important subjects, such as may be given them in charge by the House; and thereupon,

Resolution for Delegation to England

The Hon. Mr. Uniacke moved that the Resolution be not received by the House: which, being seconded and put, and the House dividing thereon, there appeared for the motion, eleven; against it, thirty-three:

Motion not to receive Resolution on division negatived

For

For the Motion.

Mr Holmes
The Hon Mr Uniacke
The Hon Mr Dodd
Mr Dickey
The Hon Mr Dewolf
Mr D'Entremont
Mr Miller
Mr Thorne
Mr J Sargent
Mr Whitman
Mr Halton

Against the Motion.

Mr Creighton	Mr Smith	Mr Kavanagh
Mr Holdsworth	Mr Clements	Mr McKim
Mr Allison	Mr McDonald	Mr Archibald
Mr McLellan	Mr Annand	Mr Morton
Mr Waterman	Mr Howe	Mr Robicheau
Mr Forrestall	Mr Young	Mr Lewis
Mr Upham	Mr Bell	Mr Huntington
Mr Dickson	Mr DesBarres	Mr Doyle
Mr W Sargent	Mr Fairbanks	Mr McDougall
Mr Taylor	Mr Holland	Mr Chipman
Mr Benjamin	Mr McHefey	Mr Spearwater

So it passed in the Negative.

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

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

Ordered, That this House will, to-morrow, again resolve itself into a Committee on the General State of the Province, further to consider the Messages, Copies of Despatches, &c. received from His Excellency the Lieutenant-Governor.

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

Wednesday, 30th January, 1839.

PRAYERS.

Pet. for aid to Ferry
Sable River

A Petition of Cornelius Craig, was presented by Mr. Spearwater and read, praying continuance of the aid towards maintaining the Ferry kept by him near the mouth of Sable River, in the County of Shelburne.

Ordered, That the Petition be referred to the Committee on Navigation Securities.

Referred to Com.
on Navigation Se-
curities

Pet. against Mur-
rays Mill Dam,
Barney's River

A Petition of Allan Cameron and others, Freeholders, residing above the Mills of David and Walter Murray, on Barney's River, in the Township of Maxwelltown, and County of Pictou, was presented by Mr. Holmes and read, praying that the Petitions for keeping up the Dam of said Mills may not be assented to, but that the existence of said Dam may be left to the operation of the present Law.

Ordered, That this Petition, together with the Petitions therein referred to presented yesterday to this House, be referred to the Committee on Inland and River Fisheries.

Referred with for-
mer Pets. to Com.
on inland Fishery

Com. on Expiring
Laws report conti-
nuing Bills
Exportation of
Smoked Herrings
Nuisances

Mr. McDougall reported from the Committee on Expiring Laws; and thereupon presented sixty-one Bills, to continue various Acts of the General Assembly; and the said several Bills were read a first time, viz:—

A Bill to continue the Act for the Exportation of Red or Smoked Herrings.

A Bill to continue the Act additional concerning Nuisances.

A Bill to continue the Act more effectually to provide against the introduction of Infectious or Contagious Diseases, and the spreading thereof in this Province, and the Act in amendment thereof.

Introduction of Con-
tagious Diseases

Landings in King's
County
Comms. of Sewers
Poors' Rates of Pic-
tou
Restraining Attach-
ments
Halifax Grammar
School

A Bill to continue the Act to regulate certain Landings in the County of King's County.

A Bill to continue the Act in amendment of the Act relating to Commissioners of Sewers.

A Bill to continue the Act respecting the collection of Poors' Rates of Pictou.

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

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

Sea Manure in
Queen's County

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

Extension of Laws
in Cape-Breton

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

Marriage Licenses

A Bill to continue the Act relating to Marriage Licenses.

Proof of Written
Documents

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

A Bill to continue the several Acts now in force in addition to, and in amendment of, the Act relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates.	Wills Legacies
A Bill to continue the Act concerning Malicious Injuries to Property.	Malicious injuries to property
A Bill to continue the Act to encourage the killing of Bears, Loup Cerviers and Wild Cats.	Killing of Bears, &c.
A Bill to continue the Act to preserve and regulate the Navigation of the Harbor of Pugwash.	Navigation of Harbour of Pugwash
A Bill to continue the Act for appointing Supervisors to take charge of Public Grounds, and for other purposes, and the Act in amendment thereof.	Supervisors of Public grounds
A Bill to continue the Act in further addition to, and in amendment of, the Act for the choice of Town Officers and regulating of Townships, and the Act to alter and amend the same.	Town Officers
A Bill to continue the Act to prevent damage to the Nets of Fishermen by Coasting Vessels.	Nets of Fishermen
A Bill to continue the Act in amendment of the Act relating to Highways, Roads and Bridges.	Highways, &c.
A Bill to continue the Acts in force relative to the Inspection of Pickled Fish.	Inspection of Pickled Fish
A Bill to continue the Act to regulate the expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges, and the Acts in amendment thereof.	Road Expenditure
A Bill to continue the Act in amendment of the Act for the settlement of the Poor in the several Townships within this Province.	Settlement of Poor
A Bill to continue the Act in addition to, and in amendment of, the Act to prevent Nuisances by Hedges, Wears and other Incumbrances, obstructing the passage of Fish in the Rivers of this Province.	Nuisances in Rivers
A Bill to continue the Acts to provide for the Regulation and Management of the Grammar School or Academy at Annapolis.	Annapolis Academy
A Bill to continue the Act for the support and regulation of Light-Houses.	Light-Houses
A Bill to continue the Act for regulating the Fishery in the River Shubenacadie.	Fishery in Shubenacadie
A Bill to continue the Act to provide against the occurrence of Diseases from the Bite of Animals.	Bite of Animals
A Bill to continue the Act to prevent the spreading of Contagious Diseases, and for the performance of Quarantine, and the Act in amendment thereof.	Quarantine
A Bill to continue the Act for the Summary Trial of Actions, and the Acts in amendment thereof.	Summary Trial of Actions
A Bill to continue the Act in addition to the Act for regulating the Rates and Prices of Carriages.	Rates and Prices of Carriages
A Bill to continue the Act to suspend the operation of the Act to prevent Forestalling, Regrating and Monopolizing, of Cord Wood, in the Town of Halifax.	Suspension of Act against Monopolising Cordwood
A Bill to continue the Act to suspend the operation of several Acts of the General Assembly passed, to prevent Forestalling, Regrating and Monopolizing.	Suspension of Acts against Monopolising
A Bill to continue the Act respecting the Trial of Issues in the Supreme Court, and for regulating the times of holding the Circuits of the said Court, and the Acts in amendment thereof.	Trial of Issues & holding of Circuits
A Bill to continue the Acts respecting the Militia of the Province.	Militia
A Bill to continue the several Acts concerning the Bridewell and Police in Halifax.	Bridewell and Police
A Bill to continue the Act concerning the Terms of the Supreme Court at Halifax.	Terms of Sup-Court
A Bill to continue the Act concerning the Inferior Courts of Common Pleas within this Province.	Concerning Inferior Courts of Com. Pleas
A Bill to continue the Act, entitled, An Act to provide for the Accommodation and Billetting of Her Majesty's Troops, or of the Militia, when on their march from one part of the Province to another, and also the Acts in amendment thereof.	Billetting of Troops &c.
A Bill to continue the Act to regulate the Pilotage of Vessels at the Port of Halifax, and the several Acts in amendment thereof and additional thereto.	Pilotage at Halifax
A Bill to continue the Act for the better preservation of the Property of the Inhabitants of the Town of Halifax, by providing for a sufficient Watch at Night.	Halifax Night Watch

Firewards in Halifax
Regulation of Sable Island
Weighing of Beef
Schools

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

A Bill to continue the Act for the better regulation of Sable Island, in this Province.

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

A Bill to continue the Act for the encouragement of Schools, and the Acts to amend the same.

County Rates

A Bill to continue the Act to direct and ascertain the mode of assessing County and District Rates, and for other purposes, and the Acts in amendment thereof.

Disorderly Riding

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

Constables' Fees

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

Commissioners Court Halifax
Assessment of Rates for Wickwire Dyke
Chedabucto Bay Fisheries
Lunenburg Fisheries
Cape Breton Summary Trials
Mortgage Foreclosure
Cape Forchu Harbor
Seal Fisheries
Importation of Cattle

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

A Bill to continue the Act relative to the Assessment of Dyke Rates for the new or Wickwire Dyke, in Horton.

A Bill to continue the Act to regulate the Fisheries of Chedabucto Bay.

A Bill to continue the Act to prevent injuries to the Fisheries within the County of Lunenburg, by Mill Dams, or any other obstruction.

A Bill to continue the Act for the Summary Trial of Actions, in the Island of Cape-Breton.

A Bill to continue the Act for the more easy Redemption and Foreclosure of Mortgages.

A Bill to continue the Act to preserve the Harbor of Cape Forchu, in Yarmouth.

A Bill to continue the Act to encourage the Seal Fisheries of this Province.

A Bill to continue the Act to encourage the importation of improved Breeds of Cattle into this Province.

Passengers from Great Britain and Ireland
Inspection of Flour &c.
Survey of Timber and Lumber
Guysboro' Town Lots
Bill to continue Beef Weighing Act referred to Com. on Agriculture
Other continuing Bills committed

A Bill to continue the Act relating to Passengers from Great-Britain and Ireland, and the Act in amendment thereof.

A Bill to continue the several Acts now in force for the Inspection of Flour and Meal.

A Bill to continue the Act to regulate the Survey of Timber and Lumber, and to repeal certain Acts now in force.

A Bill to continue the Act to enable the Proprietors of Land in the rear blocks or divisions of Land in the Township of Guysborough to open roads through the same.

On motion of Mr. Smith, *resolved*, that the Bill to continue the Act to regulate the Weighing of Beef be referred to the Committee on Agriculture.

Ordered, That the said several other continuing Bills be read a second time.

Bill presented to regulate Municipal affairs of Halifax

Mr. Bell, pursuant to leave given, presented a Bill for the appointment of a President of the Court of Sessions for the County of Halifax, and for the better regulation of the Police of the Town of Halifax, and for other purposes, in relation to the Municipal affairs of said County and Town, and the same was read a first time, and ordered to be read a second time.

Order for consideration of Messages, Despatches, &c. entered upon House in Committee thereon

The Order of the Day being read, for the Committee on the General State of the Province, to consider further the Messages, Copies of Despatches, &c.

The House resolved itself into the said Committee.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

Nine resolutions reported

The Chairman reported from the Committee, that they had considered the business referred to them, and had come to nine Resolutions thereupon, which they had directed him to report to the House, and he delivered the same in at the Clerk's Table, where they were read, and are as follow:—

1. *Resolved*, That the Despatches of the Right Honorable the Secretary of the Colonies, dated the 20th April, 28th June, 6th July, and 31st October, 1837, were hailed by the House of Assembly of Nova-Scotia with the liveliest satisfaction, as recognizing and enforcing, by the authority

authority of the Home Government, most of the great principles which the House had asserted in their Address of 1837, and still adhere to.

2. *Resolved*, That the House were more especially gratified, by the cordial and frank admission of the claim of the Assembly, to control and appropriate the whole of the Public Revenue arising in the Province, including the Casual and Territorial Revenue, the Fees of Office, the Proceeds of Land, the Royalty paid upon the Produce of Mines, and the amount of the old Crown Duties.

3. *Resolved*, That the House have always recognized the propriety and the necessity, on constitutional grounds, of assigning an adequate and permanent provision for the Chief Executive and Judicial Officers of the Province; and the House received, as a gratifying proof of Her Majesty's confidence in the Assembly, the directions given to His Excellency the Lieutenant-Governor, to arrange the precise amount and terms of the proposed Civil List with the House, and the express declaration, that the House were at liberty to exercise a sound judgment upon the amount of the Salaries, and that the sums specified in the Despatch of 31st October, 1837, were not to be insisted on, if smaller Salaries were, in their opinion, sufficient for the proper maintenance of such Officers.

4. *Resolved*, That the House having accordingly proceeded in the last Session to consider the amount of Salaries, which, in their judgment, ought to be granted, for the support of these Officers, according to their station in Society, and the circumstances of the Colony; and having communicated the result of their deliberations in their Address to Her Majesty, have received, with astonishment and concern, the Despatch of the 27th September last, in which the Colonial Secretary has assumed an entirely new position; and withdrawing the consideration of the Salaries from the House of Assembly, to whom it most properly belongs, has directed the Lieutenant-Governor, to insist on the sum of £4,700 Sterling, which, added to the sum of £3,440 Sterling, already secured by permanent Acts of this Legislature, exceeds the largest amount demanded last year, and would enable the Government to allow to these Officers a Scale of Salaries disproportioned to the means of the country, and to the duties to be performed,—and which the people of this Province, and their Representatives, would condemn as an extravagant waste of the Public Funds, contrary to their declared wishes, and to the real interest of the Government, as well as of the People.

5. *Resolved*, That the House have also remarked with astonishment and regret, the terms of the same Despatch, dismissing their complaints of the composition of the two Councils. In requesting a reconstruction of the Upper Branch of the Legislature, and of the Executive Council, the House sought not merely a change of men, but of principles,—they were anxious that the patronage and favor of the Government should be equally diffused among all classes—that the Representatives of the People should not be thwarted by the opposition of the Upper Branch, in their endeavours to introduce rational reforms, and to enforce a wise economy, and that the temper and spirit of the local Administration should be in accordance with the opinions and wishes of the great majority of the People.

6. *Resolved*, That this Committee are dissatisfied with the composition of the two Councils, for the reasons set forth in the Address of last year, and which the subsequent changes in these bodies, and the experience of their practical operation, as now constituted, have strengthened; and this Committee, as respects the Legislative Council, and the spirit by which it is animated, as compared with the Representatives of the People, needs only to refer to the Resolutions and Address on the subject of the Civil List, which were adopted by the Council in the last Session, and entered on their Journals.

7. *Resolved*, That a change in the composition of both Councils is, in the judgment of this Committee, indispensable to the public weal—and that many individuals are to be found in this Province, whose independent principles and station in society well qualify them for occupying a seat at either Board.

8. *Resolved*, That this Committee deeply regret that Her Majesty has been advised to direct the disallowance of certain Acts of the Assembly, which they had passed after the fullest consideration and enquiry into all the circumstances of the case. The act for regulating the Internal Postage would have saved to the Province upwards of £1,000 a year, and left to the

the Government the unrestrained and necessary control over that important branch of the public service. The Act for limiting the jurisdiction of the Admiralty Court was regarded by the Commercial and Shipping interests as a beneficial change in the Law—and having been in use for nearly two years, and found to operate without injury to Seamen, the Committee would deeply regret were its main object defeated by a representation in which they cannot concur,—while the Acts for Incorporating Insurance Companies, and for allowing certain Bounties, though they may be in some respects opposed to the policy which the Government act on in the Mother Country, appear to this Committee well adapted to the local circumstances of the Province, and to the advancement of its Trade and Manufactures.

9. *Resolved*, That this Committee have the fullest confidence in the sincere and generous disposition of Her Majesty, to satisfy the reasonable expectations of Her Faithful and Loyal Commons in this Province; and they attribute the disappointment they have experienced this Session, not to any abandonment of the wise and constitutional principles announced in the Despatches of 1837, but to a want of correct information, derived from the proper sources, on the part of Her Majesty's Ministers.

The first Resolution being read a second time, was agreed to by the House.

The second Resolution being read a second time,

The Hon. Mr. Uniacke moved that the same be amended, by leaving out all the words thereof, except the word "Resolved," and inserting instead of the words so to be left out, the following, viz:—

"That the subject matters to be given in charge to the Delegation, shall embrace the surrender of the Casual and Territorial Revenues, including the disposal of the Crown Lands, which this House consider desirable and just, should be placed under the control and disposal of the Legislature.

The adjustment of the Civil List, upon terms as near as possible in accordance with the expressed sentiments of this House.

The union of the Customs and Excise, if practicable, in order to the formation of one office adequate to the discharge of duties now assigned to both Departments, at an expense greatly disproportioned to the means of the Province, as well as, in the opinion of this House, highly burthensome and unnecessary.

The subject of Free Ports.

The internal Postage of the Province.

Also, the removal of those objections to the various Acts of this Assembly, passed in last Session, which are stated in the Despatches."

Which, being seconded and put, and the House dividing thereon, there appeared, for the amendment, fifteen; against it, twenty-nine:

For the Amendment,

<i>Mr Dickey</i>	<i>Mr W Sargent</i>
<i>Mr Whitman</i>	<i>Mr Hatton</i>
<i>Mr Fairbanks</i>	<i>Mr Thorne</i>
<i>The Hon Mr Uniacke</i>	<i>Mr Holmes</i>
<i>The Hon Mr Dodd</i>	<i>Mr Creighton</i>
<i>Mr Miller</i>	
<i>Mr Allison</i>	
<i>The Hon Mr Dewolf</i>	
<i>Mr Taylor</i>	
<i>Mr J Sargent</i>	

Against the Amendment,

<i>Mr Archibald</i>	<i>Mr Robicheau</i>	<i>Mr Annand</i>
<i>Mr Holdsworth</i>	<i>Mr McKim</i>	<i>Mr Lewis</i>
<i>Mr. McDonald</i>	<i>Mr McDougall</i>	<i>Mr Smith</i>
<i>Mr Forrestall</i>	<i>Mr D'Entremont</i>	<i>Mr Doyle</i>
<i>Mr Bell</i>	<i>Mr Holland</i>	<i>Mr Clements</i>
<i>Mr Howe</i>	<i>Mr Dickson</i>	<i>Mr DesBarres</i>
<i>Mr Spearwater</i>	<i>Mr Upham</i>	<i>Mr Morton</i>
<i>Mr McLellan</i>	<i>Mr Huntington</i>	<i>Mr Kavanagh</i>
<i>Mr Waterman</i>	<i>Mr Benjamin</i>	<i>Mr Young</i>
<i>Mr McHeffy</i>	<i>Mr Chipman</i>	

So it passed in the Negative.

The said second Resolution was then agreed to by the House.

The third Resolution being then read a second time, and the House dividing thereon, there appeared, for agreeing to the Resolution, thirty-one, against it, thirteen:

First Resolution agreed to

Amendment moved to second Resolution and negatived

Second Resolution agreed to

Third Resolution agreed to after division

WEDNESDAY, 30th JANUARY, 1839.

For the Resolution,

Mr Archibald	Mr Holland	Mr Morton
Mr Holdsworth	Mr Dickson	Mr Kavanagh
Mr McDonald	Mr McDougall	Mr Young
Mr Forrestall	Mr Upham	Mr Allison
Mr Bell	Mr Huntington	Mr W Sargent
Mr Howe	Mr Benjamin	
Mr Spearwater	Mr Chipman	
Mr McLellan	Mr Annand	
Mr Waterman	Mr Lewis	
Mr McHeffy	Mr Smith	
Mr Robicheau	Mr Doyle	
Mr McKim	Mr Clements	
Mr D'Entremont	Mr DesBarres	

Against the Resolution,

Mr Dickey
Mr Whitman
Mr Fairbanks
The Hon Mr Uniacke
The Hon Mr Dodd
Mr Miller
The Hon Mr Dewolf
Mr Taylor
Mr J Sargent
Mr Hatton
Mr Thorne
Mr Holmes
Mr Creighton

So it passed in the Affirmative.

The fourth Resolution being then read a second time, and the House dividing thereon, there appeared, for agreeing to the Resolution, thirty-one; against it, thirteen. Fourth Resolution agreed to on division

For the Resolution,

Mr Archibald	Mr Holland	Mr Morton
Mr Holdsworth	Mr Dickson	Mr Kavanagh
Mr McDonald	Mr McDougall	Mr Young
Mr Forrestall	Mr Upham	Mr Allison
Mr Bell	Mr Huntington	Mr W Sargent
Mr Howe	Mr Benjamin	
Mr Spearwater	Mr Chipman	
Mr McLellan	Mr Annand	
Mr Waterman	Mr Lewis	
Mr McHeffy	Mr Smith	
Mr Robicheau	Mr Doyle	
Mr McKim	Mr Clements	
Mr D'Entremont	Mr DesBarres	

Against the Resolution,

Mr Dickey
Mr Whitman
Mr Fairbanks
The Hon Mr Uniacke
The Hon Mr Dodd
Mr Miller
The Hon Mr Dewolf
Mr Taylor
Mr J Sargent
Mr Hatton
Mr Thorne
Mr Holmes
Mr Creighton

So it passed in the Affirmative.

The fifth Resolution being then read a second time,

Mr. Fairbanks moved that the same be amended, by leaving out all the words thereof, except the word "Resolved," and insert in place of the words so to be left out, the following:

"That the House still adhere to the principles contained in their Address, respecting the formation of Her Majesty's Councils in this Province, and whilst they yield, for the reasons expressed in the Despatch, to the decision of Her Majesty's Government, not to advise the Queen to take any further steps at present in the matter, they trust that those principles will be rigidly adhered to, by appointing, to all future vacancies, such Individuals as will represent, not only the Religious opinions, but all the varied Interests of the Country:"

Which, being seconded and put, and the House dividing thereon, there appeared for the amendment, eighteen; against it, twenty-seven:

For the amendment,

Mr Dickey	The Hon Mr Dewolf
Mr DesBarres	Mr Holmes
Mr Whitman	Mr J Sargent
Mr Fairbanks	Mr Elder
The Hon Mr Dodd	Mr W Sargent
The Hon Mr Uniacke	Mr Bell
Mr Miller	Mr Hatton
Mr Allison	Mr Thorne
Mr Taylor	Mr Creighton

Against the amendment,

Mr Doyle	Mr Robicheau	Mr Upham
Mr Holdsworth	Mr Clements	Mr Morton
Mr Archibald	Mr McKim	Mr Annand
Mr Waterman	Mr D'Entremont	Mr Kavanagh
Mr McDonald	Mr Lewis	Mr Smith
Mr Howe	Mr McHeffy	Mr Young
Mr Forrestall	Mr Benjamin	Mr Chipman
Mr McLellan	Mr Holland	Mr Huntington
Mr Spearwater	Mr Dickson	Mr McDougall

So it passed in the negative.

The said fifth Resolution was then agreed to by the House.

The sixth Resolution being then read a second time, and the House dividing thereon, there appeared, for agreeing to the Resolution, twenty-seven; against it, eighteen: Fifth Resolution agreed to
Sixth Resolution agreed to upon division

For the Resolution,

Mr Doyle	Mr Robicheau	Mr Upham
Mr Holdsworth	Mr Clements	Mr Morton
Mr Archibald	Mr McKim	Mr Annand
Mr Waterman	Mr D'Entremont	Mr Kavanagh
Mr McDonald	Mr Lewis	Mr Smith
Mr Howe	Mr McHeffy	Mr Young
Mr Forrestall	Mr Benjamin	Mr Chipman
Mr McLellan	Mr Holland	Mr Huntington
Mr Spearwater	Mr Dickson	Mr McDougall

Against the Resolution,

Mr Dickey	The Hon Mr Dewolf
Mr DesBarres	Mr Holmes
Mr Whitman	Mr J Sargent
Mr Fairbanks	Mr Elder
The Hon Mr Dodd	Mr W Sargent
The Hon Mr Uniacke	Mr Bell
Mr Miller	Mr Hatton
Mr Allison	Mr Thorne
Mr Taylor	Mr Creighton

So it passed in the affirmative.

WEDNESDAY and THURSDAY, 30th and 31st JANUARY, 1839.

Seventh Resolution agreed to upon division

The seventh Resolution being then read a second time, and the House dividing thereon, there appeared, for agreeing to the Resolution, twenty-six; against it; nineteen :

For the Resolution,

Mr Doyle
Mr Holdsworth
Mr Waterman
Mr M'Donald
Mr Howe
Mr Forrestall
Mr M'Lellan
Mr Spearwater
Mr Robicheau

Mr Clements
Mr M'Kim
Mr D'Entremont
Mr Lewis
Mr M'Heffy
Mr Benjamin
Mr Holland
Mr Upham

Mr Morton
Mr Annand
Mr Kavanagh
Mr Smith
Mr Young
Mr Chipman
Mr Huntington
Mr M'Dougall

Against the Resolution,

Mr Dickey
Mr Desbarres
Mr Whitman
Mr Fairbanks
The Hon Mr Dodd
The Hon Mr Uniacke
Mr Miller
Mr Allison
Mr Taylor
The Hon Mr Dewolf

Mr Holmes
Mr J Sargent
Mr Elder
Mr W. Sargent
Mr Bell
Mr Halton
Mr Thorne
Mr Creighton
Mr Archibald

So it passed in the affirmative.

Eighth & ninth Resolutions agreed to

The eighth and ninth Resolutions being then read a second time, were respectively agreed to by the House.

Committee to draw up Instructions to Delegates

On motion of Mr. Howe, *resolved*, that a Committee be appointed to draw up Instructions to the Members of the Delegation to England, on behalf of this House, contemplated by the Resolution of yesterday.

Ordered, That Mr. Young, Mr. Howe, Mr. Doyle, Mr. Huntington, Mr. Morton, Mr. Bell, and Mr. Lewis, be a Committee accordingly.

Mr. Dickson substituted for Mr. Forrester on Committee of Public Accounts

Ordered, That Mr. Dickson be one of the Committee of this House, for the purpose of examining the Public Accounts, jointly, with a Committee of the Legislative Council, in the place of Mr. Forrester, who is unwell, and thereby unable to attend said Committee, and that the Clerk do acquaint the Council therewith.

Order on Trustees of School Lands Bill postponed

The Order of the Day being read for the Committee on Bills committed, in order to consider the Bill for the appointment of Trustees of School Lands.

Ordered, That this House will, to-morrow, resolve itself into a Committee on Bills committed, and will therein consider said Bill.

Order on Halifax Incorporation Bill postponed

The Order of the Day being read for the second reading of the Bill to Incorporate the City of Halifax.

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

Then the House adjourned until to-morrow, at twelve of the Clerk.

Thursday, 31st January, 1839.

PRAYERS.

Pet. of R. K. Marsters for amount of Treasury Notes destroyed by mice

A Petition of Robert K. Marsters was presented by the Hon. Mr. Dodd and read, praying that the sum of Eight Pounds in Provincial Treasury Notes belonging to him, gnawed and destroyed by mice—the remains of which accompanied the Petition, may be replaced by a grant from the Provincial Treasury.

Ordered, That the Petition do lie on the Table.

Petition from Strait of Barra C. B. for extension of Post Communication Referred to Post Office Com.

A Petition of the Settlers of the Strait of Barra, in the Island of Cape-Breton, was presented by the Hon. Mr. Dodd and read, praying that the Post Communication may be extended from East Bay to that Settlement.

Ordered, That the Petition be referred to the Committee on the Post-Office.

Pet. for aid to Sydney Mechanics' Institute

A Petition of C. E. Leonard and others, a Committee of the Sydney Mechanics' Institute, was presented by the Hon. Mr. Dodd and read, praying aid towards effecting the purposes of the Institute, including the establishment of a Library in connection therewith.

Ordered, That the Petition do lie on the Table.

Pet. of Richd. Gibbons for compensation for loss in building Bridge over Sydney river

A Petition of Richard Gibbons, Junior, was presented by the Hon. Mr. Dodd and read, setting forth the loss sustained by him in building a Bridge by Contract over Sydney River, and praying compensation.

Ordered, That the Petition do lie on the Table.

THURSDAY, 31st JANUARY, 1839.

A Petition of Inhabitants of West Chester, in the County of Cumberland, was presented by Mr. M'Kim and read, praying that the Cobequid Mountain in said County, on the Mail Route to Quebec, may be avoided, by the opening of the proposed road around the same, according to Mr. Wightman's Survey.

Pet. from West Chester for opening Road round Cobequid Mountain

Ordered, That the Petition do lie on the Table.

A Petition of John M'Donald, Miller, and others, Inhabitants of Malignant Cove, in the County of Sydney, was presented by Mr. Forrestall and read, setting forth that the cultivation of Oats and Barley having of late become more extensive, the said M'Donald had added to his Grist Mill, at that place, Apparatus for manufacturing those Grains, together with a Kiln for drying them—which, being only of wood, had several times taken fire and been consumed, and praying a grant of money for the purpose of purchasing an iron cover for the draft of the kiln.

Pet. for aid to Oat Mill at Malignant Cove

Ordered, That the Petition be referred to the Committee on Agriculture.

Referred to Com. on Agriculture

Mr. Holmes, pursuant to leave given, on Monday last, presented a Bill to enable the Congregation at Rogers' Hill, in connection with the Kirk of Scotland, to make sale of their Church or Meeting House, and the same was read a first time, and ordered to be read a second time.

Bill for Sale of Kirk at Rogers' Hill Pictou

Mr. McLellan, pursuant to leave given, presented a Bill for annexing Five Islands to the County of Colchester; and the same was read a first time, and ordered to be read a second time.

Bill to annex Five Islands to Colchester.

A Petition of George Anderson was presented by Mr. Bell and read, praying aid towards the completion of a Grist and Oat Mill, now in the course of erection by him at the head of Port Piswick Harbor.

Pet. for aid to Oat-mill at Piswick Harbor
Referred to Com. on Agriculture

Ordered, That the Petition be referred to the Committee on Agriculture.

Mr. Bell, pursuant to leave given, presented a Bill in amendment of the Act to regulate the Packing and Inspecting of Salted Beef and Pork, for Exportation, and the same was read a first time.

Bill in amendment of Act to regulate the packing of Salted Beef & Pork

Ordered, That the Bill be referred to the Committee on Agriculture.

The Hon. Mr. Uniacke reported from the Committee on Navigation Securities, in regard to the proposed Light-House near the entrance of Yarmouth Harbor, the subject of which was referred to the said Committee; and he read the Report in his place, and afterwards delivered the same in at the Clerk's Table, where it was again read.

Report from Com. as to Yarmouth Light-House

(See Appendix No. 15.)

Ordered, That the Report be received and adopted by the House.

On motion of Mr. Clements, resolved as followeth:—

Whereas, the sum of £750 was granted in the last Session of the Legislature, for the purpose of building a Light-House on the west side of the entrance of Yarmouth Harbor, which said Light-House was directed to be built by contract. And whereas, it has been ascertained that the said sum of £750 will not be sufficient to complete a Light-House in the most advantageous situation to those interested in the Trade of that part of the Province. And whereas, the Timber and other Materials can be procured at much less expense in the winter season, than after the close of the present Session; and it is desirable that the Commissioners should be enabled to offer Contracts for erecting the said Light-House as speedily as possible, and the Committee on Navigation Securities have reported favorably thereon. *Resolved,* that a Committee be appointed to wait upon His Excellency the Lieutenant Governor, to request that His Excellency will be pleased to authorize the Commissioners of Light-Houses to advance and expend, if necessary, the sum of £250, in addition to the former grant of £750, for the purpose of completing said Light-House; and that this House will make provision for the same during the present Session.

Resolution to authorize Lieut. Governor to advance Monies for Yarmouth Light-House

Ordered, That Mr. Clements, the Hon. Mr. Uniacke and Mr. Huntington, be a Committee for the above purpose.

Committee therefor

Ordered,

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

Resolution authorising Lieut. Gov. to advance £1,000 for relief of sufferers by Canadian Rebellion

On motion of the Hon. Mr. Dodd, *resolved unanimously*, that a Committee be appointed to wait on His Excellency the Lieutenant-Governor, and respectfully to inform His Excellency, that as this House are desirous to contribute to the relief of the Widows and Families of those who have fallen in the Canadian Rebellion, if His Excellency will authorize the advance of the sum £1,000, to be placed at the disposal of His Excellency Sir John Colborne, Governor-General, to be applied as he may deem most expedient for the above purpose, this House will make provision for the same.

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

Bill presented for paying off Funded Debt

Mr. McLellan, pursuant to leave given, presented a Bill for paying off the Funded Debt of the Province, by an issue of Treasury Notes; and the same was read a first time, and ordered to be read a second time.

Petition from Queen's County for prohibition against retailing Spirits

A Petition of Elisha Freeman and others, Freeholders in the Northern District of Queen's County, was presented by Mr. Waterman and read, praying that Legislative measures may be adopted for putting an end to the retailing of Spirituous Liquors.

Ordered, That the Petition do lie on the Table.

Petition for establishment of College at Horton

A Petition of James W. Nutting and James W. Johnston, for themselves and others, the Managing Committee of the Nova-Scotia Baptist Education Society, was presented by Mr. Chipman and read, praying further aid to the Academy under their superintendance at Horton, and for the endowment and incorporation of a College in connexion therewith, to be called "The Queen's College," with the power of conferring Collegiate Degrees.

Ordered, That the Petition do lie on the Table.

Continuing Bills read 2d time on following subjects, viz :
Exportation of Smoked Herrings
Nuisances
Introduction of Contagious Diseases

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

A Bill to continue the Act for the Exportation of Red or Smoked Herrings.

A Bill to continue the Act additional concerning Nuisances.

A Bill to continue the Act more effectually to provide against the introduction of Infectious or Contagious Diseases, and the spreading thereof in this Province, and the Act in amendment thereof.

Landings in King's County
Commrs. of Sewers
Poors' Rates of Pictou
Restraining Attachments
Halifax Grammar School

A Bill to continue the Act to regulate certain Landings in the County of King's County.

A Bill to continue the Act in amendment of the Acts relating to Commissioners of Sewers.

A Bill to continue the Act respecting the collection of Poors' Rates of Pictou.

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

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

Sea Manure in Queen's County

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

Extension of Laws in Cape-Breton

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

Marriage Licenses

A Bill to continue the Act relating to Marriage Licenses.

Proof of Written Documents

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

Wills Legacies

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

Malicious injuries to property
Killing of Bears, &c.

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

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

Navigation of Harbour of Pugwash

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

Supervisors of Public Grounds

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

A Bill to continue the Act in further addition to, and in amendment of, the Act for the choice of Town Officers and regulating of Townships, and the Act to alter and amend the same.	Town Officers
A Bill to continue the Act to prevent damage to the Nets of Fishermen by Coasting Vessels.	Nets of Fishermen
A Bill to continue the Act in amendment of the Act relating to Highways, Roads and Bridges.	Highways, &c.
A Bill to continue the Acts in force relative to the Inspection of Pickled Fish.	Inspection of Pickled Fish
A Bill to continue the Act to regulate the expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges, and the Acts in amendment thereof.	Road Expenditure
A Bill to continue the Act in amendment of the Act for the settlement of the Poor in the several Townships within this Province.	Settlement of Poor
A Bill to continue the Act in addition to, and in amendment of, the Act to prevent Nuisances by Hedges, Wears and other Incumbrances, obstructing the passage of Fish in the Rivers of this Province.	Nuisances in Rivers
A Bill to continue the Acts to provide for the Regulation and Management of the Grammar School or Academy at Annapolis.	Annapolis Academy
A Bill to continue the Act for the support and regulation of Light-Houses.	Light-House
A Bill to continue the Act for regulating the Fishery in the River Shubenacadie.	Fishery in Shubenacadie
A Bill to continue the Act to provide against the occurrence of Diseases from the Bite of Animals.	Bite of Animals
A Bill to continue the Act to prevent the spreading of Contagious Diseases, and for the performance of Quarantine, and the Act in amendment thereof.	Quarantine
A Bill to continue the Act for the Summary Trial of Actions, and the Acts in amendment thereof.	Summary Trial of Actions
A Bill to continue the Act in addition to the Act for regulating the Rates and Prices of Carriages.	Rates and Prices of Carriages
A Bill to continue the Act to suspend the operation of the Act to prevent Forestalling, Regrating and Monopolizing, of Cord Wood, in the Town of Halifax.	Suspension of Act against Monopolizing Cordwood
A Bill to continue the Act to suspend the operation of several Acts of the General Assembly passed, to prevent Forestalling, Regrating and Monopolizing.	Suspension of Acts against Monopolizing
A Bill to continue the Act respecting the Trial of Issues in the Supreme Court, and for regulating the times of holding the Circuits of the said Court, and the Acts in amendment thereof.	Trial of Issues & holding of Circuits
A Bill to continue the Acts respecting the Militia of the Province.	Militia
A Bill to continue the several Acts concerning the Bridewell and Police in Halifax.	Bridewell and Police
A Bill to continue the Act concerning the Terms of the Supreme Court at Halifax.	Terms of Sup. Court
A Bill to continue the Act concerning the Inferior Courts of Common Pleas within this Province.	Concerning Inferior Courts of Com. Pleas
A Bill to continue the Act, entitled, An Act to provide for the Accommodation and Billetting of Her Majesty's Troops, or of the Militia, when on their march from one part of the Province to another, and also the Acts in amendment thereof.	Billetting of Troops &c.
A Bill to continue the Act to regulate the Pilotage of Vessels at the Port of Halifax, and the several Acts in amendment thereof and additional thereto.	Pilotage at Halifax
A Bill to continue the Act for the better preservation of the Property of the Inhabitants of the Town of Halifax, by providing for a sufficient Watch at Night.	Halifax Night Watch
A Bill to continue the Act to repeal the Act to amend the Acts respecting Firewards and Fires in Halifax, and to substitute other provisions in lieu thereof.	Firewards in Halifax
A Bill to continue the Act for the better regulation of Sable Island, in this Province.	Regulation of Sable Island
A Bill to continue the Act for the encouragement of Schools, and the Acts to amend the same.	Schools
A Bill to continue the Act to direct and ascertain the mode of assessing County and District Rates, and for other purposes, and the Acts in amendment thereof.	County Rates
A Bill to continue the Act to prevent Disorderly Riding and to regulate the Driving of Carriages	Disorderly Riding

Carriages on the Streets of Halifax or other Towns, or on the Public Roads of this Province, and for repealing certain Acts therein mentioned.

- Constables' Fees** A Bill to continue the Act to regulate the Fees of the Constable of the Court of Commissioners at Halifax.
- Commissioners Court Halifax** A Bill to continue an Act relating to the Court of Commissioners at Halifax.
- Assessment of Rates for Wickwire Dyke** A Bill to continue the Act relative to the Assessment of Dyke Rates for the new or Wickwire Dyke, in Horton.
- Chedabucto Bay Fisheries** A Bill to continue the Act to regulate the Fisheries of Chedabucto Bay.
- Lunenburg Fisheries** A Bill to continue the Act to prevent injuries to the Fisheries within the County of Lunenburg, by Mill Dams, or any other obstruction.
- Cape Breton Summary Trials** A Bill to continue the Act for the Summary Trial of Actions, in the Island of Cape-Breton.
- Mortgage Foreclosure** A Bill to continue the Act for the more easy Redemption and Foreclosure of Mortgages.
- Cape Forchu Harbor** A Bill to continue the Act to preserve the Harbor of Cape Forchu, in Yarmouth.
- Seal Fisheries** A Bill to continue the Act to encourage the Seal Fisheries of this Province.
- Importation of Cattle** A Bill to continue the Act to encourage the importation of improved Breeds of Cattle into this Province.
- Passengers from Great Britain and Ireland** A Bill to continue the Act relating to Passengers from Great-Britain and Ireland, and the Act in amendment thereof.
- Inspection of Flour &c.** A Bill to continue the several Acts now in force for the Inspection of Flour and Meal.
- Survey of Timber and Lumber** A Bill to continue the Act to regulate the Survey of Timber and Lumber, and to repeal certain Acts now in force.
- Guysboro' Town Lots** A Bill to continue the Act to enable the Proprietors of Land in the rear blocks or divisions of Land in the Township of Guysborough to open roads through the same.
- Bills committed** *Ordered*, That the Bills be committed to a Committee of the whole House.
- Committee on Bills** On motion, the House resolved itself into a Committee of the whole House, on the further consideration of Bills committed.
Mr. Speaker left the Chair,
Mr. Kavanagh took the Chair of the Committee,
Mr. Speaker resumed the Chair.
- Report Criminal Justice Bill And Joint Tenancy Bill** The Chairman reported from the Committee that they had gone through the Bill for improving the Administration of Criminal Justice, and the Bill relating to Joint Tenancy, and had directed him to report the said Bills to the House, severally, without any amendment; and he delivered the Bills in at the Clerk's Table.
- Bills to be engrossed** The Chairman also acquainted the House, that he was directed by the Committee to move for leave to sit again, on the consideration of Bills committed, which the House agreed to.
Ordered, That the Bills reported from the Committee be engrossed.
- Order on School Lands Bill postponed** The Order of the Day being read for considering, in Committee, the Bill for the appointment of Trustees of School Lands in this Province.
Ordered, That the said Bill be so considered to-morrow.
- Order on Halifax Incorporation Bill postponed** The Order of the Day being read for the second reading of the Bill to Incorporate the City of Halifax.
Ordered, That the said Bill be read a second time To-morrow.
- Then the House adjourned until to-morrow, at Twelve of the clock.

Friday, 1st February, 1839.

PRAYERS.

Leave of absence to Mr. McHeffy *Ordered*, That Mr. McHeffy have leave of absence from this House, to-morrow, to return home on urgent private business.

Engrossed Bill for improving Admr. of Criminal Justice read 3d time An engrossed Bill for improving the Administration of Criminal Justice, was read a third time,
Ordered,

Resolved, That the Bill do pass, and that the title be, An Act for improving the Administration of Criminal Justice.

An engrossed Bill relating to Joint Tenancy, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act relating to Joint Tenancy.

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

A Bill to enable the Congregation at Rogers' Hill, in connection with the Kirk of Scotland, to make sale of their Church or Meeting House, was read a second time.

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

A Petition of John Pernette, Keeper of the Ferry on the Western side of La Have River, in the County of Lunenburg, was presented by Mr. Creighton and read, praying compensation for conveying, twice a week across said River, the Courier with Her Majesty's Mails, for which he receives no remuneration.

A Petition of Charles Pernette, Keeper of said Ferry on the Eastern side of the River, was also presented by Mr. Creighton and read, stating the burning of Horse and Passenger Boats, provided by him, and now replaced at a considerable expense—the same having been done by some person or persons unknown; and also praying compensation for the like conveyance of the Courier of the Mails.

Ordered, That the Petitions be referred to the Committee on the Post-Office.

A Petition of the Rev. Donald A. Fraser and others; also, a Petition of the Rev. James C. Cochran and others, were presented by Mr. Creighton and read, respectively praying that a suitable endowment may be granted for an Academy in the Town of Lunenburg.

Ordered, That the Petition be referred to the Committee on Education.

A Petition of William H. Ross was presented by Mr. Miller and read, praying a Bounty upon an Oat Mill, which he proposes to erect at Sherbrooke, in the County of Lunenburg.

Ordered, That the Petition be referred to the Committee on Agriculture.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to the Resolution requesting His Excellency the Lieutenant-Governor to advance and remit the sum of £1,000 to His Excellency the Governor-General, towards the relief of the Families of those who have fallen in the Canadian Rebellion.

And then the Messenger withdrew.

Ordered, That the Hon. Mr. Dodd, the Hon. Mr. Uniacke and Mr. Morton, be a Committee to wait upon His Excellency the Lieutenant-Governor, pursuant to said Resolution.

On motion, *resolved*, that a Conference be desired with the Council by Committee, on the subject of appointing a Joint Committee to wait upon His Excellency the Lieutenant-Governor, with a copy of the Resolution, authorizing him to remit to His Excellency the Governor-General the sum of £1,000, for the relief of the Families of those who have fallen in the Canadian Rebellion.

Ordered, That the Clerk do request the said Conference.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council agree to a Conference as requested by this Honorable House, and the Committee of the Council are now ready to meet the Committee of this House thereon.

Ordered, That the Committee appointed to wait upon His Excellency the Lieutenant-Governor, under the Resolution, requesting His Excellency to advance £1,000 for the relief of the Families of those who have fallen in the Canadian Rebellion, be a Committee for managing said Conference, and do thereat acquaint the Committee of the Council, that this House are desirous that the Council should appoint a Committee to join the Committee of this House, in waiting upon His Excellency the Lieutenant-Governor, pursuant to said Resolution.

So they went to the Conference,

And being returned,

Passed
Engrossed Joint
Tenancy Bill read
3d time
Passed

Bills sent to Council

Rogers' Hill Meeting house Bill read 2d time & committed

Petitions from Keepers of LaHave Ferry for aid in carrying Mails

Referred to Post Office Com.

Pet. for endowment of an Academy at Lunenburg

Pet. of W. H. Ross for Bounty on Oat-Mill at Sherbrooke

Council agree to advance of £1,000 for Canadian sufferers

Com. to wait on Gov. pursuant to Resolution for advance of £1,000

Conference requested with Council on subject of appointing a joint Com. to wait on Gov.

Council agree to Conference

Order for Committee of House on Conference to request appointment of Committee of Council to join

The

FRIDAY, 1st FEBRUARY, 1839.

Conference reported

The Hon. Mr. Dodd reported, that the Managers had been at the Conference, and had complied with the instructions of the House.

A Message from the Council, by Mr. Halliburton:

Council desire further Conference

Mr. Speaker,

The Council desire a further Conference by Committee, with a Committee of this Honorable House, on the subject of the last Conference.

And then the Messenger withdrew.

Conference agreed to

On motion, *resolved*, that this House do agree to the further Conference desired by the Council, and that the Clerk do acquaint the Council therewith, and that the Committee of this House are ready to meet the Committee of the Council thereon.

Ordered, That the Committee who managed the last Conference, do manage this Conference.

So they went to the Conference,

And being returned,

Conference held

The Hon. Mr. Dodd reported that the Managers had been at the Conference, and that the Committee of the Council had thereupon informed the Committee of this House, that the Council had agreed to the appointment of a Committee to wait on His Excellency the Lieutenant-Governor, jointly, with the Committee of this House, as requested by the House, and had appointed the Hon. Messrs. Stewart, Allison, and Almon, a Committee of the Council for that purpose.

Com. on Bills

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

Mr Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

Com. report
Bill to enable Congregation at Rogers' Hill to sell Meeting House
Exportation of Herrings
Introduction of Contagious Diseases
Landings in King's County
Comms. of Sewers
Poors' Rates of Pictou
Restraining Attachments
Halifax Grammar School
Sea Manure in Queen's County
Extension of Laws to Cape-Breton

The Chairman reported from the Committee that they had gone through the Bill to enable the Congregation at Rogers' Hill, in connexion with the Kirk of Scotland, to make Sale of their Church or Meeting-House; also, the Bill to continue the Act for regulating the Exportation of Red or Smoked Herrings; the Bill to continue the Act additional concerning Nuisances; the Bill to continue the Act more effectually to provide against the introduction of Infectious or Contagious Diseases, and the spreading thereof in this Province, and the Act in amendment thereof; the Bill to continue the Act to regulate certain Landings in the County of King's County; the Bill to continue the Act in amendment of the Acts relating to Commissioners of Sewers; the Bill to continue the Act respecting the Collection of Poors' Rates of Pictou; the Bill to continue the Act to restrain the issuing of Writs of Attachment in certain cases; the Bill to continue the Act to amend an Act for establishing a Public School in the Town of Halifax; the Bill to continue the Act to authorise the Sessions of the Peace for the County of Queen's County to make Regulations for the gathering of Sea Manure in the said County; the Bill to continue the Act in amendment of an Act made and passed in the first and second years of His late Majesty's Reign, entitled, An Act to extend the Laws and Ordinances of the Province of Nova-Scotia to the Island of Cape-Breton; the Bill to continue the Act relating to Marriage Licenses; the Bill to continue the Act to lessen the expense of the proof of Written Documents in Actions depending in any of the Courts within this Province; the Bill to continue the several Acts now in force in addition to, and amendment of, the Act relating to Wills, Legacies and Executors, and for the settlement and distribution of the Estates of Intestates; the Bill to continue the Act concerning Malicious Injuries to Property; the Bill to continue the Act to encourage the killing of Bears, Loup Cerviers and Wild Cats; the Bill to continue the Act to preserve and regulate the Navigation of the Harbor of Pugwash; the Bill to continue the Act for appointing Supervisors to take charge of Public Grounds, and for other purposes, and the Act in amendment thereof; the Bill to continue the Act to prevent damage to the Nets of Fishermen by Coasting Vessels; the Bill to continue the Act in amendment of the Act relating to Highways, Roads and Bridges; the Bill to continue the Acts in force relative to the Inspection of Pickled Fish; the Bill to continue the Act to regulate the expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges, and the Acts

Marriage Licenses
Proof of Written Documents

Wills, Legacies

Malicious injuries to property
Killing of Bears, &c.
Navigation of Harbour of Pugwash
Supervisors of Public Grounds
Nets of Fishermen
Highways, &c.
Inspection of Pickled Fish
Road Expenditure

in amendment thereof; the Bill to continue the Act in amendment of the Act for the settlement of the Poor in the several Townships within this Province; the Bill to continue the Act in addition to, and in amendment of, the Act to prevent Nuisances by Hedges, Weirs and other Incumbrances, obstructing the passage of Fish in the Rivers of this Province; the Bill to continue the Acts to provide for the regulation and management of the Grammar School or Academy at Annapolis; the Bill to continue the Act for regulating the Fishery in the River Shubenacadie; the Bill to continue the Act to prevent the spreading of Contagious Diseases and for the performance of Quarantine, and the Act in amendment thereof; the Bill to continue the Act respecting the Trial of Issues in the Supreme Court, and for regulating the times of holding the Circuits of the said Court, and the Acts in amendment thereof; the Bill to continue the Act concerning the terms of the Supreme Court at Halifax; the Bill to continue the Act concerning the Inferior Courts of Common Pleas within this Province; the Bill to continue the Act, entitled, An Act to provide for the Accommodation and Billetting of His Majesty's Troops or of the Militia, when on their march from one part of the Province to another, and also, the Acts in amendment thereof; the Bill to continue the Act for the better regulation of Sable Island in this Province; the Bill to continue the Act to prevent Disorderly Riding, and to regulate the Driving of Carriages on the Streets of Halifax or other Towns, or on the Public Roads of this Province, and for repealing certain Acts therein mentioned; the Bill to continue the Act to prevent injuries to the Fisheries within the County of Lunenburg, by Mill Dams, or any other obstruction; the Bill to continue the Act for the more easy Redemption and Foreclosure of Mortgages; the Bill to continue the Act to preserve the Harbour of Cape Forchu, in Yarmouth; the Bill to continue the Act to encourage the importation of improved Breeds of Cattle into this Province; the Bill to continue the Act relating to Passengers from Great-Britain and Ireland, and the Act in amendment thereof; and the Bill to continue the Act to enable the Proprietors of Land in the rear Blocks or Division of Land in the Township of Guysborough, to open roads through the same; and had directed him to report the said Bills to the House, severally, without any amendment, and he afterwards delivered the Bills in at the Clerk's Table.

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

Ordered, That the Bills be engrossed.

A Petition of John Carten, of Liverpool, in Queen's County, was presented by Mr. Fairbanks and read, praying a return of Duties paid by him upon a Hogshead of supposed pale Brandy, purchased by him at a Sale of wrecked Goods, and which was subsequently found to consist chiefly of Salt Water.

Ordered, That the Petition be referred to the Committee on Trade.

The Hon. Mr. Dodd reported from the Committee appointed to wait upon His Excellency the Lieutenant-Governor, pursuant to the Resolution requesting an advance of £1,000 for the relief of the Families of those who have fallen in the Canadian Rebellion; that the Committee had waited upon His Excellency accordingly, who, upon being informed of the Resolution, had replied to the effect that it was highly creditable to the people of Nova-Scotia, and that he would have great pleasure in carrying it into effect.

Mr. Waterman, pursuant to leave given, presented a Bill for prohibiting the retail of Distilled Spirits, and to restrain the manufacture thereof, and the same was read a first time, and ordered to be read a second time.

A Petition of James Royer Smith and Hugh Hartshorne, was presented by the Hon. Mr. Dewolf and read, setting forth their having erected at a great expense Saw Mills and various Buildings and Wharves at Moose River, in the Township of Parrsborough, King's County, and praying for an Act of Incorporation for themselves, and such other persons as may become purchasers of Shares in said establishment.

Ordered, That the Petition do lie on the Table.

Settlement of Poor

Nuisances in Rivers

Annapolis Academy
Fishery in Shuben-
acadie

Quarantine

Trial of Issues &
holding of Circuits
Terms of Sup.

Court
Concerning Inferior
Courts of Com.

Pleas
Billetting of Troops
&c.

Regulation of Sable
Island

Disorderly Riding

Lunenburg Fish-
eries

Mortgage Foreclo-
sure

Cape Forchu Har-
bor

Importation of Cat-
tle

Passengers from
Great Britain and
Ireland

Bills to be engross-
ed

Petition of J. Car-
ten of Liverpool for
return of duties

Referred to Com.
on Trade

Report from Com.
to wait on Gov.
with Resolution for
granting £1000 for
relief of Families of
those who have fall-
en in Canada

Bill presented to
prevent retail of
Distilled Spirits

Petition of Messrs.
Smith and Harts-
horne for Act to In-
corporate Moose
River Mills Com-
pany

- Bill to Incorporate Moose River Mills Company
The Hon. Mr. Dewolf, pursuant to leave given, presented a Bill to Incorporate the Moose River Mills Company, and the same was read a first time, and ordered to be read a second time.
- Bill presented to amend Sydney Pilotage Acts
The Hon. Mr. Dodd, pursuant to leave given, presented a Bill to amend the Acts to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape-Breton, and the same was read a first time, and ordered to be read a second time.
- Orders of Day, School Lands Bill deferred till to-morrow
The Order of the Day being read for considering in Committee the Bill for the appointment of Trustees of School Lands in this Province.
Ordered, That the said Bill be considered in Committee To-morrow.
- Halifax Incorporation Bill deferred
The Order of the Day being read for the second reading of the Bill to Incorporate the City of Halifax.
Ordered, That the said Bill be read a second time To-morrow.
- Then the House adjourned until To-morrow at twelve o'clock.

Saturday, 2d February, 1839.

PRAYERS.

- Engrossed Bills read 3d time and passed, viz :
Bill to enable Congregation at Rogers' Hill to sell their Meeting House
Continuing Bills on following subjects :
Exportation of Herrings
An engrossed Bill to enable the Congregation at Rogers' Hill, in connexion with the Kirk of Scotland, to make sale of their Church or Meeting House, was read a third time.
Resolved, That the Bill do pass, and that the title be, An Act to enable the Congregation at Rogers' Hill, in connexion with the Kirk of Scotland, to make sale of their Church or Meeting House.
- Passed
Nuisances
An engrossed Bill to continue the Act for regulating the Exportation of Red or Smoked Herrings, was read a third time.
Resolved, That the Bill do pass, and that the title be, An Act to continue the Act for regulating the Exportation of Red or Smoked Herrings.
- Passed
Introduction of Contagious Diseases
An engrossed Bill to continue the Act additional concerning Nuisances.
Resolved, That the Bill do pass, and that the title be, An Act to continue the Act additional concerning Nuisances.
- Passed
Landings in King's County
An engrossed Bill to continue the Act more effectually to provide against the introduction of Infectious or Contagious Diseases, and the spreading thereof in this Province, and the Act in amendment thereof, was read a third time.
Resolved, That the Bill do pass, and that the title be, An Act to continue the Act more effectually to provide against the introduction of Infectious or Contagious Diseases, and the spreading thereof in this Province, and the Act in amendment thereof.
- Passed
Commrs. of Sewers
An engrossed Bill to continue the Act to regulate certain Landings in the County of King's County, was read a third time.
Resolved, That the Bill do pass, and that the title be, An Act to continue the Act to regulate certain Landings in the County of King's County.
- Passed
Poors' Rates of Pictou
An engrossed Bill to continue the Act in amendment of the Acts relating to Commissioners of Sewers, was read a third time.
Resolved, That the Bill do pass, and that the title be, An Act to continue the Act in amendment of the Acts relating to Commissioners of Sewers.
- Passed
Restraining Attachments
An engrossed Bill to continue the Act respecting the collection of Poors' Rates of Pictou, was read a third time.
Resolved, That the Bill do pass, and that the title be, An Act to continue the Act respecting the Collection of Poors' Rates of Pictou.
- Passed
Halifax Grammar School
An engrossed Bill to continue the Act to restrain the issuing Writs of Attachment, in certain cases, was read a third time.
Resolved, That the Bill do pass, and that the title be, An Act to continue the Act to restrain the issuing of Writs of Attachment in certain cases.
- Halifax Grammar School
An engrossed Bill to continue the Act to amend an Act for establishing a Public School in the Town of Halifax, was read a third time.
Resolved,

<i>Resolved,</i> That the Bill do pass, and that the title be, An Act to continue the Act to amend an Act for establishing a Public School in the Town of Halifax.	Passed
An engrossed Bill to continue the Act to authorize the Sessions of the Peace for the County of Queen's County to make regulations for the gathering of Sea Manure in the said County, was read a third time.	Sea Manure in Queen's County
<i>Resolved,</i> That the Bill do pass, and that the title be, An Act to continue the Act to authorise the Sessions of the Peace for the County of Queen's County to make Regulations for the gathering of Sea Manure in the said County.	Passed
An engrossed Bill to continue the Act in amendment of an Act, made and passed in the first and second years of His late Majesty's Reign, entitled, An Act to extend the Laws and Ordinances of the Province of Nova-Scotia to the Island of Cape-Breton, was read a third time.	Extension of Laws to Cape-Breton
<i>Resolved,</i> That the Bill do pass, and that the title be, An Act to continue the Act in amendment of an Act, made and passed in the first and second years of His late Majesty's Reign, entitled, An Act to extend the Laws and Ordinances of the Province of Nova-Scotia to the Island of Cape-Breton.	Passed
An engrossed Bill to continue the Act relating to Marriage Licenses, was read a third time.	Marriage Licenses
<i>Resolved,</i> That the Bill do pass, and that the title be, An Act to continue the Act relating to Marriage Licenses.	Passed
An engrossed Bill to continue the Act to lessen the expense of the Proof of Written Documents in Actions depending in any of the Courts within this Province, was read a third time.	Proof of Written Documents
<i>Resolved,</i> That the Bill do pass, and that the title be, An Act to continue the Act to lessen the expense of the Proof of Written Documents in Actions depending in any of the Courts within this Province.	Passed
An engrossed Bill to continue the several Acts now in force in addition to, and amendment of, the Act relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates, was read a third time.	Wills, Legacies, &c.
<i>Resolved,</i> That the Bill do pass, and that the title be, An Act to continue the several Acts now in force in addition to, and amendment of, the Act relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates.	Passed
An engrossed Bill to continue the Act concerning Malicious Injuries to Property, was read a third time.	Malicious injuries to property
<i>Resolved,</i> That the Bill do pass, and that the title be, An Act to continue the Act concerning Malicious Injuries to Property.	Passed
An engrossed Bill to continue the Act to encourage the killing of Bears, Loup Cerviers and Wild Cats, was read a third time.	Killing of Bears, &c.
<i>Resolved,</i> That the Bill do pass, and that the title be, An Act to continue the Act to encourage the killing of Bears, Loup Cerviers and Wild Cats.	Passed
An engrossed Bill to continue the Act to preserve and regulate the Navigation of the Harbor of Pugwash, was read a third time.	Navigation of Harbour of Pugwash
<i>Resolved,</i> That the Bill do pass, and that the title be, An Act to continue the Act to preserve and regulate the Navigation of the Harbor of Pugwash.	Passed
An engrossed Bill to continue the Act for appointing Supervisors to take charge of Public Grounds, and for other purposes, and the Act in amendment thereof, was read a third time.	Supervisors of Public Grounds
<i>Resolved,</i> That the Bill do pass, and that the title be, An Act to continue the Act for appointing Supervisors to take charge of Public Grounds, and for other purposes, and the Act in amendment thereof.	Passed
An engrossed Bill to continue the Act to prevent damage to the Nets of Fishermen by Coasting Vessels, was read a third time.	Nets of Fishermen
<i>Resolved,</i> That the Bill do pass, and that the title be, An Act to continue the Act to prevent damage to the Nets of Fishermen by Coasting Vessels.	Passed
An engrossed Bill to continue the Act in amendment of the Act relating to Highways, Roads and Bridges, was read a third time.	Highways, &c.
<i>Resolved,</i>	

- Passed *Resolved*, That the Bill do pass, and that the title be, An Act to continue the Act in amendment of the Act relating to Highways, Roads and Bridges.
- Inspection of Pickled Fish An engrossed Bill to continue the Acts in force relative to the Inspection of Pickled Fish, was read a third time.
- Passed *Resolved*, That the Bill do pass, and that the title be, An Act to continue the Acts in force relative to the Inspection of Pickled Fish.
- Road Expenditure An engrossed Bill to continue the Act to regulate the expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges, and the Acts in amendment thereof, was read a third time.
- Passed *Resolved*, That the Bill do pass, and that the title be, An Act to continue the Act to regulate the expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges, and the Acts in amendment thereof.
- Settlement of Poor An engrossed Bill to continue the Act in amendment of the Act for the settlement of the Poor in the several Townships within this Province, was read a third time.
- Passed *Resolved*, That the Bill do pass, and that the title be, An Act to continue the Act in amendment of the Act for the settlement of the Poor in the several Townships within this Province.
- Nuisances in Rivers An engrossed Bill to continue the Act in addition to, and in amendment of, the Act to prevent Nuisances by Hedges, Wears and other Incumbrances, obstructing the passage of Fish in the Rivers of this Province, was read a third time.
- Passed *Resolved*, That the Bill do pass, and that the title be, An Act to continue the Act in addition to, and in amendment of, the Act to prevent Nuisances by Hedges, Wears and other Incumbrances, obstructing the passage of Fish in the Rivers of this Province.
- Annapolis Academy An engrossed Bill to continue the Acts to provide for the Regulation and Management of the Grammar School or Academy at Annapolis, was read a third time.
- Passed *Resolved*, That the Bill do pass, and that the title be, An Act to continue the Acts to provide for the regulation and management of the Grammar School or Academy at Annapolis.
- Shubenacadie Fishery An engrossed Bill to continue the Act for regulating the Fishery in the River Shubenacadie, was read a third time.
- Passed *Resolved*, That the Bill do pass, and that the title be, An Act to continue the Act for regulating the Fishery in the River Shubenacadie.
- Quarantine An engrossed Bill to continue the Act to prevent the spreading of Contagious Diseases, and for the performance of Quarantine, and the Act in amendment thereof, was read a third time.
- Passed *Resolved*, That the Bill do pass, and that the title be, An Act to continue the Act to prevent the spreading of Contagious Diseases, and for the performance of Quarantine, and the Act in amendment thereof.
- Circuit Courts An engrossed Bill to continue the Act respecting the Trial of Issues in the Supreme Court, and for regulating the times of holding the Circuits of the said Court, and the Acts in amendment thereof, was read a third time.
- Passed *Resolved*, That the Bill do pass, and that the title be, An Act to continue the Act respecting the Trial of Issues in the Supreme Court, and for regulating the times of holding the Circuits of the said Court, and the Acts in amendment thereof.
- Terms of Sup. Court, Halifax An engrossed Bill to continue the Act concerning the Terms of the Supreme Court at Halifax, was read a third time.
- Passed *Resolved*, That the Bill do pass, and that the title be, An Act to continue the Act concerning the Terms of the Supreme Court at Halifax.
- Inferior Courts An engrossed Bill to continue the Act concerning the Inferior Courts of Common Pleas within this Province, was read a third time.
- Passed *Resolved*, That the Bill do pass, and that the title be, An Act to continue the Act concerning the Inferior Courts of Common Pleas within this Province.
- Billeting of Troops &c. An engrossed Bill to continue the Act, entitled, An Act to provide for the Accommodation and Billetting of His Majesty's Troops, or of the Militia, when on their march from one part of the Province to another, and also the Acts in amendment thereof, was read a third time.

Resolved,

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act, entitled, An Act to provide for the Accommodation and Billetting of His Majesty's Troops, or of the Militia, when on their march from one part of the Province to another, and also the Acts in amendment thereof. Passed

An engrossed Bill to continue the Act for the better regulation of Sable Island, in this Province, was read a third time. Sable Island

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act for the better regulation of Sable Island, in this Province. Passed

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

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

An engrossed Bill to continue the Act to prevent injuries to the Fisheries within the County of Lunenburg, by Mill Dams, or any other obstruction, was read a third time. Lunenburg River Fisheries.

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act to prevent injuries to the Fisheries within the County of Lunenburg, by Mill Dams, or any other obstructions. Passed

An engrossed Bill to continue the Act for the more easy Redemption and Foreclosure of Mortgages, was read a third time. Foreclosure of Mortgages

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act for the more easy Redemption and Foreclosure of Mortgages. Passed

An engrossed Bill to continue the Act to preserve the Harbour of Cape Forchu, in Yarmouth, was read a third time. Preservation of Cape Forchu Harbor

Resolved, That the Bill do pass, and that the title, An Act to continue the Act to preserve the Harbour of Cape Forchu, in Yarmouth. Passed

An engrossed Bill to continue the Act to encourage the importation of improved Breeds of Cattle into this Province, was read a third time. Importation of Improved Breeds of Cattle

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act to encourage the importation of improved Breeds of Cattle into this Province. Passed

An engrossed Bill to continue the Act relating to Passengers from Great-Britain and Ireland, and the Act in amendment thereof, was read a third time. Passengers Act

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act relating to Passengers from Great Britain and Ireland, and the Act in amendment thereof. Passed

An engrossed Bill to continue the Act to enable the Proprietors of Land in the rear blocks or divisions of Land in the Township of Guysborough to open roads through the same, was read a third time. Guysboro' Wild Lands Roads

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act to enable the Proprietors of Land in the rear blocks or divisions of Land in the Township of Guysborough to open roads through the same. Passed

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

A Petition of Thomas Timlin, one of the Commissioners of Streets for the Town of Windsor, in the County of Hants, was presented by Mr. Goudge and read, setting forth his having, in the exercise of his duty as such Commissioner of Streets, removed certain obstructions encroaching upon the Streets of said Town; and having thereupon been prosecuted by Mrs. Amelia M'Kay, one of the parties, and having been obliged to pay damages and costs, and praying that an Act may be passed to remunerate him from the funds of said Town appropriated for the repairs of Streets. Pet. of Thos. Timlin, Commissioner of Streets in Windsor.

Ordered, That the Petition do lie on the Table.

A Petition of Major Chipman and others, was presented by Mr. Holland and read, praying aid towards a road between Annapolis and Liverpool. Pet. for aid to Road from Annapolis to Liverpool

Ordered, That the Petition do lie on the Table.

SATURDAY, 2d FEBRUARY, 1839.

Petition for Town-House in Cornwallis

A Petition of William Allen Chipman and others, was presented by Mr. Morton and read, praying that an Act may be passed for the erection of a Town House in Cornwallis, for the purpose of holding Elections, and otherwise by assessment upon the Inhabitants of said Town of Cornwallis for that purpose.

Ordered, That the Petition do lie on the Table.

Petition from Pictou, that Shop Licences may be had for selling by the Quart

A Petition of Merchants and other Inhabitants of the Town of Pictou, was presented by Mr. Holmes and read, praying that persons holding Shop Licenses in the County of Pictou may be, by Law, enabled to sell Spirituous Liquors in quantities of a quart and upwards.

Ordered, That the Petition do lie on the Table.

Estimate for expenses of Civil Establishment laid before House

The Hon. Mr. Dodd, by command of His Excellency the Lieutenant-Governor, presented an Estimate of the expense of the Civil Government of the Province for the year 1839.

Ordered, That the Estimate do lie on the Table.

Supply granted

On motion of the Hon. Mr. Dodd, *resolved*, that a Supply be granted to Her Majesty.

Order for Committee of Supply Estimate referred to Committee of Supply

Ordered, That this House do, on Monday next, resolve itself into a Committee to consider of the Supply to be granted to Her Majesty.

Ordered, That the Estimate of the expense of the Civil Government for the present year be referred to the Committee of Supply.

Engrossed Miré Grant Bill read 3d time

An engrossed Bill for settling Titles in a certain Tract of Land in Cape-Breton, called the Miré Grant, was read a third time; and thereupon,

On motion of the Hon. Mr. Dodd, *resolved*, that the following Clause do pass and be added to the Bill as a rider, viz:—

Rider added providing for payment of expenses

“*Provided always, and be it further enacted*, That all expenses, costs and charges, to be incurred in executing the said Commission, or under this Act, or in the execution thereof, shall be ultimately paid out of the proceeds of the Sales of any Lands mentioned in this Act, or out of the Sales of any Wilderness Crown Lands in Cape-Breton.”

On motion of the Hon. Mr. Uniacke, *resolved*, that the following Clause do pass, and be likewise added to the Bill as a further rider, viz:—

Suspending clause added as Rider

“*And Provided also, and be it further enacted*, That this Act shall not go into effect until Her Majesty's pleasure shall be signified thereon.”

And the said Clauses having been added to the Bill accordingly,

Upon the question put from the Chair, that the Bill do finally pass to be sent to the Council, the House divided, when there appeared, for so passing the Bill, twenty-four; against it, five:

For passing the Bill,			Against it.
Mr Robicheau	Mr Upham	Mr Whitman	Mr Waterman
Mr Huntington	The Hon Mr Dodd	Mr Holland	Mr Holdsworth
Mr M ^r Kim	Mr Dickey	Mr M ^r Lellan	Mr Morton
The Hon Mr Uniacke	Mr D'Entremont	Mr Allison	Mr Goudge
Mr Lewis	Mr M ^r Donald	Mr J Sargent	Mr Chipman
Mr DesBarres	Mr Fairbanks	Mr Taylor	
Mr Dickson	Mr Spearwater	Mr Creighton	
Mr Benjamin	Mr W Sargent	Mr Kavanagh	

So it passed in the affirmative.

Resolved, That the Bill do pass, and that the title be, An Act for settling Titles in a certain Tract of Land in Cape-Breton, called the Miré Grant.

Bill passed on Division
Bill sent to Council

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

Order of Day Com. of whole—Consideration of Trustees of School Lands Bill

The Order of the Day being read, for the Committee on Bills committed, and the consideration therein, of the Bill for the appointment of Trustees of School Lands in this Province.

The House resolved itself into the said Committee.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had gone through the Bill for the appointment of Trustees of School Lands in this Province, and had made an amendment thereto, which they had directed him to report to the House with the said Bill; and he afterwards delivered the Bill and amendment in at the Clerk's Table.

School Lands Bill reported with amendments

The

SATURDAY and MONDAY, 2d and 4th FEBRUARY, 1839.

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

The amendment reported to said Bill being then read by the Clerk, was agreed to by the House.

Ordered, That the Bill with the amendment be engrossed.

A Petition of the Trustees of the National School in Halifax, was presented by Mr. Bell and read, praying a continuance of the annual aid to that Establishment.

Ordered, That the Petition be referred to the Committee on Education.

A Petition of the Rev. Thomas Trotter and others, was presented by Mr. Forrestall and read, praying aid to open a Road in the Township of Saint Andrews, in the County of Sydney, from a landing place commonly called the Rock, on the Eastern side of the Harbour of Antigonish, to the Main Road, on the same side of said Harbor.

Ordered, That the Petition do lie on the Table.

The Order of the Day being read, for the second reading of the Bill to Incorporate the City of Halifax,

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

Then the House adjourned until Monday next, at Twelve of the clock.

Monday, 4th January, 1839.

PRAYERS.

On motion of Mr. Doyle, *resolved*, that His Excellency the Lieutenant-Governor, be requested to direct the proper Officer to lay before this House, a copy of the Accounts of the Collector of Excise for the County of Cape-Breton, for the years 1837 and 1838.

Request for Accounts of Collector of Impost for County of C. B.

A Petition of the Rev. C. M'Kinnon and others, Inhabitants of the Township of Saint Andrews, in the County of Sydney, was presented by Mr. McDougal and read, praying aid in the Establishment of an Academy or Grammar School in that District.

Petition for Academy in St. Andrews County of Sydney

Ordered, That the Petition be referred to the Committee on Education.

A Petition of Frederick Langley, George Bachman and Samuel T. Sanders, was presented by Mr. Thorne and read, praying a grant of certain Crown Land in the County of Annapolis, on the Morse road, leading from Bridgetown to Dalhousie—the same having been laid out in Lots fifteen or sixteen years since.

Petition for Grant of Crown Lands in County of Annapolis

Ordered, That the Petition be referred to the Committee on Crown Lands.

Referred to Committee on Crown Lands

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

Resolved, That a Committee be appointed by this Honorable House to enquire into, and examine the labor performed by the several Clerks of the Peace throughout the Province, in forwarding General Returns of the Statute Labor performed in each County, and bring before the House a reasonable scale of remuneration for said service performed in 1838 : which, being seconded and put, passed in the negative.

Resolution moved for remunerating Clerks of Peace for preparing Statute Labor returns

Negatived

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

Judgments by confession Bill presented

A Petition of the Inhabitants of Maccan, in the County of Cumberland, was presented by Mr. Lewis and read, praying that a regular weekly conveyance of the Mails may be had throughout the year between Amherst and Parrsborough, and that an intermediate Post-Office may be established at Maccan.

Petition from Maccan for Post Office there and Weekly Mail

Ordered, That the Petition be referred to the Committee on the Post-Office.

Referred to Post Office Committee

Mr. Young reported from the Select Committee appointed to prepare Instructions to the Members of this House, who are to be chosen as Delegates to proceed to England, under the Resolution of this House; and he read the Report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

Report of Instructions to Delegates

See

MONDAY, 4th FEBRUARY, 1839.

(See Appendix, No. 16.)

Ordered, That the Report do lie on the Table.

Bill presented to set off St. Mary's as District in Guysborough'

Mr. McDonald, pursuant to leave given, presented a Bill to divide and set off the Township of Saint Mary's, in the County of Guysborough, as a separate and distinct District, and the same was read a first time, and ordered to be read a second time..

Consideration of Instructions to Delegates made Order of Day

On motion of Mr. Howe, *resolved*, that this House will, on Wednesday next, resolve itself into a Committee of the whole House, on the General State of the Province, for the purpose of considering the Instructions to Delegates this day reported from the Select Committee.

Pet. of Union Engine Fire Company

A Petition of the Union Engine Fire Company in Halifax, was presented by Mr. Bell and read, praying an extension of privileges to the Company, in order to increase its numbers and render it more efficient.

Ordered, That the Petition do lie on the Table.

Report from Com. to wait on Gov. and request certain Despatches from His Excellency on the subject of Civil List, &c. to be laid before House

Mr. Howe reported from the Select Committee, appointed on the 21st January, ult. to wait on His Excellency the Lieutenant-Governor, and request His Excellency to lay before this House such part of His Excellency's Despatches addressed to the Right Hon. Lord Glenelg on the subject of the Civil List and the structure of the Councils, as His Excellency might feel himself at liberty to communicate; that the Committee had performed the duty assigned to them, and that His Excellency was pleased to say that he would give his attention to the request of the House.

Report from Com. to wait on Gov. and request copies of Letters from Commissioners of Crown Lands, &c. to be laid before House

Mr. Howe also reported from the Select Committee appointed on the same 21st January, ult. to wait upon His Excellency and request to be laid before this House copies of applications from the Commissioners of Crown Lands and Surveyors General of Nova-Scotia and Cape-Breton, referred to in Lord Glenelg's Despatch of the 16th October; also, a Return of the amount of Chief-Justices' Fees, and the amount of Receipts and Disbursements of the Casual and Territorial Revenue for the last year; that the Committee had performed the duty assigned to them, and that His Excellency was thereupon pleased to say that he would direct the required Returns to be laid before the House.

Order of Day House go into Com. of Supply

The Order of the Day being read for the Committee of the whole House to consider the Supply granted to Her Majesty,

The House resolved itself into the said Committee.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

Report from Com. of Supply

The Chairman reported from the Committee that they had come to several Resolutions, which they had directed him to report to the House.

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

Report of Resolutions postponed

Ordered, That the Report of the Resolutions from the Committee be received at a future day.

Ways and Means made Order of Day

On motion of Mr. Huntington, *resolved*, that this House will, on Friday next, resolve itself into a Committee to consider of Ways and Means, for raising the Supply granted to Her Majesty.

Com. on Bills

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

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

Report progress

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

The

MONDAY, 4th FEBRUARY, 1839.

The Hon. Mr. Secretary George acquainted the House that he had five Messages from His Excellency the Lieutenant-Governor to this House, in writing, signed by His Excellency, which His Excellency had commanded him to deliver to the House; and he read the said Messages at the Bar of the House, all the Members being uncovered; and he afterwards delivered the said Messages to the House, together with several papers therein respectively referred to, and then withdrew.

The said Messages were then again read by the Clerk, and are as follow:—

M E S S A G E.

C. CAMPBELL.

The Legislature of this Province having, by one of its enactments in the last Session, acknowledged the many and important advantages with which the opening of a Canal between the Gulf of St. Lawrence and the Bay of Fundy would be attended, the Lieutenant-Governor is persuaded that the House of Assembly will give their ready attention to the Papers which accompany this Message, and consider of the propriety of joining (as is requested) with the Legislature of New-Brunswick in soliciting Her Majesty's Government to send out some skilful Engineer for the purpose of examining the various lines of communication between those Waters, which have been proposed, and fixing upon that which, in his opinion, would be the best for adoption.

Government-House, 4th February, 1839.

M E S S A G E.

C. CAMPBELL.

The Lieutenant-Governor regrets that he does not feel himself at liberty to communicate to the House of Assembly, any part of his Correspondence with the Right Honorable Lord Glenelg, relative to the Civil List, and the Structure of the Councils, as applied for by the House, in their Resolution of the 21st January.

Government-House, 2d February, 1839.

M E S S A G E.

C. CAMPBELL.

The Lieutenant-Governor transmits to the House of Assembly, a copy of the Report of a Committee of the Executive Council, relative to the Bridewell in Halifax, and recommends that the House will provide for the payment of the advances, amounting to £371 6s. 11d. which, under the circumstances explained by the Committee, have been made, by his authority, from the Provincial Treasury, to pay off the balance due to the Superintendent, at the date of the Report, and to support the Institution from that period, to the end of last month.

The necessity for the immediate erection of a New House of Correction, on an enlarged scale, has become so obvious, that the Lieutenant-Governor earnestly trusts that the House will resume the consideration of this subject in the present Session, and make provision for the construction and maintenance of a suitable Establishment, with sufficient accommodation for a judicious classification of Prisoners, and for the introduction of some of the other recent improvements in Penitentiary Systems.

Government-House, 4th February, 1839.

M E S S A G E.

C. CAMPBELL.

The Lieutenant-Governor transmits to the House of Assembly a Copy of a Despatch from His Excellency Lieutenant General Sir John Colborne, announcing his appointment

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pointment to the Office of Governor General of all Her Majesty's Provinces on the Continent of North America, and of the Islands of Prince Edward and Newfoundland.

Government-House, 4th February, 1839.

M E S S A G E.

No. 135, 5th March 1838.

C. CAMPBELL.

Duties on Provisions

21st April 1838.

No. 184, 10th Octr. 1838.

The Lieutenant-Governor lays before the House of Assembly the Copy of a Despatch from the Right Honorable Lord Glenelg, inclosing Copies of a Correspondence which has passed between the Colonial Office and the Board of Trade, on the subject of the proposed repeal of the Duties levied on Salted Provisions and Wheat Flour, imported into Nova-Scotia, New-Brunswick, and Prince Edward's Island, with a Copy of the Report of a Committee of the Executive Council, to whom that Communication was referred.

The Lieutenant-Governor also transmits the Copy of a subsequent Despatch from the Secretary of State, and, in obedience to His Lordship's direction, invites the attention of the House to the subject, and an expression of their opinion upon it, for the information of the Lords of the Treasury.

Government-House, 4th February, 1839.

Papers referred to in Messages

Canal

The several Papers referred to in the said Message were read by the Clerk, viz:—
Note from His Excellency Major-General Sir John Harvey, dated Fredericton, 21st July, 1838.

Despatch from the same to the Earl of Durham, dated 19th July, 1838.

Petition of Chamber of Commerce of St. John, New-Brunswick, to His Excellency Sir John Harvey.

Copy of the Report of the late Sir Thomas Telford, on the practicability and expence of the Canal.

For which several Papers

(See Appendix No. 17.)

Bridewell

The Report of a Committee of the Executive Council, on the subject of the Bridewell, referred to in the third of said Messages, was also read by the Clerk; for which

(See Appendix No. 18.)

Gov. General

The copy of a Despatch from Sir John Colborne, announcing his appointment as Governor-General, &c. mentioned in the fourth of said Messages, was read by the the Clerk.

(See Appendix No. 19.)

Duties on Provisions

The several Papers relative to the duties on Salted Beef, and Pork, and Wheaten Flour, referred to in the fifth of said Messages, were also read by the Clerk; for which Papers

(See Appendix No. 20.)

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

Papers presented

Blue Book

Plan of road at Chezetcook

Casual revenue

The Hon. Mr. Uniacke, by command of His Excellency the Lieutenant-Governor, presented (in compliance with the request of this House in the last Session,) the Blue Book for 1837, and a plan of a Survey of a Road from Chezetcook to Shoal Bay, made pursuant to a Resolution of last Session; also, the following Papers, which were read by the Clerk, viz:

An Account of the Receipts and Disbursements of the Queen's Casual Revenue, in Nova-Scotia, for the year ending 31st December, 1838.

(See Appendix No. 21.)

Mail to Quebec

Copy of a Letter from the Deputy Post Master General, dated Halifax, 31st January, 1839, with reference to conveyance of the Mail to Quebec, and the state of the Eastern Road, recommended by His Excellency to the consideration of the House.

(See Appendix No. 22.)

Light House Apple river

Copy of a Letter from His Excellency Sir John Harvey, recommending a Light-House to be

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be placed on Apple River Head, with Reports thereon from Commissioners of Light-Houses in New-Brunswick and Nova-Scotia.

(See Appendix No. 23.)

Copy of a Letter from John S. Morris, Esq., in reference to a Resolution of the Assembly of the 21st January, 1839, requesting a copy of his application alluded to in Lord Glenelg's Despatches of the 16th October, 1838.

Surveyor General's letter

(See Appendix No. 24.)

Opinion of the Solicitor-General on the claim of Messrs. Fairbanks and Allison, for Drawbacks of Duties on Foreign Goods, required by a Resolution of this House of 7th April, 1838.

Sol. General's opinion Messrs. Fairbanks & Allison's claim for drawbacks

(See Appendix No. 25.)

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

The Order of the Day being read for the second reading of the Bill to Incorporate the City of Halifax,

Order of day, Incorporation of Halifax Bill postponed

Ordered, That the said Bill be read a second time To-morrow.

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

Tuesday, 5th February, 1839.

PRAYERS.

A Petition of Israel Rice and William B. Turnbull, was presented by Mr. Holland and read, praying a Bounty upon an Oat Mill, erected by them, at Bear River, in the County of Annapolis.

Petition for Bounty on Oatmill at Bear river Referred to Committee on Agriculture

Ordered, That the Petition be referred to the Committee on Agriculture.

A Petition of the Rev. J. M. Sigogne and others, Inhabitants of the Township of Clare, was presented by Mr. Robicheau and read, praying aid in the Establishment of a School, for English Education in that District.

Petition for School in Clare

Ordered, That the Petition be referred to the Committee on Education.

Referred to Com. on education

A Petition of Peter Ringwood and others, Inhabitants of the Western extremity of Clare, County of Digby, was presented by Mr. Robicheau and read, praying aid towards completing a Grist Mill, which said Ringwood has begun the erection of, in that Settlement.

Petition for aid to Grist Mill in Clare

Ordered, That the Petition be referred to the Committee on Agriculture.

Referred to Agricultural Committee

A Petition of Thomas O'Brien and others, Inhabitants of Clare, was presented by Mr. Robicheau and read, praying aid towards clearing out Salmon River, in that Township.

Petition for aid in clearing out Salmon river in Clare

Ordered, That the Petition be referred to the Committee on Inland Navigation.

Referred to Com. on Navigation Committee on Bills

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

Mr. Speaker left the Chair,

Mr. Forrester took the Chair of the Committee,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had gone through the Bill to amend, consolidate, and reduce into one Act, the several Acts relating to the Summary Trial of Actions, before Justices of the Peace, for the recovery of Debts, and had made some amendments thereto, which they had directed him to report to the House, and he then delivered the Bill and amendments in at the Clerk's Table.

Report Summary consolidation Bill with Amendments

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

Mr. Archibald moved, that the Bill be re-committed, for the purpose of leaving out the tenth clause or section thereof, which is as follows, viz:—

Motion to recommit Bill for the purpose of striking out clause for Multiplying actions

“And be it further enacted, That when any person holds several Promissory Notes of Hand, against any person or persons, and no one of which Notes exceeds the sum of Ten Pounds,

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Pounds, he may collect the amount of one or more of them, in and by separate Suits, before two Justices of the Peace, Provided no one Suit or cause of Action, exceed the sum of Ten Pounds."

Which being seconded and put, and the House dividing thereon, there appeared, for the motion, eighteen; against it, twenty-three.

For the motion,

Mr Forrester	Mr M' Dougall
Mr Dickson	Mr Miller
Mr Fairbanks	Mr Archibald
The Hon Mr Dodd	Mr Creighton
Mr Whitman	Mr Thorne
Mr Huntington	Mr Howe
The Hon Mr Uniacke	Mr Robicheau
Mr Desbarres	Mr Spearwater
Mr M'Kim	Mr Hatton

Against the motion,

Mr Waterman	Mr Kavanagh
Mr Lewis	Mr Upham
Mr W. Sargent	Mr Annand
Mr Dickey	Mr M' Lellan
Mr M' Donald	Mr Holmes
Mr J Sargent	Mr Benjamin
Mr Clements	Mr D'Entremont
Mr Taylor	Mr Holland
Mr Holdsworth	Mr Goudge
Mr Elder	Mr Morton
Mr Allison	Mr Chipman
Mr Bell	

So it passed in the Negative.

The amendments reported from the Committee were then read, and, upon the question put thereon, were agreed to by the House.

Ordered, That the Bill with the amendments be engrossed.

The Hon. Mr. Dodd then moved, that the said Bill be read a third time on this day three months, which being seconded and put, and the House dividing thereon, there appeared, for the motion, Eighteen; against it, twenty-seven.

So it passed in the Negative.

An Engrossed Bill for the appointment of Trustees of School Lands in this Province, was read a third time, and thereupon—

The Hon Mr. Uniacke moved, that the following clause do pass, and be added as a Rider to the Bill, viz :

"And provided always, and be it further enacted, That nothing in this Act contained shall extend, or be construed to extend, to any School Lot or School Lands, whereon any Trustee or Trustees, or other person authorised to take charge of the same, shall have expended monies in erecting Buildings thereon, or in the improvement thereof, and which said School Lands shall be now in possession of any Trustee or Trustees, or other person or persons so authorised to take the possession thereof.

Which being seconded and put, and the House dividing thereon, there appeared, for the motion, ten; against it, thirty-three.

So it passed in the Negative.

Mr. Creighton then moved, that the following clause do pass, and be added as a Rider to the Bill, viz :

"And provided also, and be it further enacted, That nothing in this Act contained shall extend, or be construed to extend, to any School Lands in the Towhship of Lunenburg."

Which being seconded and put, and the House dividing thereon, there appeared, for the motion, twelve; against it, twenty-nine.

For the Motion,

Mr DesBarres	Mr Whitman
The Hon Mr Dodd	Mr Miller
Mr Fairbanks	Mr Thorne
The Hon Mr Uniacke	Mr Spearwater
Mr Creighton	Mr J Sargent
Mr Morton	Mr Taylor

Against the Motion,

Mr Waterman	Mr Kavanagh	Mr McKim
Mr Dickson	Mr Archibald	Mr Clements
Mr Dickey	Mr Annand	Mr Chipman
Mr W Sargent	Mr Upham	Mr Robicheau
Mr Forresall	Mr Allison	Mr Forrester
The Hon Mr Dewolf	Mr D'Entremont	Mr Howe
Mr Holdsworth	Mr Benjamin	Mr Doyle
Mr McLellan	Mr Goudge	Mr Huntington
Mr McDonald	Mr Holland	Mr McDougall
Mr Bell	Mr Lewis	

So it passed in the Negative.

Resolved, That the Bill do pass, and that the title be, An Act for the appointment of Trustees of School Lands in this Province.

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

Motion negatived on division

Amendments agreed to

Motion to defer third reading of Bill negatived

Engrossed School Lands Bill read 3d time

Rider moved & negatived

2d rider moved and negatived.

Bill passed

TUESDAY, 5th FEBRUARY, 1839.

A Petition of Perez Martin and others, was presented by Mr. Benjamin and read, setting forth the circumstances in which many persons are placed, who have settled upon, and improved, the Wilderness Lands of the Province, under a supposition that they had good titles thereto or otherwise, and are now subject to be ejected from the same, and reduced to poverty, without compensation for their time and labor expended upon such Lands, and praying that an Act may be passed, by which, upon any action being brought to eject such persons from their Lands, after a certain time of occupation thereof, a Jury may pronounce upon the value of the Land in its original state, and of the improvements, leaving it to the legal owner to make his election, whether to resign the Land to the occupier at such its original value or to pay for the improvements.

Petition in favor of
Equitable claims on
Real Estate Bill

Ordered, That the Petition do lie on the Table.

A Petition of George Christie, was presented by Mr. Dickson and read, setting forth his having taught a combined Grammar and Common School in the Town of Pictou for half a year, and having been subsequently refused payment therefor by the Commissioners of Schools without previous notice, and praying relief.

Petition of Geo.
Christie for remun-
eration for teach-
ing school in Pictou

Ordered, That the Petition be referred to the Committee on Education.

Mr. Bell, pursuant to leave given, presented a Bill for securing Copy-rights, and the same was read a first time, and ordered to be read a second time.

Copy Right Bill
presented

A Petition of William Allen Chipman and others, Agriculturists, in King's County, was presented by Mr. Chipman and read, praying an appropriation of the Public Monies in aid of the importation of improved Breeds of Neat Cattle from the Mother Country.

Pet. for Aid to im-
port Cattle

Ordered, That the Petition be referred to the Committee on Agriculture.

Mr. DesBarres, pursuant to leave given, presented a Bill to facilitate the issuing Writs of Certiorari in certain cases, and the same was read a first time, and ordered to be read a second time.

Certiorari Bill pre-
sented

A Petition of the Trustees of the Yarmouth Academy, was presented by Mr. Clements and read, praying that the aid granted for said Institution may be made permanent for three or four years, in order to enable them to make the same more efficient for the purposes thereof, or otherwise that the annual grant therefor may be continued, the state of the Academy being fully set forth in a report of the Trustees thereof, accompanying said Petition, which was also read.

Pet. for aid Yar-
mouth Academy

Report of Trustees
of Yarmouth Aca-
demy

(See Appendix No. 26.)

Ordered, That the Petition and Report be referred to the Committee on Education.

Mr. Holland, pursuant to leave given, presented a Bill to regulate the Representation of the County of Annapolis, and the same was read a first time, and ordered to be read a second time.

Annapolis represen-
tation Bill present-
ed

A Petition of William Adamson, of Pictou, Inn-keeper, was presented by Mr. Dickson and read, praying reimbursement of Expenses by him incurred in the maintenance and support of certain sick and disabled Seamen, transient Paupers.

Petition of W. A-
damson for expence
of Paupers

Ordered, That the Petition, together with the Petition of Overseers of Poor for the Township of Pictou, presented to this House on the 22d January last, be referred to the Committee on Public Expenditure.

Referred with Pe-
tition from Over-
seers of Poor Pic-
tou to Committee on
Public Expenditure

A Petition of Magistrates and other Inhabitants of River John, in the County of Pictou, was presented by Mr. Dickson and read, praying that an Act may be passed authorizing an assessment for the purpose of establishing a Lock-up-House in said Settlement.

Petition for Lock-
up-House at River
John

Ordered, That the Petition do lie on the Table.

Mr. Forrester, pursuant to leave given, presented a Bill to establish the rate of Tare of Sugars; and the same was read a first time, and ordered to be read a second time.

Bill presented to
establish Tare of
Sugars

Mr. Morton, pursuant to leave given, presented a Bill to enable the Inhabitants of Corn-

Cornwallis Town-
House Bill present-
ed.

TUESDAY and WEDNESDAY, 5th and 6th FEBRUARY, 1839.

wallis to provide a Public Town House for that Township ; and the same was read a first time, and ordered to be read a second time.

A Petition of John E. Fairbanks, of Halifax, Merchant, was presented by Mr. Bell and read, setting forth his having imported from Scotland certain Ayrshire Cattle, for the improvement of the breed in this Province, and praying an allowance therefor, similar to that made by the Act for the encouragement of the introduction of improved breeds of Cattle.

Ordered, That the Petition be referred to the Committee on Agriculture.

Pet. of John E. Fairbanks for bounty on Importation of Cattle Referred to Committee on Agriculture

Petition from Bridgetown for tax on Dogs

A Petition of William Spurr and others, of Bridgetown, in the County of Annapolis, was presented by Mr. Thorne and read, praying that an Act may be passed imposing a tax upon the keeping of Dogs.

Ordered, That the Petition do lie on the Table.

Petition of C. Benson

A Petition of Christopher Benson, was presented by Mr. Thorne and read, setting forth his having been an Officer in the British Army during the Revolutionary War, with the now United States of America, and having subsequently expended much of his time and resources in drilling and organizing the Militia of the County of Annapolis, during the last War, and praying some allowance from the Provincial Funds, he being now advanced in years, and in a destitute condition.

Ordered, That the Petition do lie on the Table.

Petition of Henderson and Blair for law to open Road

A Petition of John Henderson and James D. Blair, of Truro, was presented by Mr. Dickson and read, praying that an Act may be passed to enable them to obtain access to a piece of Marsh purchased by them on the Town line, between Onslow and Truro, to which there is no road by law established.

Ordered, That the Petition be referred to the Committee on Law.

Referred to Com. on Agriculture

Petition of Eleanor Johnson for Aid to carry on Law Suit

A Petition of Eleanor Johnston, was presented by Mr. McLellan and read, praying a grant of a sum of money to enable her to carry on a Law Suit against James Flemming, for the recovery of certain Rents alleged by her to be due from said Flemming to her.

Ordered, That the Petition do lie on the Table.

Halifax Incorporation Bill made order of day for Thursday

The Order of the Day being read for the second reading of the Bill to Incorporate the City of Halifax,

Ordered, That the said Bill be read a second time on Thursday next.

Bill to regulate Municipal affairs of Halifax made order of day for Thursday

Ordered, That the Bill for the appointment of a President of the Court of Sessions for the County of Halifax, and for the better regulation of the Police of the Town of Halifax, and for other purposes, in relation to the Municipal Affairs of said County and Town, be read a second time on Thursday next.

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

Wednesday, 6th February, 1839.

Bills read 2d time & committed viz :—

Bill to authorise sale of Coals by weight

Bill to incorporate Moose River Mills Company

To amend Sydney Pilotage Act

To reduce expenses of suits at Law on Judgmts. by Confession

Copy Rights Writs of Certiorari

Tare of Sugars Cornwallis Town House

PRAYERS.

A Bill to authorise the Sale of Coals by weight ; also,

A Bill to incorporate the Moose River Mills Company ; also,

A Bill to amend the Acts to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape-Bréton ; also,

A Bill to reduce the expenses of Suits at Law on Judgments by Confession ; also,

A Bill for securing Copy-rights ; also,

A Bill to facilitate the issuing Writs of Certiorari in certain cases ; also,

A Bill to establish the rate of Tare of Sugars ; also,

A Bill to enable the Inhabitants of Cornwallis to provide a Public Town House for that Township, were severally read a second time.

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

On

On motion of Mr. Morton, *resolved*, that the Bill concerning the Judiciary of this Province, be read a second time on Saturday next.

Second reading of Judiciary Bill made Order of Day

A Message from the Council, by Mr. Halliburton :

Mr. Speaker,

The Council have agreed to the Resolution of this Honorable House, authorizing His Excellency the Lieutenant-Governor to advance Monies for the erection of a Light-House at the entrance of Yarmouth Harbour.

Message from Council Agreeing to Resolution for advance of Money for Yarmouth Light House

And then the Messenger withdrew.

The Order of the Day being read, for the Committee on the General State of the Province, to consider the Instructions to the Delegates of this House, who are to proceed to England.

Order of Day Com. of whole to consider Instructions to Delegates

The House resolved itself into the said Committee.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee.

Mr. Speaker resumed the Chair.

House proceed to Order of Day

The Chairman reported from the Committee, that they had come to fifteen Resolutions, which they had directed him to report to the House; and he delivered the same in at the Clerk's Table.

Report fifteen Resolutions

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

The Resolutions reported from the Committee, were then read by the Clerk, and are as follow :—

Resolutions read

1. *Resolved*, That the Public Revenue of this Province is derived, first, from the Imperial Duties imposed since 1826 by Acts of Parliament; secondly, from the Colonial Impost or Excise Duties on Goods imported from Great-Britain and elsewhere; and thirdly, from the Light House Duties; and that the average gross amount thereof for the years 1835, 1836 and 1837, (the accounts for 1838, being not yet completed) was respectively as follows :

Imperial Duties,	Currency	£14,623
Colonial Duties,		38,155
Light-House Duties,		3,629

Making the Annual average £56,407 Currency.

To which is to be added the amount of the old Crown Duties retained by the Custom-House Officers, and yielding about £2500 Currency.

2. *Resolved*, That the average annual proceeds of the Casual and Territorial Revenue for the years 1836, 7 & 8, appears from the Official Returns to be as follows:

Coal Mines,	£5,170
Crown Lands,	1,634
Fees of Office,	675

Making the average of the gross proceeds annually in Currency £7479

All of which is expended without the control of the Assembly.

3. *Resolved*, That the public expenditures of this Province, from the Funds that flow into its Treasury, may be classified under the following heads—which represent, as accurately as possible, the average Annual Expenditure for the years 1835, 1836, 1837 and 1838, viz :

UNDER PERPETUAL ACTS.

Salary of the Lieutenant-Governor, granted in commutation of the Quit Rents, £2000 Stg. drawn from the Treasury, in Currency,	£2,500
Salaries of the three Puisne Judges of the Supreme Court, £600 each,	1,800
Salary of the Master of the Rolls,	600
Salaries of the first Justices of the Inferior Courts, three at £450 each, and one at £500	1,850

Grant

WEDNESDAY, 6th FEBRUARY, 1839.

Travelling charges of the Judges of the Supreme Court, averaging	£200	
Grant for support of Customs' Establishment	7,144	
Grant for Windsor College	444	
Grant for Halifax Grammar School	150	
Interest on Public Debt, viz—£52,026 at 5 per cent. and £10,000 at 4 per cent.	3,001	
Besides £59,968 of Provincial Notes now in circulation		17,689

UNDER ACTS ABOUT TO EXPIRE, OR BY ANNUAL VOTES.

Salary of the Treasurer	600	
Salary of the Attorney-General, in addition to his salary out of the Casual Revenue	150	
Salary of the Solicitor-General	100	
Expence of collecting the Provincial Revenue, about	2,500	
Support and building of Light-Houses	4,000	
Grant for the Post-Office	1,500	
Expence of the Legislature, including charges for printing, &c. &c.	4,500	
Grant for Common Schools	5,000	
Grants to Academies and Grammar Schools, about	1,500	
Support of the Poor	1,500	
Interest for Loan on Shubenacadie Canal, up to the year 1839	1,500	
Support of Roads and Bridges, about	12,000	
Pensions, Public Buildings, Bounties, Militia, Packets, Ferries, Steam Boats, Breakwaters, Establishment at Sable Island, and other Miscellaneous services, averaging	7,000	
		£41,850

£59,539

4. *Resolved*, That the Salaries which are assigned by permanent Acts, or by the accustomed annual votes to the Public Officers, paid from the Provincial Funds, are adequate for the independant and respectable maintenance of such Officers; and as the House of Assembly would not be disposed to increase the same, this Committee conceive it unjust and improper that other Officers of corresponding rank, and discharging duties not more laborious, or of higher responsibility, should be remunerated by larger Salaries—thus creating an invidious and unwise distinction between the Public Officers, paid by the Crown, and by the Provincial Legislature.

5. *Resolved*, That this Committee entertains the same opinion of the amount and permanency of the Salaries of the Principal Officers of the Government, as was expressed in the Bill passed last year, to settle the Civil List of Nova-Scotia, and to commute the Casual and Territorial Revenue.

6. *Resolved*, That the Salaries enjoyed by the principal Officers of the Customs at Halifax are extravagantly high, and that, in the opinion of the House, the expense of the Custom House Establishment in this Province might, and ought to be, reduced, by an equitable and speedy arrangement to a scale suited to the circumstances of the Colony, and even below what was contemplated by the Lords of the Committee of the Privy Council for Trade in 1834.

7. *Resolved*, That the Imperial, Colonial, and Light-House Duties, might be effectually and easily collected by one set of Officers at Halifax, and in the outports, with great convenience and facility to the Merchants, and without imposing any unreasonable or onerous Duties on such Officers.

8. *Resolved*, That the sum of £7,144 18s. 9d. assigned by the Legislature in 1829, for the support of the Custom-House Establishment, is amply sufficient, if judiciously and fairly distributed, for the maintenance of all the Officers, who would be required for many years, for the protection of the Trade, and the collection of all the Revenues in this Province.

9. *Resolved*, That the Committee having observed the rise in the value of Property, and the beneficial

beneficial effects on the industry, habits, and condition of the people, which have been produced in the Free Ports of this Province, adhere to the opinions expressed in the Address of the House of Assembly, to the Throne, in 1838, and earnestly hope, that Her Majesty's Government will permit every port where a Custom-House Officer is, or hereafter may be stationed, to enjoy the privileges of a Free Port.

10. *Resolved*, That in the selection of Officers to fill up vacancies in the Department of the Customs, the Committee earnestly hope that the prayer of the Address to His late Majesty, from the House of Assembly, in 1836, will not be overlooked by Her Majesty.

11. *Resolved*, That the evils complained of in the Addresses to the Throne, adopted by the Provincial Legislature, in 1837 and 1838, against the oppressive and illegal encroachments of American Citizens upon our Fisheries, remain in full force; and during the last season, were rather aggravated than diminished—that no adequate protection will be afforded by the presence of one small Vessel, on the coast of Nova-Scotia, and another at Prince Edward Island; and the Committee are perfectly satisfied, that such encroachments can only be checked by several Armed Vessels, of moderate size, cruising on the coasts of these Colonies, or otherwise by the aid of two or more small Steam-Boats, to be employed in that service, and for which the Legislature would cheerfully provide, adequate depots of fuel, at the Provincial expense.

12. *Resolved*, That the system on which the disposal of the Crown Lands, has been conducted of late years, is most injurious in its effects, on the growth and population of the Country, and is much more objectionable than the old system of Grants, on the payment of moderate Fees: But the Committee are satisfied, that a plan far preferable to either the old or the new system, may be easily devised, and earnestly hope, that Her Majesty's Government will sanction the passing of such a Bill as was adopted by the House of Assembly, during the last Session of the Assembly.

13. *Resolved*, That this Committee are exceedingly desirous that the invidious and useless distinction between the form of the State Oaths required from Protestants and Roman Catholics in this Province, should be abolished; and that Her Majesty's Government, by an Imperial Act, or by the allowance of a Provincial Act, would sanction the abolition of such Oaths, and the substitution in their room of the Oath of Allegiance only, or otherwise of the Oath that was set out in the Bill, which the Legislative Council and House of Assembly concurred in during the last Session; that part of the Oath which is now required, and is offensive to Protestants in this Province, being not enjoined by the Imperial Statute, 6, Geo. 3, chap. 53, referred to in the Despatch of 19th June, 1833.

14. *Resolved*, That this Committee are anxious that the Act (No. 1800) for limiting the jurisdiction of the Admiralty Court, as to the recovery of Seamen's wages, should be confirmed by Her Majesty in Council, and that similar provisions should be extended to the Seamen of Vessels not registered in, or belonging to this Province, but coming within the same.

15. *Resolved*, That the Bill submitted to the Provincial Legislature in 1834, for the management and regulation of the Post-Office, was found to be too intricate and complex in its details, and in many particulars unsuited to our local condition—that the Assembly did not design or attempt by the Act of last Session, to obtain the control and management of the Post Communications with the interior or the power of interdicting the same; and as no general plan for regulating the Post-Office in these Provinces, has been suggested or put into operation, the Committee earnestly trust that Her Majesty will either confirm the Act of last Session or authorize the Legislature to pass another Act in perpetuity, or for a term of years, founded on the same principle, with such modifications only, if any, as will not materially affect the same.

The first eight of said Resolutions being again read, were, upon the question severally put thereon, agreed to by the House.

Eight first Resolutions agreed to

The ninth Resolution being then again read, and upon the question put thereon, the House divided, when there appeared, for agreeing to the Resolution, twenty-nine; against it, fifteen.

Division on ninth Resolution

For the Resolution,

<i>Mr Doyle</i>	<i>Mr Holland</i>	<i>Mr M'Donald</i>
<i>Mr M'Kim</i>	<i>Mr Goudge</i>	<i>Mr Fairbanks</i>
<i>Mr Lewis</i>	<i>Mr Smith</i>	<i>Mr Whitman</i>
<i>Mr M'Dougall</i>	<i>Mr Annard</i>	<i>Mr Holdsworth</i>
<i>Mr Howe</i>	<i>Mr Dickey</i>	<i>Mr Forrestall</i>
<i>Mr Chipman</i>	<i>Mr Huntington</i>	<i>Mr DesBarres</i>
<i>Mr Kavanagh</i>	<i>Mr Archibald</i>	<i>Mr Waterman</i>
<i>Mr D'Entremont</i>	<i>Mr Clements</i>	<i>Mr W Sargent</i>
<i>Mr Young</i>	<i>Mr Spearwater</i>	<i>Mr Dickson</i>
<i>Mr Morton</i>	<i>Mr Robicheau</i>	

Against the Resolution,

<i>Mr Hatton</i>	<i>The Hon Mr Uniacke</i>
<i>Mr Thorne</i>	<i>Mr Miller</i>
<i>Mr J Sargent</i>	<i>The Hon Mr Dodd</i>
<i>Mr Forrester</i>	<i>The Hon Mr Dewolf</i>
<i>Mr Taylor</i>	<i>Mr Upham</i>
<i>Mr Elder</i>	<i>Mr Allison</i>
<i>Mr Creighton</i>	<i>Mr Holmes</i>
<i>Mr M'Lellan</i>	

So it passed in the affirmative.

Last Resolution agreed to

The last six Resolutions reported from the Committee being then read, were, upon the question respectively put thereon, agreed to by the House.

Com. who reported Instructions are to prepare Address to Her Majesty embodying Resolutions

Ordered, That the Committee who reported the instructions to the proposed Delegates, be a Committee for the purpose of preparing and reporting to this House, an Address to Her Majesty, embodying the foregoing Resolutions, together with the Resolutions passed in this House, on the 30th January last, on the subject of the Despatches, &c.

A Message from the Council by Mr. Halliburton :

Message from Council agreeing to Election Bills

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act for regulating Elections of Members to serve in General Assembly; also, to the Bill, entitled, An Act for regulating the Trial of Controverted Elections or Returns of Members to serve in General Assembly, and to the Bill, entitled, An Act to enable the Congregation at Rogers' Hill, in connexion with the Kirk of Scotland, to make sale of their Church or Meeting House, severally, without any amendment.

To Rogers' Hill Meeting House Bill

The Council have also agreed to thirty-seven Bills to continue Acts of the General Assembly, severally, without amendment, viz :

Also to 37 Bills for continuing Acts on following subjects
Exportation of Smoked Herrings
Nuisances

The Bill, entitled, An Act to continue the Act for regulating the Exportation of Red or Smoked Herrings; the Bill, entitled, An Act to continue the Act additional concerning Nuisances; the Bill, entitled, An Act to continue the Act more effectually to provide against the introduction of Infectious or Contagious Diseases, and the spreading thereof in this Province, and the Act in amendment thereof; the Bill, entitled, An Act to continue the Act to regulate certain Landings in the County of King's County; the Bill, entitled, An Act to continue the Act in amendment of the Acts relating to Commissioners of Sewers; the Bill, entitled, An Act to continue the Act respecting the collection of Poores' Rates of Pictou; the Bill, entitled, An Act to continue the Act to restrain the issuing Writs of Attachment, in certain cases; the Bill, entitled, An Act to continue the Act to amend an Act for establishing a Public School in the Town of Halifax; the Bill, entitled, An Act to continue the Act to authorize the Sessions of the Peace for the County of Queen's County to make regulations for the gathering of Sea Manure in the said County; the Bill, entitled, An Act to continue the Act in amendment of an Act, made and passed in the first and second years of His late Majesty's Reign, entitled, An Act to extend the Laws and Ordinances of the Province of Nova-Scotia to the Island of Cape-Breton; the Bill, entitled, An Act to continue the Act relating to Marriage Licenses; the Bill, entitled, An Act to continue the Act to lessen the expense of the Proof of Written Documents in Actions depending in any of the Courts within this Province; the Bill, entitled, An Act to continue the several Acts now in force in addition to, and in amendment of, the Act relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates; the Bill, entitled, An Act to continue the Act concerning Malicious Injuries to Property; the Bill, entitled, An Act to continue the Act to encourage the killing of Bears, Loup Cerviers and Wild Cats; the Bill, entitled, An Act to continue the Act to preserve and regulate the Navigation of the Harbour of Pugwash; the Bill, entitled, An Act to continue the Act for appointing Supervisors to take charge of Public Grounds, and for other purposes, and the Act in amendment thereof; the Bill, entitled, An Act to continue the Act to prevent damage to the Nets of Fishermen by Coasting Vessels; the Bill, entitled, An Act to continue the Act in amendment of the Act relating to Highways, Roads and Bridges; the Bill, entitled, An Act to continue the Act to regulate the expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges and

Introduction of Contagious Diseases

Landings in King's County

Comms. of Sewers
Poores' Rates of Pictou

Restraining Attachments

Halifax Grammar School

Sea Manure in Queen's County

Extension of Laws in Cape-Breton

Marriage Licences

Proof Written Documents

Wills Legacies

Malicious injuries to property

Killing of Bears, &c.

Navigation of Harbour of Pugwash

Supervisors of Public Grounds

Nets of Fishermen

Highways, &c.

Road Expenditure

and the Acts in amendment thereof; the Bill, entitled, An Act to continue the Act in amendment of the Act for the settlement of the Poor in the several Townships within this Province; the Bill, entitled, An Act to continue the Act in addition to, and in amendment of, the Act to prevent Nuisances by Hedges, Wears and other incumberances obstructing the passage of Fish in the Rivers of this Province; the Bill, entitled, An Act to continue the Acts to provide for the Regulation and Management of the Grammar School or Academy at Annapolis; the Bill, entitled, An Act to continue the Act for regulating the Fishery in the River Shubenacadie; the Bill, entitled, An Act to continue the Act to prevent the spreading of Contagious Diseases, and for the performance of Quarantine, and the Act in amendment thereof; the Bill, entitled, An Act to continue the Act respecting the Trial of Issues in the Supreme Court, and for regulating the times of holding the Circuits of the said Court, and the Acts in amendment thereof; the Bill, entitled, An Act to continue the Act concerning the Terms of the Supreme Court at Halifax; the Bill, entitled, An Act to continue the Act concerning the Inferior Courts of Common Pleas within this Province; the Bill, entitled, An Act to continue the Act, entitled, An Act to provide for the Accommodation and Billetting of His Majesty's Troops, or of the Militia, when on their march from one part of the Province to another, and also the Acts in amendment thereof; the Bill, entitled, An Act to continue the Act for the better regulation of Sable Island, in this Province; the Bill, entitled, An Act to continue the Act to prevent Disorderly Riding, and to regulate the Driving of Carriages on the Streets of Halifax or other Towns, or on the Public Roads of this Province, and for repealing certain Acts therein mentioned; the Bill, entitled, An Act to continue the Act to prevent injuries to the Fisheries within the County of Lunenburg, by Mill Dams, or any other obstruction; the Bill, entitled, An Act to continue the Act for the more easy Redemption and Foreclosure of Mortgages; the Bill, entitled, An Act to continue the Act to preserve the Harbor of Cape Forchu, in Yarmouth; the Bill, entitled, An Act to continue the Act to encourage the importation of improved Breeds of Cattle into this Province; the Bill, entitled, An Act to continue the Act relating to Passengers from Great-Britain and Ireland, and the Act in amendment thereof; the Bill, entitled, An Act to continue the Act to enable the Proprietors of Land in the rear blocks or divisions of Land in the Township of Guysborough, to open roads through the same.

Settlement of Poor
Nuisances in Rivers
Annapolis Academy
Fishery in Shubenacadie
Quarantine
Trial of Issues & holding of Circuits
Terms Sup. Court
Concerning Inferior Courts of Com. Pleas
Billetting of Troops &c.
Regulation of Sable Island
Disorderly Riding
Lunenburg Fisheries
Mortgage Foreclosure
Cape Forchu Harbor
Importation of Cattle
Passengers from Great Britain and Ireland
Guysboro' Town Lots

And then the Messenger withdrew.

A Petition of the Committee of the Colchester Literary Association, was presented by Mr. Archibald and read, praying aid in furtherance of the objects of that Institution, including the furnishing of a Library and Philosophical Apparatus.

Petition of Colchester Literary Association

Ordered, That the Petition do lie on the Table.

A Petition of Drs. Grigor and Sterling, was presented by Mr. Forrester and read, praying a continuation of the aid to the Halifax Dispensary.

Petition for aid to Halifax Dispensary

Ordered, That the Petition do lie on the Table.

The Hon. Mr. Uniacke, by command of His Excellency the Lieutenant-Governor, presented a return of the amount of the Chief Justice's Fees for the year 1838, required by a Resolution of this House of the 21st January last, and the same was read by the Clerk.

Return of Chief Justice's Fees for 1838

(See Appendix No. 27.)

Ordered, That the Return do lie on the Table.

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

Thursday, 7th February, 1839.

PRAYERS.

The Honorable Mr. Uniacke moved that the fifth Resolution reported yesterday from the Committee of the whole House, and agreed to by the House, be rescinded: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, seventeen; against it, twenty-nine:

Motion to rescind the 5th Resolution of yesterday negatived

For

THURSDAY, 7th FEBRUARY, 1839.

For the motion,

Mr Fairbanks
The Hon Mr Dewolf
Mr Whitman
The Hon Mr Dodd
Mr Allison
Mr Thorne
Mr Holmes
Mr Miller
The Hon Mr Uniacke

Mr Taylor
Mr Elder
Mr Dickson
Mr DesBarres
Mr J Sargent
Mr Hatton
Mr Bell
Mr Creighton

Against the motion,

Mr McDougall
Mr Forrestall
Mr W Sargent
Mr Archibald
Mr Benjamin
Mr Holdsworth
Mr Forrester
Mr Lewis
Mr Robicheau
Mr McDonald

Mr Spearwater
Mr Smith
Mr McLellan
Mr Upham
Mr Clements
Mr Goudge
Mr Waterman
Mr Morton
Mr Holland
Mr Young

Mr Kavanagh
Mr D'Entremont
Mr Dickey
Mr Chipman
Mr Huntington
Mr Annand
Mr Doyle
Mr Howe
Mr McKim

So it passed in the Negative.

Choice of Delegates

The House then proceeded to consider the choice of Delegates to proceed to England, pursuant to the Resolution of this House, of the 29th January last; and thereupon,

Motion that Mr. Huntington be a Delegate

Mr. Howe moved that Herbert Huntington, Esquire, Member of this House, for the County of Yarmouth, be one of such Delegates: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, thirty-four; against it, nine.

Passed on Division

For the motion,

Mr Annand
Mr Doyle
Mr D'Entremont
Mr Clements
Mr Fairbanks
Mr Chipman
Mr Young
Mr M' Dougall
Mr Howe

Mr Holland
Mr Whitman
Mr Robicheau
Mr Benjamin
Mr Morton
Mr M'Kim
Mr Allison
Mr Kavanagh
Mr Thorne

Mr Goudge
Mr Waterman
Mr Holmes
Mr Upham
Mr Forrester
Mr M' Lellan
Mr M' Donald
Mr Taylor

Mr Lewis
Mr Spearwater
Mr Holdsworth
Mr Archibald
Mr Dickson
Mr Forrestall
Mr Bell
Mr Smith

Against the motion,

Mr Dickey
Mr J Sargent
Mr Hatton
Mr Creighton
Mr W. Sargent
Mr Miller
The Hon Mr Dodd
The Hon Mr Dewolf
The Hon Mr Uniacke

So it passed in the affirmative.

Motion that Mr. Young be a Delegate

Mr. Bell moved that William Young, Esquire, Member of this House, for the County of Inverness, be also one of the Delegates: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, thirty-seven; against it, seven.

Passed on division

For the motion,

Mr Annand
Mr Goudge
Mr M' Kim
Mr DesBarres
Mr Doyle
Mr D'Entremont
Mr Clements
Mr Fairbanks
Mr Chipman
Mr Benjamin

Mr M' Dougall
Mr Howe
Mr Whitman
Mr Morton
Mr Allison
Mr Kavanagh
Mr Thorne
Mr Waterman
Mr Holmes

Mr W Sargent
Mr Upham
Mr M' Lellan
Mr M' Donald
Mr Taylor
Mr Elder
Mr Spearwater
Mr Lewis
Mr Holdsworth

Mr Huntington
Mr Archibald
Mr Forrestall
Mr Creighton
Mr Bell
Mr Smith
Mr Miller
Mr Holland
Mr Robicheau

Against the motion

Mr Dickey
Mr J Sargent
Mr Hatton
Mr Forrester
The Hon Mr Dodd
The Hon Mr Dewolf
The Hon Mr Uniacke

So it passed in the Affirmative.

Order for the two Delegates

Ordered, That Mr. Huntington, and Mr. Young, Members of this House, be the Delegates to proceed to England, pursuant to the Resolution of this House, of the 29th January last.

Engrossed Summary Trials Consolidation Bill read 3d time

An Engrossed Bill to amend, consolidate, and reduce into one Act, the several Acts relating to the Summary Trial of Actions, before Justices of the Peace, for the recovery of Debts, was read a third time; and thereupon,

Motion to defer Bill three Months

Mr. Creighton moved that the further consideration of the Bill be deferred to this day three months: which, being seconded,

Amendment to re-commit Bill passed

Mr. Goudge moved, as an amendment to the question, to leave out all the words thereof, after the words "that the" and to insert in place thereof, the words following: "Bill be re-committed to a Committee of the whole House:" which, being seconded and put, was agreed to by the House.

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

Petition of Messrs. Lawson for return of duties on Mill Machinery

A Petition of George P. Lawson and Henry Lawson, was presented by Mr. Bell and read, praying a Return of Duties paid by them upon Mill Machinery imported from New-York, in the United States of America.

Ordered, That the Petition do lie on the Table.

Petition for aid to Breakwater at Major's Brook, Cornwallis

A Petition of Charles Eaton and others, was presented by Mr. Morton and read, praying

ing aid to erect a Pier or Breakwater at Major's Brook, on the Shore of the Bay of Fundy, in Cornwallis.

Ordered, That the Petition be referred to the Committee on Navigation Securities.

Referred to Com. on Navigation Securities

A Petition of the Rev. William Chipman and others, was presented by Mr. Morton and read, praying a Bounty upon an Oatmill erected by William Pineo, Junior, in connexion with a Grist Mill at Pleasant Valley, in Cornwallis.

Pet. for Bounty on Oat Mill at Pleasant Valley, Cornwallis

Ordered, That the Petition be referred to the Committee on Agriculture.

Referred to Com. on Agriculture

Mr. Clements reported from the Committee appointed to wait upon His Excellency the Lieutenant-Governor, pursuant to the Resolution, requesting an advance of Money for erecting a Light-House at the entrance of Yarmouth Harbor; that the Committee had performed the duty entrusted to them, and that His Excellency was thereupon pleased to say that he would give the necessary directions to carry into effect the wishes of the House in that respect.

Report from Com. to wait on Gov. with Yarmouth Light House Resolution

A Bill for prohibiting the retail of Distilled Spirits, and to restrain the Manufacture thereof, was read a second time; and thereupon,

Bill to prohibit retail of Spirits read 2d time and deferred three months

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

For the Motion,

<i>The Hon Mr Uniacke</i>	<i>Mr Benjamin</i>	<i>Mr W Sargent</i>
<i>Mr Smith</i>	<i>Mr D'Entremont</i>	<i>Mr Thorne</i>
<i>Mr Doyle</i>	<i>Mr Huntington</i>	<i>Mr Bell</i>
<i>Mr Goudge</i>	<i>Mr Creighton</i>	<i>Mr Archibald</i>
<i>Mr Howe</i>	<i>Mr Robicheau</i>	<i>Mr Forrestall</i>
<i>The Hon Mr Dodd</i>	<i>Mr Forrester</i>	<i>Mr J Sargent</i>
<i>Mr Dickson</i>	<i>Mr Whitman</i>	<i>Mr Halton</i>
<i>Mr DesBarres</i>	<i>Mr Fgairbanks</i>	<i>Mr Holmes</i>

Against the Motion,

<i>Mr Elder</i>	<i>Mr McDonald</i>
<i>Mr Taylor</i>	<i>Mr Holland</i>
<i>Mr Dickey</i>	<i>Mr Lewis</i>
<i>Mr Kavanagh</i>	<i>The Hon Mr Dewolf</i>
<i>Mr Spearwater</i>	<i>Mr Clements</i>
<i>Mr Allison</i>	<i>Mr McKim</i>
<i>Mr Holdsworth</i>	<i>Mr Annand</i>
<i>Mr Waterman</i>	<i>Mr Morton</i>
<i>Mr McLellan</i>	<i>Mr Chipman</i>

So it passed in the affirmative.

A Petition of John Drillio and others, Inhabitants of Halifax, was presented by Mr. Howe and read, praying that the extension of privileges sought by the Union Engine Fire Company of Halifax, in their Petition to this House, may not be accorded to them.

Pet. against privileges to Fire Engine Company

Ordered, That the Petition do lie on the Table.

On motion of Mr. Lewis, *resolved*, that it is expedient to enquire into the causes and progress of the evils arising from the intemperate use of Ardent Spirits in this Province, with a view of discovering the best practical means of checking, by Legislative grants, enactments or otherwise, the progress of this evil, and to diffuse information respecting the true causes thereof; and therefore

Temperance Com. formed

Resolved, That a Committee be appointed to obtain information on this subject, to consist of not less than five Members, with power to send for persons and papers, and to report thereon to this House, during the Session.

Ordered, That Mr. Lewis, Mr. Smith, Mr. Holland, Mr. McKim and Mr. Spearwater, be a Committee for the above purpose.

A Petition of William C. Williams and others, was presented by Mr. Huntington and read, praying aid towards clearing out Cape Forchu River, in Yarmouth, above the Narrows.

Pet. to clear out Cape Forchu River

Ordered, That the Petition be referred to the Committee on Inland and River Fisheries.

Referred to Com. on Inland Fisheries

A Bill further to regulate the representation of the County of Annapolis, was read a second time; and thereupon,

Annapolis County Representation Bill read 2d time

Mr. Thorne moved that the further consideration of the Bill be deferred to this day three months: which, being seconded,

Motion to defer consideration of Bill

Mr. Smith moved as an amendment to the question, to leave out all the words thereof after the words "that the," and in place of the words so to be left out, to insert the following:—

Amendment to refer Bill to Select Com. negatived

"Bill be referred to a Select Committee, to examine and report upon to this House": which, being seconded and put, passed in the negative.

THURSDAY, FRIDAY and SATURDAY, 7th, 8th and 9th, FEBRUARY, 1839.

Main question ne-
gated

The main question being then put, and the House dividing thereon, there appeared, for the motion, eleven; against it, twenty-eight:

For the motion,

The Hon Mr Uniacke
Mr Clements
Mr Dickey
Mr D'Entremont
Mr Benjamin
Mr Whitman
Mr Holmes
Mr J Sargent
Mr Thorne
Mr Dickson
Mr Creighton

Against the motion,

<i>Mr Taylor</i>	<i>Mr McDonald</i>	<i>Mr Holland</i>
<i>Mr Spearwater</i>	<i>Mr Annand</i>	<i>Mr Howe</i>
<i>Mr Elder</i>	<i>Mr DesBarres</i>	<i>Mr Chipman</i>
<i>Mr W Sargent</i>	<i>Mr Kavanagh</i>	<i>Mr Young</i>
<i>Mr Bell</i>	<i>Mr Goudge</i>	<i>The Hon Mr Dodd</i>
<i>Mr Archibald</i>	<i>Mr McLellan</i>	<i>Mr Fairbanks</i>
<i>Mr Holdsworth</i>	<i>Mr Upham</i>	<i>Mr Huntington</i>
<i>Mr Waterman</i>	<i>Mr Lewis</i>	<i>Mr McDougall</i>
<i>Mr Miller</i>	<i>Mr Smith</i>	
<i>Mr McKim</i>	<i>Mr Robicheau</i>	

So it passed in the Negative.

Bill committed

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

Bill presented to
compensate Comr.
of Streets, Windsor

Mr. Goudge, pursuant to leave given, presented a Bill to compensate one of the Commissioners of Streets, in Windsor, for a loss sustained in the exercise of his office, and the same was read a first time, and ordered to be read a second time.

Orders of Day
Halifax Incorporation
and Municipal
Bills postponed

The Orders of the Day being read, for the second reading of the Bill to Incorporate the City of Halifax; and the Bill for the appointment of a President for the Court of Sessions for the County of Halifax, &c.

Ordered, That the said Bills be read a second time on Monday next.

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

Friday, 8th February, 1839.

PRAYERS.

Order of Day
Ways and Means

The Order of the Day being read for the Committee of the whole House to consider of Ways and Means for raising the Supply granted to Her Majesty.

Despatch relative
to duties on Pro-
visions referred to
the Com. of Ways
and Means

Ordered, That the Copy of Despatch from the Right Honorable the Colonial Secretary to His Excellency the Lieutenant-Governor, relative to the Imperial Duties on Salted Beef and Pork, and Wheaten Flour, imported from Foreign Countries, transmitted to this House on the 4th instant, by Message, from His Excellency, be referred to the said Committee.

House go into Com.
on Ways and
Means

The House resolved itself into the said Committee.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

Progress reported

The Chairman reported from the Committee that they had made some progress in the business referred to them, and had come to a Resolution thereupon, which they had directed him to report to the House.

Resolution to be
reported to-morrow

Ordered, That the Report of said Resolution be received to-morrow.

The Chairman also acquainted the House, that he was directed by the Committee to move for leave to sit again, to-morrow, on the further consideration of Ways and Means, which the House agreed to.

Further order for
Com. of Ways and
Means to-morrow

Ordered, That this House do again to-morrow resolve itself into a Committee to consider of Ways and Means, for raising the Supply granted to Her Majesty.

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

Saturday, 9th February, 1839.

PRAYERS.

Pet. for aid to An-
napolis Academy

A Petition of James Roach and others, Inhabitants of Annapolis Royal and its vicinity, was presented by Mr. Whitman and read, praying a continuance of the aid to the Annapolis Academy, and that the trust thereof may be so altered by Law, as that Trustees to be chosen by the People may be added to those appointed by the Executive.

A Petition of D. J. Ditmars and others, Inhabitants of Clements, was also presented by Mr. Whitman and read, setting forth that the profits of the School Lands in that Township have, for years past, been given to one Teacher only, who, as has been represented, has no gratuitous Scholars, and is resident in the new County of Digby, and praying that such provisions may be made as will enable the Teachers throughout the Township to share in such allowance.

Ordered, That the Petitions be referred to the Committee on Education.

A Petition of Overseers of the Poor for the Township of Annapolis, was presented by Mr. Whitman and read, praying payment of the expenses of a sick and transient Pauper, maintained by them in said Township.

Ordered, That the Petition be referred to the Committee on Public Expenditure.

Ordered, That the Petition of the Overseers of the Poor for Barrington, presented to this House on the 19th January last, be referred to the same Committee.

A Petition of James Potter and others, was presented by Mr. Holland and read, praying a grant of a Bounty to said Potter, for the erection of an Oat Mill upon Moose River in Clements, County of Annapolis.

Ordered, That the Petition be referred to the Committee on Agriculture.

A Petition of the Rev. Abbè Sigogne and others, inhabitants of the Township of Clare, was presented by Mr. Robicheau and read, praying aid in the erection of a Public Wharf or Breakwater, at a Cove in that Township.

Ordered, That the Petition be referred to the Committee on Navigation Securities.

A Petition of Elkanah Morton and others, inhabitants of the County of Digby, was presented by Mr. Robicheau and read, setting forth that immediately preceding the setting off the western part of the County of Annapolis into the said County of Digby, the inhabitants of the last mentioned County were assessed a large sum towards building a new Court-House and Gaol, at Annapolis Royal, from which they can derive no benefit, but have now to be subject to another assessment for building a Sessions House in their own County, and praying that a Law may be passed, by which they may be refunded the amount collected from them on account of said new Court-House and Gaol in Annapolis.

Ordered, That the Petition be referred to the Hon. Mr. Dodd, Mr. Young, Mr. Goudge, Mr. Howe and Mr. Miller, to examine and report to this House thereon, with power to send for Persons and Papers.

A Petition of William Turpel and others, was presented by Mr. Thorne and read, praying aid in the erection of a School House in the McKenzie Settlement, in the Township of Granville, in place of one destroyed by fire.

Ordered, That the Petition be referred to the Committee on Education.

A Petition of Edmund Crowell, was presented by Mr. J. Sargent and read, setting forth that the Petitioner, on the completion of the Light-House on Seal Island, was entrusted with the management of the same, jointly, with Mr. Hitchins, and so continued until the year 1836, when the sole keeping of the Light-House was given by the Commissioners to Mr. Hitchins, and that during the many cases of Shipwreck occurring upon Seal and Mud Islands, Petitioner and his family have made every exertion to save the lives and property, and alleviate the distresses of those shipwrecked, and praying remuneration therefor.

Ordered, That the Petition be referred to the Committee on Navigation Securities.

A Petition of Obadiah Wilson and others, of Barrington, was presented by Mr. J. Sargent and read, praying revision and amendment of the Acts relating to the Inspection of Pickled Fish.

Ordered, That the Petition be referred to the Committee on the Fisheries.

Mr. Chipman, pursuant to leave given, presented a Bill for Incorporating the Queen's College at Horton, and the same was read a first time, and ordered to be read a second time on Wednesday next.

Pet. relative to School Lands in Clements

Referred to Com. on Education

Pet. of Overseers of Poor for Annapolis for expenses of Transient Pauper

Referred to Com. on Public Expenditure

Pet. from Overseers at Barrington referred to same Com.

Pet. for Bounty on Oatmill at Moose River

Referred to Com. on Agriculture

Pet. for aid to Breakwater in Clare

Referred to Com. on Navigation Securities

Pet. from County of Digby for return of Monies collected from them towards Court House in Annapolis

Referred to Select Committee

Pet. for aid to School House in Granville

Referred to Com. on Education

Pet. of E. Crowell of Seal Island, late Light-House Keeper

Referred to Com. on Navigation Securities

Pet. for amendment of Pickled Fish Inspection Acts

Referred to Com. on Fisheries

Bill presented to Incorporate Queen's College at Horton

Pet. from S. Harrington of Five Islands relative to Road

A Petition of Stephen Harrington, of Five Islands, in the Township of Parrsborough, was presented by Mr. Morton and read, setting forth the injury and inconvenience sustained by him in consequence of a road running through his Land, without legal authority for the same, and praying relief.

Ordered, That the Petition do lie on the Table.

Pet. for Act to sell Meeting House at Barney's River Merigomishe

A Petition of John Robertson and others, was presented by Mr. Holmes and read, praying that an Act may be passed to enable a Congregation, in connexion with the Church of Scotland, at Barney's River, in Merigomishe, to sell their Meeting House, in order to liquidate the debt due thereon.

Ordered, That the Petition do lie on the Table.

Pet. for aid to African School in Halifax

A Petition of the Rev. Robert Willis, D. D. was presented by Mr. Bell and read, praying further aid towards the support of the African School in Halifax.

Pet. for aid to Infant School in Halifax

A Petition of Ladies Managers of the Infant School in Halifax, was also presented by Mr. Bell and read, praying further aid to that Institution.

Referred to Com. on Education

Ordered, That the Petitions be referred to the Committee on Education.

Pet. for aid to Chocolate Manufacture

A Petition of John Ferguson, Chocolate Manufacture, in Halifax, was presented by Mr. Bell and read, praying protection and encouragement in the branch of Industry in which he is engaged.

Ordered, That the Petition be referred to the Committee on Trade, Commerce and Manufactures.

Referred to Com. on Trade

Pet. of Halifax Steam Boat Company

A Petition of the Halifax Steam Boat Company, was presented by Mr. Bell and read, praying further aid to that establishment.

Referred to the Com. of Supply

Ordered, That the Petition be referred to the Committee of Supply.

Pet. of James Whalen for return of Duties on Rum Referred to Select Com.

A Petition of James Whalen, of Halifax, Grocer, was presented by the Hon. Mr. Uniacke and read, praying a return of duties upon a Puncheon of Rum which he had lost by leakage.

Ordered, That the Petition be referred to Mr. Waterman, Mr. Doyle and Mr. Benjamin, to examine and report upon the merits thereof to this House.

Pet. of Inhabitants of Albemarle Street in Halifax complaining of Commissioners of Streets Referred to Select Com.

A Petition of Peter Moriscy and others, Inhabitants of Albemarle Street, in the Town of Halifax, was presented by Mr. Forrester and read, complaining of said Street being neglected by the Commissioners of Streets, and praying redress.

Ordered, That the Petition be referred to Mr. Morton, Mr. M'Dougall and Mr. Forrester, to examine and report upon to this House.

Order of Day Committee of Ways and Means House go into the Committee

The Order of the Day being read for the Committee of the whole House to consider further of Ways and Means for raising the Supply granted to Her Majesty.

The House resolved itself into the said Committee.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

Another Resolution passed in Com.

The Chairman reported from the Committee that they had made further progress in the business referred to them, and had come to another Resolution thereupon, which they had directed him to report to the House.

Ordered, That the report of the Resolution, together with the report of the Resolution of yesterday from the same Committee, be received on Monday next.

Resolutions to be reported on Monday next

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

Pet. for aid to Steam Boat from St. John to Annapolis

A Petition of James Whitney, was presented by Mr. Howe and read, praying continuance of the aid granted for running a Steam Vessel carrying the Mails between Annapolis, Digby and St. John.

Ordered, That the Petition do lie on the Table.

SATURDAY and MONDAY, 9th and 11th FEBRUARY, 1839.

A Petition of the Committee of the Royal Acadian School in Halifax, was presented by Mr. Howe and read, praying the usual grant to that Institution, and also further aid.

Ordered, That the Petition be referred to the Committee on Education.

Pet. for aid to Acadian School
Referred to Committee on Education

A Petition of the Directors of the Anti-Dry-Rot Company, established in the United Empire, under an Act of the Imperial Parliament, was presented by Mr. Howe and read, setting forth the grant of Letters Patent by His late Majesty King William the Fourth to John Howard Kyan, Esquire, securing to him, his Executors, Administrators and Assigns, the sole benefit and advantage of his invention of a new mode of preserving certain Vegetable Substances from decay, within all His Majesty's Colonies and Plantations abroad; which Letters Patent, with others, were assigned to said Company, and praying that a Provincial Act may pass, vesting in the said Company such sole and exclusive right in this Province, for the residue of the term of fourteen years from the 11th February, 1836.

Ordered, That the Petition be referred to the Committee on Trade, Commerce and Manufactures.

Pet. from Anti-Dry-Rot Company

A Petition of the Reverend Fitzgerald Uniacke, was presented by Mr. Bell and read, praying a continuance of the aid towards the Schools for Poor Children, established by him in the North Suburbs of the Town of Halifax.

Ordered That the Petition be referred to the Committee on Education.

Pet. for aid to Mr. Uniacke's Schools

Referred to Committee on Education

The Hon. Mr. Dewolf, pursuant to leave given, presented a Bill respecting Stray Horses and Cattle, and the same was read a first time, and ordered to be read a second time.

Bill presented respecting Stray Cattle

A Petition of William Breeze and others, Inhabitants of King's County, was presented by Mr. Chipman and read, setting forth the injurious effects to the community at large from not being enabled to purchase less than a gallon of Spirituous Liquors at one time from the Shop Keeper, and praying that the Licence Law may be so altered as to allow Traders to sell in quantities as low as a quart.

Pet. from King's County, for law to enable Traders to sell Liquor by the quart

Ordered, That the Petition do lie on the Table.

The Order of the Day being read for the second reading of the Bill concerning the Judiciary of this Province,

Order of Day 2nd reading of Judiciary Bill postponed

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

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

Monday, 11th February, 1839.

PRAYERS.

A Petition of the Western Stage Coach Company was, by special leave of the House, presented by the Hon. Mr. Dewolf and read, praying a return of duties paid, and the cancelling of a Bond given for other duties, upon the importation by them of three Stage Coaches for the use of their Establishment, and the superior accommodation of the public; the Company being still much in debt, without having as yet received any interest or profit whatsoever upon their investment.

Pet. of Western Stage Coach Company, for return of Duties, &c.

Ordered, That the Petition be referred to the Committee of Supply.

Referred to Committee of Supply

A Petition of Francis T. Pritchard and others, was also, by special leave of the House, presented by the Hon. Mr. Dewolf and read, praying aid in the erection of an Oatmill at Advocate Harbor, in the Township of Parrsborough.

Pet. of F. T. Pritchard & al. for aid to Oat Mill at Parrsboro'

Ordered, That the Petition be referred to the Committee on Agriculture.

Referred to Committee on Agriculture

A Petition of James Elderkin and others, was presented by the Hon. Mr. Dewolf and read, praying the erection of a Light-House on the Eastern Point of the Harbour of Apple River, near the entrance of Chignecto Bay.

Pet. of J. Elderkin & al. for Light House at Apple River, Parrsboro'

Ordered, That the Petition be referred to the Committee on Navigation Securities.

Referred to Committee on Navigation Securities

A Petition of George W. Terry and others; also, a Petition of Ebenezer Bishop and others;

also;

Petition from King's County, praying that Courts may be continued as at present constituted

also, a Petition of Isaac Webster and others; and a Petition of Winckworth H. Chipman and others, all Inhabitants of King's County, were presented by the Hon. Mr. Dewolf and read, respectively setting forth that the Petitioners, as well as other Inhabitants of King's County, deeply regret the repeated agitation of the subject of the constitution and arrangement of the Supreme and Inferior Courts of Justice throughout the Province—that Petitioners are fully of opinion that the Provincial Courts, as now established, meet the wishes and convenience of the public, and that any attempt to change or alter the present sittings or system of the several Courts in said County, will have an injurious tendency—and that Petitioners have just reason to express their satisfaction with the administration of justice in Her Majesty's Supreme and Inferior Courts and in the Courts of General Sessions; and that the increase of the jurisdiction of the Magistrates would be far from beneficial, and praying that no change may be made in the said Courts, but that they may be continued as they are at present constituted within said County.

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

Pet of Pictou Agricultural Society, respecting Importation of Live Stock Referred to Agricultural Committee

A Petition of the Committee of the Pictou Agricultural Society was, by special leave of House, presented by Mr. Dickson and read, praying aid towards importing improved breeds of Live Stock.

Ordered, That the Petition be referred to the Committee on Agriculture.

Pet. of Peter Crerar for reimbursement of monies expended in erection of Bridge at Pictou

A Petition of Peter Crerar was, by special leave of the House, presented by Mr. Dickson and read, praying reimbursement of a sum of money expended by him, beyond the Provincial Grant, at the request of certain Magistrates of the County of Pictou, in the erection of a Bridge over the West River of Pictou, in the year 1836.

Ordered, That the Petition be referred to Mr. Young, Mr. Desbarres, and Mr. Goudge, to examine into the merits thereof, and report thereon to this House.

Referred to Special Committee

Pet. of N. Angus & al. for aid to Flax Mill at Shinemacas Cy. of Cumberland Referred to Agricultural Com.

A Petition of Nathaniel Angus and others, of Shinemacas, in the County of Cumberland, was, by special leave of the House, presented by Mr. Dickey and read, praying aid in the erection of a Flax Mill.

Ordered, That the Petition be referred to the Committee on Agriculture.

Pet. for aid to remove obstructions in Wallace River

A Petition of Joseph N. B. Kerr and others, Inhabitants of Wallace, in the County of Cumberland, was also, by special leave of the House, presented by Mr. Dickey and read, praying aid in removing obstructions from Wallace River.

Ordered, That the Petition be referred to the Committee on the Inland and River Fisheries.

Referred to Com. on Inland and River Fisheries

Pet. of Pilots at Pictou, &c. for extension of Halifax Pilotage Act to Pictou

A Petition of William Powell and others, Pilots, for the Port and adjacent Harbours of Pictou, was presented by Mr. Holmes and read, praying that the Halifax Pilotage Acts may be extended to the said Port and Harbours.

Ordered, That the Petition do lie on the Table.

Pet. of R. S. Lowden & al. for aid to Oat Mill at Knoydart

A Petition of Robert S. Lowden and George W. A. Lowden was, by special leave of the House, presented by Mr. Holmes and read, praying aid to enable them to complete their Oat and Barley Mill, and Kiln, in connexion with their Grist Mill, at Knoydart Settlement, on the Gulf of St. Lawrence.

Ordered, That the Petition be referred to the Committee on Agriculture.

Referred to Com. on Agriculture

Pet. from Cumberland with regard to Courts

A Petition of Amos Seaman and others, resident in the County of Cumberland; also, a Petition of Stephen Oxley and others, Inhabitants of said County; also, a Petition of the Grand Jury of the County of Cumberland; also, a Petition of Jonathan C. Holiday and others, Inhabitants of said County; also, a Petition of Daniel M'Farlane and others, a Committee appointed at a Public Meeting held in Wallace, in said County; also, a Petition of James M'Nab and others, Inhabitants of said County; and a Petition of Jacob G. Purdy and others, Inhabitants of West Chester, in said County, were presented by Mr. Dickey and read, respectively praying that two Sittings of the Supreme Court in the year, may be continued in said County, but that the Autumn one thereof may be postponed to a later period in the year, and that the Sittings of the Inferior Courts of Common Pleas in said County,

may

MONDAY, 11th FEBRUARY, 1839.

may be wholly discontinued, or that they may be relieved from the Summer Sessions thereof.
Ordered, That the Petition do lie on the Table.

A Petition of Francis Cook and others, Freeholders of the Township of Guysborough and Manchester, was presented by Mr. DesBarres and read, setting forth that Petitioners are satisfied with the several Courts as they are now held in the County of Guysborough, that is to say—one Term of the Supreme Court, and two Terms of the Common Pleas and General Sessions of the Peace, and with the times at which they are respectively held, and praying that the said Courts may be continued as they are now constituted and held throughout the Province, and particularly in that County.

Ordered, That the Petition do lie on the Table.

A Petition of Joseph Marshall and others, Freeholders and Inhabitants of the County of Guysborough was, by special leave of the House, presented by Mr. DesBarres and read, setting forth inconveniences arising from the times of the Mails arriving at, and leaving Guysborough and Antigonishe, and praying relief.

A Petition of R. M. Cutler and others, Inhabitants of Guysborough and Country Harbor, was also, by special leave of the House, presented by Mr. DesBarres and read, praying an extension of the Post Communication from Guysborough to Archibald's, at Country Harbor.

Ordered, That the Petitions be referred to the Committee on the Post-Office.

A Petition of John H. Scott and others, Freeholders and Inhabitants of the County of Guysborough, was presented by Mr. DesBarres and read, praying that an Act may be passed to extend the granting of General Licenses for the Sale of Spirituous Liquors to the principal Towns and Villages in the several Counties of the Province, under the same License Duties and other restrictions by which they are at present issued in Halifax.

Ordered, That the Petition do lie on the Table.

Ordered, That the Petition of George P. Lawson and Henry Lawson, presented to this House on Thursday last, praying a return of duties on imported Mill Machinery, be referred to the Committee on Trade, Commerce and Manufactures.

Ordered, That the Petition of John Baxter and others, presented to this House on the 17th January last, praying aid in the erection of a Pier or Breakwater at Baxter's Harbor, on the Shore of the Bay of Fundy in Cornwallis, be referred to the Committee on Navigation Securities.

Mr. Archibald, pursuant to leave given, presented a Bill to authorise the Grand Jury and the Court of Sessions in the County of Colchester to present and assess monies for the erection of a Lock-up House in Tatamagouche, in the said County, and the same was read a first time, and ordered to be read a second time.

The Order of the Day for receiving the report of the Resolutions from the Committee of Ways and Means being read,

Mr. Kavanagh, the Chairman of said Committee, reported the two Resolutions which the Committee had directed him to report to the House; and he delivered the same in at the Clerk's Table, where they were again read, and are as follow:—

1. *Resolved*, As the opinion of this Committee, that on the repeal of the Imperial Duty on Foreign Wheat Flour, there should be laid on the Importation thereof, a Colonial Duty of Two Shillings Sterling per Barrel, without any exemption thereupon, for the protection of any particular class.

2. *Resolved*, That it is the opinion of this Committee, that the system of Revenue now existing, be continued for the present year, except in regard to the Duties upon Flour.

The first of said Resolutions being again read by the Clerk,

Mr. Chipman moved, that the said first Resolution be not received by the House, but that it be again referred to the Committee, for the purpose of continuing the Duty on Foreign Wheat Flour, at Five Shillings Sterling per Barrel, as at present: which being seconded and put, and the House dividing thereon, there appeared, for the motion, fourteen; against it, thirty-two:

Pets. from Guysborough with regard to Courts

Pet. from Guysborough relative to Mails

Pet. for extension of Post Communication from Guysborough to Country Harbour Referred to Post Office Com.

Pet. from Guysborough' for extending Halifax system of Liquor Licenses to other Towns

Pet. of Messrs. Lawson for return of Duties referred to Com. on Trade

Pet. for aid to Breakwater at Baxter's Harbour referred to Com. on Navigation Securities

Bill presented for erection of Lock-up-House in Tatamagouche

Order of Day report of Resolutions from Committee of Ways and Means

Colonial Duty on Flour

Revenue same except Flour

Motion not to receive Flour Duty Resolution negatived

MONDAY, 11th FEBRUARY, 1839.

For the motion,

Mr Chipman
Mr Mc Dougall
Mr Dickson
Mr Morton
Mr McKim
Mr McHeffy
Mr Benjamin
The Hon Mr Dewolf
Mr Holland
Mr McLellan
Mr Thorne
Mr Miller
Mr Upham
Mr Bell

Mr Spearwater
Mr Hatton
Mr W Sargent
Mr Forrester
Mr Howe
Mr Robicheau
Mr Waterman
Mr J Sargent
Mr Kavanagh
Mr Lewis
Mr Taylor

Against the motion,

Mr Creighton
Mr Elder
The Hon Mr Uniacke
Mr Dickey
Mr Huntington
Mr Smith
Mr Archibald
Mr Holdsworth
Mr Whitman
Mr McDonald
Mr Allison

The Hon Mr Dodd
Mr Holmes
Mr D'Entremont
Mr Young
Mr DesBarres
Mr Fairbanks
Mr Annand
Mr Goudge
Mr Doyle
Mr Clements

So it passed in the Negative.

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

The second Resolution reported from the Committee being then again read by the Clerk, The Hon. Mr. Uniacke moved that the Resolution be not received by the House, but that it be again referred to the Committee of Ways and Means, for the purpose of adding thereto an exemption of Foreign clear shear Pork from all Duty, except of Five Shillings per Barrel thereon : which, being seconded and put, and the House dividing thereon, there appeared for the motion, twenty-two ; against it, twenty-four :

For the motion,

Mr Clements
Mr Annand
Mr Doyle
Mr Huntington
Mr DesBarres
Mr D'Entremont
The Hon Mr Dodd
Mr Fairbanks
Mr Robicheau
Mr M Donald
Mr Miller
Mr Holdsworth
The Hon Mr Uniacke
Mr Bell
Mr Taylor
Mr Forrester
Mr J Sargent
Mr Waterman
Mr Creighton
Mr Kavanagh
Mr W Sargent
Mr Spearwater

Against the motion

Mr Halton
Mr Howe
Mr Lewis
Mr Thorne
Mr Elder
Mr Upham
Mr Smith
Mr Archibald
Mr Whitman
Mr M Lellan
Mr Allison
The Hon Mr Dewolf
Mr Holland
Mr Holmes
Mr Benjamin
Mr Young
Mr M Kim
Mr Morton
Mr Dickson
Mr Goudge
Mr Dickey
Mr Chipman
Mr McHeffy
Mr M Dougall

So it passed in the Negative.

Mr. Smith then moved that the Resolution be not received by the House, but that it be again referred to the Committee of Ways and Means, for the purpose of imposing an additional Duty of Three Pence per Gallon on all Distilled Spirituous Liquors : which, being seconded and put, and the House dividing thereon, there appeared, for the motion, sixteen ; against it, thirty :

For the Motion,

Mr Morton
Mr Chipman
Mr M Kim
The Hon Mr Dewolf
Mr Holland
Mr Allison
Mr Smith
Mr M Donald
Mr Holdsworth
Mr M Lellan
Mr Upham
Mr Elder
Mr Lewis
Mr Waterman
Mr W Sargent
Mr Spearwater

Against the Motion,

Mr Hatton
Mr Creighton
Mr J Sargent
Mr Forrestall
Mr Archibald
Mr Kavanagh
Mr Thorne
Mr Taylor
Mr Fairbanks
Mr Bell
Mr Miller
Mr Whitman
Mr Young
The Hon Mr Dodd
The Hon Mr Uniacke
Mr D'Entremont
Mr Robicheau
Mr Holmes
Mr Benjamin
Mr M Heffy
Mr DesBarres
Mr Huntington
Mr Dickson
Mr Goudge
Mr Dickey
Mr Doyle
Mr Forrester
Mr Clements
Mr Howe
Mr M Dougall

So it passed in the Negative.

Mr. Bell then moved that the Resolution be not received by the House, but that it be again referred to the Committee of Ways and Means, for the purpose of providing therein for a reduction of the Duty on Molasses : which, being seconded and put, passed in the affirmative.

Ordered. That the Resolution be not received by the House, but that it be again referred to the Committee of Ways and Means, for the purpose of providing therein for a reduction of the Duty on Molasses.

On motion, the House again resolved itself into a Committee to consider of Ways and Means for raising the Supply granted to Her Majesty.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

The

Motion not to receive 2d Resolution with view to exempt clear Shear Pork negatived

Motion not to receive resolution with the view of imposing further Duty on Spirits negatived

Resolution recommended for reduction of duty on Molasses

House go into Com. of Ways and Means

MONDAY and TUESDAY, 11th and 12th FEBRUARY, 1839.

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

Ordered, That this House do again to-morrow resolve itself into a Committee of Ways and Means.

On motion of Mr. Howe, *resolved*, as followeth :

Whereas certain statements made with reference to the selection of Professors to the Dalhousie College by the Rev. Mr. Crawley, render it advisable that the principles which guided the Governors in their choice should be understood by this Assembly—*Therefore resolved*, that Mr. Crawley be examined at the Bar of this House on Wednesday next, with reference to the reasons assigned for his rejection by the Governors.

The Order of the Day being read, for the second reading of the Bill to Incorporate the City of Halifax; and the Bill for the appointment of a President for the Court of Sessions for the County of Halifax, &c.

Ordered, That the Bills be read a second time To-morrow.

The Order of the Day being read, for the second reading of the Bill concerning the Judiciary of this Province,

Ordered, That the said Bill be read a second time To-morrow.

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

Tuesday, 12th February, 1839.

PRAYERS.

A Petition of James Parker and others, was, by special leave of the House, presented by Mr. Holland and read, praying that the Subscribers to the Breakwater at Gates' Mountain, on the Shore of the Bay of Fundy in Wilmot, may be incorporated for the completion thereof.

Ordered, That the Petition be referred to the Committee on Navigation Securities.

Mr. Bell, pursuant to leave given, presented a Bill respecting the Engine Men of the Town of Halifax, and the same was read a first time, and ordered to be read a second time.

The Order of the Day being read for the Committee of Ways and Means,

The House resolved itself into the said Committee.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had come to a Resolution, which they had directed him to report to the House; and he delivered the same in at the Clerk's Table.

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

The said Resolution was then read by the Clerk, and is as followeth:—

Resolved, That it is the opinion of this Committee, that the system of Revenue now existing, be continued for the present year, except in regard to the duties upon Flour, and also, with the following alterations:—That Foreign Molasses shall, upon importation, be subject to a Colonial Duty of only Two Pence per gallon, instead of Three Pence, levied last year, the Colonial Duty on other Molasses remaining the same as last year, and that all Sails of British manufacture imported into this Province, shall be exempted from all duties; and thereupon,

Mr. Bell moved, that the Resolution be not received by the House, but be re-committed for the purpose of re-considering that part of it which goes to exempt sails from duty: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty; against it, nineteen:

So it passed in the affirmative.

Ordered, That the Resolution be re-committed accordingly.

Further Order for Com. of Ways and Means

Resolution for examination of Rev. Mr. Crawley at Bar of House relative to appointment of Professors to Dalhousie College

Order of Day second reading of Halifax Incorporation and Municipal Bills deferred

Order of Day 2nd reading of Judiciary Bill

Pet. for Act of Incorporation for subscribers to Gates' Pier Wilmot Referred to Committee on Navigation Securities Bill presented respecting Engine Men of Halifax Order of Day Committee of Ways and Means House in the Committee

Resolution reported

Same system of Revenue except in regard to Flour

Foreign Molasses.

Sails

Resolution to re-consider exemption of Sails Carried

TUESDAY and WEDNESDAY, 12th and 13th FEBRUARY, 1839.

Leave of absence
to Mr. Annand

Ordered, That Mr. Annand have leave of absence from this House, to return home for a few days, on urgent private business.

Leave of Absence
to Mr. Allison

Ordered, That Mr. Allison have leave of absence from this House after to-morrow, to return home for a few days, on urgent private business.

Bill presented rela-
tive to Statute La-
bour by Owners of
Land

Mr. McKim, pursuant to leave given, presented a Bill relative to the performance of Statute Labor, by Owners of Land, and the same was read a first time, and ordered to be read a second time.

Order of Day 2nd
reading of Halifax
Incorporation and
Municipal Bills de-
ferred

The Order of the Day being read for the second reading of the Bill to Incorporate the City of Halifax; and the Bill for the appointment of a President of the Court of Sessions for the County of Halifax.

Ordered, That the said Bills be read a second time To-morrow.

Order of Day 2nd
reading of Judiciary
Bill deferred

The Order of the Day being read, for the second reading of the Bill concerning the Judiciary of this Province.

Ordered, That the said Bill be read a second time, To-morrow.

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

Wednesday, 13th February, 1839.

PRAYERS.

Motion to rescind
order for re-com-
mitting Resolution
of yesterday carried

Mr. Goudge moved that the Order of yesterday, for re-committing the Resolution reported from the Committee of Ways and Means, be rescinded: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-four; against it, eighteen.

So it passed in the Affirmative.

Resolution agreed
to

The said Resolution reported yesterday from the Committee of Ways and Means, was then again read, and, upon the question put thereon, was agreed to by the House.

Com. named to
bring in Revenue
Bills

Ordered, That Mr. Dickson, Mr. Young and the Hon. Mr. Dodd, be a Committee to prepare and report to this House, Revenue Bills, in accordance with the Resolutions reported from the Committee of Ways and Means, and agreed to by the House.

Leave of Absence
to Mr. Upham

Ordered, That Mr. Upham have leave of absence from this House for a few days, after to-morrow, to return home on urgent private business.

Rev. Mr. Crawley
notified of Order of
House

Ordered, That a copy of the Resolution passed on Monday last, for the examination of the Rev. Mr. Crawley at the Bar of the House, be communicated to that Gentleman by the Clerk of the House; and that he be requested to attend the House forthwith, for that purpose.

Report from Com.
on Public Accounts

The Hon. Mr. Dewolf reported from the Committee, appointed to join a Committee of the Legislative Council, to examine the Public Accounts; and he read the Report in his place, and afterwards delivered it in at the Clerk's Table.

(See Appendix No. 28.)

Ordered, That the Report do lie on the Table.

Halifax Poor House
Accounts presented

Mr. Bell presented to the House, an aggregate List of Articles purchased for the use of the Halifax Asylum for the Poor, during the year 1838; also, an Account of the sums received for the Halifax Asylum for the Poor, during the year 1838, and from whence received, and an Account of the Paupers admitted into the Halifax Asylum for the Poor, during the year 1838, distinguishing Halifax from Transient; and the same was read by the Clerk.

(See Appendix No. 29.)

Ordered, That the Accounts do lie on the Table.

Pet. for Bounty on
OatMill in Co rn-
wallis

A Petition of William Harrington was, by special leave of the House, presented by Mr. Morton,

Morton and read, praying a Bounty upon an Oat Mill by him established in connexion with his Grist Mill on the Habitant River in Cornwallis.

Ordered, That the Petition be referred to the Committee on Agriculture.

Referred to Com.
on Agriculture

The Hon. Mr. Uniacke, by command of His Excellency the Lieutenant-Governor, presented to the House certain Papers, containing Returns, Accounts and Information, requested by the Resolution of this House of the 18th January last, in relation to Dalhousie College, and the same were read by the Clerk.

Dalhousie College
returns presented

(See Appendix No. 30.)

Ordered, That the Papers do lie on the Table.

A Petition of Angus McDonald and others, was presented by Mr. McDougall and read, complaining of the composition and management of the Commissioners of Schools for the County of Sydney, suggesting as a remedy, that it might be practicable to have a central Board, composed of the Magistrates in Sessions, from different parts of the County, to whom all Returns of Schools should be made from the several Townships and Settlements. That it would be their duty to apportion, half yearly, the whole sum allowed for the County amongst the several Townships, according to their circumstances, and the number of Schools and Scholars, &c., and praying that the evils complained of may be remedied by Legislative enactment.

Pet. from County of
Sydney against
Commissioners of
Schools

Ordered, That the Petition be referred to the Committee on Education.

A Petition of David Philips and others, Inhabitants of Onslow, was presented by Mr. Upham and read, complaining of encroachments upon Seine Fisheries, at Economy and Five Islands, by Fishermen from New-Brunswick, setting Nets and Hooks outside the Wears, and thereby turning the Herring in another direction, and praying relief by Legislative enactments.

Pet. from Onslow
relative to Shore
Fisheries

Ordered, That the Petition be referred to the Committee on the Fisheries.

On motion of the Hon. Mr. Dodd, *resolved*, that this House will, to-morrow, again resolve itself into a Committee, to consider further of the Supply granted to Her Majesty.

Committee of Sup-
ply made Order of
Day

The Reverend Mr. Crawley being in attendance pursuant to the order of the House.

Examination of
Rev. Mr. Crawley
at Bar of House

Ordered, That Mr. Crawley be now examined at the Bar of the House, pursuant to order, and accordingly,

Mr. Crawley appeared at the Bar, and was examined upon certain matters, in relation to Dalhousie College, pursuant to Resolution, and then withdrew.

On motion, *resolved*, that the Treasurer of the Province, one of the Governors of Dalhousie College, be now heard at the Bar of the House, in relation to the said matters; and accordingly,

Order for hearing
Provincial Treasur-
er at Bar of House

Charles Wentworth Wallace, Esquire, the Treasurer of the Province, appeared at the Bar, and was heard in relation to said matters, and then withdrew.

Treasurer heard at
Bar of House

The Order of the Day being read, for the second reading of the Bill concerning the Judiciary of this Province.

Order of Day Judi-
ciary Bill

On motion, the several Petitions presented to this House on the subject of the Courts of Justice, in this Province were read.

Pet. on subject of
Judiciary read

A Petition of John Tuttle and others, Freeholders and Inhabitants of the County of Cumberland, was presented by Mr. McKim and read, praying that the September Term of the Supreme Court in said County may be abolished, and that the Inferior Courts may be preserved.

Pet. from Cumber-
land on Subject of
Courts

Ordered, That the Petition do lie on the Table.

The said Bill concerning the Judiciary of this Province, was then read a second time; and thereupon,

Judiciary Bill read
2d time

The Hon. Mr. Uniacke moved that the further consideration of the Bill be deferred to this day three months: which, being seconded and put, and the House dividing thereon, there appeared for the motion, twenty-four; against it, seventeen:

Motion to defer
consideration of Bill
3 months

For

WEDNESDAY, 13th FEBRUARY, 1839.

For the Motion,

Mr Fairbanks
The Hon Mr Uniacke
Mr DesBarres
Mr Goudge
Mr Dickey
Mr D'Entremont
Mr Young
Mr Smith

Mr Kavanagh
Mr Miller
Mr Whitman
Mr Holmes
Mr Archibald
Mr McLellan
Mr Spearwater
Mr Allison

Mr Elder
Mr Bell
Mr Heckman
Mr Taylor
Mr Creighton
Mr J Sargent
The Hon Mr Dodd
Mr W Sargent

Against the Motion,

Mr Dickson
Mr Thorne
Mr Upham
Mr Clements
Mr Holland
Mr Holdsworth
The Hon Mr Dewolf
Mr Lewis
Mr Benjamin

Mr Morton
Mr McKim
Mr McDonald
Mr McHeffy
Mr Forrester
Mr Huntington
Mr Chipman
Mr Howe

So it passed in the affirmative.

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

Bill deferred

House go into Committee on Bills

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

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

Report without amendment Bill for Sale of Coals by Weight
Judgments by Confession Bill
Cornwallis Town House Bill
With amendments
Summary Trials consolidation Bill
Lands and Tenements Bill
Sydney Pilotage Bill

The Chairman reported from the Committee that they had gone through the Bill to authorise the Sale of Coals by weight; the Bill to reduce the expenses of Suits at Law on Judgments by Confession; and the Bill to enable the Inhabitants of Cornwallis to provide a Public Town House for that Township, and had directed him to report the said Bills to the House without any amendment; that the Committee had also re-considered the Bill to amend, consolidate and reduce, into one Act the several Acts relating to the Summary Trial of Actions before Justices of the Peace, for the recovery of Debts; and had made some further amendments thereto, which they had directed him to report to the House with the Bill. That the Committee had also gone through the Bill for making Lands and Tenements liable to the payment of Debts, and had made some amendments thereto, which they had directed him to report to the House, with the Bill; and had also gone through the Bill to amend the Acts to regulate Pilotage of Vessels at the Port of Sydney, in the Island of Cape-Breton, and had made amendments thereto, which they had directed him to report to the House, with said Bill; and he afterwards delivered the Bills and amendments in at the Clerk's Table.

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

The amendments reported to the said several Bills being then read, were, upon the question severally put thereon, respectively agreed to by the House.

Ordered, That the Bills with the amendments be engrossed.

Ordered, That the Bills reported without amendment be engrossed.

Bills to be engrossed

Pet. from Rev. Mr. Crawley to be heard at Bar of House on Queen's College Bill
Order for Mr. Crawley to be heard at Bar

A Petition of the Rev. Edmund A. Crawley, was presented by the Hon. Mr. Dodd and read, praying that Petitioner may be heard at the Bar of the House, in support of the Bill before the House, to Incorporate the Queen's College at Horton.

Ordered, That the Petition do lie on the Table, and that the Petitioner be heard at the Bar of the House to-morrow, pursuant to the prayer of the Petition.

Order of Day 2nd reading of Halifax Incorporation and Municipal Bills postponed

The Order of the Day being read for the second reading of the Bill to Incorporate the City of Halifax, and the Bill for the appointment of a President of the Court of Sessions for the County of Halifax, &c.

Ordered, That the said Bills be read a second time, to-morrow.

Order of Day 2nd reading of Queen's College Incorporation Bill

The Order of the Day being read for the second reading the Bill to Incorporate the Queen's College at Horton.

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

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

Thursday.

Thursday, 14th February, 1839.

PRAYERS.

An engrossed Bill to amend, consolidate and reduce, into one Act, the several Acts relating to the Summary Trial of Actions before Justices of the Peace, for the recovery of Debts, was read a third time; and thereupon,

Mr. Morton moved that the following Enacting Clause do pass, and be added to the Bill as a Rider, viz:—

“*And be it further enacted*, That the several Courts of General Sessions of the Peace in the respective Counties within this Province, shall appoint one or more places in each Township or Settlement within such County, whereat all Goods and Personal Chattels, taken in execution within such Township or Settlement, shall be exposed for sale; and any Constable or Sheriff who shall sell, or expose to sale, at any other place in such Township or Settlement than in one of the places named by such Court of Sessions, unless otherwise requested by the Debtor or Debtors, any Goods or Personal Chattels taken by him in execution, shall forfeit and pay a penalty of Five Pounds to any person who will sue for the same, to be recovered as a private and individual debt due to such person, before any Justice of the Peace, in manner prescribed by this Act; and in any case where the Goods or Personal Chattels, so taken in execution, cannot be removed to any such place so named by the said Court of Sessions, without much expense and inconvenience, such Constable or Sheriff shall expose the same to sale at one of such places so named as aforesaid, without actually removing such Goods or Personal Chattels, exhibiting samples in such cases, where samples of the Goods or Personal Chattels can be exhibited, and in other cases exhibiting as perfect an inventory or description of such Goods or Personal Chattels as can be made:”

Which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-four; against it, eighteen.

So it passed in the Affirmative.

And accordingly, the said Clause being added to the Bill,

Resolved, That the Bill do pass, and that the title be, An Act to amend, consolidate and reduce, into one Act, the several Acts for the Summary Trial of Actions, before Justices of the Peace, for the recovery of Debts.

An engrossed Bill for making Lands and Tenements liable to the payment of Debts, and to repeal the Acts now in force, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act for making Lands and Tenements liable to the payment of Debts, and to repeal the Acts now in force.

An engrossed Bill to authorise the Sale of Coals by weight, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to authorise the Sale of Coals by weight.

An engrossed Bill to reduce the expenses of Suits at Law on Judgments by Confession, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to reduce the expenses of Suits at Law on Judgments by Confession.

An engrossed Bill to enable the Inhabitants of Cornwallis to provide a Public Town House for that Township, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to enable the Inhabitants of Cornwallis to provide a Public Town House for that Township.

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

On motion of Mr. Goudge, *resolved*, that a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, and respectfully request that His Excellency would be pleased to furnish the House with such Returns and information as may have been made to His Excellency, under the Resolution of this House in the last Session, requesting the examination of the line of road between Keys' Inn and the new Brookfield road, on the main Eastern road.

Ordered, That Mr. Goudge, Mr. Smith and Mr. Elder, be a Committee for the above purpose.

Summary Trials consolidation Bill read 3d time.

Rider thereto

Bill passed

Bill for making Lands, &c. liable to debts, read 3d time Passed

Sale of Coals by Weight Bill read 3d time Passed

Judgments by Confession Bill read 3d time Passed

Cornwallis Town House Bill read 3d time Passed

Bills to be sent to Council

Com. to wait on Gov. and request returns, &c. in regard to line of road from Keys' to Brookfield road

Com. therefor Mr.

Report from Com.
on Petition of J.
Whalen

Mr. Waterman reported from the Select Committee, upon the Petition of James Whalen, for a return of Duty paid upon a Puncheon of Rum, which he had afterwards lost by leakage; and he read the Report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix No. 31.)

Referred to Com.
Supply

Ordered, That the Report, with the Petition, be referred to the Committee of Supply.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

Council agree to
Criminal Justice
Bill with amds.

The Council have agreed to the Bill, entitled, An Act for improving the Administration of Criminal Justice, with amendments, to which they desire the concurrence of this Honorable House.

And then the Messenger withdrew.

Order of Day for 2d
reading of Queen's
College Bill
Bill read

The Order of the Day being read for the second reading of the Bill for Incorporating the Queen's College at Horton.

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

Mr. Crawley heard
at the Bar

Ordered, That the Rev. Mr. Crawley be now heard at the Bar of the House, in support of said Bill, pursuant to the order of yesterday; and thereupon,

The Rev. Mr. Crawley appeared at the Bar, and was heard in support of said Bill, and then withdrew.

Order of Day, Com.
of Supply

The Order of the Day being read for the Committee of Supply.

The House resolved itself into the said Committee.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

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

Windsor compen-
sation Bill read 2d
time and committed

A Bill to compensate one of the Commissioners of Streets in Windsor, for a loss sustained in the exercise of his office, was read a second time.

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

Com. of Supply

On motion, the House again resolved itself into a Committee of the whole House, to consider the Supply granted to Her Majesty.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

Resolution report-
ed

The Chairman reported from the Committee that they had come to a Resolution, which they had directed him to report to the House; and he delivered the same in at the Clerk's Table.

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

The said Resolution was then read by the Clerk, and is as followeth:

Resolved, That the sum of Fourteen Thousand Pounds should be granted for the service of Roads and Bridges, for the present year.

Grant of £14,000
for Road Service

Resolution agreed
to

The said Resolution being then again read, was, upon the question put thereon, agreed to by the House.

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

Order of Day, Ha-
lifax City and Mu-
nicipal Bills post-
poned

The Order of the Day being read, for the second reading of the Bill to Incorporate the City of Halifax; and the Bill for the appointment of a President of the Court of Sessions for the County of Halifax, &c.

Ordered, That the said Bills be read a second time, to-morrow.

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

Friday,

Friday, 15th February, 1839.

PRAYERS.

The amendments proposed by the Council to the Bill, entitled, An Act for improving the Administration of Criminal Justice, were read a first time, and ordered to be read a second time.

Council's am't's to Criminal Justice Bill read

An engrossed Bill to amend the Acts to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape-Breton, was read a third time.

Engrossed Sydney Pilotage Bill read 3d time Passed

Resolved, That the Bill do pass, and that the title be, An Act to amend the Acts to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape-Breton.

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

Bill to be sent to Council Bills read 2d time and committed, viz: Chancery Sales of Land

The following Bills were read a second time, viz:

A Bill for the better disposal of Lands sold by Decretal Orders from the Court of Chancery.

A Bill to divide and set off the Township of Saint Mary's, in the County of Guysborough, into a separate and distinct District.

Saint Mary's District Stray Horses and Cattle Statute Labor

A Bill respecting Stray Horses and Cattle.

A Bill relative to the performance of Statute Labor by Owners of Lands.

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

A Bill to authorise the Grand Jury and the Court of Sessions in the County of Colchester to present and assess Monies for the erection of a Lock-up-House in Tatamagouche, in the said County, was read a second time; and thereupon,

Tatamagouche Lock-up House Bill read 2d time

Mr. McKim moved that the further consideration of the Bill be deferred to this day three months: which, being seconded and put, passed in the negative.

Motion to defer Bill negatived

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

Bill committed

The Hon. Mr. Dodd, by command of His Excellency the Lieutenant-Governor, presented Returns from Boards of School Commissioners for the several Counties following, viz: Halifax, Colchester, Pictou, Sydney, Guysborough, Cumberland, Hants, King's Annapolis, Digby, Yarmouth, Shelburne, Cape-Breton, Inverness, Lunenburg and Queen's.

School Returns presented

Ordered, That the Returns do lie on the Table.

Mr. Howe, pursuant to leave given, presented a Bill to amend the Act to Incorporate the Governors of the Dalhousie College at Halifax, and the same was read a first time, and ordered to be read a second time.

Bill to amend Dalhousie College Act presented

On motion, the House resolved itself into the Committee of Supply.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

Com. of Supply

The Chairman reported from the Committee, that they had come to several Resolutions, which they had directed him to report to the House; and he delivered the same in at the Clerk's Table.

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

Ordered, That the Report of the Resolutions from the Committee, be received at a future day.

Report of Resolutions postponed

The Hon. Mr. Dodd, by command of His Excellency the Lieutenant-Governor, presented several Returns of the Census taken during the past year, under the Act for taking a Census of the Province, with Abstracts of the said Returns.

Return of Census presented

(See Appendix No. 32.)

Ordered, That the Returns and Abstracts do lie on the Table.

The Hon. Mr. Dodd, likewise by command of His Excellency, presented the Report of

Report and Journal of Revenue Boat Mr. at Digby presented

Mr. Davenport, the Sub-Collector of the Customs, at the Port of Digby, and Journal of the Proceedings of the Boat employed in protecting the Revenue and Fisheries in the neighbourhood of Digby, during the past year, with His Excellency's recommendation, that provision be made for continuing the Boat during the present year; and the said Report was read by the Clerk.

(See Appendix No. 33.)

Ordered, That the said Report, Journal and Recommendation, do lie on the Table.

Report, &c. of Survey of Road from Keys' to Brookfield presented

The Hon. Mr. Dodd, also by command of His Excellency, presented a Report of John Munro, Road Surveyor, of the Road from Key's to Brookfield, on the great Eastern Road, and of the several new lines of Road between those points, with a Plan and Estimate of the Expense of the proposed alterations made in pursuance of a Resolution of this House of the 11th April last; also, an Account of the Expenses of said Survey; and the said Report, Estimate and Account, were read by the Clerk.

(See Appendix No. 34.)

Ordered, That the Report, Estimate, Plan and Account, do lie on the Table.

Pictou Pilotage Bill presented

Mr. Holmes, pursuant to leave given, presented a Bill to regulate the Pilots for the Port of Pictou, and the same was read a first time, and ordered to be read a second time.

Pet. from Volunteer Rifle Company Halifax

A Petition of the Volunteer Rifle Company attached to the 3d Halifax Regiment of Militia, was, by special leave of the House, presented by Mr. Howe and read, setting forth that they were enrolled last Winter, when the aspect of affairs in Canada was such as to threaten the removal of all the Troops in this Garrison—that they are enrolled for the space of seven years, and are bound to come forward at any moment to perform Garrison or other duty when called on by their Officers—and that they have been subjected to great expense in equipping themselves; and praying that they may be exempted from contribution of Road Money.

Referred to Sel. Com. with Pet. relative to Engine Company

Ordered, That the Petition, and also the Petitions of the Halifax Fire Engine Company, and of John Drillio and others, be referred to the Hon. Mr. Dodd, Mr. J. Sargent and Mr. McLellan, to examine into the merits thereof respectively, and to report thereon to this House.

Pet. of Overseers of Poor at Horton for expenses of Indians Referred to Com. on Public expenditure

A Petition of the Overseers of the Poor for the Township of Horton was, by special leave of the House, presented by the Hon. Mr. Dewolf and read, praying reimbursement of Monies expended in the maintenance and cure of certain Indians, Transient Paupers, afflicted with the Small Pox.

Ordered, That the Petition be referred to the Committee on Public Expenditure.

Private Petitions made Order of Day

On motion of the Hon. Mr. Dodd, *resolved,* that this House will, on Friday next, the 22d inst. proceed to the consideration of Private Petitions.

Postponement of Order on Halifax Incorporation and Municipal Bills

The Order of the Day being read for the second reading of the Bill to Incorporate the City of Halifax; and the Bill for the appointment of a President of the Court of Sessions for the County of Halifax, &c.

Ordered, That the said Bills be read a second time on Wednesday next.

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

Saturday, 16th February, 1839.

PRAYERS.

Pet. of J. C. Betts & al. of Annapolis and Digby, respecting encroachments upon Bear River Bridge

A Petition of James C. Betts and others, Inhabitants of the Counties of Annapolis, was presented by Mr. Holland and read, praying that an Act may be passed to prevent encroachments on the Bridge over Bear River, dividing said Counties, by the piling of Wood thereon, &c.

Ordered, That the Petition be referred to the Committee on Public Expenditure.

A Petition of Elkanah Morton and others, Inhabitants of the County of Digby, was presented by Mr. Holdsworth and read, praying that there may be another Term of the Supreme Court in the year held in that County, in addition to the one now established, and that the two terms of the Inferior Court of Common Pleas and General Sessions of the Peace may be continued as at present.

Ordered, That the Petition be referred to the Committee on Law.

Mr. Smith, pursuant to leave given, presented a Bill to divide the Township of Douglas, and establish the bounds thereof, and the same was read a first time, and ordered to be read a second time.

Mr. Smith, also pursuant to leave given, presented a Bill to establish the limits of the Township of Rawdon, and the same was read a first time, and ordered to be read a second time.

A Petition of Charles Murdoch and others, Inhabitants of the Township of Douglas, in the County of Hants, was presented by Mr. Smith and read, praying that, pursuant to the unanimous sense of a Public Meeting of the Inhabitants thereof, the said Township may be divided and set off into three Townships, to be respectively denominated McLean, Maitland and Douglas.

Ordered, That the Petition do lie on the Table.

A Petition of Edward Morgan and others, was presented by Mr. Holdsworth and read, praying aid to clear out and remove obstructions from the Western Branch of Bear River, in the Township of Hillsburgh, County of Digby.

Ordered, That the Petition be referred to the Committee on Inland and River Fisheries.

Ordered, That the Petition of the Trustees of the Methodist Church in Halifax; the Petition of Isaac Turner and others, of Salmon River, Yarmouth; the Petition of the Committee of the Sydney Mechanics' Institute; and the Petition of the Committee of the Colchester Literary Association, be referred to the Committee on Education.

Ordered, That the Petition of Merchants and others, of Pictou; the Petition of William Breeze and others, Inhabitants of King's County; and the Petition of John H. Scott and others, of the County of Guysborough, respectively, relating to Licenses for the Sale of Spirituous Liquors; also, the Petition of William Spurr and others, of Bridgetown, in the County of Annapolis, praying the imposition of a Tax upon Dogs, be referred to the Committee of Ways and Means.

Ordered, That the Petition of Rufus J. Sanders, the Petition of William Cunnabell, and the Petition of James Dawson, respectively praying returns of Duties paid by them on Articles imported, be referred to the Committee on Trade, Commerce and Manufactures.

Ordered, That the Petition of Daniel Dickson, and the Petition of Stephen Harrington, be referred to the Committee on Law.

A Petition of Richard James and others, of Bridgetown, in the County of Annapolis, was presented by Mr. Thorne and read, praying Enactments for the regulating of Licences to Hawkers and Pedlars.

Ordered, That the Petition be referred to Mr. Thorne, Mr. Dickson and Mr. Archibald, to examine and report thereon, by Bill or otherwise.

Ordered, That the Petition of Christopher Benson be also referred to Mr. Thorne, Mr. Dickson and Mr. Archibald, to examine into the merits thereof, and report thereon to this House.

A Bill for annexing Five Islands to the County of Colchester, was read a second time; and thereupon,

A Petition of John Fulmor and others, Inhabitants of the Settlement of Five Islands, in the Township of Parrsborough, King's County, was presented by the Hon. Mr. Dewolf and read, praying that said Settlement may not be annexed to the County of Colchester.

Ordered, That the Petition do lie on the Table.

The Hon. Mr. Dewolf then moved that the further consideration of the Bill for annexing Five Islands to the County of Colchester be deferred to this day three months: which, being

ing seconded and put, and the House dividing thereon, there appeared, for the motion, fourteen; against it, twenty-three:

For the motion,

The Hon Mr Dewolf Mr W Sargent
Mr Kavanagh Mr Creighton
Mr Holmes Mr Hallon
Mr Chipman Mr Spearwater
Mr Benjamin Mr Whitman
Mr Miller Mr Fairbanks
Mr J Sargent
Mr Thorne

Against the motion,

Mr Forrester Mr Holdsworth Mr Goudge
Mr Dickey Mr M Donald Mr Howe
Mr Smith Mr Archibald Mr Holland
Mr Clements Mr M Lellan Mr M Kim
Mr Elder Mr Heckman Mr Lewis
Mr Taylor Mr D'Entremont Mr McHeffy
Mr Forrestall Mr Robicheau Mr M Dougall
Mr Waterman Mr Morton

So it passed in the Negative.

Bill committed

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

Pictou Pilot's Bill
read 2d time and
committed

A Bill to regulate the Pilots for the Port of Pictou, was read a second time.

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

Com. on Bills

On motion, the House resolved itself into a Committee on Bills.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

Com. adjourn

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

Motion for adjourn-
ment of House, ne-
gated
House again go into
Com. on Bills

Mr. McDougall then moved that this House do now adjourn: which, being seconded and put, passed in the negative.

On motion, the House again resolved itself into a Committee on Bills.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

Report without
amendment
Bill for Tare of Su-
gars and Windsor
Streets compensa-
tion Bill

The Chairman reported from the Committee that they had gone through the Bill to establish the rate of Tare of Sugars; and the Bill to compensate one of the Commissioners of Streets in Windsor for a loss sustained in the exercise of his office, and had directed him to report the said Bills to the House without any amendment; that the Committee had also considered the Bill to facilitate the issuing Writs of Certiorari in certain cases, and recommend to the House to refer the said Bill to a Select Committee, to examine and report upon, and he afterwards delivered the Bills in at the Clerk's Table.

Recommend Certio-
rari Bill to Select
Com.

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

Ordered, That the Bills reported without amendment be engrossed.

Certiorari Bill refer-
red to Select Com.

Ordered, That the Bill to facilitate the issuing Writs of Certiorari in certain cases, be referred to Mr. DesBarres, Mr. Fairbanks, the Hon. Mr. Dodd, Mr. Dickson and Mr. Creighton, to examine and report amendments thereto, if deemed requisite.

Bill presented for a-
mending Chancery
Practice

Mr. Young, pursuant to leave given, presented a Bill for amending the Practice of the Court of Chancery, and the same was read a first time, and ordered to be read a second time.

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

Monday, 18th February, 1839.

PRAYERS.

Engrossed Bill to
compensate one of
the Commrs. of
Streets in Windsor
read 3d time
Motion to defer Bill
3 months, carried

An engrossed Bill to compensate one of the Commissioners of Streets in Windsor for a loss sustained in the exercise of his office, was read a third time; and thereupon,

Mr. Creighton moved that the further consideration of the Bill be deferred to this day three months: which, being seconded and put, and the House dividing thereon, there appeared for the motion, eighteen; against it seventeen. So it passed in the affirmative.

Bill deferred

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

Engrossed Bill to
regulate Tare of
Sugars, read 3d time

An engrossed Bill to regulate the rate of Tare of Sugars, was read a third time.

Resolved,

MONDAY, 18th FEBRUARY, 1839.

Resolved, That the Bill do pass, and that the title be, An Act to regulate the rate of Tare of Sugars. Passed

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

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

Resolved, That a Committee be appointed consisting of a Member from each County in the Province, to enquire into and report to this House, at an early day, the damage done to the Bridges on the Main and Post Roads in the Province by the late Freshets, and the probable amount it will require for the repairs thereof: which, being seconded and put, and the House dividing thereon, there appeared for the motion, fourteen; against it, sixteen. Motion for appointment of Com. to enquire into damage to Bridges, &c. from Freshets, negatived

So it passed in the negative.

Mr. Huntington reported from the Select Committee to whom was referred the Petition of Peter Furlong; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read. Report from Com. on Pet. of P. Furlong

(See Appendix No. 35.)

Ordered, That the Report and Petition be referred to the Committee of Supply. Referred to Com. of Supply

A Petition of James R. Lovett and others, of the Township of Annapolis was, by special leave of the House, presented by Mr. Whitman and read, praying that an Act may be passed authorising the sale of a Tract of Land, reserved as a Common in the Grant of said Township. Pet. from Annapolis for Act to authorize sale of Common there

Ordered, That the Petition do lie on the Table.

A Petition of Thomas Glencross and others, Inhabitants of St. Mary's River, and the adjacent Harbors in the County of Guysborough was, by special leave of the House, presented by Mr. McDonald and read, praying aid in the erection of a Breakwater at or near the mouth of St. Mary's River, for protection of Vessels in stormy weather and against the Ice. Pet. from St. Mary's River, Guysboro', for aid to Breakwater

Ordered, That the Petition be referred to the Committee on Navigation Securities. Referred to Com. on Navigation Securities

A Petition of Christopher Jost and others, interested in the Fisheries of Chedabucto Bay, in the County of Guysborough, was presented by Mr. Desbarres and read, praying that certain amendments therein specified may be made to the Act for regulating the Fisheries in said Bay. Pet. for amtds. to Chedabucto Bay Fishery Act

Ordered, That the Petition do lie on the Table.

On motion, the House resolved itself into the Committee of Ways and Means. House go into Com. of Ways and Means

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had come to a Resolution which they had directed him to report to the House; and he delivered the same in at the Clerk's Table. Resolution reported

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

The said Resolution being then read by the Clerk, is as followeth:

Resolved, That it is the opinion of this Committee, that the several Duties imposed upon Licensed Houses and Shops, shall be respectively continued from the 31st March next, at the amount and rates as at present, both in the Town of Halifax and elsewhere in this Province. Resolution that License duties be continued same as last year

The said Resolution was then again read, and, upon the question put thereon, was agreed to by the House.

Ordered, That the Committee already appointed to prepare Revenue Bills, do likewise prepare and report to this House Bills in conformity with the foregoing Resolution. Com. to bring in Bill to continue License Acts

On motion, the House resolved itself into the Committee of Supply. House go into Com. of Supply

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

The

MONDAY, 18th FEBRUARY, 1839.

The Chairman reported from the Committee that they had come to several Resolutions, which they had directed him to report to the House; and that the Committee had also directed him to move for leave to sit again on the consideration of the Supply, which the House agreed to.

Ordered, That the Report of the Resolutions be received at a future day.

Mr. Young reported from the Select Committee to whom was referred the Petition of Elkanah Morton and others, Inhabitants of the County of Digby, relative to the assessment for building a new Court-House and Gaol at Annapolis Royal; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix No. 36.)

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

Ordered, That Mr. Robicheau have leave to bring in a Bill pursuant to said Report.

On motion of Mr. Young, *resolved*, that a Committee be appointed to wait on His Excellency the Lieutenant-Governor, and request that His Excellency will be pleased to direct the proper Officer to lay before this House the Accounts of the Receipts and Disbursements of the Casual and Territorial Revenue for the years 1833, 1834 and 1835; and also to request that His Excellency will be pleased to communicate to the House a copy of such Instructions as he may have received from the Right Hon. Secretary of the Colonies, touching the appropriation and expenditure of the Casual and Territorial Revenue for the present year, including the respective amounts of Salaries to be paid therefrom to the Public Officers; and also to request that His Excellency will be pleased to direct the Commissioners of Crown Lands to lay before this House a General Abstract or Statement of the number of Acres sold in each year since his appointment—the gross amount of Receipts, including under this head, in each year, the instalments of former years—the expenses deducted every year for Surveys, Clerks and Contingencies—the amount in Currency retained or received in each year for the Commissioner's Salary, and the exact amounts paid over to the Treasurer of the Casual and Territorial Revenue up to the present time;—and also to request that His Excellency will be pleased to direct the Treasurer of the Casual Revenue to lay before this House an Abstract from the Accounts returned to him by the Commissioner of Crown Lands in Cape-Breton of the gross proceeds of the Lands sold by him since his appointment—of the deductions therefrom for expenses of Survey, Clerks and Contingencies—of the amounts retained by him for his Salary, and the sums, if any, paid into the Casual Revenue by such Commissioner;—and also to request that His Excellency will be pleased to direct the Principal Officers of Her Majesty's Customs to lay before this House a General Abstract or Statement of the gross amount of Duties collected during the last five years under the Imperial Acts, at Halifax and the several Outports, distinguishing the same;—and also to request that His Excellency will be pleased to direct the Deputy Post-Master General to lay before this House a detailed account of the Receipts and Expenditure of the Post-Office during the past year, distinguishing the amounts received for Inland and other Postage, and specifying the amounts paid for Riding Work and charges, with the causes for any increase thereof, since the last Accounts were rendered to the Assembly;—and also to request that His Excellency will be pleased to direct the proper Officer to lay before this House a Return of the Causes brought in the Vice Admiralty Court at Halifax for five years previous to the month of October, 1834, and since the month of August, 1837, stating the cause of Action in each—the amounts awarded, if any, and the costs taxed and allowed in such Causes respectively, and whether the same were taxed for the Promovents and Impugnants, or either of them;—and also to request that His Excellency will be pleased to direct the proper Officer to lay before this House a Return of the Registrar's Fees which were received at Halifax for the period of five years, ending 31st December, 1837, in respect of Deeds and other Papers recorded, and searches had in Halifax, and of Fees received in other parts of the Province by the several Deputy Registrars.

Ordered, That Mr. Young, Mr. Goudge, and Mr. Howe, be a Committee for the foregoing purpose.

Report of Resolutions postponed

Report on Pet. of inhabitants of Digby relating to assessment for Court-House

Report adopted Leave to bring in Bill

Com. to wait on Gov. and request returns and information on several subjects, viz: Accounts of Casual Revenue for former years

Order for appropriation of Casual Revenue the present year

Crown Lands

Crown Lands in C. Breton

Custom House duties

Post-Office

Causes in Vice Admiralty Court

Fees of Registrar of Deeds

Committee therefor

The Hon. Mr. Dodd, by command of His Excellency the Lieutenant-Governor, presented an Estimate of the expense of widening and improving the Road from Bell's in Dartmouth, to Fletcher's Bridge, on the Main Eastern Road; and the same was read by the Clerk.

(See Appendix No. 37.)

Ordered, That the Estimate do lie on the Table.

The Hon. Mr. Dodd, also by command of His Excellency, presented Accounts of Expenses attending the trial of John Longmire, before the Court of Special Commission, for trial of Treason, Piracies, Felonies, &c. committed on the High Seas, charged with murder and acquitted in August last; also, an Account of Expenses of running the County line between the Counties of Cumberland and Colchester; and an Account of the Expense of maintaining the Humane Establishment on Scatarie Island, for the years 1837 and 1838; His Excellency recommending that provision be made for payment of the same respectively; and the said Accounts were read by the Clerk, and ordered to lie on the Table.

Mr. Young, from the Committee on Law, to whom was referred the Bill in further addition to the several Acts now in force respecting Poors' Rates, that the Committee had examined the Bill, and had prepared several amendments thereto, which they had directed him to report to the House, with the Bill; and he delivered the same in at the Clerk's Table, where the said amendments were read.

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

Mr. Morton reported from the Committee on Agriculture; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix No. 38.)

Ordered, That the Report be received, and with the exception of that part relating to the Weighing of Beef, referred to the Committee of Supply.

The Hon. Mr. Dewolf, pursuant to leave given, presented a Bill for Incorporating the Nova-Scotia Baptist Education Society; and the same was read a first time, and ordered to be read a second time.

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

Tuesday, 19th February, 1839.

PRAYERS.

Mr. Goudge moved that the Order of yesterday, for deferring to that day three months the Bill to compensate one of the Commissioners of Streets in Windsor, for a loss sustained in the exercise of his office, be rescinded: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty; against it, twenty-one.

So it passed in the Negative.

On motion, of Mr. Goudge, *resolved*, that the Bill for Incorporating the Queen's College at Horton, be committed to a Committee of the whole House.

A Bill to amend the Act to Incorporate the Governors of the Dalhousie College, at Halifax; also,

A Bill for Incorporating the Nova-Scotia Baptist Education Society, were severally read a second time.

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

Mr. Dickson, pursuant to leave given, presented a Bill to provide a Lock-up House at River John, in the County of Pictou; and the same was read a first time, and ordered to be read a second time.

Ordered, That no Bill be presented after Saturday next, the 23d inst., unless by special leave of the House.

Papers laid before House by command of Gov., viz: Estimate of widening Road from Dartmouth to Fletcher's

Expences of trial of Longmire at Admiralty Sessions
Expense of running County Line Cumberland and Colchester
Expense of Humane House at Scatarie

Law Com. report amends. to Poors' Rates Bill

Bill re-committed with amendments

Report from Com. on Agriculture

Report adopted and referred to Com. of Supply
Bill presented for incorporating N. S. Baptist Education Society

Motion to rescind Order of yesterday for deferring Windsor Streets Bill negatived

Queen's College Bill committed
Bills read 2d time committed, viz: Dalhousie College Bill
And N. S. Baptist Ed. Society Incorp. Bill

Bill presented for Lock-up House at River John

Time limited for presenting Bills

Pet. presented for
Mail from Stewi-
acke to Pictou

Referred to Post
Office Com.

Comm. on Bills

A Petition of William Rutherford and others, Inhabitants of Middle Stewiacke, was presented by Mr. Archibald and read, praying the extension of the Post Communication, so as to establish a Mail between Upper Stewiacke and Pictou.

Ordered, That the Petition be referred to the Committee on the Post-Office.

On motion, the House resolved itself into a Committee on Bills.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

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

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to the Resolution of this Honorable House, for granting the sum of £14,000 for the service of Roads and Bridges, for the present year.

And then the Messenger withdrew.

On motion, the House again resolved itself into a Committee on Bills.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had gone through the Bill to amend the Act to Incorporate the Governors of the Dalhousie College at Halifax, and had made sundry amendments thereto, which they had directed him to report to the House with the Bill; and he afterwards delivered the Bill and amendments in at the Clerk's Table.

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

The amendments reported from the Committee were then read, and, upon the question put thereon, were agreed to by the House.

Ordered, That the Bill with the amendments be engrossed.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act relating to Joint Tenancy, with amendments—to which they desire the concurrence of this Honorable House.

And then the Messenger withdrew.

The amendments proposed by the Council to the said Bill, entitled, An Act relating to Joint Tenancy, were read a first time, and ordered to be read a second time.

A Petition of Kenneth M'Leod and others, Settlers of Wagamatcook or Middle River Settlement, in the County of Cape-Breton, was, by special leave of the House, presented by the Honorable Mr. Dodd and read, praying aid in the erection of two Bridges, one on the main River which runs through the whole Settlement, and another on a large and rapid brook which falls into the River near the centre of the Settlement, being on the main line or Post Road between Sydney and the North-western part of the Island of Cape-Breton.

Ordered, That the Petition do lie on the Table.

On motion of Mr. Chipman, *resolved*, that this House will, To-morrow, consider in Committee the Bill for Incorporating the Queen's College at Horton.

Ordered, That the Honorable Mr. Dodd have leave of absence from this House after the 5th day of March next, to return home on urgent private business.

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

Council agree to
grant of £14,000
for Roads &
Bridges

Comm. on Bills

Comm. on Bills

Council agree to
grant of £14,000
for Roads &
Bridges

Comm. on Bills

Report Bill to a-
mend Dalhousie
College In-corpor-
ation Act with
amendments

Amendments a-
greed to
Bill to be engros-
sed

Council agree to
Joint Tenancy Bill
with amendments

Amendments of
Council to Joint
Tenancy Bill read

Pet. from Wagamat-
cook Cape Breton
for aid to Bridges

Queen's College In-
corporation Bill
made Order of day
Leave of absence to
Mr. Dodd

Wednesday, 20th February, 1839.

PRAYERS.

An engrossed Bill to amend the Act to Incorporate the Governors of the Dalhousie College, at Halifax, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to amend the Act to Incorporate the Governors of the Dalhousie College, at Halifax.

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

A Bill to continue the Act to regulate the Weighing of Beef, was read a second time.

Ordered, That the Bill be committed to a Committee of the whole House, together with that part of the Report from the Committee on Agriculture, which relates thereto.

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

A Bill to divide the Township of Douglas, and to establish the bounds thereof.

A Bill to establish the limits of the Township of Rawdon.

A Bill for amending the Practice of the Court of Chancery.

A Bill to provide a Lock-up House at River John, in the County of Pictou.

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

Mr. Morton, pursuant to leave given, presented a Bill for payment of part of the Provincial Funded Debt, and the same was read a first time, and ordered to be read a second time.

On motion, the House resolved itself into a Committee on Bills.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had considered the Bill for Incorporating the Queen's College at Horton, and had directed him to report that the Committee recommend that the further consideration thereof be deferred to this day three months; and he delivered the Bill in at the Clerk's Table.

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

The Hon. Mr. Dodd then moved that the report of the Committee for deferring the consideration of the Bill for Incorporating the Queen's College at Horton, be not received by the House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-two: against it, twenty-four.

For the motion,

Mr Chipman	Mr Holdsworth
Mr Goudge	The Hon Mr Dewolf
Mr Morton	Mr Holland
Mr Huntington	Mr Fairbanks
Mr Smith	Mr Allison
Mr D'Entremont	Mr Benjamin
Mr Howe	Mr McLellan
The Hon Mr Dodd	Mr Waterman
Mr McKim	Mr Robicheau
Mr Lewis	Mr Thorne
Mr Clements	Mr Elder

Against the motion,

Mr Whitman	Mr Bell
Mr Miller	Mr Forrester
Mr Hatton	Mr Spearwater
Mr Archibald	Mr McDonald
Mr J Sargent	Mr McHesfy
Mr Dickey	Mr Young
Mr Creighton	Mr DesBarres
Mr Kavanagh	Mr W Sargent
Mr Forrestall	Mr Dickson
Mr Annand	Mr Holmes
Mr Heckman	The Hon Mr Uniacke
Mr Taylor	Mr Doyle

So it passed in the Negative.

Ordered, That the further consideration of the Bill for Incorporating the Queen's College at Horton be deferred to this day three months.

Mr. W. Sargent, from the Select Committee on the subject of Statute Labor on Highways, &c. reported and presented a Bill to amend the Act relating to Highways, Roads and Bridges, and the same was read a first time, and ordered to be read a second time.

The Hon. Mr. Dodd, by command of His Excellency the Lieutenant-Governor, presented a Copy of a Despatch from the Right Hon. Lord Glenelg, dated 22d June, 1838, enclosing

Engrossed Dalhousie College Bill read 3d time passed and sent to the Council

Bill to continue Beef weighing Act read 2d time & committed with part of Agricultural Report Bills read 2d time and committed, viz. Douglas Division Bill Rawdon Limits Bill Chancery practice Bill River John Lock-up House Bill

Bill presented for payment of Funded Debt

Com. on Bills

Report that Com. recommend Queen's College Incorporation Bill be deferred 3 Months

Motion not to receive report of deferring Queen's College Bill negatived on division

Bill deferred

Report of Statute Labor Bill

Despatch presented from Lord Glenelg with application for

Crier & Fuel for
Chancery & Admi-
rality Courts

a Copy of a Memorial from the Master of the Rolls in Chancery and Judge of Vice Admiralty at Halifax, requesting that provision may be made to defray the expense of the Crier employed, and fuel used in those Courts, with a recommendation of His Excellency (in compliance with the directions of the Right Honorable the Secretary of the State) that this House should make provision for the required expenditure, and the same was read.

(See Appendix No. 39.)

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

Despatch presented
relative to allow-
ance of Acts

The Hon. Mr. Dodd, also by command of His Excellency, presented a Copy of a Despatch from Lord Glencg to His Excellency, dated 31st December, 1838, accompanied by the Copy of an Order of Her Majesty, in Council, dated 2d December, 1838, allowing certain Acts of the General Assembly of this Province; also, an Extract of a Letter from His Lordship to His Excellency, dated 3d January, 1839, in relation to those Acts so allowed; and the said Papers were read.

(See Appendix No. 40.)

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

Bill presented to
amend Act respect-
ing Grindstones

Mr. McKim, pursuant to leave given, presented a Bill in amendment of the Act respecting the Exportation of Grindstones from this Province, and the same was read a first time, and ordered to be read a second time.

Judiciary Bill pre-
sented

Mr. Young, pursuant to leave given, presented a Bill to improve the Administration of the Law, and to reduce the number of the Courts of Justice to be holden within Nova-Scotia proper, and to diminish the Expense of the Judiciary therein, and the same was read a first time, and ordered to be read a second time.

Order of Day Hali-
fax Municipal-Bills
postponed

The Order of the Day being read, for the second reading of the Bill to Incorporate the City of Halifax; and the Bill for the appointment of a President of the Court of Sessions for the County of Halifax, &c.

Ordered, That the said Bills be read a second time, to-morrow.

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

Thursday, 21st February, 1839.

PRAYERS.

Bill for the holding
of Polls reported by
Select Com. and

Mr. Annand reported from the Select Committee in regard to the times and places for holding Polls for the Elections of Representatives to serve in General Assembly, and thereupon presented

Read a first time

A Bill for establishing the times and places of holding the Polls at Elections of Representatives, and the same was read a first time, and ordered to be read a second time.

Pet. for re-build-
ing Kennetcook
Bridge presented by
special leave

A Petition of Inhabitants of the Township of Newport and Kempt, in the County of Hants, was, by special leave of the House, presented by Mr. Allison and read, praying in aid of the subscription of said Inhabitants a Grant for the re-building a Bridge on a new site, over the Kennetcook River, in place of one recently carried away by the floods.

Motion to refer to
Com. of Supply

Mr. Allison then moved that the Petition be referred to the Committee of Supply: which, being seconded,

Amendt. to refer to
Members of County
of Hants proposed
and
Carried and

Mr. Chipman moved, as an amendment to the question, to leave out the words "Committee of Supply," and insert instead thereof the words "Members from the County of Hants to provide for the object thereof": which, being seconded and put, and the House dividing thereon, there appeared, for the amendment, twenty-three; against it, fifteen.

For the Amendment,

Mr Howe	Mr Morton	Mr Thorne
Mr Clements	Mr M'Donald	Mr Forrestall
Mr Whitman	Mr Spearwater	Mr Taylor
Mr Huntington	Mr Lewis	Mr J Sargent
Mr Benjamin	Mr Archibald	Mr Halton
Mr Dickey	Mr DesBarres	Mr Creighton
Mr Holmes	Mr Chipman	Mr Waterman
Mr D'Entremont	Mr McLellan	

Against the Amendment,

Mr Elder	Mr Fairbanks
Mr Holdsworth	Mr Goudge
Mr Kavanagh	Mr McHeffey
Mr Allison	Mr Robicheau
Mr Bell	Mr Smith
Mr Forrester	Mr Annand
Mr Miller	Mr Holland
Mr W Sargent	

So it passed in the Affirmative.

Ordered, That the Petition be referred to the Members for the County of Hants, to provide for the object thereof. Ordered accordingly

Mr. Forrestall moved that the House do come to a Resolution as followeth:

Resolved, That a Committee of three Honorable Members be appointed to prepare a Scale for the division of the Road Vote amongst the several Counties in this Province and Cape-Breton; and further resolved, that Mr. Howe, Mr. Huntington and Mr. Dickson, be a Committee for the above purpose; which Scale shall be first moved, and take precedence of any other proposed to the House: which, being seconded, Motion for Com. to divide Road Vote

Mr. Goudge moved that the proposed Resolution be amended, by leaving out all the words thereof, except the first words "Resolved that," and inserting in place of the words left out, the following, viz: "the sum of £14,000 granted for the Road and Bridge service, be applied as follows: Scale of division moved as amendt.

Halifax	£1,400
Hants	1,090
King's	1,070
Annapolis	670
Digby	670
Yarmouth	680
Shelburne	630
Queen's	600
Pictou	1,000
Sydney	680
Guysborough	680
Cape-Breton	780
Richmond	670
Inverness	780
Lunenburg	800
Colchester	1,000
Cumberland	800

£14,000"

Which, being seconded and put, and the House dividing thereon, there appeared, for the amendment, twenty-nine; against it, seventeen. Division on amendt.

For the amendment,

Mr Doyle	Mr Benjamin	Mr McDonald
Mr Chipman	The Hon Mr Dewolf	Mr Huntington
Mr Goudge	Mr D'Entremont	Mr Holdsworth
Mr Lewis	Mr Robicheau	Mr Holland
Mr Smith	Mr Morton	Mr Elder
Mr Clements	Mr Forrester	Mr Whitman
Mr Howe	Mr McHeffey	Mr Thorne
Mr McKim	Mr Allison	Mr Forrestall
Mr Annand	Mr Bell	Mr Dickey
Mr Kavanagh	Mr DesBarres	

Against the amendment,

Mr J Sargent	The Hon Mr Dodd
Mr Halton	Mr Young
Mr Spearwater	Mr Miller
Mr W Sargent	Mr Heckman
Mr Waterman	The Hon Mr Uniacke
Mr Taylor	Mr Dickson
Mr Fairbanks	Mr Holmes
Mr Creighton	
Mr McLellan	
Mr Archibald	

So it passed in the Affirmative.

The Resolution, as amended, was then agreed to by the House.

A Petition of Nicholas S. Fulmor and others, Inhabitants of Five Islands Settlement, in the Township of Parrsborough, was, by special leave of the House, presented by Mr. McLellan and read, praying that said Settlement may be detached from King's County, and annexed to the County of Colchester. Pet. from Five Islands for annexation to Colchester

Ordered, That the Petition be referred to the Committee on Bills. Referred to Com. on Bills

Order of Day 2d
reading of Halifax
Municipal Bills
postponed

The Order of the Day being read, for the second reading of the Bill to Incorporate the City of Halifax; and the Bill for the appointment of a President of the Court of Sessions for the County of Halifax, &c.

Ordered, That the said Bills be read a second time to-morrow.

House go into Com.
on Bills

On motion, the House resolved itself into a Committee on Bills.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

Report of Bills hav-
ing been gone
through.
Annapolis Repre-
sentation Bill to be
recommended to be
printed

The Chairman reported from the Committee that they had gone through several Bills which they had directed him to report to the House; and had also considered the Bill further to regulate the Representation of the County of Annapolis, and recommend that the same be printed; and that the Committee had directed him to move for leave to sit again, which the House agreed to.

Motion to report
to-morrow

Mr. Young moved that the Report upon the said several Bills be made to-morrow: which, being seconded,

Amendment to re-
ceive report on An-
napolis Representa-
tion Bill

The Hon. Mr. Uniacke moved, as an amendment to the question, to leave out all the words thereof, except the words "that the Report," and in place of the words so left out, to insert, "upon the Bill further to regulate the Representation of the County of Annapolis, be now received": which, being seconded,

Previous questions
of adjournment
moved and carried

Mr. Annand moved the previous question, that the House do now adjourn: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-three; against it, seventeen.

So it passed in the affirmative; and accordingly,

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

Friday, 22d February, 1839.

PRAYERS.

Motion to rescind
division of Road
Money, &c. nega-
tived

Mr. Dickson moved that the Resolution for dividing the sum of £14,000 granted for the service of Roads and Bridges, for the present year, to and among the several Counties of this Province, be rescinded, for the purpose of considering the following Scale of division, as being more in accordance with the local circumstances and wants of the said Counties respectively, in regard to the Roads and Bridges within the same, viz:—

For Halifax	£1,250
“ Hants	975
“ King’s	975
“ Annapolis	670
“ Digby	650
“ Yarmouth	660
“ Shelburne	660
“ Queen’s	700
“ Lunenburg	900
“ Colchester	1,020
“ Cumberland	820
“ Pictou	1,080
“ Sydney	680
“ Guysborough	680
“ Cape-Breton	800
“ Richmond	680
“ Inverness	800

£14,000

Which, being seconded and put, and the House dividing thereon, there appeared, for the motion, nineteen; against it, twenty-eight:

For

FRIDAY, 22d FEBRUARY, 1839.

For the motion,

The Hon Mr Uniacke Mr Waterman
 Mr Dickson Mr Spearwater
 Mr Young Mr Archibald
 Mr Kavanagh Mr Fairbanks
 Mr Holmes Mr Hatton
 Mr Heckman Mr Miller
 Mr Whitman Mr J Sargent
 Mr Creighton Mr W Sargent
 Mr M' Lellan The Hon Mr Dodd
 Mr Taylor

Mr Holland
 Mr Lewis
 Mr McHefly
 Mr Forrestall
 Mr Allison
 Mr Goudge
 Mr Holdsworth
 Mr Elder
 Mr M' Dougall
 Mr Bell

Against the motion,

Mr Forrester Mr Clements
 Mr Annand Mr Robicheau
 Mr M' Donald Mr Dickey
 Mr Thorne Mr Morton
 Mr D' Entremont Mr Howe
 Mr Smith Mr Huntington
 Mr M' Kim Mr DesBarres
 Mr Benjamin Mr Chipman
 The Hon Mr Dewolf Mr Doyle

So it passed in the negative.

Ordered, That the Chairman of the Committee on Bills do now report from the Committee of yesterday; and accordingly,

Mr. Kavanagh, the Chairman of the Committee, reported that the Committee had gone through the Bill in further addition to the several Acts now in force respecting Poors' Rates, and had made the amendments thereto, which had been recommended by the Select Committee thereon. That the Committee had also gone through the Bill to continue the Act to encourage the Seal Fisheries of this Province; the Bill to divide and set off the Township of St. Mary's, in the County of Guysborough, as a separate and distinct District; the Bill respecting Stray Horses and Cattle; the Bill for Incorporating the Nova-Scotia Baptist Education Society; and the Bill to provide a Lock-up-house at River John, in the County of Pictou, and had directed him to report the said Bills to the House, severally, without any amendment; and that the Committee had also considered the Bill further to regulate the representation of the County of Annapolis, and recommend to the House that said Bill be printed—and he afterwards delivered the Bills, with the amendments to the first mentioned Bill, in at the Clerk's Table.

The amendments to the said Bill being then read, were, upon the question put thereon, agreed to by the House.

Ordered, That the Bill with the amendments be engrossed.

Ordered, That the Bills reported without amendment be engrossed.

Mr. Huntington moved that the report from the Committee, recommending the Printing of the Bill further to regulate the Representation of the County of Annapolis be not received by the House, and that the Bill be recommitted for the purpose of substituting therein, by way of amendment, the following clause in place of the first clause of the Bill, viz:

"Be it therefore enacted, That from and after the dissolution of the present General Assembly, and the calling of a new General Assembly, in any Election for a Member to serve in General Assembly for the Township of Annapolis, all Freeholders living or holding Freeholds in that part of the County of Annapolis, lying south of Annapolis River, shall be entitled to vote for a Member for the Township of Annapolis; and in any Election for a Member to serve in General Assembly for the Township of Granville, all the Freeholders living, or holding Freeholds in that part of the County of Annapolis, lying north of Annapolis River, shall be entitled to vote for a Member for the Township of Granville."

Which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-two; against it, twenty-five.

For the Motion,

Mr Huntington Mr Holland
 Mr M' Dougall Mr Forrestall
 Mr Young Mr Smith
 Mr DesBarres Mr Robicheau
 Mr Chipman Mr Waterman
 Mr Forrester Mr M' Donald
 Mr M' Kim Mr M' Lellan
 Mr Lewis Mr Holdsworth
 Mr Howe Mr Bell
 Mr Doyle Mr Goudge
 Mr Annand Mr Spearwater

Against the Motion,

The Hon Mr Uniacke Mr Clements
 Mr Dickey Mr Elder
 Mr Taylor Mr Holmes
 Mr Heckman Mr Thorne
 Mr J Sargent Mr D' Entremont
 Mr Fairbanks The Hon Mr Dewolf
 Mr Kavanagh Mr Benjamin
 Mr Archibald Mr Whitman
 Mr Hatton The Hon Mr Dodd
 Mr M' Hefly Mr W Sargent
 Mr Miller Mr Dickson
 Mr Allison Mr Morton
 Mr Creighton

So it passed in the Negative.

Report from Com.
on Bills of yesterday

Reports Poors' Rates Bill with amendments
 Report without amendment
 Seal Fishery Bill
 St. Mary's District Bill
 Stray Cattle Bill
 Baptist Education Society
 Lock-up House River John
 Recommend Annapolis Representation Bill to be printed

Motion to re-commit Annapolis Representation Bill negatived

Report on Annapolis Election Bill received on division

The question being then put from the Chair, that the report for printing the Bill be agreed to, the House again divided, when there appeared, for agreeing to the report, twenty-five ; against it, twenty-two.

So it passed in the Affirmative.

Bill & amendt. to be printed

Ordered, That the Bill be printed in the Royal Gazette Newspaper, together with the foregoing proposed amendment thereto.

A Message from the Council, by Mr. Halliburton :

Mr. Speaker,

Council agree to Cornwallis Town House Bill

The Council have agreed to the Bill, entitled, An Act to enable the Inhabitants of Cornwallis to provide a Public Town-House for that Township, without any amendment.

And then the Messenger withdrew.

Report from Com. on Trade & on several Petitions

Mr. Young, from the Committee on Trade, Commerce and Manufactures, reported on the several Petitions referred to the Committee, viz : the Petition of John Carten ; the Petition of James Dawson ; the Petition of Maurice Nash ; the Petition of George P. Lawson and Henry Lawson ; the Petition of the Directors of the Anti-Dry-Rot Company, and the Petition of William Cunnabell ; and he read the Report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix No. 41.)

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

Leave of absence to Mr. Smith

Ordered, That Mr. Smith have leave of absence from this House after to-day, to return home on account of sickness in his family.

Report from Com. on Law on several Petitions

Mr. Young, from the Committee on Law, reported on the following Petitions referred to that Committee, viz : the Petition of James D. Blair, and John Henderson ; the Petition of Stephen Harrington, and the Petition of Daniel Dickson ; and he read the report in place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix No. 42.)

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

Report on Pet. of Peter Crerar

Mr. Young also reported from the Select Committee on the Petition of Peter Crerar, and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix No. 43.)

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

Agricultural Com. report salted Beef & Pork inspection Bill with amendts.

Mr. Morton, from the Committee on Agriculture, to whom was referred the Bill in amendment of the Act to regulate the Packing and Inspecting of Salted Beef and Pork for exportation, reported that the Committee had made some amendments, which they recommend to the House to be adopted with the Bill ; and he delivered the Bill and amendments in at the Clerk's Table, where the Bill was read a second time with said amendments.

Bill & amendments committed

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

Copy of Despatch relative to Imperial Acts presented

The Hon. Mr. Dodd, by command of His Excellency the Lieutenant-Governor, presented a copy of a Despatch from the Right Honorable Lord Glenelg to His Excellency, dated 25th December, 1838, acquainting His Excellency, that in future, Copies of the Acts of the Imperial Parliament will be forwarded to the Legislative Bodies and Superior Courts of Justice in the British Colonies ; and the same was read by the Clerk.

(See Appendix No. 44.)

Ordered, That the same do lie on the Table.

Bill to change the name of Petite Plaster & Mills Company presented

Mr. Smith, pursuant to leave given, presented a Bill to change the name of the Petite Plaster and Mills Company, and the same was read a first time, and ordered to be read a second time.

Council amdt. to Criminal Justice Bill considered

The amendments proposed by the Council to the Bill, entitled, An Act for improving the administration of Criminal Justice, were read a second time, and considered by the House ; and thereupon,

On motion of the Hon. Mr. Dodd, *resolved*, that the said amendments be not agreed to.
Ordered, That the Clerk do carry the Bill and amendments back to the Council, and acquaint them that this House do not agree to said amendments.

Disagreed to
 Bill and amds. sent
 back to Council

Mr. Robicheau, pursuant to leave given, presented a Bill respecting the Assessment for building a Court House at Annapolis: and the same was read a first time, and ordered to be read a second time.

Bill presented respecting Assessment for Court House at Annapolis

Mr. Bell, pursuant to leave given, presented a Bill for altering and better regulating the mode of Assessment and Collection of Town and County Rates, in and throughout the County of Halifax: and the same was read a first time, and ordered to be read a second time.

Halifax Assessment Bill presented

Mr. Young reported from the Select Committee appointed on the 18th inst. to wait upon His Excellency the Lieutenant-Governor, and request certain statements and returns to be laid before this House, that the Committee had performed the duty assigned to them, and that His Excellency, in answer to the application, was pleased to say, that he would direct the required information to be laid before the House as far as was in his power.

Report from Com. to wait on Gov. & request Returns &c.

A Bill to amend the Act relating to Highways, Roads and Bridges.

Bill to amend Highway Act & Bill to amend Grindstone Exportation Act read 2d time & committed

A Bill in amendment of the Act respecting the exportation of Grind-Stones in this Province, were severally read a second time.

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

On motion of Mr. Smith, the House resolved itself into a Committee on the consideration of the Bill to divide the Township of Douglas, and to establish the bounds thereof; and the Bill to establish the limits of the Township of Rawdon.

Com. on Bills to consider Bill to divide the Township of Douglas & Rawdon Boundary Bill

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had gone through the said Bills, and had directed him to report the same to the House, severally, without any amendment; and he delivered the Bills in at the Clerk's Table.

Report said Bills

Ordered, That the Bills be engrossed.

Bills to be engrossed

An Engrossed Bill in further addition to the several Acts now in force respecting Poors' Rates, was read a third time.

Engrossed Poors' Rates Bill read 3d time
 Passed

Resolved, That the Bill do pass, and that the title be, An Act in further addition to the several Acts now in force respecting Poors' Rates.

An Engrossed Bill to continue the Act to encourage the Seal Fisheries of this Province, was read a third time.

Seal Fisheries Bill read 3d time

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act to encourage the Seal Fisheries of this Province.

Passed

An Engrossed Bill to divide and set off the Township of St. Mary's, in the County of Guysborough, as a separate and distinct District, was read a third time.

St. Mary's District Bill read 3d time

Resolved, That the Bill do pass, and that the title be, An Act to divide and set off the Township of St. Mary's, in the County of Guysborough, as a separate and distinct District.

Passed

An Engrossed Bill to provide a Lock-up House at River John, in the County of Pictou, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to provide a Lock-up House at River John, in the County of Pictou.

River John Lock-up House Bill read 3d time
 Passed

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

Bills to be sent to Council
 Stray Horses & Cattle Bill read 3d time

An Engrossed Bill respecting Stray Horses and Cattle, was read a third time: and thereupon,

On motion of Mr. Smith, *resolved*, that the further consideration of the Bill be deferred to this day three months.

Deferred 3 months

The Order of the Day being read for the second reading of the Bill to Incorporate the City of Halifax, and the Bill for the appointment of a President for the Court of Sessions for the County of Halifax, &c.

Halifax Incorporation & Municipal Bills postponed

Ordered, That the said Bills be read a second time To-morrow.

The Order of the Day being read for the consideration of Private Petitions,
Ordered, That Private Petitions be considered To-morrow.

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

Saturday, 23d February, 1839.

PRAYERS.

A Petition of James Johnston and others, Freeholders and others, residents of the County of Sydney, was, by special leave of the House, presented by Mr. McDougall and read, praying that an Act may be passed for establishing a Rotation Court in that County, to sit six times in a year, for the hearing and determining such cases as have heretofore been tried before Justices of the Peace.

Ordered, That the Petition be referred to the Committee on Law.

Mr. Lewis, pursuant to leave given, presented a Bill to abolish one Sitting of the Supreme Court, and one Sitting of the Inferior Court in the County of Cumberland: and the same was read a first time, and ordered to be read a second time.

Mr. Dickey, pursuant to leave given, presented a Bill to abolish one of the Sittings of the Inferior Court of Common Pleas and General Sessions of the Peace for the County of Cumberland: and the same was read a first time, and ordered to be read a second time.

Mr. Holmes, pursuant to leave given, presented a Bill to enable the Congregation at Barney's River, in connexion with the Church of Scotland, to sell their Church or Meeting-House: and the same was read a first time, and ordered to be read a second time.

On motion of Mr. Dickson, *resolved*, that the report of the Survey of the Eastern Road between Keys' and the New Brookfield Road, made by the order of His Excellency the Lieutenant-Governor, with the accounts and plans, be referred to a Committee to examine and report upon the same, and to examine such further evidence as they may deem necessary.

Ordered, That Mr. W. Sargent, the Honorable Mr. Dewolf, Mr. Fairbanks, Mr. Elder and Mr. Lewis, be a Committee for the above purpose.

Mr. Young, pursuant to leave given, presented a Bill in amendment of the Act to Incorporate the Halifax Marine Insurance Company: and the same was read a first time, and ordered to be read a second time.

The Order of the Day being read for the second reading of the Bill to Incorporate the City of Halifax, and the Bill for the appointment of a President of the Court of Sessions for the County of Halifax, &c.

Ordered, That the said Bills be read a second time on Monday next.

The Order of the Day being read for considering Private Petitions,

On motion, the House resolved itself into a Committee on the consideration of Private Petitions.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had come to a Resolution, which they had directed him to report to the House, and he delivered the Resolution in at the Clerk's Table, where it was read as followeth:

Resolved, That it is the opinion of this Committee, that the Petitions of Rufus J. Sanders, of William Cunnabell, of James Dawson, of John Carten, and of George P. Lawson, and Henry Lawson, respectively praying returns of Duties, together with so much of the report of the Committee on Trade, Commerce and Manufactures, as relates to said Petitions, should be referred to the Committee of Supply.

Which

Consideration of
Private Petitions
postponed

Pet. from Sydney
for Rotation Court
in that County

Referred to Com.
on Law
Bill presented to a-
bolish one sitting of
Sup. Court & of
Com. Pleas in
Cumberland
Bill presented to a-
bolish one of the
sittings of Common
Pleas in Cumber-
land
Bill presented to en-
able Congregation
at Barney's River
to sell their Meet-
ing-House
Resolution for Com.
to examine Report
of Survey of Eas-
tern Road

Com. named

Bill presented to a-
mend Halifax Ma-
rine Insurance Com.
Bill

Order of Day Hal-
ifax Incorporation
& Municipal Bills
postponed

Order of Day con-
sideration of private
Petitions
Com. of whole to
consider private
Petitions

Report Resolution
for referring Gene-
ral Petitions for re-
turns of duties to
Com. of Supply

Which said Resolution being again read, was, upon the question put thereon, agreed to by the House.

Ordered, That the said Petitions and part of Report relating thereto, be referred to the Committee of Supply.

The House then proceeded to the further consideration of Private Petitions.

The Petitions of the King's County Agricultural Society, of William Allan Chipman and others, Agriculturists, in King's County, and of the Committee of the Pictou Agricultural Society, were read: and thereupon,

On motion of Mr. Morton, *resolved*, that the Petitions be referred to the Committee of Supply.

The Petition of John E. Fairbanks was read, and on motion of Mr. Bell, was referred to the Committee of Supply.

The Petition of Peter Ringwood and others was read, and on motion of Mr. Robicheau, was referred to the Committee of Supply.

The Petition of Maurice Nash was read: and thereupon,

Mr. Waterman moved that the Petition be referred to the Committee of Supply: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, fifteen; against it, twenty.

So it passed in the Negative.

On motion of Mr. Benjamin, *resolved*, that the Petition be withdrawn.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act to continue the Acts in force relative to the Inspection of Pickled Fish; also, to the Bill, entitled, An Act to amend the Acts to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape-Breton; and the Bill, entitled, An Act to establish the rate of Tare of Sugars, with amendments to the said Bills respectively, to which amendments they desire the concurrence of this Honorable House.

And then the Messenger withdrew.

The Petitions of the President and Committee of the Halifax Mechanics' Library and of the Halifax Mechanics' Institute, were read, and, on motion of Mr. Howe, were referred to the Committee of Supply.

The Petition of Reuben Nickerson was read: and thereupon,

Mr. W. Sargent moved that the Petition be referred to the Committee of Supply: which, being seconded and put, and the House dividing thereon, passed in the Affirmative.

Ordered, That the Petition be referred to the Committee of Supply.

The Petition of Robert K. Marsters was read.

Ordered, That the Petition be referred to the Committee of Supply.

The Petition of the Managing Committee of the Nova-Scotia Baptist Education Society was read.

Ordered, That the Petition be referred to the Committee of Supply.

The Petition of Eleanor Johnston was read.

Ordered, That the Petition be withdrawn.

The Petitions of Doctors Grigor and Stirling, and of James Whitney, were read.

Ordered, That the Petitions be referred to the Committee of Supply.

The Petition of Peter Crerar, and the report of the Select Committee thereon, were read: and thereupon,

Mr. Dickson moved that the Petition and report be referred to the Committee of Supply: which, being seconded,

Mr. Huntington moved as an amendment to the question, to leave out all the words thereof, after the words "referred to the" and to insert instead thereof, the words "Members from

Resolutions agreed to

Order thereon

House proceed to consider Private Petitions
Petitions in relation to Agriculture referred to Supply

Pet. of John E. Fairbanks referred to supply

Pet. of P. Ringwood & al. referred to supply

Pet. of Maurice Nash withdrawn

Message from Council agreeing to Pickled fish Inspection Bill, Sydney Pilotage Bill, and Tare of Sugars Bill, with amendments

Petition of Halifax Mechanics' Library & Institute referred to Supply

Pet. of R. Nickerson referred to Supply

Pet. of R. K. Marsters referred to Supply.

Pet. of N. S. Baptist Education Society referred to Supply

Pet. of Eleanor Johnston withdrawn

Petitions of Drs. Grigor & Stirling and of J. Whitney referred to Supply

Petition of Peter Crerar referred to Members from Pictou

from

from the County of Pictou to provide therefor, out of the Road appropriations for that County:" which, being seconded and put, passed in the Affirmative.

Ordered, accordingly.

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

Monday, 25th February, 1839.

PRAYERS.

Leave of absence to Mr. Holland

Ordered, That Mr. Holland have leave of absence from this House, after the 12th March next, to return home on urgent private business.

Leave of absence to Mr. Huntington

Ordered, That Mr. Huntington have leave of absence from this House after to-day, to return home on urgent private business.

Bill presented to amend Passengers Act

The Honorable Mr. Uniacke, pursuant to special leave given, presented a Bill to amend the Act relating to Passengers from Great-Britain and Ireland arriving in this Province; and the same was read a first time, and ordered to be read a second time.

Petition for abolition of July Term of Inf. Court Pictou

A Petition of N. Beck and others, Freeholders, and other Inhabitants of the Town of Pictou, was, by special leave of the House, presented by Mr. Hatton and read, praying the abolition of the July Term of the Inferior Court of Common Pleas in the County of Pictou.

Ordered, That the Petition do lie on the Table.

Bill presented to repeal Falmouth Streets Act

Mr. Elder, pursuant to special leave given, presented a Bill to repeal the Act to extend to Falmouth, in the County of Hants, the provisions of the Act relating to Commissioners of Highways in Halifax, and certain other places, and the Act making the same perpetual; and the same was read a first time, and ordered to be read a second time.

Bill presented for reducing Interest on funded debt

Mr. M'Lellan, pursuant to special leave given, presented a Bill for reducing the Interest on the Funded Debt of this Province; and the same was read a first time, and ordered to be read a second time.

Petition against privileges to Fire Engine Company

A Petition of Edward H. Lowe and others, was, by special leave of the House, presented by Mr. Annand and read, praying that the immunities and privileges sought for by the Fire Engine Company of Halifax, may not be granted.

Referred to same Committee

Ordered, That the Petition be referred to the Committee on the Petition of the Fire Engine Company of Halifax.

Petition for Custom-house at Antigonishe

A Petition of the Reverend William Fraser and others, Inhabitants of the County of Sydney, was, by special leave of the House, presented by Mr. M'Dougall and read, praying that a Custom House may be established at Antigonishe, in said County.

Ordered, That the Petition do lie on the Table.

Report from Committee on Public Expenditure upon several Petitions & also upon accounts agt. Public Buildings

Mr. Forrester, from the Committee on Public Expenditure, reported upon the several Petitions referred to that Committee, and also upon the accounts of expenditure upon the Government House and Province Building, and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix No. 45.)

Petitions and Report referred to Committee of Supply

Ordered, That the report, together with the Petitions of the several Overseers of the Poor for the Townships of Pictou, Horton, Annapolis and Barrington, and the Petition of William Adamson, therein respectively reported upon favorably, be referred to the Committee of Supply.

Leave refused to present Petition of Overseers of Truro

Mr. Archibald moved for the special leave of the House, to present a Petition of the Overseers of the Poor for the Township of Truro, praying reimbursement of the expenses of supporting Transient Paupers; which, being seconded and put, passed in the Negative.

Leave refused to present Petition from Musquedoboit relating to Licenses

Mr. Archibald moved for the special leave of the House, to present a Petition of Adams Archibald and Henry A. Gladwin, Magistrates, of Middle Musquedoboit, relating to the granting Licenses for the selling of Spirituous Liquors, as affecting that District; which, being seconded and put, passed in the Negative.

Mr.

Mr. Dickson moved for the special leave of the House, to present a Petition of Robert Robson, of Merrigomishe, in the Township of Maxwellton, County of Pictou, praying reimbursement of expense incurred by him in the support of a sick Mariner, a Transient Pauper; which, being scconded and put, passed in the Negative.

Leave refused to present Petition of R. Robson

Mr. Lewis, pursuant to special leave given, presented a Bill to provide for the better regulation of Dogs, and the same was read a first time, and ordered to be read a second time.

Bill presented for the better regulation of Dogs

A Petition of Charles Archibald and others, was, by special leave of the House, presented by Mr. Desbarres and read, praying that the Settlement of Country Harbor, in the Township of St. Mary's, County of Guysborough, may be set off and established as a separate and distinct Township.

Petition from Country Harbour Guysborough to be set off as a separate Township

Ordered, That the Petition do lie on the Table.

A Petition of George Mason and others, Inhabitants of Guysborough and Country Harbour, was, by special leave of the House, presented by Mr. DesBarres and read, praying that a Post Communication may be established between Guysborough and Country Harbor.

Pet. from Guysborough praying extension of Post Communication Referred to Committee on Post Office

Ordered, That the Petition be referred to the Committee on the Post Office.

A Petition of Robert M'Donald and others, of Morristown and Cape George, in the County of Sydney, was, by special leave of the House, presented by Mr. M'Dougall and read, praying an increase of the sum allowed for a Courier, carrying the Mail from Antigonish to Morristown, Cape George, and Malignant Cove.

Pet. from Sydney for additional sum to Courier

Ordered, That the Petition be referred to the Committee on the Post Office.

Ordered, That the Select Committee to whom was referred the report of the survey of the Eastern Road between Keys' and the New Brookfield Road, with the accounts and plans, have power to send for persons and papers.

Referred to Committee on Post Office
Committee on Survey of Eastern Road have power to send for persons and papers

The Honorable Mr. Dodd, pursuant to special leave given, presented a Bill in aid of the Academy, under charge of the Nova-Scotia Baptist Education Society, and the same was read a first time, and ordered to be read a second time.

Bill presented in aid of Horton Academy

The amendments of the Council to the Bill, entitled, An Act to continue the Acts in force relative to the Inspection of Pickled Fish, were read a first time, and ordered to be read a second time.

Council's amendments to Pickled Fish Inspection Bill read, &c.

The amendments of the Council to the Bill, entitled, An Act to amend the Acts to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape-Breton, were read a first time, and ordered to be read a second time.

Council's amendt. to Sydney Pilotage Bill read &c.

The amendments of the Council to the Bill, entitled, An Act to establish the rate of Tare of Sugars, were read a first time, and ordered to be read a second time.

Council's amendments to Tare of Sugars Bill read, &c.

The Order of the Day being read.

Order of Day Halifax Incorporation and Halifax Municipal Bills read 2d time.

The Bill to Incorporate the City of Halifax—and

The Bill for the appointment of a President of the Court of Sessions for the the County of Halifax, &c. were severally read a second time: and thereupon,

Mr. Bell moved that the Bill for the appointment of a President of the Court of Sessions for the County of Halifax be committed to a Committee of the whole House: which, being seconded,

Motion for commitment of Municipal Bill

Mr. Goudge moved as an amendment of the question, to leave out the words "for the appointment of a President of the Court of Sessions for the County of Halifax," and to insert in place thereof, the words "to Incorporate the City of Halifax:" which, being seconded and put, and the House dividing thereon, there appeared, for the amendment, nineteen; against it, twenty-six.

Amendment to commit Incorporation Bill negativated

For the amendment,

Mr Chipman
Mr Doyle
Mr Robicheau
Mr Young
Mr Howe
Mr McDonald
Mr Goudge
Mr Lewis
Mr Benjamin
Mr Huntington

Mr Forrester
Mr Holdsworth
Mr D'Entremont
Mr McLellan
Mr Annand
Mr Holland
Mr Clements
Mr Waterman
Mr Spearwater

Against the amendment,

Mr Morton
The Hon Mr Dewolf
Mr Whitman
Mr J Sargent
Mr Allison
Mr Elder
Mr Heckman
Mr Halton
Mr Taylor

Mr Dickey
Mr Thorne
Mr W Sargent
Mr Miller
Mr Upham
Mr Forrestall
The Hon Mr Dodd
Mr McHeffey
Mr Archibald

Mr McDougall
Mr Bell
Mr Fairbanks
Mr Holmes
Mr DesBarres
Mr Dickson
The Hon Mr Uniacke
Mr Kavanagh

So it passed in the Negative.

Municipal Bill de-
ferred 3 months

Mr. Doyle then moved as an amendment of the main question, to leave out the words "committed to a Committee of the whole House," and insert in place thereof, the words "deferred for further consideration to this day three months:" which, being seconded and put, and the House dividing thereon, there appeared, for the amendment, thirty; against it, fifteen.

For the amendment,

Mr Chipman
Mr Archibald
Mr Doyle
Mr McHeffey
Mr Robicheau
Mr Young
Mr Howe
Mr McDonald
Mr Goudge
Mr Lewis

Mr Benjamin
Mr Huntington
Mr Forrester
Mr Holdsworth
Mr Forrestall
Mr Upham
Mr D'Entremont
Mr Dickey
Mr Allison
Mr McLellan

Mr Annand
Mr Holland
Mr Whitman
Mr J Sargent
Mr Clements
Mr Waterman
Mr Spearwater
Mr Morton
Mr Heckman
Mr Elder

Against the amendment,

The Hon Mr Dewolf
Mr Halton
Mr Taylor
Mr Thorne
Mr W Sargent
Mr Miller
The Hon Mr Uniacke
The Hon Mr Dodd

Mr DesBarres
Mr McDougall
Mr Bell
Mr Fairbanks
Mr Holmes
Mr Dickson
Mr Kavanagh

So it passed in the Affirmative.

Ordered, That the further consideration of the Bill for the appointment of a President of the Court of Sessions for the County of Halifax, &c. be deferred to this day three months.

Incorporation Bill
deferred 3 months

The Hon. Mr. Uniacke then moved that the further consideration of the Bill to Incorporate the City of Halifax, be deferred to this day three months; which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-seven; against it, eighteen.

So it passed in the Affirmative.

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

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

Tuesday, 26th February, 1839.

PRAYERS.

Passengers Bill

A Bill to amend the Act relating to Passengers from Great-Britain and Ireland, arriving in this Province; and

And Falmouth
Streets Bill read 2d
time & committed

A Bill to repeal the Act to extend to Falmouth, in the County of Hants, the provisions of the Act relating to Commissioners of Highways in Halifax and certain other places, and the Act making the same perpetual, were severally read a second time.

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

Real Estate equita-
ble claims read 2d
time

A Bill to provide for the Settlement of equitable claims upon Real Estate in certain cases, was read a second time; and the same being under consideration,

Resolution for sus-
pending business to
concert measures
of defence against
invasion from
Maine

On motion of the Hon. Mr. Dodd, *resolved unanimously*, that in consequence of information this day received from New Brunswick, of proceedings on the part of the State of Maine, involving a proposed invasion of the Neighbouring Province, this House deems it necessary to suspend all other business at present, in order to concert such measures as may be necessary to prepare for joining in repelling any such invasion, and in defending the just rights of the neighbouring Province, as well as our own.

Addition to Com.
of defence who are
to report

Resolved, That Mr. Howe, Mr. Young, Mr. Doyle, Mr. DesBarres and Mr. Forrester, be added to the Committee on the defence of the Country, and that said Committee do immediately

mediately proceed to consider the foregoing subject and report thereon forthwith to this House.

Ordered, That the said Committee do wait upon His Excellency the Lieutenant-Governor, with a copy of the foregoing Resolutions, and request from His Excellency all such information as is in his possession, relative to the foregoing subject.

Com. of defence to wait on Gov. for information

Then the House adjourned until five o'clock in the afternoon of this day.

Adjournment until afternoon

At five of the clock, P. M. the House met pursuant to adjournment.

House meet

The Honorable Mr. Dodd, from the Committee on the defence of the Country, reported that the Committee had waited upon His Excellency the Lieutenant-Governor pursuant to order, and had communicated to him the Resolutions of this House, and that His Excellency was thereupon pleased to express to the Committee in the strongest terms, the high satisfaction and pleasure afforded to His Excellency, by the manner in which the House had unanimously passed the Resolution for the defence of Her Majesty's Possessions, and the repelling of Foreign Invasion, and that His Excellency had stated that the information already in the possession of the House, was the same as he had received from His Excellency Sir John Harvey, the Lieutenant-Governor of New-Brunswick, and that he had nothing further to communicate to the House.

Report from Com. who waited on Gov.

The Honorable Mr. Dodd also reported from the same Committee, that they had duly considered the matter referred to them, and had unanimously agreed upon certain Resolutions in regard thereto, which they had directed him to report to the House, and to recommend that the same should be adopted by the House, and he thereupon delivered the said Resolutions in at the Clerk's Table, where the same were read, and are as follow :

Committee of defence report Resolutions relative to Militia and advance of monies for defence of the Country and repelling invasion

1. *Resolved unanimously*, That one third of the Militia Force of the Province, between the ages of eighteen and forty-five, be drafted by direction of His Excellency the Lieutenant-Governor, and Officered for active service, to the extent of Eight Thousand Men.

2. *Resolved unanimously*, That His Excellency the Lieutenant-Governor be authorized to require every Regiment or Battalion to select Two Hundred Volunteers for every Six Hundred Men, rank and file, between the ages of eighteen and forty-five, or in the like proportion for a greater or less number.

3. *Resolved unanimously*, If a sufficient number of men in each Regiment or Battalion do not volunteer, that His Excellency be authorized to fill up the number from the draft of such Regiment or Battalion, agreeably to Law.

4. *Resolved unanimously*, That such lists of Men who shall have volunteered, or been drafted as aforesaid, when returned and approved by His Excellency the Commander in Chief, or such person as he shall appoint for that purpose, shall be considered the lists of Men liable to be first called on for actual service.

5. *Resolved unanimously*, That the Lieutenant-Governor be authorized to appoint Officers to command such drafts or bodies of Volunteers from the Regiment or Battalion to which such drafts or Volunteers may belong, or make such other arrangement as may secure efficient Officers to command such drafts or Volunteers.

6. *Resolved unanimously*, That His Excellency the Lieutenant-Governor be authorized to call into actual service, so many and such of the said drafts or bodies of Volunteers as he may deem proper, and to make the necessary regulations for consolidating any number of such drafts or bodies into a Regiment or Regiments, as may be requisite and necessary, and to appoint Field Officers, Adjutants, and Staff, to each such Regiment, in order to render the same efficient for actual service.

7. *Resolved unanimously*, That His Excellency the Lieutenant-Governor be authorized to order any such Drafts or Volunteers, when required for actual service, into Barracks, and to march them from one part of the Province to another, as the exigency of the service may require, and beyond the frontier of this Province, when necessary.

8. *Resolved unanimously*, That His Excellency the Lieutenant-Governor be authorized to accept the service of any Volunteer Companies now formed, or which may be formed in this Province, and to consolidate them into Regiments or Battalions, and to appoint Officers for the same, and to take such measures generally as may be requisite to render such Regiments,

Battalions,

Battalions, or Companies, efficient for actual service ; Provided that such Volunteer Companies be willing to volunteer for service either in this Province or in the adjoining Province of New-Brunswick.

9. *Resolved unanimously*, That all Non-Commissioned Officers and Private Soldiers, called into actual service, over and above the pay and allowance provided by Her Majesty, shall be entitled to additional pay from the Treasury of the Province.

10. *Resolved unanimously*, That this House will make suitable provision for the Widows and Orphans of such Officers, Non-Commissioned Officers, and Rank and File, as may fall in actual service.

11. *Resolved unanimously*, That His Excellency the Lieutenant-Governor be requested to direct an immediate enrolment to be made of the whole Militia force of the Province, between sixteen and sixty years of age, and to have the same divided into classes, agreeably to Law, and to have full and accurate returns made forthwith to the Office of the Adjutant-General of Militia, of such enrolment, and of the state, condition and efficiency, of the Arms, and of the quantity of Ammunition possessed by each Regiment or Battalion of Militia, or Company of Artillery.

12. *Resolved unanimously*, That provision be made by Law, for the due and proper organization of the Militia, and for promoting its efficiency by Squad, Company and Regimental or Battalion Drills.

13. *Resolved unanimously*, That His Excellency the Lieutenant-Governor be authorized to expend a sum of One Hundred Thousand Pounds, if necessary, in the payment of the Militia and other services incidental to the protection of this and the adjoining Province, from invasion, and that this House will provide for the same.

The said Resolutions as reported from the Committee, were then again read, and, upon the question put thereon, were *unanimously* agreed to by the House.

On motion of the Hon. Mr. Dodd, *resolved*, that Mr. Speaker and the whole House do wait upon His Excellency the Lieutenant-Governor, with a copy of the foregoing Resolutions, unanimously agreed to by the House.

Ordered, That the Committee on the defence of the Country be a Committee to wait on His Excellency the Lieutenant-Governor, to ascertain his pleasure when he will receive the attendance of Mr. Speaker and the House, with a copy of said Resolutions.

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

Wednesday, 27th February, 1839.

PRAYERS.

Bill presented for opening New Road from Dartmouth to St. Mary's
Petition for aid to Grammar School Truro referred to Com. on Education

Mr. Howe, pursuant to special leave given, presented a Bill to provide for opening the New Road between Halifax and St. Mary's; and the same was read a first time, and ordered to be read a second time.

A Petition of the Trustees of the combined Common and Grammar School, Truro, was by special leave of the House, presented by Mr. Archibald and read, praying additional aid towards the support of that School.

Ordered, That the Petition be referred to the Committee on Education.

Leave refused for Petition from Overseers of Poor at Shelburne

Mr. Spearwater moved for the special leave of the House to present a Petition of the Overseers of the Poor of the Township of Shelburne, praying reimbursement of the Expenses of Transient Paupers : which, being seconded and put, and the House dividing thereon, there appeared, for the motion, fifteen ; against it, nineteen.

So it passed in the Negative.

Petition from Sydney County against Comrs. of Schools

A Petition of W. B. McLeod and others, of the County of Sydney, was, by special leave of the House, presented by Mr. Forrestall and read, complaining of the composition and proceedings of the Board of School Commissioners for that County, and praying relief.

Ordered, That the Petition be referred to the Committee on Education.

Referred to Com. on Education

WEDNESDAY, 27th FEBRUARY, 1839.

A Bill for establishing the times and places of holding the Polls at Elections of Representatives ; and

A Bill to enable the Congregation at Barney's River, in connexion with the Church of Scotland, to sell their Church or Meeting-House, were severally read a second time.

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

A Bill further to amend the Act relating to Highways, Roads and Bridges, was read a second time ; and thereupon,

On motion of Mr. Goudge, *resolved*, that the further consideration of the Bill be deferred to this day three months.

The Hon. Mr. Uniacke (in the absence of the Chairman,) reported from the Committee on the defence of the Country, that the Committee had, pursuant to order, waited upon His Excellency the Lieutenant-Governor, to know when His Excellency would receive this House with the Resolutions passed yesterday, in relation to the Militia, and the defence against invasion—that the Committee had performed the duty assigned to them, and that His Excellency had been pleased to appoint this day, at half-past two of the clock, at Government-House, for that purpose.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council do not adhere to the first, second, third, and fourth amendments proposed by them to the Bill, entitled, An Act for improving the Administration of Criminal Justice, but adhere to the fifth and sixth amendments proposed by them to the Bill.

And then the Messenger withdrew.

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

And being returned,

Mr. Speaker reported that His Excellency, upon the reception of said Resolutions, had been pleased to address the House as follows:

Mr Speaker, and Gentlemen of the House of Assembly ;

It is impossible for me to convey to you in language sufficiently energetic, the sentiments of admiration and satisfaction with which I receive the spirited and loyal Resolutions of the House of Assembly. They will show our fellow subjects in New-Brunswick that the people of this Province are determined, and ready, to join them heart and hand, in repelling any outrage or aggression that may be attempted by any Foreign State upon our soil, or to occupy any part of that Territory which has, since the Peace of 1783, been acknowledged as under the jurisdiction of Her Majesty.

It is hardly possible that the General Government of the United States can be a party to, or uphold or justify the Governor and Legislature of Maine in the outrageous proceedings they have resorted to, in invading a State with which they were at peace ; but, should they unhappily do so, they will find that the inhabitants of British North America are, one and all, prepared and ready to repel from their soil any armed force which may attempt to occupy it. And they may rely upon it, that should it be found necessary, the whole strength of the British Empire will be brought forward, to guard, or to avenge, the faithful subjects of Her Majesty in North America.

For my part, Gentlemen, you may rest assured that my best exertions shall be used in giving full effect to your unanimous Resolutions, by putting the Militia in this Province in an efficient state ; and the confidence with which you have placed at my command so large a sum for that purpose, is most gratifying and acceptable, and every proper precaution and economy shall be used in its application.

It will be a most pleasing and satisfactory duty to me, to convey to Her Majesty's Government sentiments so honourable to the Legislature of this Province.

On motion of the Honorable Mr. Uniacke, *resolved*, that a Committee be appointed to prepare

Elections Polls Bill read 2d time & committed
Bill for Sale of Meeting House at Barney's River read 2d time & committed
Bill to amend Highway Act deferred 3 months

Report from Com. to wait on Gov. to know when he would receive House with Resolutions on Militia, &c.

Message from Council not adhering to certain amendments to Criminal Justice Bill and adhering to others

House attend Gov. with Resolutions relative to Militia, &c.

Report of His Excellency's Address thereon

Address of Gov. to House

Com. of defence to bring in Militia Bills

prepare and bring in a Bill or Bills for carrying into effect the Resolutions of this House, in reference to the Militia, and defence against invasion.

Ordered, That the Committee on the defence of the Country, be a Committee for the above purpose.

2d reading of Laws
Administration Bill
made order of day

On motion of Mr. Young, *resolved*, that the Bill to improve the Administration of the Law &c. be read a second time To-morrow.

Real Estate equitable
claims Bill

The consideration of the Bill to provide for the settlement of equitable claims upon Real Estate in certain cases, (suspended yesterday by the information from New-Brunswick, in regard to the proceedings of the State of Maine,) was resumed: and thereupon,

Motion to defer
consideration neg-
ative

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

For the motion,

Mr Annand
Mr DesBarres
Mr M^r Dougall
Mr Huntington
Mr Young
Mr Goudge
Mr Fairbanks
Mr Holmes
Mr Creighton
Mr Archibald
Mr D'Entremont
Mr Whitman
Mr Forrester

Mr Holdsworth
Mr Smith
Mr Clements
Mr Robicheau
Mr Waterman
Mr Elder
Mr W Sargent
Mr Spearwater
Mr J Sargent
Mr Howe
Mr M^r Donald

Against the motion,

Mr Allison
Mr Forrestall
Mr Heckman
Mr Holland
Mr Miller
Mr Bell
Mr Benjamin
Mr Morlon
Mr M^r Lellan
Mr Upham

Mr Dickson
Mr Doyle
Mr Thorne
Mr Dickey
Mr McFieffy
Mr Lewis
The Hon Mr Dewolf
Mr Chipman
The Hon Mr Uniacke
Mr Kavanagh

So it passed in the negative.

Bill committed

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

Bill limiting dura-
tion of Assemblies
read 2d time & com-
mitted

A Bill for limiting the duration or continuance of the General Assemblies, was read a second time.

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

Bill to amend Hali-
fax Cemetery Act
presented

The Honorable Mr. Uniacke, pursuant to special leave given, presented a Bill additional to, and in further amendment of, the Act concerning Cemeteries or Burial Grounds in the Town of Halifax, and the same was read a first time, and ordered to be read a second time.

Annapolis Court
House Assessment
Bill read 2d time
& committed

A Bill respecting the Assessment for building a Court-House at Annapolis, was read a second time.

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

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

Thursday, 28th February, 1839.

PRAYERS.

Order to report
Scales of sub-divi-
sion of Road Mo-
ney

Ordered, That the several Members from the respective Counties of this Province, do prepare and report to this House, on or before Thursday next, the 7th March, Scales of Sub-division of the respective sums allotted to each County, for the service of Roads and Bridges, for the present year.

Road Petitions re-
ferred to Members

Ordered, That the several Ordinary Petitions for the service of Roads and Bridges, laid upon the Table of the House, this Session, (and by the course and practice of the House, not entered upon the Journals at the time of presentation,) be referred to the several Members of the Counties respectively, from which the said Petitions have been sent.

For a list of those Petitions.

(See Appendix No. 46.)

Bill to amend Hali-
fax Marine Insur-
ance Company Act
read 2d time
Bill in aid of the
Horton Academy
read 2d time

A Bill in amendment of the Act to Incorporate the Halifax Marine Insurance Company.
A Bill in aid of the Academy under charge of the Nova-Scotia Baptist Education Soci-
ty; and

A Bill additional to, and in further amendment of, the Act concerning Cemeteries or Burial Grounds, in the Town of Halifax; were severally read a second time.

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

Bill to amend Halifax Cemetery Act read 2d time
Bills committed

The fifth and sixth amendments of the Council to the Bill, entitled, An Act for improving the Administration of Criminal Justice, adhered to by the Council, were again read, and re-considered; and thereupon,

Part of Council's amendments to Criminal Justice Bill agreed to

On motion of the Hon. Mr. Dodd, *resolved*, that this House do not adhere to their Resolution not to agree to said amendments, but do now agree thereto.

The amendments of the Council to the Bill, entitled, An Act to amend the Acts to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape-Breton, were read a second time, and considered by the House; and thereupon,

Council's amends. to Sydney Pilotage Bill agreed to

On motion of the Hon. Mr. Dodd, *resolved*, that the said amendments be agreed to by this House.

The amendments of the Council, to the Bill, entitled, An Act to establish the rate of Tare upon Sugars, were read a second time, and considered by the House; and thereupon,

Council's amends. to Tare of Sugars Bill agreed to

On motion of Mr. Forrester, *resolved*, that the said amendments be agreed to by this House.

Ordered, That the Clerk do carry the said several Bills and amendments back to the Council, and acquaint them that this House have agreed to the said several amendments thereto respectively.

Bills & amends. sent to Council

A Bill for the better regulation of Dogs, was read a second time; and thereupon,

Mr. Upham moved that the further consideration of the Bill be deferred to this day three months: which, being seconded and put, and the House dividing thereon, passed in the negative.

Dog Bill read 2d time
Motion to defer Bill negatived

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

Bill committed

The Honorable Mr. Dodd reported from the Select Committee to whom was referred the Petition of the Volunteer Rifle Company of Militia; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

Report from Com. on Pet. of Volunteer Rifle Company

(See Appendix No. 47.)

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

A Bill to provide for the opening the New Road between Halifax and St. Mary's, was read a second time.

Bill to provide for opening road between Halifax & St. Mary's read 2d time

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

Mr. Heckman, pursuant to special leave given, presented a Bill to alter the limits of the jurisdiction of the Commissioners of Highways in Lunenburg, and the same was read a first time, and ordered to be read a second time.

Bill presented to extend jurisdiction of Lunenburg Comrs. of Streets

The Order of the Day being read.

The Bill to improve the Administration of the Law, and to reduce the number of the Courts of Justice to be holden within Nova-Scotia proper, and to diminish the expense of the Judiciary therein, was read a second time; and thereupon,

Order of Day Bill to improve administration of Law &c. read 2d time

Mr. Morton moved that the House do come to the following Resolution, viz:—

Resolved, That the Bill be deferred to the next Session, for the purpose of re-placing it by a Bill, the object of which shall be to reduce the number of the Judges of the Supreme Court to three, and the first Justices of the Inferior Courts and Presidents of the Courts of Sessions to two, and to divide the Province of Nova-Scotia proper into two Districts, instead of three, as at present: which, being seconded,

Motion to defer Bill to next Session in order to substitute another

The Hon. Mr. Uniacke moved, that the said Resolution be amended, by leaving out all the words thereof, except the first three words, viz:—"Resolved that the" and inserting instead thereof, the words "further consideration of the Bill, be deferred until this day three months: " which, being seconded and put, and the House dividing thereon, there appeared, for the amendment, twenty-one; against it, twenty-five:

Amendment for deferring Bill 3 months negatived on division

For

THURSDAY and FRIDAY, 28th FEBRUARY and 1st MARCH, 1839.

For the amendment,

<i>Mr Kavanagh</i>	<i>Mr Forrestall</i>
<i>Mr Holmes</i>	<i>Mr Benjamin</i>
<i>The Hon Mr Dodd</i>	<i>Mr Whitman</i>
<i>Mr Fairbanks</i>	<i>Mr Holdsworth</i>
<i>Mr DesBarres</i>	<i>Mr Halton</i>
<i>Mr Heckman</i>	<i>Mr Elder</i>
<i>The Hon Mr Uniacke</i>	<i>Mr Lewis</i>
<i>Mr W Sargent</i>	<i>Mr J Sargent</i>
<i>Mr M Kim</i>	<i>Mr Dickson</i>
<i>Mr McDougall</i>	
<i>Mr Miller</i>	
<i>Mr M Donald</i>	

Against the amendment,

<i>Mr Annand</i>	<i>Mr Holland</i>
<i>Mr Creighton</i>	<i>Mr M Heffy</i>
<i>Mr Thorne</i>	<i>Mr D Entremont</i>
<i>Mr Upham</i>	<i>Mr Allison</i>
<i>Mr Spearwater</i>	<i>Mr Young</i>
<i>Mr Waterman</i>	<i>Mr Huntington</i>
<i>Mr Robicheau</i>	<i>Mr Smith</i>
<i>Mr Howe</i>	<i>Mr Dickey</i>
<i>Mr Bell</i>	<i>Mr Forrester</i>
<i>Mr M Lellan</i>	<i>Mr Chipman</i>
<i>Mr Archibald</i>	<i>Mr Doyle</i>
<i>Mr Goudge</i>	<i>Mr Morton</i>
<i>Mr Clements</i>	

So it passed in the Negative.

Amendment for
committing Bill re-
gated on division

Mr. Young then moved that the Resolution be amended, by leaving out all the words thereof, except the words "Resolved that the Bill be," and inserting in place of the words so left out, the following, viz:—"Committed to a Committee of the whole House": which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-one; against it, twenty-six:

For the amendment,

<i>Mr Doyle</i>	<i>Mr Howe</i>
<i>Mr Huntington</i>	<i>Mr Bell</i>
<i>Mr Smith</i>	<i>Mr Upham</i>
<i>Mr Young</i>	<i>Mr Robicheau</i>
<i>Mr Dickey</i>	<i>Mr Thorne</i>
<i>Mr Allison</i>	<i>Mr Waterman</i>
<i>Mr D Entremont</i>	<i>Mr Annand</i>
<i>Mr Archibald</i>	<i>Mr Creighton</i>
<i>Mr Holland</i>	
<i>Mr M Heffy</i>	
<i>Mr Goudge</i>	
<i>Mr McLellan</i>	
<i>Mr Clements</i>	

Against the amendment,

<i>Mr Lewis</i>	<i>Mr W Sargent</i>
<i>Mr J Sargent</i>	<i>Mr McDougall</i>
<i>Mr Halton</i>	<i>Mr M Kim</i>
<i>Mr Dickson</i>	<i>Mr Holmes</i>
<i>Mr Spearwater</i>	<i>The Hon Mr Dodd</i>
<i>Mr Elder</i>	<i>The Hon Mr Uniacke</i>
<i>The Hon Mr Dewolf</i>	<i>Mr DesBarres</i>
<i>Mr Whitman</i>	<i>Mr Heckman</i>
<i>Mr Holdsworth</i>	<i>Mr Fairbanks</i>
<i>Mr Benjamin</i>	<i>Mr Kavanagh</i>
<i>Mr Forrestall</i>	<i>Mr Chipman</i>
<i>Mr Miller</i>	<i>Mr Forrester</i>
<i>Mr McDonald</i>	<i>Mr Morton</i>

So it passed in the Negative.

Original passed on
division

The original Resolution was then put, and the House dividing thereon, there appeared for the Resolution, twenty-six; against it, twenty-one:

For the Resolution,

<i>Mr Chipman</i>	<i>Mr Holmes</i>	<i>Mr Spearwater</i>
<i>Mr Forrester</i>	<i>Mr M Kim</i>	<i>The Hon Mr Dewolf</i>
<i>Mr Kavanagh</i>	<i>Mr M Dougall</i>	<i>Mr Halton</i>
<i>Mr Morton</i>	<i>Mr M Donald</i>	<i>Mr Dickson</i>
<i>Mr Fairbanks</i>	<i>Mr Miller</i>	<i>Mr J Sargent</i>
<i>Mr Heckman</i>	<i>Mr Forrestall</i>	<i>Mr Thorne</i>
<i>Mr DesBarres</i>	<i>Mr Benjamin</i>	<i>Mr Elder</i>
<i>The Hon Mr Dodd</i>	<i>Mr Holdsworth</i>	<i>Mr Lewis</i>
<i>The Hon Mr Uniacke</i>	<i>Mr Whitman</i>	

Against the Resolution,

<i>Mr Robicheau</i>	<i>Mr M Heffy</i>
<i>Mr Annand</i>	<i>Mr W Sargent</i>
<i>Mr Creighton</i>	<i>Mr Archibald</i>
<i>Mr Waterman</i>	<i>Mr Holland</i>
<i>Mr Upham</i>	<i>Mr Allison</i>
<i>Mr Bell</i>	<i>Mr Dickey</i>
<i>Mr Clements</i>	<i>Mr Young</i>
<i>Mr Howe</i>	<i>Mr Smith</i>
<i>Mr M Lellan</i>	<i>Mr Doyle</i>
<i>Mr D Entremont</i>	<i>Mr Huntington</i>
<i>Mr Goudge</i>	

So it passed in the Affirmative.

Mr. Young then moved that the House do adjourn: which, being seconded and put, and the House dividing thereon, passed in the affirmative—and accordingly,

The House adjourned until To-morrow, at twelve of the clock.

Friday, 1st March, 1839.

PRAYERS.

Report from Com.
on Navigation
Securities

The Hon. Mr. Uniacke reported from the Committee on Navigation Securities; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix No. 48.)

Report and Pet.
referred to Com. of
Supply

Ordered, That the Report, together with the Petition of the Rev. Abbe Sigone and others; of John Baxter and others; of Patrick D. Scanlan and others; and of Thomas Glencross and others, respectively praying aids towards Breakwaters; of Cornelius Craig, for aid to a Ferry at Sable River, County of Shelburne; and of Edmund Crowell, of Seal Island, relative to his services there in cases of Shipwreck and otherwise, upon which the Committee

FRIDAY, 1st MARCH, 1839.

Committee have, by the report, recommended grants of Money to pass in aid of the prayers thereof respectively, be referred to the Committee of Supply.

The Hon. Mr. Dodd reported from the Select Committee to whom were referred the respective Petitions of the Union Fire Engine Company of Halifax; of John Drillio and others, and of Edward H. Lowe and others; that the Committee had entered upon, and made considerable progress in the investigation of, the subject referred to them, but had deemed it inexpedient to prosecute the same further, in consequence of having received a Letter from the Counsel of the Engine Company, stating that they would not press their claims for further immunities from Municipal duties at present, on account of the demand that might be made upon the community at large in regard to Militia duty, resulting from the hostile demonstrations upon the New-Brunswick Border; and he read the said Letter in his place, as part of his present report, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix No. 49.)

Ordered, That the Letter do lie on the Table.

Mr. McLellan moved that the House do now resolve itself into a Committee on Bills: which, being seconded,

The Hon. Mr. Dodd moved, as an amendment to the question, to leave out all the words thereof after the words "that the House do now," and to insert instead thereof the words "proceed to the further consideration of Private Petitions": which, being seconded and put, was agreed to by the House.

Ordered, That the House do now proceed to the further consideration of Private Petitions.

The Petition of Joseph Cunard and Company, praying a continuance of the grant in aid of the Steam-Boat Cape-Breton was read, and, on motion of the Hon. Mr. Dodd, was referred to the Committee of Supply.

The Petition of Daniel McFarlane and others, for aid to open a road and build a bridge on the Tantarama Marsh, in the County of Cumberland, was read, and, on motion of Mr. Dickey, was referred to the Committee of Supply.

The Petitions of James M. Spencer and others, and of Inhabitants of West Chester, for aid to open a new line of Road to avoid the Cobequid Mountains, were read, and, on motion of Mr. McLellan, were referred to the Committee of Supply.

The Petition of Richard Gibbons, junior, praying compensation for losses sustained by him in building a Bridge over Sydney River, Cape-Breton, was read, and, on motion of the Honorable Mr. Dodd, was referred to the Committee of Supply.

The Petition of Major Chipman and others, for aid to the Road from Annapolis towards Liverpool, was read, and, on motion of Mr. Holland, was referred to the Committee of Supply.

The Petition of the Reverend Thomas Trotter and others, for aid to open a Road on the Eastern side of Antigonish Harbor, was read, and, on motion of Mr. Chipman, was referred to the Members of the County of Sydney, to provide therefor.

The Petition of Kenneth McLeod and others, praying aid to erect Bridges in Wagamatcook or Middle River Settlement, in the County of Cape-Breton, was read; and thereupon,

Ordered, That the Petition be referred to the Members from the County of Cape-Breton, to provide therefor.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act for improving the Administration of Criminal Justice; the Bill entitled, An Act to amend the Acts to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape-Breton; and the Bill entitled, An Act to establish the rate of Tare upon Sugars, severally as amended.

And then the Messenger withdrew.

On motion, the House resolved itself into a Committee of Supply.

Report from Com on Pet. respecting Fire Engine Company in Halifax

Motion for Com. on Bills

Amendment to consider Private Petitions carried

Order for consideration of Private Petitions

Petition for aid to Steam Boat Cape-Breton referred to Supply

Petition for aid to road, &c. over Tantarama Marsh, Cumberland, referred to Supply

Petitions for aid to open road round Cobequid Mountains referred to Supply

Pet. of R. Gibbons for compensation for losses in building Bridge over Sydney River referred to Supply

Pet. for aid to road from Annapolis to Liverpool referred to Supply

Pet. for aid to open road in Antigonish referred to Members from County of Sydney

Pet. for aid to Bridges at Wagamatcook referred to Members from Cape-Breton

Council agree to Criminal Justice Bill, Sydney Pilotage Bill and Tare of Sugars Bills as amended

Com. of Supply

Mr.

Mr. Speaker left the Chair,
Mr. Kavanagh took the Chair of the Committee,
Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had come to several Resolutions, which they had directed him to report to the House; and that the Committee had also directed him to move for leave to sit again on the consideration of the Supply, which the House agreed to.

Ordered, That the report of the Resolutions be received at a future day.

Report of Resolutions postponed

Bill presented to enable Inhabitants of Windsor to enclose Burying Ground

Mr. M'Heffy, pursuant to special leave given, presented a Bill to enable the Inhabitants of Windsor to enclose the Public Burial Ground there, and the same was read a first time, and ordered to be read a second time:

Report from Com. on Pet. of Alex. Fraser & al. relative to opening of Coal Mines at New Glasgow
Report adopted

Mr. Howe reported from the Select Committee on the Petition of Alexander Fraser and others, of New Glasgow, relative to the opening of a Coal Mine at that place; and he read the Report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix No. 50.)

Ordered, That the report be received and adopted by the House.

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

Saturday, 2d March, 1839.

PRAYERS.

Bill for sale of Common at Annapolis

Mr. Whitman, pursuant to special leave given, presented a Bill to provide for the Sale of the Common at Annapolis, and the same was read a first time, and ordered to be read a second time.

Bill to make St. Mary's a Township

Mr. DesBarres, pursuant to special leave given, presented a Bill for setting off part of the Township of St. Mary's into a separate Township, and the same was read a first time, and ordered to be read a second time.

Bill to define Fees at Police Office

Mr. Forrester, pursuant to special leave given, presented a Bill to define and ascertain the Fees to be taken at the Police Office in Halifax, and the same was read a first time, and ordered to be read a second time.

Bills read 2d time Lunenburg Streets Bill, and

A Bill to alter the limits of the Jurisdiction of the Commissioners of Highways in Lunenburg; and

Windsor Burial Ground Bill

A Bill to enable the Inhabitants of Windsor to enclose the Public Burial Ground there, were severally read a second time.

Bills committed

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

Council's amends. to Bill to continue Pickled Fish Inspection Acts considered

The amendments proposed by the Council to the Bill, entitled, An Act to continue the Acts in force relative to the Inspection of Pickled Fish, were read a second time, and considered by the House, and are as follow:

1st Clause.—Leave out the words "last Session of the General Assembly" in the 21st line, and insert instead thereof, the following words, "in the seventh year of the Reign of His late Majesty King William the Fourth."

After the word "contained" in the twenty-sixth line, insert the words "except, so far as the same may be altered by this Act."

At the end of the Bill, add the following clauses:

And be it further enacted, That, from and after the passing of this Act, the owner of any Pickled Fish shall, at the time of the first Inspection thereof, cause to be branded in plain and legible letters, on the head of each and every Cask in which Inspected Merchantable Pickled Fish or whole Fish are packed, the initials of his Christian-name, with his Sir-name at length, and the Inspector, in addition to his name, shall cause to be branded the month and year in which such Fish are Inspected, and that any purchaser or purchasers of any Pickled Fish, branded with the names of the Inspector and owner, who may sustain any loss or damage arising from any deficiency in weight, or from false packing, or from false description of such

such Pickled Fish, may recover in an action against the owner and Inspector, whose names are branded on the Cask in which such Fish are contained, or against either of them, the full amount of all such damage or loss; *Provided always*, that nothing in this Act contained shall remove or affect any liability of the Inspector of Pickled Fish, to the owner thereof.

And be it further enacted, That instead of the Certificate now required to be given by the Inspector of any Pickled Fish, on the exportation thereof, the Shipper of such Pickled Fish shall, and he is hereby required to make a declaration under his hand, on the back of his entry outwards, setting forth that the said Pickled Fish to be exported by him from this Province, and contained in such entry, have been duly Inspected and branded, according to the Laws of this Province."

On motion of Mr. DesBarres, *resolved*, that the said amendments be agreed to, with the following amendments.

To 3d amendment—Leave out the word "clauses" in the second line, and insert thereof, the word "clause."

Leave out the clause first proposed to be added at the end of the Bill.

At the end of the amendments, add the following :

In the title of the Bill between the words "continue" and "the" insert the words "and amend."

Ordered, That the said amendments to the amendments of the Council be engrossed, and be read again To-morrow:

Mr. Hatton, pursuant to special leave given, presented a Bill for appointing Trustees for Public Property in the Town of Pictou, and the same was read a first time, and ordered to be read a second time.

House amend the Council's amds.

Bill presented for Trustees of Public Property Pictou

Then the House adjourned until three of the clock of the afternoon of this day.

At three P. M. the House met pursuant to adjournment.

Adjournment until afternoon House meet

A Message from the Council by Mr. Halliburton :

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act for settling Titles in a certain tract of Land in Cape-Breton, called the Mirè Grant, with amendments, to which they desire the concurrence of this Honorable House.

And then the Messenger withdrew.

Message from Council agreeing to Mirè Grant Bill with amendments

On motion, the House resolved itself into the Committee of Supply.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

House go into Com. of Supply

The Chairman reported from the Committee that they had come to several Resolutions, which they had directed him to report to the House; and that the Committee had also directed him to move for leave to sit again, which the House agreed to.

Resolutions passed

Ordered, That the report of said Resolutions be received at a future day.

Report postponed

Mr. Holmes, pursuant to special leave given, presented a Bill to enable the Freeholders of the Township of Pictou, to assess themselves for certain arrears of Poor Rates; and the same was read a first time, and ordered to be read a second time.

Bill presented for assessment in Pictou for arrears of Poor Rates Com. of Defence report Bills

The Hon. Mr. Dodd from the Committee on the Defence of the County, reported and presented to the House two Bills, viz :

A Bill for the better protection of the Province, by providing an efficient Militia Force; and

A Bill to apply a certain sum of Money for the service of the Militia; and the said Bills were read a first time, and ordered to be read a second time on Monday next.

Bill to provide Militia force Bill to apply money for Militia service

The Hon. Mr. Dodd, by command of His Excellency the Lieutenant-Governor, presented to the House a Letter from the Deputy Post Master General at Halifax, to the Provincial Secretary, with several Accounts and Returns of the Receipts and Expenditures of the Post-Office Department in this Province, and the same were read by the Clerk.

Order for second reading Post-Office Accounts laid before House

(See Appendix No. 51.)

Referred to Com.
on Post-Office*Ordered*, That the Accounts and Returns be referred to the Committee on the Post Office.Account of Messrs.
Howe for Print-
ing laid before
House

The Hon. Mr. Dodd, also by command of His Excellency, presented an account of Messrs. John Howe & Son, for Printing for Government, and the several branches of the Legislature, for the year 1838, and the same was read by the Clerk.

(See Appendix No. 52.)

Ordered, That the Account do lie on the Table.Leave to present
Pet. for aid to im-
prove Street in Ha-
lifax refused

Mr. Bell moved for the special leave of the House, to present a Petition of William F. Black and others, praying the passing of an Act to authorize the macadamising and otherwise improving Lower Water-Street, in the Town of Halifax, and a grant of money in aid thereof: which, being seconded and put, passed in the Negative.

Report on Pet. of J.
Ferguson, Chocolate
Manufacturer

Mr. Young from the Committee on Trade, &c. reported on the Petition of John Ferguson, Chocolate Manufacturer; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix No. 53.)

Report and Petition
referred to Com. of
Supply*Ordered*, That the Report and Petition be received and referred to the Committee of Supply.

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

Monday, 4th March, 1839.

PRAYERS.

Account for Print-
ing referred to Com.
on Public Expen-
diture*Ordered*, That the Accounts of Messrs. J. Howe and Son, for Printing for Government, presented on Saturday to this House, be referred to the Committee on Public Expenditure.Petitions for sup-
port of Education
by Taxation
Referred to Com.
Education

Two Petitions of Inhabitants of the County of Cumberland, were presented by Mr. Dickey and read, praying that, in connexion with provincial aid, the system of taxation for the support of Common Schools may be adopted.

Ordered, That the Petitions be referred to the Committee on Education.Account of expenses
of apprehending M.
Doyle laid before
House

The Hon. Mr. Uniacke, by command of His Excellency the Lieutenant Governor, presented an Account of Expenses incurred by Joseph Avard, Esq. in apprehending and bringing to Amherst Gaol, Maurice Doyle, charged with the murder of John Clem, and since then found guilty and executed.—His Excellency recommending that this House should make provision for payment of the same; and said Account and recommendation were read.

Ordered, That the account and recommendation be referred to the Committee of Supply.Referred to Com.
Supply

Pursuant to order, the engrossed amendments made on Saturday last to the amendments of the Council, to the Bill, entitled, An Act to continue the Acts in force relative to the Inspection of Pickled Fish were read, and finally passed.

Engrossed amend-
ments to Council's
amts. to Pickled
Fish Inspection Bill
passed and sent to
Council*Ordered*, That the Clerk do carry the Bill with the amendments of the Council, and the amendments thereto, to the Council, and acquaint them that this House have agreed to the said amendments of the Council, with the amendments made thereto by this House.Pet. of James Flem-
ming

A Petition of James Flemming, was by special leave of the House, presented by the Hon. Mr. Uniacke and read, contradicting the statements made by Eleanor Johnston in her Petition to this House, and praying that a copy of her said Petition may be granted him by this House.

Ordered, That the Petition do lie on the Table.Petition for grant to
alter Post Commu-
nication from
Guysboro' to Anti-
gonish

A Petition of Wentworth Taylor and others, of the County of Guysborough, was, by special leave of the House, presented by Mr. DesBarres and read, praying an alteration in the mode of Post Communication between Guysborough and Antigonish, and a further grant of money in aid thereof.

Referred to Com.
on Post-Office*Ordered*, That the Petition be referred to the Committee on the Post Office.

The

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

A Bill to change the name of the Petite Plaister and Mills Company.

A Bill to provide for the Sale of the Common at Annapolis.

A Bill for setting off part of the Township of St. Mary's into a separate Township ; and

A Bill for appointing Trustees for Public Property in the Town of Pictou.

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

Mr. Miller, from the Committee on the Inland and River Fisheries, reported on the Petition of Messrs. David and Walter Murray and others, and the other Petitions in relation to the Mill-dam of Messrs. Murray on Barney's River ; and also on the several Petitions for aid to clear out Rivers ; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix, No. 54.)

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

Mr. Thorne reported from the Select Committee, to whom were referred the Petition of Richard James and others, relating to Pedlars—and the Petition of Christopher Benson ; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix, No. 55.)

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

Ordered, That Mr. McDougall have leave of absence from this House, after the 15th inst. to return home on urgent private business.

On motion, the House resolved itself into a Committee on Bills.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had gone through several Bills which they had directed him to report to the House without any amendment, viz :—The Bill to Incorporate the Moose River Mills Company ; the Bill to change the name of the Petite Plaister and Mills Company ; the Bill to enable the Congregation at Barney's River in connection with the Church of Scotland, to sell their Church or Meeting House ; the Bill to provide for opening the new road between Halifax and St. Mary's ; the Bill to alter the limits of the jurisdiction of the Commissioners of Highways in Lunenburg ; the Bill to enable the Inhabitants of Windsor to enclose the Public Burial Ground there, and the Bill to provide for the Sale of the Common at Annapolis ; and he thereupon delivered the Bills in at the Clerk's Table.

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

On motion of Mr. Young, *resolved*, that the Bill to Incorporate the Moose River Mills Company be re-committed to a Committee of the whole House.

Ordered, That the several other Bills reported from the Committee be engrossed.

A Bill for the better protection of the Province, by providing an efficient Militia force ; also,

A Bill to apply a certain Sum of Money for the service of the Militia, were severally read a second time.

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

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

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had made some progress in the business referred to them ; and that the Committee having had under consideration the Bill in aid of the Academy under charge of the Nova-Scotia Baptist Education Society, recom-

Bills read 2d time and committed
Bill to change name of Petite Mills Co.
Bill for sale of Annapolis Common
Bill for making St. Mary's a Township
Bill for Trustees of Public Property at Pictou
Report from Com. on River Fisheries on Petitions relative to Murray's Mill Dam, and Petitions for aid to clear out Rivers

Report from Com. on Petition relative to Pedlars and Pet of C. Benson

Leave of absence to Mr. McDougall

House go into Com. on Bills

Bills reported without amendment viz.
Moose River Mills Company Bill
Petite Plaister Bill
Barney's River Meeting House Bill
Bill to open St. Mary's Road
Lunenburg Streets Bill
Windsor Burial Ground Bill
Annapolis Common Bill

Moose River Mills Company Bill re-committed
Other Bills to be engrossed

Militia force Bill &

Militia grant Bill
Read 2d time & committed

Com. on Bills

Com. recommend Baptist Academy Bill to be deferred

mend to the House to defer the further consideration of the said Bill to this day three months ; and he thereupon delivered the said Bill in at the Clerk's Table.

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

Motion not to receive report carried

The Hon. Mr. Dodd moved that the report from the Committee in regard to the Bill in aid of the Academy under charge of the Nova-Scotia Baptist Education Society, be not received by the House ; which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-three ; against it, eighteen.

So it passed in the Affirmative.

Motion to re-commit Bill to provide a grant thereon for the Academy carried

The Hon. Mr. Dodd then moved that the Bill be re-committed to a Committee of the whole House, for the purpose of providing thereby a grant of £300 annually for three years, in support of the Academy mentioned in said Bill : which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-three, against it, eighteen.

For the motion,

<i>Mr Doyle</i>	<i>The Hon Mr Dodd</i>	<i>Mr Clements</i>
<i>Mr Huntington</i>	<i>Mr Chipman</i>	<i>Mr Holdsworth</i>
<i>Mr DesBarres</i>	<i>Mr Morton</i>	<i>Mr Elder</i>
<i>Mr Fairbanks</i>	<i>Mr Lewis</i>	<i>Mr Goudge</i>
<i>The Hon Mr Uniacke</i>	<i>Mr Robicheau</i>	<i>Mr Spearwater</i>
<i>Mr Smith</i>	<i>Mr Holland</i>	<i>The Hon Mr Dewolf</i>
<i>Mr Young</i>	<i>Mr Benjamin</i>	<i>Mr Kavanagh</i>
<i>Mr Howe</i>	<i>Mr Upham</i>	

Against the motion,

<i>Mr Taylor</i>	<i>Mr Archibald</i>
<i>Mr Annand</i>	<i>Mr McHeffy</i>
<i>Mr Miller</i>	<i>Mr Allison</i>
<i>Mr Holmes</i>	<i>Mr D'Entremont</i>
<i>Mr Waterman</i>	<i>Mr Forrestall</i>
<i>Mr McLellan</i>	<i>Mr Bell</i>
<i>Mr Dickey</i>	<i>Mr Heckman</i>
<i>Mr Whitman</i>	<i>Mr Forrester</i>
<i>Mr McDonald</i>	<i>Mr W Sargent</i>

So it passed in the Affirmative.

Bill re-committed

Ordered, That the Bill be re-committed accordingly.

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

Tuesday, 5th March, 1839.

Engrossed Bills read 3d time & passed
Petite Plaister Bill

PRAYERS.

An engrossed Bill to change the name of the Petite Plaister and Mills Company, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to change the name of the Petite Plaister and Mills Company.

Barney's River Meeting House Bill

An engrossed Bill to enable the Congregation at Barney's River, in connexion with the Church of Scotland, to sell their Church or Meeting House, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to enable the Congregation at Barney's River, in connexion with the Church of Scotland, to sell their Church or Meeting House.

Falmouth Streets Bill

An engrossed Bill to repeal the Act to extend to Falmouth, in the County of Hants, the provisions of the Act relating to Commissioners of Highways in Halifax, and certain other places, and the Act making the same perpetual, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to repeal the Act to extend to Falmouth, in the County of Hants, the provisions of the Act relating to Commissioners of Highways in Halifax, and certain other places, and the Act making the same perpetual.

St. Mary's Road Bill

An engrossed Bill to provide for opening the new road between Halifax and St. Mary's was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to provide for opening the new road between Halifax and St. Mary's.

Lunenburg Streets Bill

An engrossed Bill to alter the limits of the jurisdiction of the Commissioners of Highways in Lunenburg, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to alter the limits of the jurisdiction of the Commissioners of Highways in Lunenburg.

Windsor Burial Ground Bill

An engrossed Bill to enable the Inhabitants of Windsor to enclose the Public Burial Ground there, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to enable the Inhabitants of Windsor to enclose the Public Burial Ground there. An

An engrossed Bill to provide for the sale of the Common at Annapolis, was read a third time. Annapolis Common Bill

Resolved, That the Bill do pass, and that the title be, An Act to provide for the sale of the Common at Annapolis.

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

A Bill to enable the Freeholders of the Township of Pictou to assess themselves for certain arrears of Poor Rates, was read a second time. Pictou Poor rates Bill read 2d time & committed

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

The amendments proposed by the Council to the Bill, entitled, An Act for settling Titles in a certain tract of Land in Cape-Breton, called the Miré Grant, were read a first time, and ordered to be read a second time. Amendments to Mire Grant Bill read first time

Mr. Bell moved that Mr. W. Sargent have leave of absence from this House, after Friday next, the 8th inst. to return home on urgent private business : which, being seconded and put, and the House dividing thereon, passed in the affirmative. Leave of absence to Mr. W. Sargent

Ordered, That Mr. W. Sargent have leave of absence from this House after Friday next, the 8th inst. to return home on urgent private business.

A Message from the Council, by Mr. Halliburton :

Message from Council

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act for Incorporating the Nova Scotia Baptist Education Society, with amendments, to which they desire the concurrence of this Honorable House.—The Council agree to the last amendment proposed by this Hon. House, to the amendments made by the Council to the Bill, entitled, An Act to continue the Acts in force relative to the Inspection of Pickled Fish, and do not agree to the first and second amendments proposed by this Hon. House to the third amendment of the Council to said Bill. Council agree to Baptist Education Society Incorporation Bill with amdt. Agree in part to amendment of House to their amendments on Pickled fish and disagree to others

And then the Messenger withdrew.

On motion, the House resolved itself into a Committee on Bills. Com. on Bills

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Speaker resumed the Chair.

The Chairman reported from the Committee that they had gone through the Bill to continue the Act to regulate the Weighing of Beef; and the Bill in amendment of the Act to regulate the packing and inspecting of Salted Beef and Pork for exportation, and had made the amendments thereto respectively reported from the Committee on Agriculture, and referred to the Committee on Bills, which amendments the Committee had directed him to report to the House with the Bills; that the Committee had also gone through the Bill to enable the Freeholders of the Township of Pictou, to assess themselves for certain arrears of Poor Rates, and had directed him to report the said Bill to the House without any amendment, and he afterwards delivered the Bills and amendments in at the Clerk's Table. Report Beef weighing Bill and Beef Inspection Bill with amendments

Pictou Poor Rates Bill without amndt.

The Chairman also reported that the Committee had considered the Bill to amend the Act relating to Highways, Roads and Bridges, and recommend to the House that the further consideration of the Bill be deferred to this day three months; and that the Committee had also again considered the Bill in aid of the Academy under charge of the Nova-Scotia Baptist Education Society, and recommend to the House that the further consideration of the Bill be deferred to this day three months. Recommend to defer Statute Labor Bill and Baptist Academy Bill

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

The amendments reported from the Committee to the two first mentioned Bills, were severally read by the Clerk, and, upon the question respectively put thereon, were agreed to by the House. Amendments agreed

Ordered, That the Bills with the amendments be engrossed.

Ordered, That the Bill reported without amendment be engrossed. Bills to be engrossed

Mr.

Motion not to receive report on Statute labor Bill carried

Mr. Archibald moved that the report from the Committee on the Bill to amend the Act, relating to Highways, Roads and Bridges, be not received by the House: which, being seconded and put, and the House dividing thereon, there appeared for the motion, twenty; against it, nineteen.

So it passed in the affirmative.

Motion to re-commit Bill negatived

Mr. W. Sargent then moved that the Bill be re-committed to the Committee of the whole House on Bills: which being second and put, passed in the negative.

Consideration deferred until next Session

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

So it passed in the Affirmative.

Ordered, That the further consideration of the Bill be deferred until the next Session.

Motion not to receive report upon Baptist Academy Bill

Mr. Upham moved that the report from the Committee upon the Bill in aid of the Academy under charge of the Nova-Scotia Baptist Education Society, be not received by the House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, sixteen; against it, twenty-two:

For the Motion,

Mr Smith
Mr Goudge
Mr Upham
Mr Young
Mr DesBarres
Mr M^r Kim
Mr Dickson
Mr Morton

Mr Fairbanks
The Hon Mr Dewolf
Mr Lewis
Mr Holland
Mr Elder
Mr Clements
Mr Holdsworth
Mr Chipman

Mr Waterman
Mr Thorne
Mr Dickey
Mr Hatton
Mr Taylor
Mr Amund
Mr Holmes
Mr Archibald

Against the Motion,

Mr Allison
Mr Spearwater
Mr. McDonald
Mr Whitman
Mr D'Entremont
Mr Bell
Mr W Sargent

Mr Miller
Mr Heckman
Mr McLellan
Mr Forrestall
Mr McDougall
Mr McHeffy
Mr Forrester

So it passed in the Negative.

Bill deferred

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

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

Wednesday, 6th March, 1839.

PRAYERS.

Leave of absence to Mr. McHeffy

Ordered, That Mr. McHeffy have leave of absence from this House from Friday next, for a few days, to return home on urgent private business.

Engrossed Beef Weighing Bill read 3d time and passed

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

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

Engrossed Pictou Assessment Bill read 3d time and passed

An engrossed Bill to enable the Freeholders of the Township of Pictou to assess themselves for certain arrears of Poor Rates, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to enable the Freeholders of the Township of Pictou to assess themselves for certain arrears of Poor Rates.

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

Amendments of Council to Bill for Incorporating the N. S. Baptist Education Society agreed to

The amendments proposed by the Council to the Bill, entitled, An Act for Incorporating the Nova-Scotia Baptist Education Society, were read a first and second time, and considered by the House; and thereupon,

On motion of Mr. Upham, *resolved*, that the said amendments be agreed to by this House.

Ordered, That the Clerk do carry the Bill and amendments back to the Council, and acquaint them that this House have agreed to the said amendments.

Amendment to Mirè Grant Bill

The amendments proposed by the Council to the Bill, entitled, An Act for settling Titles in a certain Tract of Land in Cape-Breton, called the Mirè Grant, were read a first time, and ordered to be read a second time.

Bill for reducing Interest on Funded Debt read 2d time & deferred 3 months

A Bill for reducing the Interest on the Funded Debt of this Province, was read a second time; and thereupon, The

The Hon. Mr. Uniacke moved that the further consideration of the Bill be deferred until this day three months : which, being seconded and put, and the House dividing thereon, there appeared for the motion, nineteen ; against it, fourteen. So it passed in the affirmative.

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

Mr. McLellan moved that the House do now resolve itself into a Committee on Bills : which being seconded, Mr. Holmes moved as an amendment to the question, to leave out the words " on Bills" and to insert instead thereof, the words " of Supply" : which, being seconded and put, and the House dividing thereon, there appeared for the amendment, sixteen ; against it, twenty-one. So it passed in the negative.

Ordered, That the House do now resolve itself into a Committee on Bills ; and accordingly,

The House resolved itself into the said Committee.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had again considered the Bill to incorporate the Moose River Mills Company, and had made an amendment thereto, which they had directed him to report to the House with the said Bill ; and that the Committee had also gone through the several Bills following, which they had directed him to report to the House without any amendment, viz : The Bill for securing Copyrights ; the Bill to authorise the Grand Jury and the Court of Sessions in the County of Colchester, to present and assess monies for the erection of a Lock-up House in Tatamagouche in the said County ; the Bill respecting the assessment for building a Court House at Annapolis ; the Bill to amend the Act relating to Passengers from Great Britain and Ireland arriving in this Province ; the Bill additional to, and in further amendment of, the Act concerning Cemeteries or Burial Grounds in the Town of Halifax ; the Bill for setting off part of the Township of St. Mary's into a separate Township ; the Bill for appointing Trustees for public property in the Town of Pictou ; and the Bill to apply a certain sum for the service of the Militia.—That the Committee had also had under consideration the Bill for annexing Five Islands to the County of Colchester, and recommend to the House to defer the further consideration of the said Bill until the next Session and the Chairman afterwards delivered the several Bills with the amendment to the first mentioned Bill in at the Clerk's Table.

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

The amendment to the Bill first reported from the Committee being read, was agreed to by the House.

Ordered, That the Bills reported without amendment be engrossed.

Ordered, That the report on the Bill for annexing Five Islands to the County of Colchester be received to-morrow.

A Message from the Council, by Mr. Halliburton :

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act to amend the Act to incorporate the Governors of the Dalhousie College at Halifax, with amendments, to which they desire the concurrence of this Honorable House.

The Council desire a Conference by Committee, with a Committee of this Hon. House, on the General State of the Province.

And then the Messenger withdrew.

The said amendments from the Council were read a first time, and ordered to be read a second time.

On motion, *resolved,* that the Conference desired by the Council be agreed to, and that the Clerk do acquaint the Council therewith.

Motion for Com. on Bills

Com. of Supply moved in amendt. and negatived

House go into Com. on Bills

Report Moose River Mills Company Bill with amendment

Report without amendment Copy right Bill Tatamagouche Lock-up House Bill Annapolis Assessment Bill Passengers Bill Cemetery Bill St. Mary's Township Bill Pictou Public Property Bill Militia Bill And recommend Five Islands Bill to be deferred to next Session.

Amendt to first Bill agreed to

Bill to be engrossed Report on Five Islands Bill postponed

Message from Council

Council agree to Dalhousie College Bill with amendts.

Council desire conference on general state of Province

Amendts. read 1st time, &c.

Conference agreed to

Committee of Conference

Ordered, That Mr. Fairbanks, the Hon. Mr. Uniacke, and Mr. Howe be a Committee to manage said Conference.

So they went to the Conference.

Estimate of Road round Cumberland Mountain presented

The Hon. Mr. Uniacke, by command of His Excellency the Lieutenant-Governor, presented an Estimate made by John Munro, Land Surveyor, of the probable expense of the proposed alteration of the Road, to avoid the Cumberland Mountains, and the same was read.

(See *Appendix No. 56.*)

Ordered, That the same do lie on the Table.

Report Plan, &c. relative to Sackville Bridge and Nine Mile River Bridge presented

The Hon. Mr. Uniacke also, by command of His Excellency, presented a Copy of a letter from the Hon. the Provincial Secretary, to Mr. John G. McKenzie, Land Surveyor, conveying to him the desire of His Excellency in regard to a Survey and Estimate of the state of the Sackville Bridge, and the cost of completing the Bridge already commenced there upon a new site, and also the state of the Nine Mile River Bridge, together with the report of Mr. McKenzie of the state of said Bridges, and an estimate of the expenses and plan of said proposed new Bridge at Sackville—which said Letter, Report and Estimate were read.

(See *Appendix No. 57.*)

Ordered, That the said report, plan and estimate, do lie on the Table.

Digby Supreme Court Bill presented

Mr. Young, from the Committee on Law, reported on the Petition of Elkanah Morton and others, and for an additional term of the Supreme Court in the County of Digby and thereupon presented,

A Bill to provide for an additional Term of the Supreme Court in the County of Digby, and the same was read a first time, and ordered to be read a second time.

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

Thursday, 7th March, 1839.

PRAYERS.

Digby Supreme Bill read 2d time & committed

A Bill to provide for an additional Term of the Supreme Court in the County of Digby, was read a second time.

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

Engrossed Beef Inspection Bill read 3d time

An engrossed Bill in amendment of the Act to regulate the Packing of Salted Beef and Pork for Exportation, was read a third time; and thereupon,

Motion to re-committed Bill negatived

Mr. Forrestall moved that the Bill be re-committed to a Committee of the whole House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twelve; against it, twenty-five.

So it passed in the Negative.

Bill passed

Resolved, That the Bill do pass, and that the title be, an Act in amendment of the Act to regulate the Packing and Inspecting of Salted Beef and Pork for Exportation.

Engrossed Militia Bill read 3d time

An engrossed Bill to apply a certain sum of Money for the service of the Militia, was read a third time.

Rider added

Resolved, That the following clause be agreed to, and made part of the Bill by way of Rider, viz: "Provided always, and be it further enacted, that no sum of money shall be borrowed under this Act, from and after one year from the passing thereof," and the same being accordingly made part of the Bill by way of Rider,

Passed

Resolved, That the Bill do pass, and that the title be, an Act to apply a certain sum of money for the service of the Militia.

Engrossed Lock-up House Tatamagouche Bill read 3d time

An engrossed Bill to authorize the Grand Jury and the Court of Sessions for the County of Colchester, to present and assess monies for the erection of a Lock-up House in Tatamagouche, in the said County, was read a third time.

Passed

Resolved, That the Bill do pass, and that the title be, an Act to authorize the Grand Jury and the Court of Sessions in the County of Colchester, to present and assess monies for the erection of a Lock-up House in Tatamagouche, in the said County. An

THURSDAY, 7th MARCH, 1839.

An engrossed Bill respecting the assessment for Building a Court-House at Annapolis, was read a third time. Engrossed Annapolis Assessment Bill read 3d time Passed

Resolved, That the Bill do pass, and that the title be, An Act respecting the assessment for Building a Court-House at Annapolis.

An engrossed Bill for setting off part of the Township of Saint Mary's into a separate Township, was read a third time. Engrossed St. Mary's Township Bill read 3d time Passed

Resolved, That the Bill do pass, and that the title be, An Act for setting off part of the Township of Saint Mary's into a separate Township.

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

Ordered, That the Chairman of the Committee on Bills of yesterday, do now report in regard to the Bill for annexing Five Islands to the County of Colchester; and thereupon, Report from Com. of yesterday on Bills in regard to Five Islands

Mr. Kavanagh, the Chairman of the Committee, reported that they had directed him to report to the House, that they recommend that the further consideration of said Bill should be deferred until next Session. Com. recommend deferring Bill to next Session

Mr. McLellan then moved that the report from the Committee be not received by the House; which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-one; against it, twenty-two. Motion not to receive report negatived

So it passed in the Negative.

The question being then put, that the further consideration of the said Bill should be deferred until next Session, pursuant to the report from the Committee, the House again divided thereon, when there appeared for so deferring the Bill, twenty-four; against it, eighteen. So it passed in the affirmative. Bill deferred upon division

Ordered, That the further consideration of the Bill be deferred until the next Session.

Mr. Young reported from the Select Committee appointed on the 22d January last in relation to the Currency and circulation of Paper Money in this Province; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read. Report from Currency Committee

(See Appendix No. 58.)

Ordered, That the Report do lie on the Table, and that one hundred copies thereof be printed for the use of Members of this House. Report to be printed

Mr. Howe reported from the Committee on Education; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read. Report from Com. on Education

(See Appendix No. 59.)

Ordered, That the Report be referred to the Committee of Supply. Referred to Com. of Supply

Mr. Fairbanks from the Committee of Conference held yesterday with a Committee of the Council on the General State of the Province, reported that the Managers had been at the Conference, and stated the substance of the Conference to the House. Report from Com. of Conference of yesterday

A Message from the Council by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act for Incorporating the Nova-Scotia Baptist Education Society, as amended. Message from Council agreeing to N. S. Bap. Ed. Society Incorporation Bill as amended

And then the Messenger withdrew.

On motion, the House resolved itself into a Committee on Bills. House in Com. on Bills

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

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

The Order of the Day being read for bringing in Scales of Division of the several sums of Money allotted for the service of Roads and Bridges in the several Counties of this Province. Order of Day Scales of division of Road Money postponed

Ordered, That the same be presented To-morrow.

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

Friday,

Friday, 8th March, 1839.

PRAYERS.

Engrossed Bills
read 3d time, viz :
Copy-Right Bill
Passed
Passengers' Act

An engrossed Bill for securing Copy Rights, was read a third time.
Resolved, That the Bill do pass, and that the title be, An Act for securing Copy Rights.
An engrossed Bill to amend the Act relating to Passengers from Great Britain and Ireland arriving in this Province, was read a third time.

Passed

Resolved, That the Bill do pass, and that the title be, An Act to amend the Act relating to Passengers from Great Britain and Ireland arriving in this Province.

Trustees of Public
Property in Pictou

An engrossed Bill for appointing Trustees for Public Property in the Town of Pictou, was read a third time.

Passed

Resolved, That the Bill do pass, and that the title be, An Act for appointing Trustees for Public Property in the Town of Pictou.

Moose River Mills
Company Incorporation
Bill
Passed

An engrossed Bill to Incorporate the Moose River Mills Company, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to Incorporate the Moose River Mills Company.

Cemeteries Bill

A engrossed Bill additional to, and in further amendment of, the Act concerning Cemeteries or Burial Grounds, in the Town of Halifax, was read a third time; and thereupon,

Rider thereto

Resolved, That the following Clause be agreed to, and be added to the Bill by way of Rider, and made part thereof, viz :

" *Provided always, and be it further enacted*, That this Act shall not go into operation, or be of any force or effect until the same shall have been confirmed by Her Majesty."

And the said Clause having been accordingly added to the Bill,

Bill passed

Resolved, That the Bill do pass, and that the title be, an Act additional to, and in further amendment of, the Act concerning Cemeteries or Burial Grounds in the Town of Halifax.

Bills to be sent to
Council

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

Leave of absence to
Mr. Thorne

Ordered, That Mr. Thorne have leave of absence from this House, from Tuesday the 19th inst. to return home on urgent private business.

Petition of Overseers
of Poor for
Economy presented

A Petition of the Overseers of the Poor for the Township of Economy, was, by special leave of the House, presented by Mr. M'Lellan and read, setting forth that lately a transient Woman, apparently of unsound mind, and whose name and place of residence is unknown, was found in the woods between that place and River Philip, on the fourteenth day after her departure from the latter place, her feet being so severely frozen, that they will probably require amputation, and that the charges of Medical attendance, and of her maintenance, had fallen upon said Township, and praying reimbursement thereof.

Ordered, That the Petition be referred to the Committee of Supply.

Referred to Com.
of Supply

Bill respecting Police
Office Fees read
2d time

A Bill to define and ascertain the Fees to be taken at the Police Office at Halifax, was read a second time; and thereupon,

On motion of Mr. Dickson, *resolved*, that the Bill be referred to a Select Committee, to examine and report thereon, with power to send for Persons and Papers.

Referred to Select
Com.

Ordered, That Mr. Forrester, Mr. Doyle, the Hon. Mr. Uniacke, Mr. Howe, Mr. Dickson, Mr. Morton, and the Hon. Mr. Dewolf, be a Committee for the foregoing purpose.

Committee to wait
on Gov. for information
as to Clothing
Militia, &c.

On motion of Mr. Young, *resolved*, that a Committee be appointed to wait on His Excellency the Lieutenant-Governor, and request that His Excellency will be pleased to furnish whatever information he may possess as to the necessity and expense of supplying the Militia, if called into actual service, with Clothing and other necessaries, and the Fund on which the same is likely to be borne.

Ordered, That Mr. Young, Mr. DesBarres and Mr. M'Kim, be a Committee for the above purpose.

Amendments to
Dalhousie College
(with exception of
last) considered

The amendments proposed by the Council, to the Bill, entitled, An Act to amend the Act to Incorporate the Governors of the Dalhousie College in Halifax, were read a second time, and the same, (with the exception of the last amendment,) being considered by the House.

Resolved,

FRIDAY, 8th MARCH, 1839.

Resolved, That this House do not agree to the said several amendments so considered.

Resolved, That this House will not consider the said last amendment, as it relates to a Grant of Money.

On motion, *resolved*, that a Conference be desired with the Council, by Committee, on the subject of the said amendments, with the exception of the said last amendment.

Resolved, That a Committee be appointed to prepare and report to this House, instructions to said Committee of Conference on the part of this House.

Ordered, That Mr. Howe, Mr. Doyle and the Hon. Mr. Uniacke, be a Committee for the above purpose.

The Hon. Mr. Dewolf moved for special leave to present a Petition of Overseers of the Poor and others, of the Township of Horton, praying that, in consequence of the scarcity of Potatoes in that place, and the great burthen of the maintenance of the Poor there, the exportation of Potatoes may be, by Law, prohibited until the 1st July next : which, being seconded and put, passed in the negative.

Mr. Doyle moved for the special leave of the House to present a Petition of Thomas Mooney, praying that a sum of Money in which Matthew Mooney was fined on account of Liquor having been sold in his Shop, in the County of Inverness, without License, during his absence, and which he was obliged to pay, may be refunded to him from the Treasury of Port Hood, in said County : which, being seconded and put, passed in the negative.

A Bill to abolish one sitting of the Supreme Court, and one sitting of the Inferior Court, in the County of Cumberland ; also,

A Bill to abolish one of the Sittings of the Inferior Court of Common Pleas in the County of Cumberland, were severally read a second time.

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

A Message from the Council, by Mr. Halliburton :

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act to provide a Lock-up House at River John, in the County of Pictou, without any amendment.

The Council have agreed to the Bill, entitled, An Act to authorise the sale of Coals by Weight, with an amendment ; and to the Bill, entitled, An Act to encourage the Seal Fisheries of this Province, with amendments—to which amendments to said Bills respectively, they desire the concurrence of this Honorable House.

And then the Messenger withdrew.

The amendment of the Council to the Bill, entitled, An Act to authorise the sale of Coals by Weight, was read, and is as followeth, viz :

“ At the end of the Bill add the following Clause :

And be it further enacted, That this Act shall continue and be in force for one year from the day of the passing hereof and no longer.”

And the same having been read a second time, and considered by the House.

On motion, *resolved*, that this House do agree to the said amendment.

Ordered, That the Clerk do carry the Bill and amendment back to the Council, and acquaint them that this House have agreed to the said amendment.

Mr. Young reported from the Committee appointed this day to wait upon His Excellency the Lieutenant-Governor to obtain information in regard to Clothing and necessaries for the Militia, that the Committee had performed that duty, and that His Excellency in answer to the application, was pleased to say that he had received instructions from the Home Government, in case the Militia of this Province should be called out for actual service, to furnish them with the same pay and allowance, from the Military Chest, as the Regular Troops, for three months, and with Arms, Accoutrements, and other equipments necessary for the Soldier—that no instructions had been given him as to their Clothing, but he had written for, and fully expected authority to furnish them, from the public Stores, with Great Coats and Shoes. That in case the Militia were called out for Garrison Duty or other actual service,

Amendments not agreed to
Last amendment not considered, it relating to Money Conference to be desired on amendments
Committee to prepare Instructions to Com. of Conference

Leave refused to present Petition against exportation of Potatoes

Leave refused to present Petition relating to Fine for Selling Liquors

Bill to abolish Courts in Cumberland read second time
Bill to abolish Inferior Court in Cumberland read 2d time
Bills committed

Message from Council
Council agree to Bill for Lock-up House at River John without amtd.
Council agree to Bill for Sale of Coals by weight with an amendment

Amtd. of Council to Bill for selling Coals by weight agreed to

Report from Com. to wait on Gov. relative to Clothing Militia

he thought he should be empowered by the Act to furnish them at the Provincial expense, and at his discretion as Commander in Chief, with necessaries, to an amount not exceeding Fifty Shillings in value for each man—such necessaries, if required a second time, to be repaid by stoppage, at the discretion of the Commander in Chief, out of the pay contemplated by the Act; and that His Excellency had added that though he should be invested by the Legislature with the authority, he was determined to expend the Funds of the Province only in case of absolute necessity.

Com. on Bills

On motion, the House resolved itself into a Committee on Bills.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

Report Militia force
Bill with amnds.

The Chairman reported from the Committee that they had gone through the Bill for the protection of the Province, by providing an efficient Militia force, and had made sundry amendments thereto, which they had directed him to report to the House with the said Bill, and he delivered the Bill and amendment in at the Clerk's Table.

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

Amdts. agreed to

The said amendments reported from the Committee being read, were agreed to by the House.

Ordered, That the Bill with the amendments be engrossed.

Report of Instruc-
tions to Com. of
Conference on a-
mendments to Dal-
housie College Bill

Mr. Howe, from the Committee this day appointed to prepare instructions to the Committee of this House upon the proposed Conference in regard to certain amendments of the Council to the Bill, entitled, An Act to amend the Act to Incorporate the Governors of the Dalhousie College at Halifax, reported as followeth :

The Committee appointed to prepare instructions to the Committee who are to confer with a Committee of the Legislative Council, on the amendments, (excepting the last,) to the Bill to amend the Act to Incorporate the Governors of Dalhousie College, at Halifax, beg leave to report,

That the Committee of this House should be instructed to state to the Committee of the Council, on such Conference, that the object this House had in view in passing that Bill was to place the Dalhousie College, under the management of a body of Gentlemen, selected from the various Religious Denominations in this Province, carefully excluding Clergymen, in order that those jealousies which had marred the usefulness, and arrayed the feelings of portions of the Population, against the interests of other Institutions might, in this case, be avoided, and all classes be combined in support of a College, offering equal privileges to all; that these amendments made by the Council, which are now the subject of Conference, strike at the vital principle of the Bill; a principle upon the value of which, there exists in the Assembly, no difference of opinion, and have accordingly been disagreed to by the House.

Agreed to

The said instructions reported from the Committee, having been read by the Clerk, were, upon the question put thereon, agreed to by the House.

Conference to be
requested

Ordered, That the Clerk do request the said Conference with the Council, by Committee, on the subject of the amendments proposed by the Council to the Bill, entitled, An Act to Incorporate the Governors of Dalhousie College at Halifax, with the exception of the last proposed amendment.

Order of Day,
Presentation of
Road Scales post-
poned

The Order of the Day being read,

Ordered, That the several Scales of Division of the Monies for the service of Roads and Bridges, in the respective Counties, be presented to-morrow.

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

Saturday, 9th March, 1839.

Council's amend-
ments to Seal Fish-
ery Bill read

PRAYERS.

The amendments proposed by the Council to the Bill, entitled, An Act to encourage the Seal Fisheries of this Province, were read; and thereupon, *Resolved*

Resolved, That this House will not consider said amendments, as they relate to a Grant of Money.

House refuse to consider same

The amendments proposed by the Council to the Bill, entitled, An Act relating to Joint Tenancy, were read a second time, and considered by the House; and thereupon,

Council's amtds. to Joint Tenancy Bill read and agreed to in part

On motion of Mr. DesBarres, *resolved*, that the said amendments (with the exception of the last amendment,) be not agreed to, and that the said last amendment be agreed to by this House.

Ordered, That the Clerk do carry the Bills and amendments back to the Council, and acquaint them with the Resolutions of this House, with regard to the said amendments.

Bills and amtds to be sent back to Council

On motion, the House proceeded to the consideration of several Papers laid before this House, by command of His Excellency the Lieutenant-Governor.

Consideration of papers laid before House from Lt. Gov.

The accounts of expenses attending the trial of John Longmire; the account of expenses of running the County Line between the Counties of Cumberland and Colchester; and the account of the expense of maintaining the Humane Establishment on Scatarie Island, were severally read, with the recommendations of His Excellency the Lieutenant-Governor thereon respectively.

Account of expenses of Trial of John Longmire, of running Cumberland and Colchester division line, & of Humane Establishment at Scatarie referred to Com. on Public Expenditure

Ordered, That the same be referred to the Committee on Public Expenditure, to examine and report thereon to this House.

Report in regard to Revenue Boat Digby, and copy of Despatch relative to Crier and Fuel for Chancery and Vice Admiralty Courts referred to Supply

The Report of Mr. Davenport, Sub-Collector at Digby, in regard to the Revenue Boat employed at Digby during the past year, with His Excellency's recommendation, that provision should be made for continuing the same; also,

The copy of Despatch from the Right Hon. Lord Glenelg, with the copy of a Memorial from the Master of the Rolls in Chancery, and Judge of the Court of Vice-Admiralty, at Halifax, in relation to the expenses of a Crier and Fuel in those Courts, with His Excellency's recommendation thereon, were severally read; and thereupon,

Ordered, That the said several Papers be referred to the Committee of Supply.

The Estimate for widening and improving the Road from Bell's in Dartmouth, to Fletcher's Bridge; the Estimate of the probable expense of a Road to avoid the Cumberland Mountains, and the reports in relation to the Sackville and Nine Mile River Bridges, were severally read; and thereupon,

Estimate for improving Eastern Road to avoid Cumberland Mountains & report in regard to Sackville & Nine Mile River Bridge referred to Com. on General State of Province

Ordered, That the said Estimates and Reports be referred to a Committee of the whole House, on the General State of the Province.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act to enable the Congregation at Barney's River, in connexion with the Church of Scotland, to sell their Church or Meeting-House; the Bill, entitled, An Act to change the name of the Petite Plaister and Mills Company; the Bill, entitled, An Act to enable the Inhabitants of Windsor to enclose the Public Burial Ground there; the Bill, entitled, An Act to enable the Freeholders of the Township of Pictou to assess themselves for certain arrears of Poor Rates; and the Bill to repeal the Act to extend to Falmouth, in the County of Hants, the provisions of the Act relating to Commissioners of Highways in Halifax and certain other places, and the Act making the same perpetual, severally without any amendment.

Council agree to Barney's River Meeting House Bill Petite Plaister & Mills Company Bill Windsor Burial Bill Pictou Poor Rates Bill & Falmouth Highways Bill without amendment

The Council have agreed to the Bill, entitled, An Act to alter the limits of the jurisdiction of the Commissioners of Highways in Lunenburg; and the Bill, entitled, An Act to continue and amend the Act to regulate the Weighing of Beef, with amendments thereto respectively—to which amendments they desire the concurrence of this Honorable House.

To Lunenburg Comrs of Highways Bill & Beef Weighing Bill with amendments

The Council have passed a Bill, entitled, An Act to provide for the selection and appointment of Trustees of Land granted, reserved, or otherwise allotted as School Lands, or for Schools in this Province—to which Bill they desire the concurrence of this Honorable House.

Council have passed Trustees of School Land Bills &c.

And then the Messenger withdrew.

On motion, the House resolved itself into the Committee of Supply.

Mr. Com. of Supply

Mr. Speaker left the Chair,
Mr. Kavanagh took the Chair of the Committee,
Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had come to several Resolutions, which they had directed him to report to the House, and that the Committee had also directed him to move for leave to sit again—which the House agreed to.

Ordered, That the Report of the said Resolutions be received at a future day.

The Order of the Day being read for the presentation of Scales of Division of Road Monies in the several Counties,

Ordered, That the same be presented on Monday next.

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

Monday, 11th March, 1839.

PRAYERS.

An engrossed Bill for the better protection of the Province, by providing an efficient Militia force, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act for the better protection of the Province, by providing an efficient Militia force.

An engrossed Bill from the Council, entitled, An Act to provide for the selection and appointment of Trustees of Lands granted, reserved, or otherwise allotted, as School Lands, or for Schools in this Province, was read a first time, and ordered to be read a second time.

The amendments proposed by the Council to the Bill, entitled, An Act to alter the limits of the jurisdiction of the Commissioners of Highways in Lunenburg, were read a first and second time, and considered by the House; and thereupon,

On motion of Mr. Heckman, *resolved*, that the said amendments be agreed to by this House.

The amendment proposed by the Council to the Bill, entitled, An Act to continue and amend the Act to regulate the Weighing of Beef, was read a first and second time, and considered by the House; and thereupon,

On motion of Mr. Morton, *resolved*, that the said amendment be agreed to by this House.

Ordered, That the Clerk do carry the Bills and amendments back to the Council, and acquaint them that this House have agreed to the said amendments.

Mr. W. Sargent reported from the Select Committee to whom were referred the report of the Survey of the Eastern Road between Keys' and Brookfield, and the Accounts and Plans relative thereto; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(*See Appendix No. 60.*)

Ordered, That the report be received and adopted by the House, and referred to the Committee of Supply.

Mr. Dickson reported from the Select Committee appointed to bring in Bills pursuant to the Resolutions reported from the Committee of Ways and Means, and agreed to, in regard to the Revenue and License Laws and thereupon, presented to the House,

A Bill to continue and amend the Act, entitled, An Act for granting Colonial Duties of Impost for the support of His Majesty's Government within this Province, and for promoting the Agriculture, Commerce and Fisheries, thereof.

A Bill to continue the Act for the General Regulation of the Colonial Duties.

A Bill to continue and amend the Act for regulating the Importation of Goods.

A Bill to continue and amend the Act for the Warehousing of Goods.

A Bill to continue and amend the Act concerning Goods exported, and for granting Drawbacks.

Resolutions to be received at a future day
Presentation of Road Scales postponed

Engrossed Militia Bill read 3d time & passed

Council's School Land's Bill read, &c.

Council's amendt. to Lunenburg Highways Act agreed to

Council's amendt. to Beef weighing Bill agreed to

Bills & amendts. sent back to Council

Report from Com. on Survey of Eastern Road

Report received & referred to Supply

Revenue Bills reported & presented, viz :

Colonial Impost Duties Bill

Colonial Duties regulation Bill

Importation Bill

Warehousing Bill

Drawback Bill

A Bill to continue the several Acts for the prevention of Smuggling.
 A Bill to continue the Act for granting Duties on Licenses, and in amendment thereof; and
 A Bill to continue the Act for granting Duties on Licenses for the Sale of Spirituous
 Liquors, and for Sales by Auction, to persons resident in the Town of Halifax.

And the said several Bills were read a first time.

Ordered, Nem. con. that the said Bills be now read a second time; and

The said Bills were read a second time accordingly.

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

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act to authorize the Sale of Coals by
 Weight, as amended.

The Council adhere to their amendments to the Bill, entitled, An Act to continue the
 Act to encourage the Seal Fisheries of this Province; and to the Bill, entitled, An Act re-
 lating to Joint Tenancy.

And then the Messenger withdrew.

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

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had gone through the Bill to con-
 tinue the Act for the general regulation of the Colonial Duties; the Bill to continue and a-
 mend the Act for regulating the Importation of Goods; the Bill to continue and amend the
 Act for the Warehousing of Goods; and the Bill to continue the several Acts for the pre-
 vention of Smuggling, and had directed him to report the said several Bills to the House
 without any amendment; that the Committee had also gone through the Bill to continue and
 amend the Act, entitled, An Act for granting Colonial Duties of Impost for the support of His
 Majesty's Government within this Province, and for promoting the Agriculture, Commerce
 and Fisheries thereof; the Bill to continue and amend the Act concerning Goods Exported,
 and for granting Drawbacks; the Bill to continue the Act for granting Duties on Licenses, and
 in amendment thereof; and the Bill to continue the Act for granting Duties on Licenses
 for the Sale of Spirituous Liquors, and for Sales by Auction, to persons resident in the
 Town of Halifax, and had made sundry amendments to the said Bills respectively, which
 they had directed him to report to the House with the Bills; and he thereupon delivered
 the said several Bills and amendments in at the Clerk's Table.

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

The said amendments reported from the Committee to the said several Bills being read,
 were, upon the question respectively put thereon, agreed to by the House.

Ordered, That the said Bills with the amendments be engrossed.

Ordered, That the Bills reported without amendment be engrossed.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have passed a Bill, entitled, An Act to extend the jurisdiction of Justices of
 the Peace in certain cases, and to enable them to try cases of Common Assaults and Bat-
 teries—to which Bill they desire the concurrence of this Honorable House.

The Council agree to the Conference desired by this Honorable House, on the subject
 of the amendments of the Council, to the Bill, entitled, An Act to amend the Act to Incor-
 porate the Governors of the Dalhousie at Halifax; and the Committee of the Council are
 now ready to meet the Committee of this Honorable House, on said Conference.

And then the Messenger withdrew.

Ordered, That Mr. Howe, Mr. Doyle, the Honorable Mr. Uniacke, Mr. Bell and Mr.
 Fairbanks, do manage said Conference, on the subject of the amendments proposed by the

Smuggling preven-
 tion Bill
 General License
 Bills
 Halifax License
 Bill
 Bills read 1st & 2d
 times & committed

Council agree to
 Bill to authorise the
 sale of Coals by
 weight as amended

Adhere to amedts.
 to Seal Fisheries
 and Joint Tenancy
 Bills

Com. on Bills

Report Revenue
 Bills, viz: Colonial
 Duties regulation
 Bill Importation
 Bill Warehousing
 Bill and Smuggling
 prevention Bill
 without amendt. &

Colonial Impost
 Duties
 Drawback Bill
 General License
 Bill and Halifax
 License Bill with
 amendts.

Bills to be engross-
 ed

Message from
 Council with Bill
 to extend Jurisdic-
 tion of Magistrates
 & to enable them to
 try common As-
 aults, &c.
 Council agree to
 conference on a-
 mendts.
 to Dalhousie Col-
 lege Bill

Com. to manage
 Conference on
 amdt. to Dalhousie
 Council
 College Bill

Council to the Bill, entitled, An Act to amend the Act to Incorporate the Governors of Dalhousie College at Halifax, with the exception of the last of said amendments.

So they went to the Conference,
And being returned,

Report from Com.
of Conference

Mr. Howe reported that the Managers had been at the Conference, and had, pursuant to order, communicated to the Committee of the Council thereon, the instructions of this House to its Committee of Conference.

Dalhousie College
Bill & amds. sent
back to Council

Ordered, That the Clerk do carry back to the Council, the Bill, entitled, An Act to amend the Act to Incorporate the Governors of the Dalhousie College at Halifax, with the amendments proposed by the Council thereto, and acquaint them that this House have not agreed to said amendments, with the exception of the last of said amendments, and that this House cannot consider said last amendment, as it relates to a grant of monies.

A Message from the Council, by Mr. Halliburton :

Council agree to
Beef weighing Bill
and Lunenburg
Highways Bill as
amended

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act to continue and amend the Act to regulate the Weighing of Beef ; and to the Bill, entitled, An Act to alter the limits of the jurisdiction of the Commissioners of Highways in Lunenburg, severally as amended.

Do not adhere to
amds. to Dalhou-
sie College Bill ex-
cept the last

The Council do not adhere to the several amendments proposed by them, to the Bill, entitled, An Act to amend the Act to incorporate the Governors of Dalhousie College at Halifax, with the exception of the last amendment, but do adhere to the said last amendment, and agree to the Bill therewith.

And then the Messenger withdrew.

Leave of absence to
Mr. Goudge

Mr. Doyle moved, that Mr. Goudge have leave of absence from this House on Saturday next, to return home on urgent private business : which, being seconded and put; and the House dividing thereon, passed in the Affirmative, and ordered accordingly.

Leave of absence
to Mr. Kavanagh

Ordered, That Mr. Kavanagh have leave of absence from this House on Friday next, to return home on account of sickness in his Family.

Leave of absence to
Mr. Creighton

Ordered, That Mr. Creighton have leave of absence from this House on Wednesday next, to return home for a few days, on urgent private business.

Bill presented for
establishing Harbor
Master at Bridge-
port, C. B.

The Hon. Mr. Uniacke, pursuant to special leave given, presented a Bill for establishing a Harbor-Master at Bridgeport, in the County of Cape-Breton, and the same was read a first time, and ordered to be read a second time.

Motion for leave of
absence to Mr.
Chipman negatived

Mr. Lewis moved that Mr. Chipman have leave of absence from this House, from Tuesday, the 19th instant, to return home on urgent private business : which, being seconded and put, and the House dividing thereon, there appeared, for the motion, thirteen ; against it, fourteen.

So it passed in the Negative.

Presentation of
Road Scales post-
poned

The Order of the Day being read for the presentation of -the Scales of Division of monies, for the service of Roads and Bridges.

Ordered, That the said several Scales be presented To-morrow.

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

Tuesday, 12th March, 1839.

Order of Day pre-
sentation of Road
Scales postponed
to Friday

PRAYERS.

The Order of the Day being read for the presentation of the several Scales of Division of Road Money,

Ordered, That the said Scales be presented on Friday next.

Leave of absence
to Mr. Holdsworth
refused

Mr. Robicheau moved that Mr. Holdsworth have leave of absence from this House after the 21st inst. to return home on urgent private business : which, being seconded and put, and the House dividing thereon, passed in the negative.

Mr.

TUESDAY, 12th MARCH, 1839.

Mr. Bell, pursuant to special leave given, presented a Bill respecting Inspectors of Pickled Fish and Guagers of Fish Oil, and the same was read a first time, and ordered to be read a second time.

Bill presented respecting Pickled Fish & Fish Oil

An engrossed Bill to continue and amend the Act, entitled, An Act for granting Colonial Duties of Impost for the support of His Majesty's Government within this Province, and for promoting the Agriculture, Commerce and Fisheries thereof, was read a third time; and thereupon,

Engrossed Bills read, viz : Colonial Impost Bill

Mr. Goudge moved that the following enacting Clause do pass, and be added to the Bill by way of rider, viz :

Rider moved & negatived

"And be it further enacted, That ready made Sails be exempt from Duty, and the same are hereby declared to be so exempt, any thing in this Act to the contrary notwithstanding : " which, being seconded and put, and the House dividing thereon, there appeared for the motion, fourteen ; against it, twenty :

For the motion,

Against the motion,

Mr DesBarres
Mr Goudge
Mr Chipman
Mr Upham
Mr Smith
Mr Allison
Mr Clements

Mr Dickey
Mr Archibald
Mr McLellan
Mr Holdsworth
Mr Hatton
Mr Robicheau
Mr Thorue

Mr Whitman
Mr D'Entremont
Mr Spearwater
Mr Lewis
Mr Elder
Mr Taylor
Mr Fairbanks

Mr Howe
Mr Holland
Mr McDonald
Mr Bell
Mr McKim
Mr Heckman
Mr Benjamin

Mr Annand
Mr Forrester
Mr Whitman
Mr Kavanagh
Mr McDougall
Mr Morton

So it passed in the Negative.

Resolved, That the Bill do pass, and that the title be, An Act to continue and amend the Act, entitled, An Act for granting Colonial Duties of Impost for the support of His Majesty's Government within this Province, and for promoting the Agriculture, Commerce and Fisheries thereof.

Passed

An engrossed Bill to continue the Act for the general regulation of the Colonial Duties, was read a third time.

Duties regulation Bill

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act for the general regulation of the Colonial Duties.

Passed

An engrossed Bill to continue and amend the Act for regulating the Importation of Goods, was read a third time.

Bill regulating importation

Resolved, That the Bill do pass, and that the title be, An Act to continue and amend the Act for regulating the Importation of Goods.

Passed

An engrossed Bill to continue and amend the Act for the Warehousing of Goods, was read a third time.

Warehousing Bill

Resolved, That the Bill do pass, and that the title be, An Act to continue and amend the Act for the Warehousing of Goods.

Passed

An engrossed Bill to continue and amend the Act concerning Goods exported, and for granting Drawbacks, was read a third time.

Exportation Bill

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act concerning Goods exported and for granting Drawbacks.

Passed

An engrossed Bill to continue the several Acts for the prevention of Smuggling, was read a third time.

Prevention of Smuggling Bill

Resolved, That the Bill do pass, and that the title be, An Act to continue the several Acts for the prevention of Smuggling.

Passed

An engrossed Bill to continue the Act for granting Duties on Licenses and in amendment thereof, was read a third time.

General License Bill

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act for granting Duties on Licenses, and in amendment thereof.

Passed

An engrossed Bill to continue the Act for granting Duties on Licenses for the Sale of Spirituous Liquors, and for Sales by Auction, to persons resident in the Town of Halifax, was read a third time.

Halifax Licence Bill

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act for granting Duties on Licenses for the Sale of Spirituous Liquors, and for Sales by Auction, to persons resident in the Town of Halifax.

Passed

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

Bills sent to Council

An

Council's Magistrate jurisdiction Bill read

Council's School Lands Bill Committed

Bill presented to amend Annapolis Academy Acts

Council's amends. to Pickled Fish Bill re-considered

Motion to agree to amnts. negatived

Admnts. adhered to

Council agree to Moose River Bill Mill Company Bill Salted Beef & Pork Bill and Tatamagonche Lock-up House Bill without amdt.

Report from Com. on Post Office

Report referred to Supply

Bridgeport Harbor Master Bill read 2d time & committed

Motion to go into Com. on Bills

Amendment to go into Supply negatived

Com. on Bills

Report equitable claims Bill without amdt. Chancery practice amdt. Bill and Halifax Marine Ins. Cy. amdt. Bill with amnts.

An engrossed Bill from the Council, entitled, An Act to extend the jurisdiction of Justices of the Peace in certain cases, and to enable them to try cases of Common Assaults and Batteries, was read a first time.

An engrossed Bill to provide for the selection and appointment of Trustees of Lands granted, reserved, or otherwise allotted, as School Lands, or for Schools in this Province, was read a second time.

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

Mr. Whitman, pursuant to special leave given, presented a Bill further to amend the several Acts for the Regulation and Management of the Grammar School or Academy at Annapolis, and the same was read a first time, and ordered to be read a second time.

The two first amendments of this House to the amendments of the Council to the Bill, entitled, An Act to continue the Acts in force relative to the Inspection of Pickled Fish, were again read, and considered by the House; and thereupon,

Mr. Bell moved that this House do not adhere to its said amendments, but do agree to the amendments of the Council, as amended by the amendment of this House, which has been agreed to by the Council: which, being seconded and put, and the House dividing thereon, there appeared for the motion, twelve; against the motion, twenty-two.

So it passed in the Negative.

Resolved, That this House do adhere to its said amendments, and that the Clerk do carry the Bill and amendments back to the Council and acquaint them therewith.

A Message from the Council by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act to Incorporate the Moose River Mills Company; the Bill, entitled, An Act in amendment of the Act to regulate the Packing and Inspecting of Salted Beef and Pork for Exportation; and the Bill, entitled, An Act to authorize the Grand Jury and the Court of Sessions for the County of Colchester to present and assess monies for the erection of a Lock-up House in Tatamagouche, in the said County, severally, without any amendment.

And then the Messenger withdrew.

Mr. Young reported from the Committee on the Post-Office; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix No. 61.)

Ordered, That the Report be received, and be referred to the Committee of Supply.

A Bill for establishing a Harbour Master at Bridgeport, in the County of Cape-Breton, was read a second time.

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

Mr. Young moved that the House do now resolve itself into a Committee on Bills: which, being seconded,

Mr. Fairbanks moved, as an amendment to the question, to leave out therefrom the words "on Bills," and to insert instead thereof the words "of Supply": which, being seconded and put, and the House dividing thereon, there appeared for the amendment, sixteen; against it, seventeen. So it passed in the Negative.

The main question being then put,

Ordered, That the House do now resolve itself into a Committee on Bills; and accordingly, The House resolved itself into the said Committee.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had gone through the Bill to provide for the Settlement of equitable claims upon Real Estate in certain cases, and had directed him to report the said Bill to the House without any amendment; that the Committee had also gone through the Bill for amending the practice of the Court of Chancery; and the Bill in amendment of the Act to Incorporate the Halifax Marine Insurance Company, and

and had made an amendment to each of the said Bills respectively, which they had directed him to report to the House with the Bills; and he afterwards delivered the said three Bills, with the amendments to the two last mentioned Bills, in at the Clerk's Table.

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

The said amendments to the two last mentioned Bills being read, were, upon the question respectively put thereon, agreed to by the House.

Ordered, That the Bills with the amendments be engrossed.

Ordered, That the Bill reported without amendment be engrossed.

Bills to be engrossed

A Message from the Council, by Mr. Halliburton :

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act for securing Copy Rights, with an amendment—to which amendment they desire the concurrence of this Honorable House.

And then the Messenger withdrew.

Council agree to Copy-right Bill with an amdt.

The amendment from the Council to the Bill, entitled, An Act for securing Copy Rights, was read a first and second time, and considered by the House; and thereupon,

On motion of Mr. Howe, *resolved*, that this House do agree to the said amendment.

Council's amdt. to Copy-right Bill read & agreed to

Ordered, That the Clerk do carry the said Bill and amendment back to the Council, and acquaint them that this House have agreed to the said amendment.

Bill and amdts. sent back to Council

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

Wednesday, 13th March, 1839.

PRAYERS.

Mr. Chipman, pursuant to special leave given, presented a Bill to shut up an Old Road King's County, and the same was read a first time, and ordered to be read a second time.

Bill presented to shut up old road in King's County

An engrossed Bill to provide for the settlement of Equitable Claims upon Real Estate in certain cases, was read a third time; and thereupon,

Engrossed equitable claims Bill read 3d time

Mr. Young moved that the further consideration of the Bill be deferred until this day three months: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twelve; against it, twenty-six:

Motion to defer Bill negatived on division

For the motion,

Mr DesBarres

Mr Young

Mr Goudge

Mr Whitman

Mr Forrester

Mr D'Entremont

Mr Miller

Mr Archibald

Mr Forrestall

Mr Annand

Mr Fairbanks

Mr Hatton

Against the motion,

Mr Waterman

Mr Holmes

Mr J Sargent

Mr Heckman

Mr Elder

The Hon Mr Dewolf

Mr Thorne

Mr Spearwater

Mr Holland

Mr Dickey

Mr Upham

Mr M'Leilan

Mr Howe

Mr Kavanagh

Mr M' Donald

Mr Holdsworth

Mr Allison

Mr Bell

Mr Robicheau

Mr Smith

Mr Morton

Mr Lewis

Mr Benjamin

Mr Clements

The Hon Mr Uniacke

Mr Chipman

So it passed in the negative.

Resolved, That the Bill do pass, and that the title be, An Act to provide for the settlement of Equitable Claims upon Real Estate in certain cases.

Bill passed

An engrossed Bill for amending the practice of the Court of Chancery, was read a third time.

Engrossed Bill to amend practice of Courts of Chancery read 3d time Passed

Resolved, That the Bill do pass, and that the title be, An Act for amending the practice of the Court of Chancery.

An engrossed Bill in amendment of the Act to Incorporate the Halifax Marine Insurance Company, was read a third time.

Engrossed Halifax Marine Ins. Cy. amdt. Bill read 3d time Passed

Resolved, That the Bill do pass, and that the title, An Act in amendment of the Acts to Incorporate

incorporate the Halifax Marine Insurance Company and the Nova-Scotia Marine Insurance Company.

Bills sent to Council

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

Council's Magistrates jurisdiction Bill referred to Com. of Privileges

Ordered, That the engrossed Bill from the Council, entitled, An Act to extend the jurisdiction of Justices of the Peace in certain cases, and to enable them to try cases of Common Assaults and Batteries, be referred to the Committee of Privileges, to examine and report thereon to this House.

Bill respecting Inspectors of Fish &c. and Bill to amend Annapolis Academy Acts read 2d time & committed

A Bill respecting Inspectors of Pickled Fish and Guagers of Fish Oil ; also, A Bill further to amend the several Acts for the regulation and management of the Grammar School or Academy at Annapolis, were severally read a second time.

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

A Message from the Council, by Mr. Halliburton :

Council agree to Poors' Rates Bill and Trustess of Public property Pictou Bill with amendt.

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act in further addition to the several Acts now in force respecting Poors' Rates ; and the Bill, entitled, An Act for appointing Trustees for Public Property in the Town of Pictou, severally without any amendment.

And to Cemeteries Bill with an amdt.

The Council have agreed to the Bill, entitled, An Act additional to, and in further amendment of, the Act concerning Cemeteries or Burial Grounds in the Town of Halifax, with an amendment—to which amendment they desire the concurrence of this Honorable House.

And then the Messenger withdrew.

Council's amdt. to Cemeteries Bill read & agreed to

The said amendment from the Council was read a first and second time, and considered by the House ; and thereupon,

Resolved, That the said amendment be agreed to.

Bill & amdt. sent back to Council

Ordered, That the Clerk do carry the Bill and amendment back to the Council, and acquaint them that this House have agreed to the said amendment.

House go into Com. of Supply

On motion, the House resolved itself into a Committee of Supply.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee, that they had come to several Resolutions, which they had directed him to report to the House, and that the Committee had also directed him to move for leave to sit again—which the House agreed to.

Ordered, That the said Resolutions (with the exception of the Resolution for granting aid for keeping up the Post Communication) be reported at a future day.

Report of ordinary Resolutions & Post Office grant

Ordered, That the Chairman of the Committee do now report to the House such of the Resolutions which, on former days, he had been directed to report to the House, as are for granting Monies for usual and ordinary services ; and also, the Resolution for granting aid to keep up the Post Communication ; and accordingly,

Mr. Kavanagh, the Chairman of the Committee of Supply, reported that the Committee had come to certain Resolutions, which they had directed him to report to the House ; and he read the same in his place, and afterwards delivered them in at the Clerk's Table, where they were again read, and are as follow :

200l. Speaker

Resolved, That it is the opinion of this Committee, that the sum of Two Hundred Pounds be granted and paid to the Speaker of the House of Assembly, in full, for his salary as Speaker during the present year.

600l. Treasurer

Resolved, That it is the opinion of this Committee, that the sum of Six Hundred Pounds be granted and paid to the Treasurer of the Province, for his salary, and as Comptroller and Auditor of Public Accounts, and in lieu of Office Rent, Clerks, and all other contingent expenses, for the present year.

200l. Clerk of House

Resolved, That it is the opinion of this Committee, that the sum of Two Hundred Pounds be granted and paid to the Clerk of the House of Assembly, for his services for the present year.

100l. Assistant Clerk of Assembly

Resolved, That it is the opinion of this Committee, that the Sum of One Hundred Pounds be

be granted and paid to the Assistant Clerk of the House of Assembly for his services for the present Session.

Resolved, That it is the opinion of this Committee, that the Sum of Forty Pounds be granted and paid to the Messenger of the Governor, Lieutenant-Governor or Commander in Chief for the time being, and the Executive and Legislative Councils, for the present year.

40l. Messenger of Governor, &c.

Resolved, That it is the opinion of this Committee, that the Sum of Fifty Pounds be granted and paid to Matthew Forrester, for his services as Sergeant at Arms to the House of Assembly for the present Session.

50l. Matthew Forrester

Resolved, That it is the opinion of this Committee, that the Sum of Thirty Pounds be granted and paid to John Jennings for his services as Assistant Sergeant at Arms to the House of Assembly for the present Session.

30l. John Jennings

Resolved, That it is the opinion of this Committee, that the Sum of Thirty Pounds be granted and paid to John Gibbs for his services as Messenger to the House of Assembly for the present Session.

30l. John Gibbs

Resolved, That it is the opinion of this Committee, that the Sum of Two Hundred Pounds be granted and paid to the Guager and Weigher for the Collector of Impost and Excise for the District of Halifax for his services for the present year.

200l. Gauger and Weigher

Resolved, That it is the opinion of this Committee, that there be granted and paid on the certificate of the Commissioners of the Revenue at the rate of Seven Shillings and Sixpence per day, to such person or persons as shall be employed during the present year by the Collector of Impost and Excise for the District of Halifax as extra Waiter or Waiters for the Port of Halifax, and Five Shillings per day to such extra Waiter or Waiters when unemployed, and at the rate of Five Shillings per day to temporary Waiters.

Excise Waiters

Resolved, That it is the opinion of this Committee, that the Sum of Forty-five Pounds be granted and paid to the Clerk of the Commissioners of the Revenue, for his services for the present year.

45l. Revenue Clerk

Resolved, That it is the opinion of this Committee, that the Sum of Six Hundred Pounds be granted and paid for the support of the Transient Poor for the present year, to be paid to the Commissioners of the Poor at Halifax.

600l. Transient Poor

Resolved, That it is the opinion of this Committee, that the Sum of Three Hundred and Fifty Pounds be granted and paid to John Howe, Esq. Printer, for printing for Government and the General Assembly for the present year.

350l. J. Howe, Esq. for printing

Resolved, That it is the opinion of this Committee, that the Sum of Sixty Pounds be granted and paid to the Keeper of the Assembly House, Council Chamber and Law Library, for the present year.

60l. Keeper of Assembly, &c.

Resolved, That it is the opinion of this Committee, that the Sum of Forty Pounds be granted to Lawrence Kavanagh, Esq. to be drawn by him from the Treasury, when it shall be certified, by a Judge of the Supreme Court, that he has conveyed the Judge or Judges to the several Circuit Courts in Cape-Breton during the present year.

40l. Lawrence Kavanah

Resolved, That it is the opinion of this Committee, that the Sum of One Hundred Pounds be granted and placed at the disposal of the Governor, Lieutenant-Governor or Commander in Chief for the time being, to be applied in such way as he may deem most proper for the relief of the Indians in this Province.

100l. Indians

Resolved, That it is the opinion of this Committee, that the sum of Twenty-five Pounds be granted and paid to the Commissioners of the Poor in Halifax, to defray the expense of continuing the School in the Poor House for the present year, for the benefit of Orphans and Poor Children in that Establishment.

25l. School Poor House

Resolved, That it is the opinion of this Committee, that the sum of Fifty Pounds be granted and paid to the Owners of the Packet running between Windsor and Partridge Island, to encourage the running of the said Packet between the said places, under such regulations as may be made and ordered by the Justices in their Sessions for the County of Hants, for the present year.

50l. Parrsborough Packet

Resolved, That it is the opinion of this Committee, that the sum of Fifty Pounds be granted to such person or persons as will run a proper Packet between Guysborough and Arichat, touching occasionally at Fox Island and Canso, under such regulations as shall be established

50l. Guysborough Packet

lished by the General Sessions of the Peace for the County of Guysborough, to be paid upon the Certificate of the said General Sessions that such Packet has been properly kept and run during the present year. *Provided*, that the Judge or Judges of the Supreme Court shall be taken without charge, if required, from Guysborough to Arichat, and Arichat to Guysborough, on the Circuit to Cape-Breton.

400l. Commrs. of
Sable Island

Resolved, That it is the opinion of this Committee, that the sum of Four Hundred Pounds be granted and paid to the Commissioners of Sable Island, for the support of that Establishment for the present year.

300l. Horton Aca-
demy

Resolved, That it is the opinion of this Committee, that the sum of Three Hundred Pounds be granted and paid to the Nova-Scotia Baptist Education Society, in aid of the Academy at Horton for the present year.

100l. Arichat Aca-
demy

Resolved, That it is the opinion of this Committee, that the sum of One Hundred Pounds be granted and paid in aid of the Arichat Academy for the present year, to be placed in the hands of Trustees appointed by His Excellency the Lieutenant-Governor.

100l. Mr. Uniacke's
Schools

Resolved, That it is the opinion of this Committee, that the sum of One Hundred Pounds be granted and paid to the Rev. R. F. Uniacke, to enable him to defray the expences incurred to support Schools for Poor Children in the North Suburbs of the Town of Halifax.

135l. Yarmouth
Academy

Resolved, That it is the opinion of this Committee, that the sum of One Hundred and Thirty-five Pounds be granted and paid to the Trustees of the Yarmouth Academy, in aid of that Institution for the present year.

50l. Lunenburg
School

Resolved, That it is the opinion of this Committee, that the sum of Fifty Pounds be granted and paid to the Commissioners of Schools for the County of Lunenburg, for the support of the National School in the Town of Lunenburg for the present year.

100l. School Sydney

Resolved, That it is the opinion of this Committee, that the sum of One Hundred Pounds be granted and paid to the Trustees of the combined Common and Grammar School, in the Town of Sydney, in aid of the said School for the present year.

50l. Infant School

Resolved, That it is the opinion of this Committee, that the sum of Fifty Pounds be granted and paid to the Ladies, Managers of the Infant School at Halifax, in aid of that Institution for the present year.

50l. Dispensary

Resolved, That it is the opinion of this Committee, that the sum of Fifty Pounds be granted and paid to Doctors Grigor and Sterling, in aid of the Halifax Dispensary for the present year: provided they keep during the year a sufficient quantity of Vaccine matter.

20l. Gut of Canso
Ferry

Resolved, That it is the opinion of this Committee, that the sum of Twenty Pounds be granted and paid to aid the Inhabitants of Cape-Breton in supporting a suitable Boat or Scow to run between McMillan's Point and Auld's Cove, in the County of Sydney, the said Boat or Scow to be placed under the regulation of the General Sessions for the County of Inverness.

20l. Shubenacadie
Ferry

Resolved, That it is the opinion of this Committee, that the sum of Twenty Pounds be granted to aid the Inhabitants of Douglas, at the mouth of the River Shubenacadie, in supporting a suitable Boat to run between Londonderry and that place, the said Boat to be run under the regulations of the General Sessions for the County of Hants, to be paid by Warrant from His Excellency the Lieutenant-Governor upon Certificate from said Sessions, that said Boat has been running at least twice a week for four months to the satisfaction of the said Sessions under their regulations.

200l Steam Boat

Resolved, That it is the opinion of this Committee, that the sum of Two Hundred Pounds be granted and paid in aid of the Halifax Steam Boat Company for the present year.

150l. Steam Boat
Pictou

Resolved, That it is the opinion of this Committee, that the sum of One Hundred and Fifty Pounds be granted and paid towards supporting and maintaining the Steam Boat between Pictou, Prince Edward's Island and Miramichi, for the present year, upon the same conditions as last year, and upon condition that the Mails shall be weekly transported in that Boat during the same year, between the said places.

100l. J. Whitney

Resolved, That it is the opinion of this Committee, that the sum of One Hundred Pounds be granted and paid to James Whitney, for running the Steam Boat between Annapolis and Digby and St. John, during the present year, under the same regulations, and in the same manner as heretofore.

Resolved,

WEDNESDAY, 13th MARCH, 1839.

Resolved, That it is the opinion of this Committee, that the sum of Fifty Pounds be granted and paid to the Mechanics' Institute and Mechanics' Library—Thirty Pounds to the Institute and Twenty Pounds to the Library, for the support of these establishments for the present year. 50l. Mechanics' Institute & Library

Whereas, it is indispensable to keep up a Post Communication for the present year, and for that purpose to grant a sum of Money as heretofore, until a final decision on the mode of regulating the same in future can be had from Her Majesty's Government: 1500l. & 51l. Post Office

Resolved, That it is the opinion of this Committee, that a sum not exceeding One Thousand Five Hundred Pounds be granted and paid for defraying the expenses of Post Communication for the year One Thousand Eight Hundred and Thirty-nine, in the same manner it was kept up and defrayed the last year; and the further sum of Fifty-one Pounds for the services recommended in the report of the Committee this Session.

The said Resolutions being again read by the Clerk, were, upon the question severally put thereon, agreed to by the House.

Ordered, That the Clerk do carry to the Council the said Resolutions, except such as are for ordinary services, not usually sent to the Council, and desire their concurrence to the said Resolutions so sent to them.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act for securing Copy Rights, as amended. Council agree to Copy Right Bill

And then the Messenger withdrew

The Hon. Mr. Dewolf, by command of His Excellency the Lieutenant-Governor, presented a Copy of a Despatch from His Excellency the Lieutenant-Governor of New Brunswick to His Excellency the Lieutenant-Governor of this Province, accompanied by copies of Resolutions of the Legislative Council and House of Assembly of that Province, in reference to the Resolutions of the Legislative Council and House of Assembly of this Province, for providing against invasion, and the same were read by the Clerk and are as follow: Communications from New Brunswick in relation to proceedings against Invasion

(Copy.)

Government House, Fredericton, New Brunswick, March 9th, 1839.

Sir—

In compliance with the wishes of the Legislative Council and House of Assembly of this Province, I have the honor and high satisfaction of transmitting to your Excellency copies of Resolutions unanimously adopted by those Bodies, in acknowledgment of the noble and patriotic conduct of the Legislature of Nova-Scotia, as exhibited in the Documents which accompanied your Excellency's Letter of the 27th ultimo. The language of the Resolutions which I now enclose, conveys in terms so forcible and so just the sentiments which the conduct at this crisis of their loyal fellow subjects of the Sister Province has produced in the minds of the Legislature and People of New Brunswick, that it only remains for me to declare the feelings of pride and pleasure which I derive from being made the medium of communicating such sentiments, and my satisfaction at being afforded an opportunity of expressing my heart felt concurrence in them. Sir J. Harvey's Despatch

I have the honor to be,

&c. &c.

(Signed)

J. HARVEY.

His Excellency Lieutenant-General Sir COLIN CAMPBELL, K. C. B.
Lieutenant-Governor, &c. &c. &c.

(Copy.)

Legislative Council Chamber, Saturday, 9th March, 1839.

Resolutions of Leg.
Council N. B.

Resolved, That this House views with feelings of the most grateful satisfaction the noble and patriotic Resolutions of the Legislative Council and House of Assembly of Nova-Scotia, on the subject of the invasion of this Province by a Foreign Force.

Resolved, That the spontaneous aid and co-operation thus promptly tendered by our Sister Colony, afford the strongest guarantee that, under the blessing of Divine Providence, the deeply cherished relations of the Inhabitants of these Provinces as fellow subjects of the great British Empire, and that the invaluable rights and interests consequent on these relations, will be maintained and defended by them, with the most united and unyielding vigor and determination.

Resolved, That an humble Address be presented to His Excellency the Lieutenant-Governor, with these Resolutions, praying that he will be pleased to transmit them to His Excellency the Lieutenant-Governor of Nova-Scotia.

(Signed)

WILLIAM TYNG PETERS, Clerk.

(Copy.)

New-Brunswick, House of Assembly,
March 8th, 1839.Resolutions of As-
sembly N. B.

Resolved unanimously, That this House, representing the feelings and spirit of the whole people of New-Brunswick, has received with unbounded satisfaction the joyful though not unexpected intelligence, that Nova-Scotia, our Sister Province, in accordance with those principles which have ever distinguished her, has now, in the time of need, gallantly come forward, generously tendering her blood and her Treasure for the protection of British soil from the threatened aggression of the State of Maine, and that this seasonable manifestation of regard for the common cause of the British North American Provinces gives fresh vigor to the measures which the Government of this Province had already determined to adopt for the integrity of the Empire, and the maintenance of the Queen's authority in this portion of Her Majesty's Dominions.

Resolved unanimously, That an humble Address be presented to His Excellency the Lieutenant-Governor, praying that His Excellency will be pleased to forward a Copy of the foregoing Resolution to His Excellency the Lieutenant-Governor of Nova-Scotia.

(Signed)

CHARLES P. WETMORE.

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

Reply of Board of
School Commrs. of
Sydney County to
Pet. against them

The Hon. Mr. Dewolf, also by command of His Excellency, presented Extracts of a Memorial and other Papers, addressed to His Excellency the Lieutenant-Governor by certain Members of the Board of School Commissioners for the County of Sydney, in reply to certain charges against the Board contained in a Petition to this House, and the same were read by the Clerk.

(See Appendix No. 62.)

Ordered, That the same do lie on the Table.

Bill for new Board
of Governors of
Dalhousie College
presented

Mr. Howe, pursuant to special leave given, presented a Bill to appoint a new Board of Governors for Dalhousie College at Halifax, and the same was read a first time, and ordered to be read a second time.

Insolvent Debtors
Bill presented

Mr. McDougall, pursuant to special leave given, presented a Bill for the relief of Insolvent Debtors, imprisoned under Mesne Process, and the same was read a first time, and ordered to be read a second time.

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

Thursday, 14th March, 1839.

Bills, viz. King's
County old road

PRAYERS.

A Bill to shut up an old road in King's County.

A

A Bill to appoint a new Board of Governors for Dalhousie College at Halifax; and
A Bill for the relief of Insolvent Debtors, imprisoned under mesne process, were severally read a second time.

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

The Hon. Mr. Uniacke, pursuant to special leave given, presented a Bill to prevent the stealing of Dogs, Beasts or Birds, not the subject of Larcency, and the same was read a first time; whereupon,

Mr. M'Lellan moved that the further consideration of the Bill be deferred until next Session: which, being seconded and put, and the House dividing thereon, passed in the negative.

Ordered, That the Bill be read a second time.

On motion of Mr. M'Dougall, *resolved*, as followeth:

Whereas it has been represented to this House that Light Duties are exacted from Vessels owned in this Province on entering the Ports of Prince Edward's Island, although no Light-House, Beacon or Buoys, are provided by the Government of that Island.

Resolved, That a Committee be appointed to wait on His Excellency the Lieutenant-Governor, and respectfully request His Excellency to cause the facts to be enquired into, and to call the attention of the Government of that Island to the subject, with a view of abolishing, if imposed, such an unwarranted tax.

Ordered, That Mr. M'Dougall, the Hon. Mr. Uniacke and Mr. M'Donald, be a Committee for the foregoing purpose.

The Hon. Mr. Dewolf moved for the special leave of the House to present a Bill to authorise the Grand Jury and the Court of Sessions in King's County to present and assess Monies for the erection of a Lock-up House in Parrsborough, in the said County: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, sixteen; against it, twenty. So it passed in the negative.

The Hon. Mr. Uniacke moved that the House do now resolve itself into a Committee of the whole House, on the General State of the Province: which, being seconded,

Mr. Goudge moved, as an amendment to the question, to leave out all the words thereof except the two first words, "that the," and in place of the words so left out to insert the following: "Chairman of the Committee of Supply do now report the several Resolutions which he has been directed to report from that Committee": which, being seconded and put, and the House dividing thereon, there appeared, for the amendment, thirteen; against it, twenty-three. So it passed in the negative.

The main question being then put,

Ordered, That the House do now resolve itself into a Committee on the General State of the Province; and accordingly,

The House resolved itself into the said Committee.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had come to a Resolution, which they had directed him to report to the House, and he read the same in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as followeth:

Resolved, That it be recommended to the House to appoint a Committee to take into consideration the state of the great Post Roads in this Province, with a view of adopting such economical expenditure as will put them all in a state of efficiency, and render the transmission of the Mails to New Brunswick and Canada more speedy and certain, in conformity with His Excellency's Speech at the opening of the Session, intimating the intention of Her Majesty's Government to establish a line of Steam Packets between the Mother Country and this Colony.

The said Resolution being then again read, was, upon the question put thereon, agreed to by the House.

To appoint new Board of Governors Dalhousie College For relief of Insolvent Debtors
Read 2d time & committed
Bill to prevent Stealing of Dogs, &c.
Read 1st time
Motion to defer till next Session negatived &
Bill ordered to be read 2d time

Resolution for Com. as to Light Duties Prince Edward's Island

Committee

Motion for Special leave to introduce Bill authorizing erection of Lock-up House Parrsboro
Negatived

Motion for Com. on Gen. State of the Province

Amdt to bring up report from Com. of Supply

Amdt. negatived

Com. on Gen. State of Province

Resolution reported from Com. on Great Post Road

And agreed to

Ordered,

Committee

Ordered, That the Hon. Mr. Uniacke, Mr. Young, Mr. Kavanagh, Mr. Forrestall, Mr. DesBarres, Mr. Dickson, Mr. Archibald, Mr. Smith, Mr. Howe, the Hon. Mr. Dewolf, Mr. Holland, Mr. Robicheau, Mr. Clements, Mr. J. Sargent, Mr. Fairbanks, Mr. Heckman and Mr. Lewis, be a Committee pursuant to the foregoing Resolution.

A Message from the Council, by Mr. Halliburton :

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act for setting off part of the Township of Saint Mary's into a separate Township ; and to the Bill, entitled, An Act to apply a certain sum of Money for the service of the Militia, severally, without any amendment.

And then the Messenger withdrew.

Message from Council, agree to St. Mary's Township Bill And Militia Grant Bill

Bill to rebuild Bridge Kennetcook read 1st time

Mr. Goudge, pursuant to special leave given, presented a Bill to enable the Inhabitants of Hants County to re-build the Bridge over the Kennetcook River, and the same was read a first time, and ordered to be read a second time.

Wilmot Pier Co. Bill read 1st time

Mr. Holland, pursuant to special leave given, presented a Bill to Incorporate the Wilmot Pier Company, and the same was read a first time, and ordered to be read a second time.

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

Friday, 15th March, 1839.

Bill to prevent Stealing of Dogs, &c. Kennetcook Bridge Bill and

PRAYERS.

A Bill to prevent the stealing of Dogs, Beasts or Birds, not the subject of Larceny.

A Bill to enable the Inhabitants of Hants County to re-build the Bridge over the Kennetcook River ; and

A Bill to Incorporate the Wilmot Pier Company—were severally read a second time.

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

Wilmot Piers Co. Incorporation Bill read 2d time Bills committed Report from Com. on Great Post Roads

The Hon. Mr. Uniacke reported from the Select Committee appointed yesterday on the subject of the Great Post Roads of the Province, and he read the Report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix, No. 63.)

Motion to receive Report agreed to on division

The Hon. Mr. Uniacke then moved that the Report be received and adopted by the House, and be referred to the Committee of Supply : which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-two ; against it, seventeen.

For the motion,

Mr DesBarres
Mr Goudge
Mr Archibald
Mr Lewis
Mr Young
Mr Heckman
Mr Morton
The Hon Mr Uniacke

Mr Smith
Mr Holmes
Mr Holland
Mr McHeffy
Mr Annand
Mr Miller
Mr McDonald

Mr Dickey
Mr Forrestall
Mr Fairbanks
The Hon Mr Dewolf
Mr Waterman
Mr Halton
Mr Kavanagh

Against the motion,

Mr Taylor
Mr Forrester
Mr J Sargent
Mr Elder
Mr Thorne
Mr Spearwater
Mr Bell
Mr Allison
Mr Upham

Mr D'Entremont
Mr Robicheau
Mr Clements
Mr Benjamin
Mr Holdsworth
Mr Chipman
Mr Whitman
Mr McLellan

So it passed in the affirmative.

Com. of Supply

On motion, the House resolved itself into the Committee of Supply.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had come to a Resolution which they had directed him to report to the House, and that the Committee had directed him to ask for leave to sit again, which the House agreed to.

The Chairman then reported the Resolution from the Committee, and delivered it in at the Clerk's Table, where it was read, and is as followeth :

Resolved, That it is the opinion of this Committee, that the sum of £28,000 should be granted

Report Resolution for granting a sum of Money great Post Roads

granted and placed at the disposal of His Excellency the Lieutenant-Governor or Commander in Chief for the time being, to be by him applied in making and completing the several Roads mentioned and specified in the scale reported by a Committee of the House as follows, that is to say :

The alteration of the Main Eastern Road from Sackville to Scott's, in addition to subscriptions	£1,500	0	0
From Keys' to Brookfield, on the line surveyed by Munro, as reported by the Committee of the House	4,500	0	0
To open the Road round Cumberland Mountain, and to meet the New Brunswick Grant for the Road over Tantarama	2,500	0	0

FROM HALIFAX TO WINDSOR.

To build Sackville Bridge	£500	0	0
To alter Hawes' Hill	500	0	0
To Hants County Line	500	0	0
From Hants County Line to Windsor	500	0	0
	<hr/>		
	2,000	0	0
On Mount Denson new Line to and in Horton	1,500	0	0
From Horton to Annapolis Royal	500	0	0
From Annapolis to Digby	500	0	0
From Digby to Yarmouth	500	0	0
From Yarmouth to Pubnico	250	0	0
From Pubnico to Barrington	500	0	0
From Barrington to Shelburne	500	0	0
From Shelburne to Liverpool	1,000	0	0
From Liverpool to Lunenburg	750	0	0
From Lunenburg to Chester	250	0	0
From Chester to Halifax Basin	1,500	0	0

FROM TRURO TO PICTOU.

For Salmon River	£1,500	0	0
From Salmon River to Pictou	750	0	0
From Pictou to Sutherland's River	500	0	0
	<hr/>		
	2,250	0	0
Section No. 1, Crerar's plan, Merigomishe	250	0	0
From Pictou County Line to the Gut of Canso	1,000	0	0
From Guysborough to Wallace Bridge	1,000	0	0
From Ship Harbor to Margaree	1,000	0	0
From Margaree, by Ross' to Baddeck	800	0	0
From Ship Harbor to Arichat	300	0	0
From McPherson's to McNab's	600	0	0
From McNab's to Curry's	2,000	0	0
From Sydney to the Mines	250	0	0

Said sum of Mouey to be drawn from the Treasury of the Province by equal Instalments, in four successive years, and to be applied to the said several Roads in the said Scale mentioned in succession, as to the said Lieutenant-Governor or Commander in Chief for the time being may seem expedient, and to be expended by Tender, Contract and Survey, to the satisfaction of the said Lieutenant-Governor or Commander in Chief for the time being—no part of the said sum of Money to be paid for Lands, Fences or Survey.

The said Resolution being then again read by the Clerk,

Mr. Clements moved that the said Resolution be not received by the House : which, being seconded and put, and the House dividing thereon, there appeared, for the motion, fourteen ; against it, twenty-seven :

Motion not to receive Resolution granting sum for great Post Roads negatived on division

For the Motion,

Mr Clements
Mr Whitman
Mr Benjamin
Mr D'Entramont
Mr Bell
Mr McLellan
Mr Forrester

Mr Thorne
Mr Allison
Mr Robicheau
Mr Upham
Mr Holdsworth
Mr Spearwater
Mr Taylor

Against the Motion,

Mr Dickey
Mr Waterman
Mr Archibald
Mr Dickson
Mr Smith
Mr Halton
The Hon Mr Uniacke
Mr McDonald
Mr Forrestall

The Hon Mr Dewolf
Mr Morton
Mr Fairbanks
Mr Holland
Mr Holmes
Mr Howe
Mr Miller
Mr Heckman
Mr DesBarres

Mr Young
Mr Annand
Mr McKim
Mr Kavanagh
Mr Lewis
Mr Chipman
Mr McDougall
Mr McHeffey
Mr Goudge

Resolution agreed to

So it passed in the Negative.

Com. on great Post Roads to bring in Bill in accordance with Resolution

The said Resolution was then upon the question put thereon, agreed to by the House.
Ordered, That the Committee who this day reported to the House on the subject of the Great Post Roads, be a Committee to prepare and bring in a Bill for carrying the foregoing Resolution into effect.

Bill presented to amend Trespass Acts

Mr. M'Dougall, pursuant to special leave given, presented a Bill in further amendment of, and additional to, the Acts relating to Trespasses, and the same was read a first time, and ordered to be read a second time.

Bill presented to amend Act for granting Patents

Mr. Howe, pursuant to special leave given, presented a Bill further to amend the Act for granting Patents for useful Inventions; and the same was read a first time, and ordered to be read a second time.

Leave of absence to Mr Forrestall

Mr. Howe moved that Mr. Forrestall have leave of absence from this House, after Friday next, the 22d instant, to return home on urgent private business: which, being seconded and put, and the House dividing thereon, passed in the affirmative.

Ordered accordingly.

Leave of absence to Mr J Sargent

Ordered, That Mr. J. Sargent have leave of absence from this House after To-morrow, to return home on account of ill health.

Leave of absence to Mr Holdsworth

Ordered, That Mr. Holdsworth have leave of absence from this House, after Tuesday next, the 19th inst. to return home on account of sickness in his family.

Presentation of Road Scales postponed

The Order of the Day being read for the presentation of the Scales of division of Road Monies in the several Counties,

Ordered, That the said Scales be presented To-morrow.

Then the House adjourned until To-morrow, at 12 o'clock.

Saturday, 16th March, 1839.

PRAYERS.

Bill to amend Trespass Acts
Bill to amend Patent Act read 2d time
And committed

A Bill in further amendment of, and additional to, the Act relating to Trespasses; and
A Bill further to amend the Act for granting Patents for useful Inventions, were severally read a second time.

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

Message from Council

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

Agree to Militia Force Bill without amendt.

The Council have agreed to the Bill, entitled, An Act for the further protection of the Province, by providing an efficient Militia Force, without any amendment.

And then the Messenger withdrew.

Com. on Bills

On motion, the House resolved itself into a Committee on Bills.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

Recommend Kennetcook Bridge Bill to be deferred 3 months

The Chairman reported from the Committee that they had considered the Bill to enable the Inhabitants of Hants County, to rebuild the Bridge over the Kennetcook River, and recommend to the House to defer the further consideration thereof to this day three months; and he thereupon delivered the Bill in at the Clerk's Table.

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

Mr.

Mr. Goudge then moved that the report from the Committee on said Bill be not received by the House, and that the Bill be recommitted to the Committee of the whole House on Bills: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, nineteen; against it, fifteen. So it passed in the affirmative.

Ordered, That the Bill be re-committed to a Committee of the whole House on Bills:

Report on Kennet-cook Bridge Bill not received and Bill recommitted

A Message from the Council by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act additional to, and in further amendment of, the Act concerning Cemeteries or Burial Grounds in the Town of Halifax, as amended.

Council agree to amended Cemeteries Bill

The Council have also agreed to twenty-three Resolutions of this Honorable House, for granting Monies for the following services, viz:

Council agree to 23 Money Grants

£600 For the support of the Transient Poor at Halifax.

350 To J. Howe, Esq. for Printing.

40 To L. Kavanagh, for conveyance of Judges in Cape-Breton.

100 For relief of Indians.

25 For the School in the Poor House at Halifax.

50 For the Parrsborough Packet.

50 For the Guysborough Packet.

400 For the Establishment at Sable Island.

300 For the Horton Academy.

100 For the Arichat Academy.

100 For Schools in charge of Rev. R. F. Uniacke.

135 For Yarmouth Academy.

50 For Lunenburg National School.

100 For Grammar School at Sydney, C. B.

50 For the Infant School at Halifax.

50 For the Halifax Dispensary.

20 For the Ferry at the Gut of Canso.

20 For the Ferry at the Shubenacadie River.

200 For the Halifax Steam Boat Company.

150 For Steam Boat between Pictou and Prince Edward's Island.

100 To J. Whitney, for carrying the Mails between Annapolis, Digby and St. John.

50 For the Halifax Mechanics' Institute and Library.

1500 & 51 For Post Communication.

And then the Messenger withdrew.

The Order of the Day being read for the presentation of the Scales of Division of Road Monies,

Ordered, That the said Scales be presented on Monday next.

Order of Day Presentation of Road Scales postponed

Ordered, That the Chairman of the Committee of Supply, do now report the several Resolutions which he has on former days been directed to report from the Committee, not already reported; and thereupon,

Order for reporting Resolutions from Com. of Supply

Mr. Kavanagh, the Chairman of the Committee of Supply, reported several Resolutions, which he read in his place; and afterwards delivered them in at the Clerk's Table, where they were again read, and are as follow:

Resolutions reported for granting

1. *Resolved*, That it is the opinion of this Committee, that the Sum of One Hundred Pounds be granted for the alteration and improvement of Roads in Queen's County, to be applied as follows:—Fifty Pounds thereof to be expended between Milton and Middlefield, and Fifty Pounds between Middlefield and Brookfield.

100l. Roads in Queen's County

2. *Resolved*, That it is the opinion of this Committee, that the Sum of Two Hundred Pounds be granted to erect a Bridge over the Kennetcook River, in Newport.

200l. for Kennet-cook Bridge

3. *Resolved*, That it is the opinion of this Committee, that the Sum of One Hundred Pounds be granted to aid the Inhabitants of the County of Lunenburg, to enable them to

100l. Bridge over LaHave River

re-build

re-build the Bridge across the LaHave River, on condition that the Members of the County provide an additional sum of One Hundred and Fifty Pounds to complete the same.

27l. 5s. P Furlong
4. *Resolved*, That it is the opinion of this Committee, that the Sum of Twenty-Seven Pounds Five Shillings be granted and paid to Peter Furlong, being a return of Duty paid by him upon Malt, as recommended in the report upon his Petition.

15l. to R Nickerson
5. *Resolved*, That it is the opinion of this Committee, that the Sum of Fifteen Pounds be granted and paid to Reuben Nickerson, to aid him in keeping proper accommodation for Travellers, on the Post Road between Shelburne and Barrington.

5l. to R K Marsters
6. *Resolved*, That it is the opinion of this Committee, that the Sum of Eight Pounds be granted and paid to R. K. Masters, for the same sum destroyed in Province Paper.

9l. 8s. 9d. to James Whalen
7. *Resolved*, That it is the opinion of this Committee, that the Sum of Eight Pounds Eight Shillings and Nine Pence be granted and paid to James Whalen, as a return of Duties on One Hundred and eight Gallons of Rum destroyed by leakage, agreeably to the report of the Select Committee on his Petition.

50l. 19s. 6d. &c. to Western Stage Coach Co.
8. *Resolved*, That it is the opinion of this Committee, that there should be granted and paid to the Western Stage Coach Company, the sum of Fifty Pounds Nineteen Shillings and Sixpence, return of Duties, and that the Collector of Colonial Duties at Halifax be authorised and directed to cancel the Bond given at his office for securing Duties on Coaches imported by said Company to the extent of Fifty-three Pounds Fifteen Shillings and Fourpence Currency.

Bounties on Oat Mill's
9. *Resolved*, That it is the opinion of this Committee, that the sum of Twenty Pounds be granted for each County for the encouragement of building Oat Mills, where there shall be only one applicant, and where more than one applicant in any County, the sum of Thirty Pounds to such County, to be divided amongst the several applicants; said sums to be drawn on the recommendation and upon the condition stipulated for similar Bounties last year: in the application of the sum allotted for the County of Digby, the Grist Mill of Peter Ringwood to be considered and rank as an Oatmill, but to receive Ten Pounds only, and the remaining Twenty Pounds in said County to be received by William B. Turnbull, upon the conditions aforesaid.

10l. each County for Rams
10. *Resolved*, That it is the opinion of this Committee, that the sum of Ten Pounds for each County of this Province, be granted and placed at the disposal of His Excellency the Lieutenant-Governor, in order to enable the several Courts of General Sessions to import, under such regulations as the said Court may adopt, an improved breed of Rams.

1000l. Delegates
11. *Resolved*, That it is the opinion of this Committee, that the sum of One Thousand Pounds be granted and placed at the disposal of His Excellency the Lieutenant-Governor to pay the expenses of the Delegates appointed by the House of Assembly to proceed to England and represent the views of the House to Her Majesty's Government.

20l. John E. Fairbanks
12. *Resolved*, That it is the opinion of this Committee, that the sum of Twenty Pounds be granted to John E. Fairbanks, as a Bounty upon the importation of a Bull and two Heifers, of the Ayrshire Breed, to be paid to him upon his giving security by Bond to keep and maintain the same within the Province for the improvement of Stock.

20l. R Gibbons, Jr.
13. *Resolved*, That it is the opinion of this Committee, that the sum of Twenty Pounds be granted and paid to Richard Gibbons, Junior, agreeably to the prayer of his Petition.

50l. Road from Annapolis to Queen's County
14. *Resolved*, That it is the opinion of this Committee, that the sum of Fifty Pounds be granted and applied to the repairing of the Road which forms the line of communication between the Counties of Annapolis and Queen's, and for repairing the Bridges thereon.

11. 10s. Rufus J Sanders
15. *Resolved*, That it is the opinion of this Committee, that the sum of One Pound Ten Shillings be granted and paid to Rufus J. Sanders, as a return of Duties paid by him, agreeably to his Petition, and the report of the Committee thereon.

10l. John Carten
16. *Resolved*, That it is the opinion of this Committee, that the sum of Ten Pounds be granted and paid to John Carten, as a return of Duties paid on a Cask of Liquor, supposed to contain Brandy, pursuant to report of the Committee.

10l. 10s. Jas. Dawson
17. *Resolved*, That it is the opinion of this Committee, that the sum of Ten Pounds Ten Shillings be granted and paid to James Dawson, as a return of Duties paid by him on Agricultural implements, agreeably to his Petition, and the report of the Committee thereon.

Resolved,

18. *Resolved*, That it is the opinion of this Committee, that the sum of One Hundred Pounds be granted and paid to George P. Lawson and Henry Lawson, as a part return of Duties paid by them on the importation of Mill Machinery, pursuant to their Petition, and the report of the Committee thereon. 150l. G P Lawson and Henry Lawson
19. *Resolved*, That it is the opinion of this Committee, that such a sum be granted and paid to Andrew Henderson, in aid of the Academy taught by him at Annapolis, as with the Grammar School allowance drawn from the School Funds of that County will make up One Hundred Pounds. 100l. Andrew Henderson
20. *Resolved*, That it is the opinion of this Committee, that the sum of Fifty Pounds be granted and paid to support an Academy at St. Andrew's, in the County of Sydney, pursuant to the prayer of the Petition of C. M'Kinnon and others. 50l. Academy at St. Andrew's County of Sydney
21. *Resolved*, That it is the opinion of this Committee, that the sum of Twenty Pounds be granted and paid to the President and Office Bearers of the Sydney Mechanics' Institute, to aid them in purchasing Books and Apparatus. 20l. Sydney Mechanics' Institute
22. *Resolved*, That it is the opinion of this Committee, that the sum of Twenty Pounds be granted and paid to the President and Office Bearers of the Colchester Literary Society, to aid them in purchasing Books and Apparatus. 20l. Colchester Literary Society
23. *Resolved*, That it is the opinion of this Committee, that the sum of Twenty Pounds be granted and paid to the President of the Pictou Literary and Scientific Society, to be appropriated and expended in Philosophical Apparatus, and Books for the Library, in connection with the same. 20l. Pictou Literary Society
24. *Resolved*, That the sum of One Hundred Pounds be granted and paid to Hugh Bell and others, to support a School in connexion with the Methodist Church in Halifax. 100l. for Methodist School
25. *Resolved*, That it is the opinion of this Committee, that the sum of One Hundred Pounds be granted and paid to the Commissioners of the Lunenburg Academy, in aid of that Institution for the present year, agreeably to the Report of the Committee on Education. 100l. Lunenburg Academy
26. *Resolved*, That it is the opinion of this Committee, that the sum of One Hundred and Fifty Pounds be granted towards the rebuilding of two Bridges in the County of Sydney—one being on the South River on the Main Post Road to Cape-Breton—the other being on the South River on the Main Post Road to Guysborough—to be paid as soon as the remaining sum required for said purposes shall have been made up, either from the Road Appropriation to said County, or jointly, from said Fund, and from a sum to be raised by Inhabitants of said County. 150l. Bridges Cy. of Sydney
27. *Resolved*, That it is the opinion of this Committee, that the sum of Two Hundred Pounds be granted and placed at the disposal of His Excellency, to be applied in rebuilding the Bridge across the Eight Mile Brook, on the New Line from Reid's, Mount Tom, to the West River of Pictou, and in forming the Embankment and Road connected with the said Bridge. 200l. Bridges Pictou
28. *Resolved*, That it is the opinion of this Committee, that the Sum of One Hundred Pounds be granted and paid to aid the Inhabitants of Baxter's Harbour, to erect a Wharf or Pier at that place, in Cornwallis, but not to be drawn from the Treasury, until it shall be certified to the satisfaction of His Excellency the Lieutenant-Governor, that the Sum of One Hundred and Fifty Pounds has been expended of the money subscribed for that purpose. 100l. Pier at Baxter's Harbour Cornwallis
29. *Resolved*, That it is the opinion of this Committee, that the Sum of One Hundred Pounds be granted to aid in the erection of a Breakwater at Margaretville, to be drawn when it shall be satisfactorily made to appear to His Excellency the Lieutenant-Governor that the Sum of Two Hundred Pounds has been raised by private contribution, and expended in said work, and that the use of the Pier has been secured to the use of the Public. 100l. Breakwater at Margaretville
30. *Resolved*, That it is the opinion of this Committee, that the Sum of Twenty Pounds be granted and paid to Edmund Crowell, to remunerate him for relieving Shipwrecked Mariners, and to enable him to keep a Boat for that purpose, at Seal Islands, in conformity with the report of the Committee. 20l. E. Crowell
31. *Resolved*, That it is the opinion of this Committee, that the Sum of One Hundred Pounds be granted and paid towards the erection of a Pier, at the Mouth of Saint Mary's River, 100l. Pier at St. Mary's River

River, when it shall be certified to His Excellency the Lieutenant-Governor, that the Sum of Two Hundred Pounds has been raised and expended by the Inhabitants in the erection of said Pier.

1001. Pier in Clare

32. *Resolved*, That it is the opinion of this Committee, that the Sum of One Hundred Pounds be granted towards building a Breakwater at Wells' Cove, in the Township of Clare, to be paid when it shall be proved to the satisfaction of His Excellency the Lieutenant-Governor, that the site has been conveyed for the use of the Public, and that the Sum of Two Hundred Pounds has been subscribed and expended by Petitioners for that purpose.

2501. Yarmouth Light-House

33. *Resolved*, That it is the opinion of this Committee, that the Sum of Two Hundred and Fifty Pounds be granted and paid towards the erection of a Light-House at the entrance of Yarmouth Harbour, in addition to the Sum of £750 already granted, pursuant to the Resolution of the House of Assembly, communicated to His Excellency the Lieutenant-Governor this Session.

101. Cornelius Craig

34. *Resolved*, That it is the opinion of this Committee, that the Sum of Ten Pounds be granted and paid to Cornelius Craig, to enable him to keep up the Ferry across the Narrows, at the entrance of Sable River, in the County of Shelburne.

561. 10s. 11d. Overseers of Poor Pictou

35. *Resolved*, That it is the opinion of this Committee, that the Sum of Thirty-six Pounds Ten Shillings and Eleven-pence be granted and paid to the Overseers of the Poor for the Township of Pictou, for the current year, to remunerate said Township for expenses incurred in the support and relief of Transient Paupers, during the last year.

101. 15s. 5d. William Adamson

36. *Resolved*, That it is the opinion of this Committee, that the Sum of Ten Pounds Thirteen Shillings and Five-pence be granted and paid to William Adamson, of Pictou, to remunerate him for expenses incurred in relieving and supporting two Sailors, being Transient Persons and Paupers, pursuant to the prayer of his Petition, and the report of the Committee thereon.

161. 9s. 8d. Overseers of Poor Annapolis

37. *Resolved*, That it is the opinion of this Committee, that the Sum of Sixteen Pounds Nine Shillings and Eight-pence be granted and paid to the Overseers of the Poor of the Township of Annapolis, to reimburse them for certain expenses incurred in support of a Transient Pauper, agreeable to the report of the Committee.

191. 2s. Overseers of Poor Horton

38. *Resolved*, That it is the opinion of this Committee, that the Sum of Nineteen Pounds Two Shillings be granted and paid to the Overseers of the Poor for the Township of Horton, in order to enable them to defray certain expenses incurred in Medical and other Attendance, on two Sick Indians, agreeably to the report of the Committee.

31. 15s. Overseers Poor Barrington

39. *Resolved*, That it is the opinion of this Committee, that the Sum of Three Pounds Fifteen Shillings be granted and paid to the Overseers of the Poor for the Township of Barrington, to reimburse them the expenses of Transient Paupers.

81. 12s. 6d. Wm. Cunnabell

40. *Resolved*, That it is the opinion of this Committee, that the Sum of Eight Pounds Twelve Shillings and Six-pence be granted and paid to William Cunnabell, being a return of Duties paid by him upon the Importation of a Printing Press.

601. Revenue Boat Digby

41. *Resolved*, That it is the opinion of this Committee, that the Sum of Sixty Pounds be granted and placed at the disposal of His Excellency the Lieutenant-Governor, for the purpose of continuing the Revenue Boat, at the entrance of Annapolis River, during the present year, under the direction of the Collector of Customs at Digby.

601. Revenue Boat Gut of Canso

42. *Resolved*, That it is the opinion of this Committee, that the Sum of Sixty Pounds be granted and placed at the disposal of His Excellency the Lieutenant-Governor, for the purpose of Establishing a Revenue Boat, for the collection of Light Duties and other services, at the Gut of Canso, during the present year.

301. Revenue Boat Sydney C. B.

43. *Resolved*, That it is the opinion of this Committee, that the Sum of Thirty Pounds be granted and placed at the disposal of His Excellency the Lieutenant-Governor, for the purpose of employing a Revenue Boat at Sydney, in the County of Cape-Breton, to aid in the protection of the Revenue, and for the collection of Light Duties, and other services, at that Port.

201. Pictou Revenue Boat

44. *Resolved*, That it is the opinion of this Committee, that the Sum of Twenty Pounds be granted and placed at the disposal of His Excellency the Lieutenant-Governor, for the purpose

purpose of employing a Revenue Boat and Tide Waiters at Pictou, to aid in the protection of the Revenue, to be under the direction of the Collector of Excise at that Port.

45. *Resolved*, That it is the opinion of this Committee, that the Sum of Sixty-three Pounds be granted and paid to John Munro, Land Surveyor, being the amount of his Account, for examining and surveying the proposed Lines of Road between Polleys' and Keys', on the Main Eastern Road.

69l. J. Munro
Land Surveyor

46. *Resolved*, That it is the opinion of this Committee, that the Sum of Eighty Pounds be granted and paid towards the re-building of the Bridge lately carried away by the Freshet, at Margaree.

80l. Bridge at Margaree

47. *Resolved*, That it is the opinion of this Committee, that the Sum of Eighty Pounds be granted and paid to re-build four Bridges over Salmon or Gaspereaux River, (so called,) in Horton, which were carried away by the late Freshet.

80l. Brige at Horton

48. *Resolved*, That it is the opinion of this Committee, that the Sum of One Hundred Pounds be granted and paid in aid of the repair of Little Arichat Bridge.

100l. Bridge Arichat

49. *Resolved*, That it is the opinion of this Committee, that the Sum of One Hundred Pounds be granted and placed at the disposal of His Excellency the Lieutenant-Governor, to be applied in erecting or repairing such Bridge or Bridges in the County of Guysboro', as he may deem necessary.

100l. Bridges
Guysborough

The first and second Resolutions reported from the Committee were agreed to by the House.

1st & 2d Resolutions agreed to

Mr. Howe moved that the third Resolution reported from the Committee be not received by the House: which, being seconded and put, passed in the negative.

Motion not to receive 3d Resolution negatived
Resolution agreed to

The said third Resolution was then agreed to by the House.

Mr. Waterman moved that the fourth Resolution reported from the Committee be not received by the House: which, being seconded and put, passed in the negative.

Motion not to receive 4th Resolution negatived

The said fourth Resolution was then agreed to by the House.

Mr. Archibald moved that the fifth Resolution reported from the Committee be not received by the House: which, being seconded and put, passed in the negative.

Motion not to receive 5th Resolution negatived

The said fifth Resolution was then agreed to by the House.

The sixth, seventh, eighth and ninth, Resolutions reported from the Committee were then agreed to by the House.

Resolution agreed to

Mr. Young moved that the tenth Resolution reported from the Committee be not received by the House: which, being seconded and put, was agreed to by the House.

6th 7th 8th & 9th Resolutions agreed to

Mr. Dickey moved that the eleventh Resolution reported from the Committee be not received by the House: which, being seconded and put, and the House dividing thereon, there appeared for the motion, nine; against it, thirty-one:

Motion not to receive 10th Resolution carried
Motion not to receive 11th Resolution negatived

For the motion,

- Mr Forrester
- Mr Holmes
- Mr Dickey
- Mr Heckman
- Mr Miller
- Mr Whitman
- Mr J Sargent
- The Hon Mr Dewolf
- Mr Thorne

Against the motion,

- | | | |
|---------------|----------------|---------------|
| Mr Holdsworth | Mr Spearwater | Mr Dickson |
| Mr Taylor | Mr Smith | Mr Kavanagh |
| Mr Fairbanks | Mr Robicheau | Mr M' Dougall |
| Mr Holland | Mr M'Lellan | Mr Morton |
| Mr Archibald | Mr Allison | Mr McKim |
| Mr M'Donald | Mr D'Entremont | Mr DesBarres |
| Mr Elder | Mr McHeffy | Mr Bell |
| Mr Upham | Mr Benjamin | Mr Chipman |
| Mr Forrestall | Mr Waterman | Mr Goudge |
| Mr Howe | Mr Annand | |
| Mr Lewis | Mr Clements | |

So it passed in the negative.

The said eleventh Resolution was then agreed to by the House.

The twelfth Resolution reported from the Committee was agreed to by the House.

Mr. McLellan moved that the thirteenth Resolution reported from the Committee be not received by the House: which, being seconded and put, passed in the negative.

Resolution agreed to

The said thirteenth Resolution was then agreed to by the House.

The fourteenth, fifteenth, sixteenth, seventeenth, eighteenth, nineteenth and twentieth, Resolutions were then agreed to by the House.

Motion not to receive 13th Resolution negatived

Mr. Goudge successively moved that the twenty-first, twenty-second and twenty-third, Resolutions

14th 15th 16th 17th 18th 19th & 20th Resolutions agreed to

Motion not to receive 21st 22d 23d

Resolutions respectively negatived

Resolutions reported from the Committee respectively, be not received by the House : which motions being respectively seconded, and the question thereon put, severally passed in the negative.

Resolutions agreed to
24th Resolution agreed to

The said Resolutions were then agreed to by the House.

The twenty-fourth Resolution reported from the Committee was then agreed to by the House.

Motion not to receive 25th Resolution negatived

Mr. Young moved that the twenty-fifth Resolution reported from the Committee be not received by the House : which, being seconded and put, and the House dividing thereon, there appeared for the motion, fifteen ; against it twenty-one. So it passed in the negative.

Resolution amended and agreed to

On motion of Mr. Heckman, *resolved*, that the said Resolution be amended by leaving out the words "One Hundred," and inserting instead thereof the word "Fifty."

The said Resolution, as amended, was then agreed to by the House.

Motion not to receive 26th Resolution negatived

Mr. Lewis moved that the twenty-sixth Resolution reported from the Committee be not received by the House : which, being seconded and put, and the House dividing thereon, there appeared for the motion, fifteen ; against it, nineteen. So it passed in the negative.

Resolution agreed to
27th Resolution agreed to

The said Resolution was then agreed to by the House.

The twenty-seventh Resolution reported from the Committee was then agreed to by the House.

Motion not to receive 28th Resolution negatived

Mr. Lewis moved that the twenty-eighth Resolution reported from the Committee, be not received by the House : which, being seconded and put, passed in the Negative.

Resolution agreed to

The said twenty-eighth Resolution was then agreed to by the House.

Resolutions from 29th to 43d inclusive agreed to

The Resolutions reported from the Committee, from the twenty-ninth to the forty-third, both inclusive, were then respectively agreed to by the House.

Motion not to receive 44th Resolution negatived

Mr. Goudge moved that the forty-fourth Resolution reported from the Committee, be not received by the House : which, being seconded and put, and the House dividing thereon, there appeared, for the motion, fourteen ; against it, nineteen.

So it passed in the Negative.

Resolution agreed to
45th 46th 47th & 48th Resolutions agreed to

The said forty-fourth Resolution was then agreed to by the House.

The forty-fifth, forty-sixth, forty-seventh, and forty-eighth Resolutions reported from the Committee, were then respectively agreed to by the House.

Motion not to receive 49th Resolution negatived

Mr. Goudge moved that the forty-ninth, being the last Resolution reported from the Committee, be not received by the House : which, being seconded and put, and the House dividing thereon, passed in the Negative.

Resolution agreed to
Resolutions to be sent to Council

The said Resolution was then agreed to by the House.

Ordered, That the Clerk do carry to the Council the said several Resolutions agreed to by this House, and desire the concurrence of the Council thereto.

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

Monday, 18th March, 1839.

PRAYERS.

Motion for rescinding Resolution for granting £20 for Revenue Boat Pictou negatived

Mr. McLellan moved that the Resolution from the Committee of Supply, agreed to by the House, for granting £20 for a Revenue Boat at the Port of Pictou, be rescinded : which, being seconded and put, and the House dividing thereon, there appeared, for the motion, nineteen ; against it, twenty-two.

So it passed in the Negative.

Motion for leave to present Pet. of Com. of Trade and Manufactures at Halifax carried on Division

Mr. Howe moved for the special leave of the House, to present a Petition of the Committee of Trade and Manufactures at Halifax : which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty ; against it, nineteen.

So it passed in the Affirmative.

Pet. of Com. of Trade, &c. at Halifax presented respecting Steam Com-

Mr. Howe accordingly presented said Petition, and the same was read, setting forth the advantages to be derived from establishing a Line of Steam Boats between Halifax and the Western Ports of this Province, referring to a report of said Committee on that subject, accompanying

MONDAY, 18th MARCH, 1839.

accompanying the Petition, and praying that an Annual Grant may be made in encouragement of the first two Boats employed in that service during five years, from the time they may commence plying.

The said report referred to in said Petition, was also read by the Clerk.

(See Appendix, No. 64.)

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

A Message from the Council, by Mr. Halliburton :

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act to continue and amend the Act, entitled, An Act for granting Colonial Duties of Impost for the support of His Majesty's Government within this Province, and for promoting the Agriculture, Commerce, and Fisheries thereof; the Bill, entitled, An Act to continue the Act for the general regulation of the Colonial Duties; the Bill, entitled, An Act to continue and amend the Act for regulating the Importation of Goods; the Bill, entitled, An Act to continue and amend the Act for the Warehousing of Goods; the Bill, entitled, An Act to continue the Act concerning Goods exported and for granting Drawbacks; and the Bill, entitled, An Act to continue the several Acts for the prevention of Smuggling, severally, without any amendment.

The Council have agreed to the Bill, entitled, An Act to continue the Act for granting Duties on Licenses, and in amendment thereof; the Bill, entitled, An Act to continue and amend the Act for granting Duties on Licenses for the Sale of Spirituous Liquors, and for Sales by Auction, to persons resident in the Town of Halifax; and the Bill, entitled, An Act to amend the Act relating to Passengers from Great-Britain and Ireland arriving in this Province, with amendments to the said Bills respectively—to which amendments they desire the concurrence of this Honorable House.

And then the Messenger withdrew.

On motion, the House resolved itself into a Committee on Bills.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had gone through the Bill to appoint a new Board of Governors for Dalhousie College at Halifax; the engrossed Bill from the Council, entitled, An Act to provide for the selection and appointment of Trustees of Land granted, reserved, or otherwise allotted as School Lands, or for Schools in this Province; the Bill to Incorporate the Wilmot Pier Company; the Bill in further amendment of, and additional to, the Acts relating to Trespasses; the Bill to continue the several Acts now in force for the Inspection of Flour and Meal; the Bill further to amend the Act for granting Patents for useful Inventions; the Bill for the relief of Insolvent Debtors imprisoned under Mesne Process; the Bill further to amend the several Acts for the regulation and management of the Grammar School or Academy at Annapolis; and the Bill to continue the Act relative to the assessment of Dyke Rates for the new or Wickwire Dyke in Horton; and had directed him to report the said Bills to the House, severally, without any amendment. That the Committee had also gone through the Bill to continue the Act to regulate the Fisheries of Chedabucto Bay; the Bill to prevent the stealing of Dogs, Beasts or Birds, not the subject of Larceny; the Bill for establishing the times and places of holding the Polls at Elections of Representatives; the Bill to provide for an additional Term of the Supreme Court in the County of Digby; and the Bill to continue the Act in further addition to, and in amendment of, the Act for the choice of Town Officers and regulating of Townships, and the Act to alter and amend the same, and had made sundry amendments to the said Bills respectively, which they had directed him to report to the House with the amendments; and he afterwards delivered the said several Bills, with the amendments to certain of said Bills as aforesaid, in at the Clerk's Table.

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

munication between
Halifax and Out
Ports

Council agree to
Colonial Duties

Regulation Bill

Importation Bill
Warehousing Bill
Drawback Bill and
Smuggling prevention
Bill without
amndt.

Council agree to
General License
Bill and

Halifax License Bill

Passengers Act Bill
with amndt.

Com. on Bills

Report Dalhousie
College Bill
Council's School
Land Bill
Bill to Incorporate
Wilmot Pier Co.
Bill to amend Tres-
pass Acts
Bill to continue
Flour & Meal In-
spection Acts
Bill to amend Pa-
tent Act
Bill for relief of In-
solvent Debtors im-
prisoned under
Mesne Process
Bill to amend An-
napolis Academy
Acts and
Bill to continue
Act relative to As-
sessment for Wick-
wire Dyke without
amendment
Chedabucto Bay
Fishery Bill
Bill to prevent
Stealing of Dogs
&c.
Bill respecting Polls
at Elections
Bill to provide for
additional term of
Sup. Court Digby
And Town Officers
continuing Bill
with amndts.

Amndts. agreed to

The said amendments to the said Bills reported with amendments, were severally read by the Clerk, and, upon the question respectively put thereon, were agreed to by the House.

Bill with amndts. to be engrossed
Bills without amdt. to be engrossed
Council's School Lands Bill to be read a third time to-morrow

Ordered, That the Bills with the amendments be engrossed.

Ordered, That the Bills reported without amendment (excepting the engrossed Bill from the Council,) be engrossed.

Ordered, That the engrossed Bill from the Council reported from the Committee, be read a third time, to-morrow.

Report from Com. to bring in Bill in relation to Great Post Roads
Bill presented for appropriating Monies for great Post Roads
Leave of absence to Mr. McLellan
Leave of absence to Mr. McDonald

The Hon. Mr. Uniacke reported from the Committee appointed on Thursday last, the 14th inst. to prepare and bring in a Bill to carry into effect the Resolution of the House, in relation to the Great Post Roads of the Province; and thereupon, presented a Bill for appropriating certain Monies for the Great Post Roads, and the same was read a first time, and ordered to be read a second time.

Ordered, That Mr. McLellan have leave of absence from this House after Saturday next, the 23d instant, to return home on urgent private business.

Ordered, That Mr. McDonald have leave of absence from this House after Monday next, the 25th instant, to return home on account of sickness in his family.

Presentation of Road Scales postponed

The Order of the Day being read, for the presentation of the Scales of division of Road Monies,

Ordered, That the said Scales be presented to-morrow.

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

Tuesday, 19th March, 1839.

PRAYERS.

Council's School Lands Bill read 3d time

The engrossed Bill from the Council, entitled, An Act to provide for the selection and appointment of Trustees of Lands granted, reserved, or otherwise allotted as School Lands, or for Schools, in this Province, was read a third time.

Agreed to

Resolved, That the Bill be agreed to by this House.

Sent to Council

Ordered, That the Clerk do carry the Bill to the Council, and acquaint them that this House have agreed to the said Bill without any amendment.

Engrossed Bill read 3d time, viz. Bill respecting the holding of Polls at Elections
Passed

An engrossed Bill for establishing the times and places of holding the Polls at Elections of Representatives, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act for establishing the times and places of holding the Polls at Elections of Representatives.

Dalhousie College Bill

An engrossed Bill to appoint a new Board of Governors for Dalhousie College, at Halifax, was read a third time.

Passed

Resolved, That the Bill do pass, and that the title, An Act to appoint a new Board of Governors for Dalhousie College, at Halifax.

Bill for relief of Insolvent Debtors imprisonment under Mesne process
Passed

An engrossed Bill for the relief of Insolvent Debtors, imprisoned under Mesne Process, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act for the relief of Insolvent Debtors, imprisoned under Mesne Process.

Bill to Incorporate Wilmot Pier Co.
Passed

An engrossed Bill to Incorporate the Wilmot Pier Company, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to Incorporate the Wilmot Pier Company.

Bill to continue Wickwire Dyke rate Assessment
Passed

An engrossed Bill to continue the Act relative to the assessment of Dyke Rates, for the new or Wickwire Dyke, in Horton, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act relative to the assessment of Dyke Rates, for the new or Wickwire Dyke, in Horton.

Chedabucto Bay Fishery Bill

An engrossed Bill to continue the Act to regulate the Fisheries of Chedabucto Bay, was read a third time.

Passed

Resolved, That the Bill do pass, and that the title be, An Act for the regulation of the Fisheries at Chedabucto Bay.

An engrossed Bill to continue the several Acts now in force for the Inspection of Flour and Meal, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to continue the several Acts now in force for the inspection of Flour and Meal.

An engrossed Bill to provide for an additional term of the Supreme Court at Digby, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to provide for an additional term of the Supreme Court at Digby, and to alter the time of holding the Supreme Court at Yarmouth.

An engrossed Bill further to amend the several Acts for the regulation and management of the Grammar School or Academy at Annapolis, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act further to amend the several Acts for the regulation and management of the Grammar School or Academy at Annapolis.

An engrossed Bill in further amendment of, and additional to, the Acts relating to Trespasses, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act in further amendment of, and additional to, the Acts relating to Trespasses.

An engrossed Bill further to amend the Act for granting Patents for useful Inventions, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act for granting Patents for useful Inventions.

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

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

An engrossed Bill to prevent the stealing of Dogs, Beasts or Birds, not the subject of Larceny, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to prevent the stealing of Dogs, Beasts or Birds, not the subject of Larceny.

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

Mr. Archibald moved, that he have leave of absence from this House to return home on urgent private business, on Friday next, the 22d instant: which, being seconded and put, and the House dividing thereon, passed in the affirmative.

Ordered, accordingly.

Mr. Morton moved, that Mr. Smith have leave of absence from this House, to return home after Monday next, the 25th instant, on urgent private business: which, being seconded and put, and the House dividing thereon, passed in the affirmative.

Ordered, accordingly.

Mr. Young, from the Committee of Privileges, reported upon the engrossed Bill from the Council, entitled, An Act to extend the jurisdiction of Justices of the Peace, in certain cases, and to enable them to try cases of Common Assaults and Batteries, referred to said Committee; that the Committee had examined the said Bill, and are of opinion that it ought not to be considered by this House, as it contains clauses relating to penalties and other Money matters, such as cannot, consistently with the privileges of this House, originate in the Council; and thereupon,

Ordered, That the said Report be received and adopted by this House.

A Bill for appropriating certain Monies for the Great Post Roads, was read a second time; and thereupon,

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

Bill to continue Flour & Meal Inspection Bill Passed

Bill to provide another Term of Sup. Court at Digby

Passed

Bill to amend Annapolis Academy Acts

Passed

Bill to amend Trespasses Acts

Passed

Bill to amend Patents Acts

Passed

Town Officers Continuing Bill

Passed

Bill to prevent Dog Stealing, &c.

Passed

Bills sent to Council

Leave of absence to Mr. Archibald

Leave of Absence to Mr. Smith

Report from Com. of Privileges on Councils Bill to extend jurisdiction of Magistrates, &c.

Report read and adopted

Bill for opening Great Post Roads read 2d time

Motion to defer Bill to next Session

For

For the Motion,

Mr McKim
Mr Bell
Mr Goudge
Mr Clements
Mr Holland
Mr Lewis
Mr D'Entremont
Mr Forrester
Mr Benjamin
Mr Waterman

Mr Robicheau
Mr Allison
Mr Whitman
Mr McLellan
Mr Spearwater
Mr Upham
Mr Dickey
Mr Elder
Mr Holdsworth
Mr Taylor

Against the Motion,

Mr Dickson
Mr J Sargent
Mr Forrestall
Mr McDonald
Mr Smith
Mr M'Heffey
Mr Holmes
Mr Heckman
Mr Miller
The Hon Mr Dewolf

Mr DesBarres
Mr Chipman
The Hon Mr Uniacke
Mr Howe
Mr Archibald
Mr Annand
Mr Young
Mr Morton
Mr Fairbanks
Mr Kavanagh

Division thereon

Speaker's casting
Vote for the motion
Bill deferred

Petition of Acadian
School referred
to Supply

Com. of Supply

Resolutions report-
ed, viz.

Resolution for
granting 4000l. for
building a Bridewell

Resolution for grant-
ing 300l. per year
in aid of Steam
Communication

Agreed to on divi-
sion

Whereupon, Mr. Speaker gave his casting vote for the motion, and it passed in the affir-
mative.

Ordered, That the further consideration of the Bill be deferred until the next Session.

On motion of Mr. Forrester, *resolved*, that the Petition of the Committee of the Royal
Acadian School at Halifax, presented to this House on the 9th February last, be referred to
the Committee of Supply.

On motion, the House resolved itself into a Committee of Supply.

Mr. Speaker left the Chair,
Mr. Kavanagh took the Chair of the Committee,
Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had come to two Resolutions,
which they had directed him to report to the House; and he delivered the said Resolutions
in at the said Clerk's Table.

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

The said Resolutions reported from the Committee, being read by the Clerk, are as fol-
low:

1st. *Whereas* the punishment of Criminals ought to be applied, with a view to reforma-
tion and restoration to Society of the Culprits, for which objects, the Penitentiary system
adopted in Great Britain and the United States, is justly applauded; *And whereas*, the di-
lapidated state of the present Bridewell in the Town of Halifax, renders it totally inefficient
for the above objects; and it is necessary that provision be made for erecting a new
Building of a Provincial character and under Provincial control:

Resolved, That it be recommended to the House to appoint a Committee to select a suit-
able site, and cause such Building to be erected on the most approved principle, and that
the sum of £1000 per annum be granted and placed at the disposal of His Excellency the
Lieutenant-Governor to defray the expence to be incurred—*provided*, no greater sum than
£4000 be drawn from the Treasury for that purpose; and that the said Committee shall be
authorised to anticipate said Grant by borrowing any part thereof, at five per cent. or less,
if it can be obtained.

2d. *Resolved*, That it is the opinion of this Committee, that the sum of £300 be granted
and paid each and every year for three years, to encourage the establishment of Steam
Communication between Halifax and the Western Sea Ports—the same to be paid on it
being certified to the satisfaction of His Excellency the Lieutenant-Governor that a Boat
has plied between Halifax and Yarmouth, nine months in each year, touching at Lunen-
burg, Liverpool and Shelburne.

The said first Resolution being again read, and the question put thereon, there appeared,
for agreeing to the Resolution, twenty-six; against it, nine:

For the Resolution,

Mr Howe
Mr McKim
Mr Fairbanks
Mr DesBarres
Mr Annand
Mr Archibald
Mr Clements
Mr D'Entremont
Mr Bell

Mr. Hon Mr Uniacke
Mr Forrester
Mr Forrestall
Mr Holmes
Th Young
Mr Miller
Mr Chipman
Mr Heckman
Mr McDonald

Mr Allison
The Hon Mr Dewolf
Mr Spearwater
Mr Robicheau
Mr Taylor
Mr Dickson
Mr Whitman
Mr Holdsworth

Against the Resolution,

Mr Waterman
Mr McLellan
Mr Elder
Mr Dickey
Mr Lewis
Mr Benjamin
Mr Smith
Mr Morton
Mr Goudge

So it passed in the Affirmative.

Ordered.

TUESDAY, WEDNESDAY and THURSDAY, 19th, 20th and 21st MARCH, 1839.

Ordered, That Mr. Forrester, Mr. Howe, Mr. Bell, the Hon. Mr. Uniacke and Mr. Young, be a Committee, pursuant to said Resolution. Com. under Resolution

Mr. Goudge then moved that the House do now adjourn: which, being seconded and put, and the House dividing thereon, passed in the Negative. Adjournment negatived

The second Resolution reported from the Committee being then again read, Resolution for grant to Steam Boat

Mr. Goudge moved that the said Resolution be not received by the House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, ten; against it, twenty five. Motion not to receive Resolution

For the motion,

Mr Waterman
Mr McLellan
Mr Elder
Mr Dickey
Mr Lewis

Mr Benjamin
Mr Smith
Mr Goudge
Mr Allison
Mr Whitman

Against the motion,

Mr Howe
Mr M Kim
Mr Fairbanks
Mr DesBarres
Mr Annand
Mr Archibald
Mr Clements
Mr D'Entremont
Mr Bell

The Hon Mr Uniacke
Mr Forrester
Mr Holmes
Mr Young
Mr Miller
Mr Chipman
Mr Heckman
Mr McDonald
The Hon Mr Dewolf
Mr Spearwater
Mr Robicheau
Mr Taylor
Mr Dickson
Mr Holdsworth
Mr Morton
Mr Forrestall

So it passed in the Negative.

The said second Resolution was then agreed to by the House. Negatived

Ordered, That the Clerk do carry the Resolutions to the Council, and desire their concurrence. Resolution agreed to

The Order of the Day being read for the presentation of the Scales of Division of Road Monies, Postponement of Order of Day Presentation of Road Scales

Ordered, That the said Scales be presented To-morrow.

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

Wednesday, 20th March, 1839.

PRAYERS.

On motion, the House resolved itself into the Committee of Supply. Com. of Supply

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had come to several Resolutions, which they had directed him to report to the House.

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

Ordered, That the report of the Resolutions from the Committee be received at a future day. Report of Resolutions postponed

The Order of the Day being read for the presentation of the several Scales of Division of Road Monies, Presentation of Road Scales postponed

Ordered, That the said Scales be presented to-morrow.

Then the House adjourned until To-morrow, at 12 o'clock.

Thursday, 21st March, 1839.

PRAYERS.

The amendments proposed by the Council to the Bill, entitled, An Act to continue the Act for granting Duties on Licenses, and in amendment thereof; and to the Bill, entitled, An Act to continue the Act for granting duties on Licenses for the sale of Spirituous Liquors, and for Sales by Auction, to persons resident in the Town of Halifax, were severally read; and thereupon, Amendts. of Council to License Bills referred to Com. of Privileges

Ordered, That the said amendments be referred to the Committee of Privileges, to examine and report thereon to this House.

THURSDAY, 21st MARCH, 1839.

Report from Com.
on Certiorari Bill
amendments

Mr. DesBarres, from the Committee to whom was referred the Bill to facilitate the issuing Writs of Certiorari, in certain cases, reported that the Committee had considered said Bill, and had made sundry amendments thereto, which they had directed him to report to the House; and he delivered the Bill and amendments in at the Clerk's Table, where the said amendments were read.

Bill re-committed
with amendts.

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

Vote of credit for
Chocolate Bounty

On motion of Mr. Young, *resolved,* that His Excellency the Lieutenant-Governor be authorised and requested to allow and pay to the Manufacturers of Chocolate, until the next Session of the Provincial Legislature, such sum as shall be equal to Three Shillings for every Hundred Pounds thereof that shall be manufactured in this Province, and proved to the satisfaction of His Excellency to have been exported therefrom, and this House at its next Session will provide for the same.

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

Report of Address
to Her Majesty on
subject of Dis-
patches, &c.

Mr. Young reported from the Select Committee appointed to prepare an Address to Her Majesty, embodying the Resolutions passed by this House on the 30th January last, and the 6th February last, on the subject of the Despatches, &c.; and thereupon, presented to the House the draft of an Address, which he read in his place; and afterwards delivered it in at the Clerk's Table, where it was again read, and is a followeth, viz:

TO THE QUEEN'S MOST EXCELLENT MAJESTY.

THE HUMBLE ADDRESS OF THE HOUSE OF ASSEMBLY OF THE PROVINCE OF NOVA-SCOTIA.

May it please Your Majesty—

Address

WE, Your Majesty's faithful and loyal Subjects, the Representatives of the People of Nova-Scotia, humbly approach Your Majesty with the assurance of our unabated and cordial attachment to Your Majesty's Person and Government, valuing highly the privileges and blessings we enjoy as Members of the British Empire, and firmly determined to adhere to it at any hazard and at whatever sacrifice. We seek also to introduce into this Colony the same wholesome grounds and checks, the same control over the public Expenditure, and as near an approach as may be to the same Institutions which have secured the well-being and happiness of the Mother Country. A more economical and wise application of the public Revenue would enable us to devote to the internal improvement of the Country and the education of the people, large sums which are at present wasted in the payment of exorbitant Salaries, disproportioned to the duties to be performed, and to the station which the Public Officers, in a young and comparatively a poor Colony, should occupy. In offering a Civil List to Your Majesty in exchange for the Casual and Territorial Revenue, the Assembly had a just regard to the enlightened views of Your Majesty's Colonial Secretary, as expressed in the Despatches of 1837, and to the circumstances and habits of the People whom they represent, and in no instance have they urged any retrenchment or change in the local Government which would impair its efficiency for every useful and constitutional purpose, or have a tendency to destroy its free and independent action. The Assembly are most anxious that the abuses in the local Administration should be redressed—that it should conform to the spirit of the Constitution, and that the Legislative and Executive Councils should be made more acceptable to people than they now are.

The Assembly, finding that some of the Acts of this Legislature, and the views contained in their former Addresses to Your Majesty have been misunderstood, have proceeded, during the present Session, to review the enormous expense of maintaining the Custom-House and Excise Departments—the management of the Post-Office, and other Branches, disclosing on general principles, as well as in detail, the true state of our public affairs; and have adopted, after full inquiry, the various Resolutions which accompany this Address, most of these were carried by very large majorities, and some of them without a dissenting voice:

They

They embody the opinions and wishes of the people of this Province; and the Assembly humbly, but earnestly, entreat that Your Majesty will listen to them with a gracious ear. With the view also of affording the fullest information on the numerous topics comprehended in these Resolutions, the Assembly have deputed two of their Body, possessing their entire confidence to lay this their dutiful Address at the foot of the Throne, and to negotiate on the settlement of the Civil List, and the other important matters in which the people of this Province are so deeply interested—this House being firmly convinced that when the views they entertain are laid open and thoroughly apprehended, they cannot fail to recommend themselves to Your Majesty's approval, and to receive the Royal sanction.

Ordered, That the Draft of Address do lie on the Table.

The Order of the Day being read for presenting the several Scales of Division of the several Sums of Monies allotted to the respective Counties, out of the Sum granted for the service of Roads and Bridges.

Order of Day
Presentation of
Road Scales

The undermentioned Members presented to the House, Scales of Sub-division accordingly, for the respective Counties set against their names, viz :

Road Scales pre-
sented

Mr. Goudge for the County of Hants.
The Hon. Mr. Dewolf for King's County.
Mr. Fairbanks for Queen's County.
Mr. DesBarres for the County of Guysborough.
Mr. Holland for the County of Annapolis.
Mr. Clements for the County of Yarmouth.
Mr. J. Sargent for the County of Shelburne.
Mr. Upham for the County of Colchester.
Mr. Robicheau for the County of Digby.
Mr. Forrestall for the County of Sydney.
Mr. Kavanagh for the County of Richmond.

Mr. Smith moved that the Scale of Sub-division for the County of Hants be not received by the House, and that the following be substituted and received in place thereof:

Motion to substitute
another Scale for
Hants

RESOLVED, That the sum of Ten Hundred and Ninety Pounds, granted for the service of Roads and Bridges, in the County of Hants, be applied as follows:—

From the County line to Windsor,	£90	0	0
“ New Avon Bridge to Horton line,	30	0	0
On Chester Road to Swinehammer's Mill,	35	0	0
From Swinehammer's Mill to County line,	15	0	0
County line to Nelson's, Beaver Bank Road,	30	0	0
From Nelson's to Isaac Whittear's,	20	0	0
“ Isaac Whittear's to Kenetcook River,	10	0	0
“ Kennetcook River to Noel,	10	0	0
To rebuild Bridge at Muddy Marsh, Newport,	25	0	0
rebuild Bridge near Woolaver's, Newport,	35	0	0
repair Bridge at Steven's, Rawdon,	18	10	0
rebuild Bridge at Barrow's, Rawdon,	45	0	0
repair Bridge at Bond's, and Road to Best's Farm,	10	0	0
pay John Dimock, Esq. for rebuilding Bridge at Meander,	4	15	0
J. Withrow, Esq., and Isaac Whittear, for rebuilding Bridge at Thompson's,	7	10	0
Daniel Lockhart, for rebuilding Bridge over Mill Dam, Newport,	7	5	0
Isaac Withrow, for rebuilding Bridge at Tanner's, Rawdon,	5	0	0
rebuild Bridge over Tom Cod River, Douglas,	7	10	0
rebuild Bridge over Kennetcook River, on Noel Road,	45	0	0
From Noel to Shubenacadie,	10	0	0
Noel to Tenecape, in addition to £5 undrawn from the Treasury,	5	0	0
Hall's Bridge to Meeting-House, Nine Mile River,	20	0	0
Meeting-House to Blois's,	15	0	0

From

THURSDAY, 21st MARCH, 1839.

From Taggart's to Shubenacadie, on Indian Road,	£10	0	0
Wardrope's to Nine Mile River,	15	0	0
To repair Bridge at Rine's Creek, and Road to Five Mile River,	20	0	0
For Fisher's Road, near the Shubenacadie River,	5	0	0
From Burton's to Shubenacadie,	20	0	0
To pay R. Smith, Esq. for over-expenditure, 1836,	10	0	0
From Tenescape to Petite,	10	0	0
Petite to Rainy Cove, in addition to £10 undrawn,	5	0	0
Rainy Cove to Shivaree,	5	0	0
For alteration near Bradshaw's, in addition to £16 16s. undrawn,	15	0	0
From Cockmagun to Walton,	15	0	0
To pay Messrs. Parker and Salter for over-expenditure, 1836,	20	0	0
From Glen's Brook to Kennetcook Road, in addition to £6 undrawn,	5	0	0
Gore Road to Carver's Land,	5	0	0
Gore Road to Rawdon line, by Sandford's,	5	0	0
Burton's to Indian Road,	5	0	0
Indian Road to McPhee's Bridge,	5	0	0
Mosher's to John Blois', in addition to £10 undrawn,	5	0	0
For Hibbert Road, £5 of which to be expended betwixt Hibbert's Farm and Thompson's Road,	10	0	0
For alteration of Road near Liswill's Farm, Rawdon,	5	0	0
To aid the Inhabitants of Douglas in opening a new Road from Kennetcook to Densmore's Mill, Noel,	5	0	0
To aid the Inhabitants of Newport and Kempt, to erect a Bridge over the Kennetcook River, at Tucker's Creek, in addition to £200 voted the present Session,	200	0	0
To aid the Inhabitants of Newport to rebuild a Bridge on the Kennetcook River, near the Scotch Village,	75	0	0
From Felix Cochran's to Terfry's,	5	0	0
For alteration of the Post Road across the land of William Gabriel and Richard in Falmouth,	20	0	0
From old Avon Bridge to Horton line,	7	0	0
To repair the Bridge on the Main Road near David Shaw's,	5	0	0
For the Back Road to William Lyon's Mill,	10	0	0
For the Road from George Potter's to the old Main Road, and to complete the alteration,	5	0	0
From the Half-way River Bridge to Horton line,	5	0	0
To repair the old Avon Bridge,	7	10	0
From Isaac Dewolf's to old Avon Bridge,	10	0	0
From Trinholm's to Metzler's,	10	0	0
For new Ardoise Road, by Dawson's	5	0	0
From St. Croix to Josiah Davison's, East Marsh Road,	5	0	0
For alteration at Wind Mill Hill, near old Jail, Windsor,	15	0	0

£1085 0 0

To repair Bridge on Shubenacadie, near Key's,

5 0 0

£1090 0 0

Which, being seconded and put, and the House dividing thereon, passed in the Negative.

The said several Scales of Sub-division were then upon the question severally put thereon, agreed to by the House.

For the same as agreed to,

(See Appendix No. 65.)

On motion of Mr. Young, resolved, that the Sum of £780 allotted for Roads and Bridges in the County of Inverness, be placed at the disposal of His Excellency the Lieutenant-Governor, to be expended in that service.

On

Negatived

Scales agreed to

Resolution as to
Road Money for
Inverness

On motion of the Hon. Mr. Uniacke, *resolved*, that the Sum of £780 allotted for Roads and Bridges in the County of Cape-Breton, be placed at the disposal of His Excellency the Lieutenant-Governor, to be expended in that service.

Ordered, That the several Scales of Sub-division of Road Monies for the Counties of Pictou, Halifax, Cumberland and Lunenburg, respectively, be presented To-morrow.

Ordered, That the Chairman of the Committee of Supply do now report to the House the several Resolutions which he was yesterday directed to report from the Committee, and accordingly,

Mr. Kavanagh, the Chairman of the Committee of Supply, reported that the Committee had yesterday directed him to report to the House several Resolutions, which he delivered in at the Clerk's Table, where the same were read, and are as follow:—

1. *Resolved*, That it is the opinion of this Committee, that the Sum of Four Thousand Five Hundred Pounds be granted and placed at the disposal of His Excellency the Lieutenant-Governor, for the improvement of the Great Public Roads, in manner following, viz :

From the Sackville Road to Scott's, round the Basin, in addition to Subscriptions	£1,500
To improve and widen the Great Eastern Road from Dartmouth to Keys'	600
For Sackville Bridge	500
To avoid the Springfield Hills	400
For the general improvement of the Great Western Road to Horton	500
For the Road round Cumberland Mountain, and to meet the New-Brunswick Grant	1,000
	£4,500

2. *Resolved*, That it is the opinion of this Committee, that the Sum of One Hundred Pounds be granted and paid to complete the Bridge across the French River, at Tatamagouche.

3. *Resolved*, That it is the opinion of this Committee, that the Sum of Thirty Pounds be granted and paid to that portion of the Inhabitants, settled by Her Majesty's Government, on Lands in Sherbrooke, south of Aylesford, to enable them to erect a large Bridge over the Narrows of Spectacle Lake, (so called,) on the Great Leading Road passing through that place.

4. *Resolved*, That it is the opinion of this Committee, that the Sum of Two Hundred Pounds be granted and placed at the disposal of His Excellency the Lieutenant-Governor, to build and repair five important Bridges in the County of Cape-Breton, destroyed and impaired by the late Freshets in that County, between Sydney and the North West Arm.

5. *Resolved*, That it is the opinion of this Committee, that the Sum of Forty Pounds be granted and paid to pay the Salary of the Female Teacher in the African School, for the present year.

6. *Resolved*, That it is the opinion of this Committee, that the Sum of Fifteen Pounds be granted and paid to the Overseers of the Poor for the Township of Economy, to provide for the expense of taking care of, and removing, a Female Transient Pauper, found in the Woods, pursuant to the prayer of their Petition.

7. *Resolved*, That it is the opinion of this Committee, that the Sum of Seven Pounds be granted and paid to John Munro, of Pictou, Road Commissioner, to cover his expense in coming to Halifax, at the request of the Chairman of the Committee appointed to report on the line to be adopted as the leading Main Road from King's to Brookfield, on the Main leading Road, as per account rendered.

8. *Resolved*, That it is the opinion of this Committee, that the Sum of Fifty Pounds be granted and applied as follows, viz:—Twenty-five Pounds to be added to Forty Pounds, to be appropriated from the Sum allotted to the County of Shelburne, in the general division of Road Monies, for the purpose of re-building the Bridge across Jordan River, and Twenty-Five Pounds to be applied to the improvement of the Main Post Road, from Sable to Jordan River, in the County of Shelburne.

9. *Resolved*, That it is the opinion of this Committee, that the Sum of One Thousand and Twenty-five Pounds be granted and placed at the disposal of His Excellency the Lieutenant-Governor, in order to enable him to repay the advance made for remitting One

Resolution as to Road money for Cape Breton

Order for bringing in remainder of Road Scales

Report from Com. of Supply

4,500l. Great Post Roads

100l. Bridge Tatamagouche

30l. Bridge Sherbrooke

200l. Bridges Cape Breton

40l. African School

15l. Overseers of Poor Economy

7l. J. Munro

50l. Road and Bridge Shelburne

1025l. to repay advance for Canada sufferers

Thousand Pounds to His Excellency Sir John Colborne, Governor General, agreeably to the Resolution of this House, passed on the 31st January last, and agreed to by the Council.

100l. to repay advance to A. Henderson

10. *Resolved*, That it is the opinion of this Committee, that the Sum of One Hundred Pounds be granted and placed at the disposal of His Excellency the Lieutenant-Governor, in order to repay the amount advanced by him towards the support of the Academy kept by Andrew Henderson, near the Town of Annapolis, agreeably to the Resolution of this House, at its last Session.

20l. to repay advance for plan &c. of Bridewell

11. *Resolved*, That it is the opinion of this Committee, that the Sum of Twenty Pounds be granted and placed at the disposal of His Excellency the Lieutenant-Governor, in order to enable him to repay that amount advanced by him to pay the expense of preparing a plan and estimate relative to Bridewell, agreeably to the Resolution of this House last Session.

362l. 18s. 4d. to repay advance for expenses of Council last year

12. *Resolved*, That it is the opinion of this Committee, that the Sum of Three Hundred and Sixty Pounds Eighteen Shillings and Four-pence half-penny be granted and placed at the disposal of His Excellency the Lieutenant-Governor, to enable him to repay that amount advanced by him, to defray the expenses of the Legislative Council, agreeably to the Resolution of this House, at its last Session.

40l. to repay advance for African School last year

13. *Resolved*, That it is the opinion of this Committee, that the Sum of Forty Pounds be granted and placed at the disposal of His Excellency the Lieutenant-Governor, to enable him to repay that sum advanced to provide a Female Teacher in the African School, at Halifax, agreeably to the Resolution of this House, at its last Session.

20l. Clock for House

14. *Resolved*, That it is the opinion of this Committee, that the Sum of Twenty Pounds and Two-pence be granted and paid to the Commissioners of Public Buildings, in order to pay that amount advanced for the purchase of a Clock for the House of Assembly.

20l. 7s. Joseph Avar'd Esq.

15. *Resolved*, That it is the opinion of this Committee, that the Sum of Twenty Pounds Seven Shillings be granted and placed at the disposal of His Excellency the Lieutenant-Governor, to defray the expense incurred by Joseph Avar'd, Esquire, in apprehending and conveying to Amherst Gaol, Maurice Doyle, charged with the Murder of John Clem.

25l. Chaplain Council

16. *Resolved*, That it is the opinion of this Committee, that the Sum of Twenty-five Pounds be granted and paid to the Venerable Archdeacon Willis, D. D. for his services as Chaplain to the Legislative Council during the present Session.

25l. Chaplains of House

17. *Resolved*, That it is the opinion of this Committee, that the Sum of Twenty-five Pounds be granted and drawn by the Clerk of the House of Assembly, to enable him to pay Six Pounds Five Shillings to each of the Clergymen who have attended the House of Assembly, as Chaplains, during the present Session.

3l. 10s. to Clerks of Peace

18. *Resolved*, That it is the opinion of this Committee, that such Sum be granted and paid to the Secretary of the Province, as will enable him to pay Three Pounds Ten Shillings to each of the Clerks of the Peace within this Province, to whom His Excellency directed Road Commissions and Bonds, during the year 1838.

20l. Chairman of Committees

19. *Resolved*, That it is the opinion of this Committee, that the Sum of Twenty Pounds be granted and paid to Lawrence Kavanagh, Esq. for his services as Chairman of Committees of the whole House during the present Session.

10l. Sheriff

20. *Resolved*, That it is the opinion of this Committee, that the Sum of Ten Pounds be granted and paid to John James Sawyer, Esq. High Sheriff of the County of Halifax, for his expenses as such Sheriff, at the opening and closing of the present Session of the General Assembly.

60l. Stationary

21. *Resolved*, That it is the opinion of this Committee, that a sum not exceeding Sixty Pounds be granted and paid to the Clerk of the House of Assembly, to defray the expense of Stationary and binding of Journals and Laws for the House of Assembly, during the present Session.

150l. Contingencies

22. *Resolved*, That it is the opinion of this Committee, that a sum not exceeding One Hundred and Fifty Pounds be granted to defray the expense of an extra Messenger, and other services and articles for the House of Assembly, and for Fuel, according to Estimate; the said sum to be drawn and applied by the Clerk of the House of Assembly, under the sanction of the Speaker.

23. *Resolved*, That it is the opinion of this Committee, that the sum of One Hundred Pounds each, be granted and paid to the Clerk and Assistant Clerk of the House of Assembly, for their extra services during the present Session.

100l. each to Clerks of House

24. *Resolved*, That it is the opinion of this Committee, that if any accident shall happen to any of the Main Roads in this Province, or any unforeseen obstruction to travelling shall arise from the fall of Trees or otherwise, it shall and may be lawful for the Governor, Lieutenant-Governor or Commander in Chief for the time being, to order a Commissioner or Commissioners to repair or rebuild such Bridge, or to remove such obstructions; and it shall be further lawful for the Governor, Lieutenant-Governor or Commander in Chief, to draw Warrants on account and in favor of such Commissioner or Commissioners; provided that the same shall not exceed the sum of Five Hundred Pounds.

500l. Bridge Casualty vote

25. *Resolved*, That it is the opinion of this Committee, that the Collector of Impost at the Port of Halifax, shall, and he is hereby required and directed to keep a distinct account of all Duties collected by him upon the importation from the United States of America, of Live Stock, Apples, Onions, Fruit, Biscuit and Bread, under the Act of the General Assembly, passed in this present Session, entitled, An Act to continue and amend the Act, entitled, An Act for granting Colonial Duties of Impost for the support of His Majesty's Government within this Province, and for promoting the Agriculture, Commerce and Fisheries thereof; and that the said Duties, upon the above specified Articles, during the present year, shall be paid quarterly to the Commissioners of the Poor for the use of the Poor in the Town of Halifax; provided such payment do not exceed the sum of One Thousand Pounds during the present year.

Accounts of Duties on Live Stock for use of Poor

26. *Resolved*, That it is the opinion of this Committee, that the sum of Twelve Shillings and Six Pence per day, be granted and paid to each and every of the Members of the House of Assembly, for their attendance in General Assembly, for the present Session, to be paid on the Certificate of the Speaker; also, the travelling charges, as heretofore; provided that no Member shall receive pay for more than sixty-four days attendance.

Members Pay

27. *Resolved*, That it is the opinion of this Committee, that the sum of Four Hundred and Nineteen Pounds Sixteen Shillings and Four Pence be granted and paid to defray the expenses of the Legislative Council, during the present Session.

419l. 16s. 4d. Expenses of Council

28. *Resolved*, That it is the opinion of this Committee, that the sum of Three Hundred and Seventy-one Pounds Six Shillings and Eleven Pence, be granted and placed at the disposal of His Excellency the Lieutenant-Governor, to repay the sum advanced for the support of Bridewell during the last year; also, Thirteen Pounds Sixteen Shillings and Seven Pence Half-penny, the balance of Mr. Gruber's Account.

571l. 6s. 11d. to repay advance for Bridewell
13l. 16s. 7½d. R. Gruber keeper

29. *Resolved*, That it is the opinion of this Committee, that the sum of One Hundred Pounds be granted and placed at the disposal of His Excellency the Lieutenant-Governor, to relieve the distresses of the Colored Population of this Province.

100l. relief of Blacks

30. *Resolved*, That it is the opinion of this Committee, that the sum of Fifty-five Pounds be granted and paid to aid in rebuilding the Bridge on the River Philip, on the Main Post Road from Pictou to Amherst.

55l. Bridge River Philip

31. *Resolved*, That it is the opinion of this Committee, that the sum of Fifty Pounds be granted and paid to the Trustees of the Grammar School at Truro, (agreeably to the prayer of their Petition,) to provide an Usher therefor.

50l. Truro Grammar School

32. *Resolved*, That it is the opinion of this Committee, that the sum of Thirty Pounds be granted and placed at the disposal of the Hon. the Speaker, to procure various Books and Publications necessary for conducting the business of this House.

30l. Books for House

The said several Resolutions being then again read respectively,

Mr. Young moved that the first Resolution be not received by the House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-three; against it, eighteen:

First Resolution read, vote not received

For the motion,

The Hon Mr Uniacke *Mr D'Entremont* *Mr Whitman*
Mr Miller *Mr Robicheau* *Mr Dickson*
Mr Kavanagh *Mr Forrestall* *Mr Waterman*
Mr Young *Mr M'Donald* *Mr J Sargent*
Mr Doyle *Mr Holdsworth* *Mr Hatton*
Mr Des Barres *Mr Holmes*
Mr Fairbanks *Mr Taylor*
Mr Heckman *Mr Spearwater*
Mr Holland *Mr Clements*

Against the motion,

Mr McHeffy *Mr Chipman*
Mr Goudge *Mr Bell*
Mr Elder *Mr Upham*
Mr Annand *Mr Howe*
Mr Forrester *Mr McKim*
Mr Dickey *Mr Benjamin*
Mr Lewis *Mr Morton*
Mr Smith *The Hon Mr Dewolf*
Mr Allison *Mr Archibald*

So it passed in the Affirmative.

The second Resolution was then agreed to by the House.

Mr. Fairbanks moved that the third Resolution be not received by the House : which, being seconded and put, and the House dividing thereon, passed in the Affirmative.

Mr. Chipman moved that the fourth Resolution be not received by the House : which, being seconded and put, and the House dividing thereon, there appeared, for the motion, fifteen ; against it, twenty-one.

So it passed in the negative.

The fourth, fifth, sixth, and seventh Resolutions, were then respectively agreed to by the House.

Mr. Chipman moved that the eighth Resolution be not received by the House : which, being seconded and put, and the House dividing thereon, there appeared, for the motion, fifteen ; against it, twenty-one.

So it passed in the negative.

The Resolutions from the eighth to the seventeenth, both inclusive, were then respectively agreed to by the House.

Mr. Goudge moved that the eighteenth Resolution be not received by the House : which, being seconded and put, and the House diving thereon, passed in the negative.

The said Resolution was then agreed to by the House.

Mr. Forrester moved that the nineteenth Resolution be not received by the House : which, being seconded and put, passed in the negative.

The said Resolution was then agreed to by the House.

Mr. Forrester moved that the twentieth Resolution be not received by the House : which, being seconded and put, and the House dividing thereon, passed in the negative.

The said Resolution was then agreed to by the House.

The Resolutions from the twenty-first to the twenty-sixth, both inclusive, were then agreed to by the House.

Mr. Forrester moved that the twenty-seventh Resolution be amended, by reducing the sum thereby granted, to £319 16s. 4d. so as to leave out thereof the sum of £100, therein allowed for the Law Clerk of the Council : which, being seconded and put, and the House dividing thereon, there appeared, for the motion, eleven ; against it, twenty-eight.

For the Motion,

Mr Goudge
Mr Annand
Mr Chipman
Mr Lewis
Mr Forrester
Mr Smith
Mr M'Heffy
Mr Doyle
Mr McDonald
Mr McLellan
Mr Waterman

Against the Motion,

Mr Spearwater *Mr Dickey* *Mr Young*
Mr Holland *Mr Whitman* *Mr Benjamin*
Mr Hatton *Mr Bell* *Mr Miller*
Mr Kavanagh *Mr Archibald* *Mr Heckman*
Mr Taylor *Mr Forrestall* *Mr Morton*
Mr Upham *Mr Allison* *Mr Dickson*
Mr Fairbanks *Mr D'Entremont* *Mr Des Barres*
The Hon Mr Dewolf *Mr McKim* *Mr Howe*
Mr J Sargent *Mr Robicheau* *The Hon Mr Uniacke*
Mr Clements

So it passed in the negative.

The said Resolution, as reported from the Committee, was then agreed to by the House.

Mr. Benjamin moved that the twenty-eighth Resolution be not received by the House : which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty ; against it, sixteen.

So it passed in the affirmative.

The twenty-ninth and thirtieth Resolutions were then respectively agreed to by the House.

Mr. Waterman moved that the thirty-first Resolution be not received by the House : which,

2d Res. agreed to

3d Res. Bridge at Sherbrooke not received

Motion not to rec. 4th Res. negatived

4th to 7th Res. agd. to

Motion not to rec. 8th Res. negatived

Resls. 8th to 17th agreed to

Motion not to rec. 18th Res. negatived

Res. agreed to

Motion not to rec. 19th Res. negatived

Res. agreed to

Motion not to rec. 20th Res. negatived

Res. agreed to

Res. from 21st to 26th agreed to

Motion for amending Res. to pay expenses of Council negt'v'd on division

Res. agreed to

Motion for not receiving 28th Res. carried

29th and 30th Res. agreed to

Motion for not receiving 31st Res. carried

which, being seconded and put, and the House dividing thereon, there appeared, for the motion, eighteen; against it, eighteen.

So Mr. Speaker gave his casting vote for the motion, and it passed in the affirmative.

The thirty-second Resolution was then agreed to by the House.

Ordered, That the Clerk do carry to the Council the several Resolutions agreed to by this House, (with the exception of the ordinary grants for the Chaplains of the Council and Assembly, and for the allowances to Members of the House of Assembly,) and desire the concurrence of the Council to the Resolutions so sent to them.

On motion, the House resolved itself into the Committee of Supply.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had come to several Resolutions which they had directed him to report to the House; and he delivered the same in at the Clerk's Table, where they were read, and are as follow:

1. *Resolved*, That it is the opinion of this Committee, that His Excellency the Lieutenant-Governor be authorised to expend, by tender and contract, the sum of One Thousand Five Hundred Pounds in opening the Road from Sackville to Scott's, on the Eastern Road, when it shall be certified to His Excellency that subscriptions to the extent of Five Hundred Pounds have been expended upon it. That His Excellency be also authorised to repair the Sackville Bridge, if His Excellency shall be of opinion that it can be repaired with advantage to the public service, or to build a new one on such site as he may select, provided the expense does not exceed Five Hundred Pounds. That His Excellency be authorised to expend Three Hundred Pounds in avoiding the Springfield Hills; and Five Hundred Pounds on one section of the Road round Cumberland Mountains.

2. *Resolved*, That it is the opinion of this Committee, that the Sum of Forty Pounds be granted and paid to enable the Trustees of the Grammar School at Truro to procure an Usher for said School.

3. *Resolved*, That it is the opinion of this Committee, that the Sum of Five Hundred and Twenty-four Pounds Ten Shillings and Eight-pence be granted and paid to the Commissioners of Public Buildings, to defray the expenses incurred to that amount, reported by the Committee of Public Accounts; and the further Sum of One Hundred and Twenty-Six Pounds Eight Shillings and one Penny to said Commissioners, to defray the expenses incurred, and reported upon by the Committee of Public Expenditure.

4. *Resolved*, That it is the opinion of this Committee, that the Sum of One Hundred Pounds be granted and placed at the disposal of His Excellency the Lieutenant-Governor, for the purpose of procuring and importing two Bulls and one Heifer, (of the age of Two Years,) of the Short Horned Durham Breed.

5. *Resolved*, That it is the opinion of this Committee, that the Sum of One Hundred and Twenty-five Pounds be granted and placed at the disposal of His Excellency the Lieutenant-Governor, for the purpose of procuring and importing Twenty Rams, and Five Ewe Sheep.

6. *Resolved*, That it is the opinion of this Committee, that the Sum of Two Hundred Pounds be granted and placed at the disposal of His Excellency the Lieutenant-Governor, for the purpose of procuring and importing a Stallion, of the Breed of the Leicester Hunter.

The said Resolutions being again respectively read by the Clerk,

Mr. Dickson moved that the first Resolution be not received by the House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, eighteen; against it, twenty-two.

So it passed in the Negative.

The said Resolution was then agreed to by the House.

Mr. Holdsworth moved that the second Resolution be not received by the House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twelve; against it, twenty-eight.

32d Res. agreed to

Res. sent to Council

Com of Supply

Report Resolutions, viz :

2,800l. for Great Roads

40l. Grammar School Truro

524l. 10s. 8d. and 126l. 8s. 1d. Comrs. of Public Buildings

100l. for importation of Bulls

125l. for importation of Rams

200l. for importation of a Stallion

Motion not to receive 1st Resolution. negatived.

Resolution agreed to

Motion not to rec. 2d Res. negatived

For the motion,

Mr Dickey
Mr Howe
Mr Robicheau
Mr Lewis
Mr Holdsworth
Mr Benjamin
Mr Young
Mr M'Lellan
Mr Spearwater
Mr D'Entremont
Mr J Sargent
Mr Waterman

Against the motion,

Mr Hatton
Mr Whitman
Mr Fairbanks
Mr Forrestall
Mr Annand
Mr Taylor
Mr Heckman
Mr Holland
Mr Allison
Mr McHeffy

Mr Upham
Mr M'Donald
Mr Bell
Mr Miller
Mr DesBarres
The Hon. Mr Uniacke
Mr Archibald
Mr Kavanagh
Mr Goudge

Mr Morton
Mr Clements
Mr Dickson
The Hon Mr Dewolf
Mr Forrester
Mr Smith
Mr Chipman
Mr McKim
Mr Holmes

So it passed in the Negative.

2d 3d 4th and 5th
Res. agreed to

The second, third, fourth, and fifth Resolutions were then respectively agreed to by the House.

Motion not to rec.
6th Res. negatived

Mr. Upham moved that the sixth Resolution be not received by the House : which, being seconded and put, and the House dividing thereon, there appeared, for the motion, seventeen ; against it, twenty-two.

So it passed in the negative.

Res. agreed to

The said Resolution was then agreed to by the House.

Res. sent to Council

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

Leave of absence to
Mr Waterman

Mr. Waterman moved that he have leave of absence from this House, after Saturday next, the 23d inst. to return home, on urgent private business : which, being seconded and put, and the House dividing thereon, passed in the affirmative.

Ordered accordingly.

Motion for leave of
absence to Mr.
DesBarres neg'tivd

Mr. Archibald moved that Mr. DesBarres have leave of absence from this House, after Saturday next, the 23d inst. to return home on urgent private business : which, being seconded and put, and the House dividing thereon, passed in the negative.

Then the adjourned until to-morrow at twelve of the clock.

Friday, 22d March, 1839.

PRAYRES.

Order of Day

The Order of the Day being read for the presentation of the remaining Scales of sub-division of Road Monies.

Road Scales presented for Lunenburg, Cumberland, Halifax & Pictou

The undermentioned members presented to the House Scales of sub-division accordingly, for the respective Counties set against their names, viz.

Mr. Miller for the County of Lunenburg.

Mr. Lewis for the County of Cumberland.

Mr. Annand for the County of Halifax.

Mr. Dickson for the County of Pictou.

Scales agreed to

And the said several Scales were, upon the question respectively put thereon, agreed to by the House.

For the same as agreed to,

(See Appendix No. 66.)

General Scale and Scales of Sub-division &c. sent to Council

Ordered, That the Clerk do carry to the Council the Scale of General Division of the sum granted for the service of Roads and Bridges, and the several Scales of Sub-division thereof, with the Resolutions for placing at the disposal of His Excellency the Lieutenant-Governor the sums of Money allotted in the General Division to the Counties of Inverness and Cape-Breton, and desire the concurrence of the Council to the same respectively.

Com. on Bills

On motion, the House resolved itself into a Committee on Bills.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

The

The Chairman reported from the Committee, that they had gone through the Bill to continue the Act for the encouragement of Schools, and the Acts to amend the same; the Bill to continue the Act to direct and ascertain the mode of assessing County and District Rates, and for other purposes, and the Acts in amendment thereof; and the Bill to facilitate the issuing Writs of Certiorari in certain cases, and had made sundry amendments to the said Bills respectively—which they had directed him to report to the House with the said Bills.—That the Committee had also gone through the Bill to continue the Act for the support and regulation of Light-Houses; the Bill to continue the Act to provide against the occurrence of Diseases from the bite of Animals; the Bill to continue the Act for the Summary Trial of Actions, and the Acts in amendment thereof; the Bill to continue the Act for regulating the Rates and Prices of Carriages; the Bill to continue the Act to suspend the operation of the Act to prevent Forestalling, Regrating and Monopolizing, of Cord Wood, in the Town of Halifax; the Bill to continue the Act to suspend the operation of several Acts of the General Assembly, to prevent Forestalling, Regrating and Monopolizing; the Bill to continue the several Acts concerning the Bridewell and Police in Halifax; the Bill to continue the Act to regulate the Pilotage of Vessels at the Port of Halifax, and the several Acts in amendment thereof and additional thereto; the Bill to continue the Act for the better preservation of the Property of the Inhabitants of the Town of Halifax, by providing for a sufficient Watch at Night; the Bill to continue the Act to repeal the Act to amend the Acts respecting Firewards and Fires in Halifax, and to substitute other provisions in lieu thereof; the Bill to continue the Act to regulate the Fees of the Constable of the Court of Commissioners at Halifax; the Bill to continue the Act relating to the Court of Commissioners at Halifax; the Bill to continue the Act for the Summary Trial of Actions in the Island of Cape-Breton; the Bill to continue the Act to regulate the Survey of Timber and Lumber, and to repeal certain Acts now in force; the Bill for establishing a Harbor Master at Bridgeport, in the County of Cape-Breton; the Bill respecting Inspectors of Pickled Fish, and Guagers of Fish Oil; and the Bill to shut up an old Road in King's County; and had directed him to report the said Bills respectively to the House, without any amendment; and he afterwards delivered the said several Bills, with the amendments to the three first mentioned Bills, in at the Clerk's Table.

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

The amendments to the three first mentioned Bills, being severally read by the Clerk, were, upon the question respectively put thereon, agreed to by the House.

Ordered, That the Bills with the amendments be engrossed.

Ordered, That the Bills reported without amendment be engrossed.

Mr. Young, from the Committee of Privileges, reported that they had examined the several amendments of the Council to the Bill, entitled, An Act to continue the Act for granting Duties on Licenses, and in amendment thereof; and the Bill, entitled, An Act to continue and amend the Act for granting duties on Licenses for the sale of Spirituous Liquors, and for Sales by Auction, to persons resident in the Town of Halifax, and are of opinion that this House ought not to consider the said amendments, as they relate to the application of penalties.

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

Ordered, That the Clerk do carry the said Bills and amendments back to the Council, and acquaint them that this House cannot consider the said amendments, as they relate to the application of penalties.

On motion, the draft of Address to Her Majesty, reported yesterday from the Select Committee, was read; and thereupon,

Mr. Howe moved that the said Address do pass, and be adopted by this House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, thirty; against it, ten.

Report Bill to continue School Act
Bill to continue County and District Rates Acts & Certiorari Bill with amtds.

Bill to continue Light-House Act
Bill to continue Bite of Animal Act
Summary Trial Acts
Rates and Prices of Carriages

To suspend Cord Wood Forestalling Act

To suspend Forestalling Acts

Bridewell and Police Acts

Halifax Pilotage Acts

Halifax Night Watch Act

Firewards and Fires in Halifax

Fees of Constable of Comrs. Court Halifax

Comrs. Court Halifax

Summary Trials Cape-Breton

Survey of Lumber Harbour Master

Bridgeport Inspectors of Pickled Fish, &c. and

Bill to shut up old road in King's County without amtd.

Amdts. agreed to

Bills to be engross'd

Report from Com. of Privileges on Council's amtds. to License Bills

Report received and adopted

Bills and amtds. sent back to Council

Draft of Address to Queen on subject of Despatches, &c. read

Motion for passing same carried on division

FRIDAY, 22d MARCH, 1839.

For the motion,			Against the motion,
<i>Mr Chipman</i>	<i>Mr McDonald</i>	<i>Mr McHefsey</i>	<i>Mr J Sargent</i>
<i>Mr D'Entremont</i>	<i>Mr Young</i>	<i>Mr Robicheau</i>	<i>Mr Halton</i>
<i>Mr Howe</i>	<i>Mr Fairbanks</i>	<i>Mr McLellan</i>	<i>The Hon Mr Dewolf</i>
<i>Mr McKim</i>	<i>Mr Elder</i>	<i>Mr Gouge</i>	<i>Mr Whitman</i>
<i>Mr Dickson</i>	<i>Mr Taylor</i>	<i>Mr Spearwater</i>	<i>Mr Miller</i>
<i>Mr DesBarres</i>	<i>Mr Holdsworth</i>	<i>Mr Waterman</i>	<i>The Hon Mr Uniacke</i>
<i>Mr Annand</i>	<i>Mr Bell</i>	<i>Mr Archibald</i>	<i>Mr Heckman</i>
<i>Mr Upham</i>	<i>Mr Smith</i>	<i>Mr Forrestal</i>	<i>Mr Holmes</i>
<i>Mr Allison</i>	<i>Mr Lewis</i>	<i>Mr Kavanagh</i>	<i>Mr Dickey</i>
<i>Mr Benjamin</i>	<i>Mr Clements</i>	<i>Mr Morton</i>	<i>Mr Forrester</i>

So it passed in the Affirmative.

On motion of Mr. Young, *resolved*, that the Address be engrossed, and be signed by the Hon. the Speaker of this House.

Address to be engrossed and signed by Speaker

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

Resolution moved with regard to Imperial Duties on Beef and Pork and Wheat Flour

Whereas, this House having, in Committee of the whole, fully considered the Despatch laid before this House by His Excellency the Lieutenant-Governor, from the Right Honorable the Secretary of the Colonies, dated Downing-Street, March 5th, 1838, on the subject of a repeal of the Imperial Duties on the Importation of Foreign Salted Provisions and Wheat Flour, together with the correspondence of the Board of Trade, and a copy of a Petition from the Chamber of Commerce of St. John, N. B. to the Right Honorable the Lords Commissioners of Her Majesty's Treasury, and this House being of opinion that the withdrawal of the protection afforded by those Duties to the Agricultural, Commercial, Manufacturing, and other classes of Her Majesty's Subjects, would be highly injurious to the best interests of the British Provinces, and is not called for by any reasons of state or policy, and is sought for by the Chamber of Commerce of the neighbouring Province for the advantage of but a small class, which ought not to have the weight to be attached to the opinion of the Representatives of the People at large, duly considering the interests of the whole; *And whereas*, it is proper that Her Majesty's Government should be made acquainted with the wishes and views of this Assembly, in regard to the said Imperial Duties. *Resolved therefore*, that William Young and Herbert Huntington, Esquires, Delegates, chosen by this House to proceed to England, for the purpose of bringing before Her Majesty's Government several matters of great moment, do also respectfully state to the Government the foregoing views of this House, in regard to the said Imperial Duties upon Salted Beef and Pork, and Wheaten Flour, imported from Foreign Countries, and do earnestly urge that no repeal or alteration of the said Imperial Duties upon such Salted Provisions, imported into the British Colonies may be made, and that the duty upon Flour may be only so modified, as that a duty of Two Shillings Sterling only may be levied upon all imported Wheaten Flour from Foreign places, without exemption of any particular class from such duty: which, being seconded,

Amendment moved

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

That in the opinion of this House, a repeal of the duty imposed by the Act of the Imperial Parliament, on the importation of Foreign Wheat Flour into this Province, would be highly advantageous, as the duty is almost wholly evaded under cover of the exemption in favor of the Fisheries, contained in the said Act; and also, because a duty of a more moderate kind to be imposed by a Provincial Act without such exemption, would yield a considerable Revenue, and afford some protection to the Agricultural interest: which, being seconded,

Motion for adjournment negatived

Mr. Young moved that the House do now adjourn: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, fifteen; against it, eighteen.

So it passed in the Negative.

Amendment negatived

The said proposed amendment being then put, passed in the negative.

Original Resolution negatived on division

The original proposed Resolution was then put, and the House dividing thereon, there appeared, for agreeing to the Resolution, eleven; against it, twenty-two.

So it passed in the Negative.

The Hon. Mr. Uniacke moved, that the House do come to the following Resolution, viz:—

Resolved,

FRIDAY and SATURDAY, 22d and 23d MARCH, 1839.

Resolved, That in the opinion of this House, a repeal of the duty imposed by the Act of Imperial Parliament, on the importation of Foreign Wheat Flour into this Province, would be highly advantageous: which, being seconded,

Mr. Morton moved, as an amendment of the said proposed Resolution, to leave out all the words thereof, except the words "Resolved that," and in place of the words so left out, to insert the following:—

This House having considered the communication from His Excellency the Lieutenant-Governor, relative to the prayer of the Board of Commerce of St. John, N. B. are of opinion, that a repeal of the Imperial Act imposing a duty upon Foreign Flour, Salted Beef and Pork, imported into these Provinces, would be very injurious to their Trade, particularly in that of the Agricultural productions of this Province, as it would tend to check the Trade now carried on to some extent, in Beef and Pork, from this to New-Brunswick; and also, would affect the trade with the Canadas, in the interchange of West India produce for Flour and Meal: which proposed amendment being seconded and put, and the House dividing thereon, there appeared, for the amendment, ten; against it, twenty-three:

For the amendment,

Mr Chipman
Mr Dickson
Mr Benjamin
Mr Morton
Mr Lewis
Mr McLellan
Mr McHeffey
Mr Upham
Mr Bell
Mr Dickey

Against the amendment,

Mr Taylor
Mr Allison
Mr Forrester
Mr Whitman
Mr Spearwater
Mr Smith
Mr Holdsworth
Mr Waterman
Mr McDonald
Mr Holmes
Mr D'Entremont
Mr Young
Mr Forrestall
Mr Heckman
Mr Miller
Mr Annand
Mr Fairbanks
Mr Clements
Mr Kavanagh
The Hon Mr Uniacke
Mr DesBarres
Mr Howe
Mr Goudge

So it passed in the Negative.

The original proposed Resolution being then put, and the House dividing thereon, there appeared, for the Resolution, seventeen; against it, sixteen.

For the Resolution,

Mr Desbarres
Mr Goudge
Mr Howe
The Hon Mr Uniacke
Mr Kavanagh
Mr Annand
Mr Clements
Mr Fairbanks
Mr Heckman
Mr Lewis
Mr Miller
Mr McDonald
Mr Spearwater
Mr Waterman
Mr Holdsworth
Mr Smith
Mr Taylor

Against the Resolution,

Mr Bell
Mr Allison
Mr Forrester
Mr Whitman
Mr Dickey
Mr McHeffey
Mr Upham
Mr Holmes
Mr D'Entremont
Mr Young
Mr Forrestall
Mr McLellan
Mr Benjamin
Mr Chipman
Mr Dickson
Mr Morton

So it passed in the Affirmative.

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

Saturday, 23d March, 1839.

PRAYERS.

Mr. Chipman moved that the Resolution passed yesterday in relation to the Imperial Duty upon Foreign Wheat Flour, be rescinded: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty; against it, fifteen:

For the Motion,

Mr Dickson
Mr McHeffey
Mr Upham
Mr Merton
Mr Archibald
Mr Benjamin
Mr Forrestall
Mr Young
Mr Elder
Mr Holmes
Mr Allison
Mr McLellan
Mr Chipman
Mr Kim
Mr Dickey
Mr Whitman
Mr Bell
Mr Forrester
Mr Lewis
Hon Mr Dewolf

Against the Motion,

Mr Waterman
Mr McDonald
Mr J Sargent
The Hon Mr Uniacke
Mr Fairbanks
Mr Taylor
Mr Robicheau
Mr Spearwater
Mr Smith
Mr D'Entremont
Mr Holdsworth
Mr Heckman
Mr DesBarres
Mr Clements
Mr Kavanagh

So it passed in the Affirmative.

Ordered, That Mr. Elder have leave of absence from this House after Monday next, the 25th instant, to return home, on account of sickness in his family.

Another Resolution with regard to duties on Beef & Pork & Flour

Amendment negatived on division

Original Resolution agreed to on division

Motion for rescinding Resolution with regard to the duty upon Flour carried on division

Leave of absence to Mr. Elder

Leave of absence to
Mr. Lewis

Ordered, That Mr. Lewis have leave from this House on Wednesday next, the 27th instant, to return home on urgent private business.

Leave of absence
to Mr. Upham

Ordered, That Mr. Upham have leave of absence from this House after Thursday next, 28th instant, to return home on urgent private business.

Leave of absence to
Mr. DesBarres

Ordered, That Mr. DesBarres have leave of absence from this House after Tuesday next, the 26th instant, to return home on urgent private business.

Leave of absence to
Mr. Clements

Ordered, That Mr. Clements have leave of absence from this House after Thursday next, the 28th instant, to return home on urgent private business.

Resolution for ap-
plying Monies for
Roads and Bridges
Pictou

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

Resolved, That His Excellency the Lieutenant-Governor be authorized, if he shall think fit, to expend in the re-building and repair of Roads and Bridges in the County of Pictou, a sum equal to the amount re-paid by that County, on account of Seed Oats and Potatoes, under the relief Bill of 1837, the same to be re-paid by deducting the amount from such sum as may be allotted for the County of Pictou next year, in the general division of Road Monies : which, being seconded and put, and the House dividing thereon, there appeared, for the Resolution, seventeen ; against it, fifteen.

So it passed in the Affirmative.

Ordered to be sent to the Council for concurrence.

Sent to Council

Engrossed Bills
read 3d time and
passed, viz.
Certiorari Bill

An engrossed Bill to facilitate the Issuing Writs of Certiorari in certain cases, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to facilitate the Issuing Writs of Certiorari in certain cases.

Harbor Master
Bridgeport

An engrossed Bill for establishing a Harbor Master at Bridgeport, in the County of Cape-Breton, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act for establishing a Harbor Master at Bridgeport, in the County of Cape-Breton.

Inspectors of Pick-
led Fish, &c.

An engrossed Bill respecting Inspectors of Pickled Fish and Guagers of Fish Oil, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act respecting Inspectors of Pickled Fish and Guagers of Fish Oil.

To shut up old road
King's County

An engrossed Bill to shut up an Old Road in King's County, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to shut up an Old Road in King's County.

Continuing Bills,
viz.
School Acts

An engrossed Bill to continue the Act for the encouragement of Schools, and the Act to amend the same, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to continue and further amend the Act for the encouragement of Schools, and the Acts to amend the same.

County and District
Rates

An engrossed Bill to continue the Act to direct and ascertain the mode of assessing County and District Rates, and for other purposes, and the Acts in amendment thereof, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to continue and further amend the Act to direct and ascertain the mode of assessing County and District Rates, and for other purposes, and the Acts in amendment thereof.

Light Houses

An engrossed Bill to continue the Act for the support and regulation of Light Houses, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act for the support and regulation of Light-Houses.

Bite of Animals

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

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

Summary Trials

An engrossed Bill to continue the Act for the Summary Trial of Actions, and the Acts in amendment thereof, was read a third time.

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act for the Summary Trial of Actions, and the Acts in amendment thereof.

An

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

Rates and prices of Carriages

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

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

To suspend Cord-wood Forestalling Acts

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

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

To suspend Forestalling Acts

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

An engrossed Bill to continue the several Acts concerning the Bridewell and Police in Halifax, was read a third time.

Bridewell & Police in Halifax

Resolved, That the Bill do pass, and that the title be, An Act to continue the several Acts concerning the Bridewell and Police, in Halifax.

An engrossed Bill to continue the Act to regulate the Pilotage of Vessels at the Port of Halifax, and the several Acts in amendment thereof and additional thereto, was read a third time.

Halifax Pilotage

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act to regulate the Pilotage of Vessels at the Port of Halifax, and the several Acts in amendment thereof, and additional thereto.

An engrossed Bill to continue the Act for the better preservation of the Property of the Inhabitants of the Town of Halifax, by providing for a sufficient Watch at Night, was read a third time.

Halifax Night Watch

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act for the better preservation of the Property of the Inhabitants of the Town of Halifax, by providing for a sufficient Watch at Night.

An engrossed Bill to continue the Act to repeal the Act to amend the Acts respecting Firewards and Fires in Halifax, and to substitute other provisions in lieu thereof, was read a third time.

Firewards and Fires in Halifax

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act to repeal the Act to amend the Acts respecting Firewards and Fires, in the Town of Halifax, and to substitute other provisions in lieu thereof.

An engrossed Bill to continue the Act to regulate the Fees of the Constable of the Courts of Commissioners at Halifax, was read a third time.

Fees of Constable of Court of Comrs.

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act to regulate the Fees of the Constable of the Court of Commissioners at Halifax.

An engrossed Bill to continue the Act relating to the Court of Commissioners at Halifax, was read a third time.

Halifax Commrs. Court

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act relating to the Court of Commissioners at Halifax.

An engrossed Bill to continue the Act for the Summary Trial of Actions in the Island of Cape-Breton, was read a third time.

Summary Trials Cape Breton

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act for the Summary Trial of Actions in the Island of Cape-Breton.

An engrossed Bill to continue the Act to regulate the Survey of Timber and Lumber, and to repeal certain Acts now in force, was read a third time.

Survey of Lumber

Resolved, That the Bill do pass, and that the title be, An Act to continue the Act to regulate the Survey of Timber and Lumber, and to repeal certain Acts now in force.

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

Bill sent to Council

A Message from the Council by Mr. Halliburton :

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act to continue the several Acts now in force for the Inspection of Flour and Meal; the Bill, entitled, An Act to continue and amend the Act in further addition to, and in amendment of, the Act for the choice of Town Officers and Regulating of Townships, and the Act to alter and amend the same; and the Bill, entitled, An Act to continue the Act relative to the assessment of Dyke Rates for the New or Wickwire Dyke, in Horton, severally without any amendment.

The Council have agreed to the Bill, entitled, An Act to Incorporate the Wilmot Pier Company, with an amendment; and to the Bill, entitled, An Act in further amendment of, and additional to, the Acts relating to Trespasses; and to the Bill, entitled, An Act to prevent the Stealing of Dogs, Beasts or Birds, not the subject of Larceny, with amendments to the same respectively: to which amendments to the said three last mentioned Bills, they desire the concurrence of this Honorable House.

And then the Messenger withdrew.

The amendments proposed by the Council to the said three last mentioned Bills, were respectively read a first and second time, and considered by the House, by one of which amendments to the last mentioned Bill, the title thereof is altered to the title following, viz: An Act to make the Stealing of Dogs, Beasts or Birds, Larceny.

Resolved, That the said several amendments be agreed to by this House.

Ordered, That the Clerk do carry the said several Bills and amendments back to the Council, and acquaint them that this House have agreed to the said several amendments.

On motion, the amendments proposed by the Council to the Bill, entitled, An Act for settling titles in a certain Tract of Land in Cape-Breton, called the Mirê Grant, were read a second time, and considered by the House; and thereupon,

On motion of the Hon. Mr. Uniacke, *resolved*, that the said amendments be agreed to by this House.

On motion, the amendment proposed by the Council, to the Bill, entitled, An Act to amend the Act relating to Passengers from Great-Britain and Ireland, arriving in this Province, was read and considered by the House; and thereupon,

On motion of the Hon. Mr. Uniacke, *resolved*, that this House do agree to the said amendment.

Ordered, That the Clerk do carry the Bills and amendments back to the Council, and acquaint them that this House have agreed to the said amendments respectively.

Mr. Forrester reported further from the Committee on Public Expenditure, in regard to several Petitions referred to that Committee; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix No. 67.)

Ordered, That the Report do lie on the Table.

On motion of Mr. Archibald, *resolved*, that His Excellency the Lieutenant-Governor be authorized to pay to Alexander Millar the sum of £20 4s. and to Gaius Lewis, the sum of £3, making £23 4s. for their services as Deputy Surveyors, and expenses incurred by them in running and marking the Division Line between the Counties of Cumberland and Colchester, as reported by a Committee, and this House will make provision for the same in the next Session.

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

The Hon. Mr. Uniacke moved that the House do come to a Resolution as followeth, viz: *Resolved*, That His Excellency be requested to expend £80 in aiding the erection of the Bridge over the River Tryon, in addition to the sum set apart by the Members for the County of Richmond, on the Main Post Road, from M'Pherson's to Sydney, and this House will

Council agree to Bill to continue Flour Inspection Acts

Town Officers continuing Bill and Bill to continue Wickwire Dyke assessment Act without amdt.

Also to Wilmot Pier Company Bill to amend Trespass Act and Bill respecting the stealing of Dogs with amends.

Council's amends. agreed to

Bill and amds. sent back to Council

Council's amndt. to Mire Grant Bill agreed to

Council's amend. to Passengers Bill agreed to

Bills and amds. sent to Council

Report from Com. on Public Expenditure

Resolution for advance of 29l. 4s. to pay expenses of running line between Cumberland and Colchester

Resolution sent to Council

Motion for grant of money for Bridges in County of Richmond negatived on division

will provide for the same at the next Session of the General Assembly: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, fourteen; against it, eighteen.

So it passed in the Negative.

On motion of Mr. Bell, *resolved*, that His Excellency the Lieutenant-Governor be authorised and requested to advance the sum of Ten Pounds, to pay for a plan for a Bridewell, omitted in the vote of last Session, and that this House will provide for the same in the next Session.

Resolution for advance of 10l. for plan of Bridewell

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

Mr. Lewis reported from the Select Committee appointed to inquire into the evils resulting from the Sale of Ardent Spirits, and to report the best method of suppressing the same; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix No. 68.)

Ordered, That the Report be received and adopted by this House.

Report received & adopted

On motion of Mr. Dickson, *resolved*, that the Commissioners of Schools for the County of Pictou, be authorized and directed to pay to George Christie, the sum of Seventeen Pounds Ten Shillings, being his Salary for teaching a Common and Combined Grammar School in the said County, for the half-year ending in July, 1838, pursuant to the prayer of his Petition—the same to be paid out of the sum allotted for the said County for such Schools, in the present year.

Resolution for grant of 17l. 10s. to G. Christie out of Pictou School fund

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

Resolution sent to Council

Mr. Fairbanks reported from the Select Committee, to whom was referred the subject of the Crown Lands of the Province; and he read the Report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

Report from Com. on Crown Lands

(See Appendix No. 69.)

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

Report received & adopted

On motion of Mr. Doyle, *resolved*, that His Excellency the Lieutenant-Governor be authorized to draw on the Treasury for One Hundred and Seventy-three Pounds, to defray the expense of the Humane Establishment at Scatarie, and this House will provide for the same at the next Session.

Resolution for advancing 173l. for Humane Establishment: Scatarie

On motion of the Hon. Mr. Uniacke, *resolved*, that His Excellency the Lieutenant-Governor be authorized to draw on the Treasury for £20 11s. 4d. certain costs incurred in the prosecution of John Longmire, acquitted on a charge of Murder on the High Seas, as follows, viz:—

Resolution for advancing 20l. 11s. 4d. Costs of prosecution of Jno. Longmire

Deputy Registrar,	£14 17 4
Marshall,	1 1 0
Crier,	1 0 0
Sheriff,	3 13 0

£20 11 4

And this House will provide for the re-payment of the same at the next Session of the General Assembly.

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

Resolutions sent to Council

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

Resolved, That an additional sum of £25, be advanced to the Serjeant at Arms of this House, thus making his Salary for the present year equal to that of the Gentleman Usher of the Black Rod of the Legislative Council, and that this House will provide for the same in

Motion for advance of 25l. to Serjeant at Arms negatived on division

the next Session : which, being seconded and put, and the House dividing thereon, passed in the negative.

Resolution for granting 200l. for Bridewell

On motion of the Hon. Mr. Uniacke, *resolved*, that His Excellency the Lieutenant-Governor be authorised to draw on the Treasury for the sum of Two Hundred Pounds to defray the expense of maintaining the Bridewell for the last year, leaving it to the County of Halifax to be assessed for the balance, and this House will provide for the payment of the same next Session.

Resolution sent to Council

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

Motion for Com. to wait on Gov. and request detention of prisoners in Bridewell negatived by Speaker's Casting Vote

The Hon. Mr. Uniacke moved that the House do come to a Resolution as followeth, viz : *Resolved*, That a Committee be appointed to wait on His Excellency the Lieutenant-Governor, and respectfully request His Excellency to continue the confinement of the Prisoners now in Bridewell, and receive such Criminals as may be sent there, and this House will provide for the same as heretofore, at the next Session : which, being seconded and put, and the House dividing thereon, there appeared, for the Resolution, fourteen ; against it, fourteen.

So Mr. Speaker gave his Casting Vote against the Resolution, and it passed in the Negative.

Resolution for grant of 30l. for Survey of road from Chizetcook to Eecum Seecum

On motion of Mr. Howe, *resolved*, that the following sums granted in 1837, and remaining undrawn, that is to say, £15 for a Bridge at Neecum Tench, and £15 for repair of Road between Ship Harbor and Clam Harbor, be placed at the disposal of His Excellency the Lieutenant-Governor, to re-pay the sum advanced to defray the expense of the survey requested by this House in its last Session, between Chizetcook and Eecum Seecum.

Resolution sent to Council

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

Leave of absence to Mr. Fairbanks

Ordered, That Mr. Fairbanks have leave of absence from this House, to return home immediately, on account of sudden and severe sickness in his family.

Com. to prepare answer to Gov's Mes., &c.

Ordered, That Mr. DesBarres, Mr. Dickson and Mr. Bell, be a Committee to prepare and report to this House an answer to such of His Excellency the Lieutenant-Governor's Messages and Recommendations, as have not already been answered by this House.

Report from Com. on Bill respecting Police Office Fees, &c.

Mr. Forrester reported from the Select Committee to whom was referred the Bill to define and ascertain the Fees to be taken at the Police Office, at Halifax, that the Committee had considered said Bill, and had prepared certain amendments thereto ; and he delivered the Bill and amendments in at the Clerk's Table, where the said amendments were read.

Bill & amendts. re-committed

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

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

Monday, 25th March, 1839.

PRAYERS.

Motion for rescinding Resolution for advance for Roads & Bridges in Pictou negatived on division

Mr. McLellan moved that the Resolution passed yesterday, authorizing an advance for Roads and Bridges in the County of Pictou, equal to the amount paid into the Treasury from that County, under the relief Act of 1837, be rescinded : which, being seconded and put, and the House dividing thereon, there appeared, for the motion, eighteen ; against it, nineteen.

So it passed in the Negative.

Motion for not sending Resolution to Council negatived on division

Mr. McLellan then moved that the order for sending said Resolution to the Council be discharged, and that said Resolution be not sent to the Council : which, being seconded and put, and the House dividing thereon, there appeared, for the motion, eighteen ; against it, nineteen.

So it passed in the Negative.

Mr.

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

Resolved, That the several orders granting leave of absence to the following Members of this House, namely—Mr. Archibald, Mr. Upham, Mr. Lewis, Mr. Clements, Mr. Smith, Mr. McLellan, Mr. Waterman, Mr. DesBarres, Mr. McDonald and Mr. Forrestall, be suspended until the further order of the House thereon: which, being seconded,

Resolution moved for rescinding leave of absence to Members

Mr Upham moved, as an amendment to said proposed Resolution, to leave out the words " Mr. Archibald," which, being seconded and put, passed in the Negative.

The main question on the original Resolution being then put, it passed in the affirmative. Ordered accordingly.

Amend. negatived

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

Resolved, That His Excellency the Lieutenant-Governor be authorized and requested to advance from the Treasury, and pay to Messrs. John Howe & Son, the sum of Two Hundred and Seventeen Pounds Seven Shillings, to defray the expense of extra Printing for Government and the Legislature, during the last year, and this House will provide for said advance at its next Session : which, being seconded,

Resolution carried Resolution moved for advancing 217l. 7s. to Messrs J. Howe & Son extra printing

The Hon. Mr. Uniacke moved as an amendment to the said proposed Resolution, to leave out the words " Two Hundred and Seventeen Pounds Seven Shillings," and to insert instead thereof, the words " Three Hundred and Fourteen Pounds Twelve Shillings:" which, being seconded and put, and the House dividing thereon, there appeared, for the amendment, seventeen ; against it, fifteen :

Amend. for substituting 314l. 12s. carried on division

For the Amendment,

- Mr DesBarres
- The Hon Mr Uniacke
- Mr Dickson
- Mr Bell
- Mr Dickey
- Mr McKim
- Mr Kavanagh
- Mr Morton
- Mr Heckman
- Mr Miller
- Mr. Holmes
- Mr McDonald
- Mr Robicheau
- Mr Whitman.
- Mr Forrestall
- Mr Taylor
- Mr M'Jeffey

Against the Amendment,

- Mr Halton
- Mr Waterman
- Mr Spearwater
- Mr McLellan
- Mr Allison
- Mr Forrester
- Mr D'Entrémont
- Mr Benjamin
- Mr Upham
- Mr Anand
- Mr Chipman
- Mr Clements
- Mr Young
- Mr Smith
- Mr Lewis

So it passed in the affirmative.

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

Amended Resolution agreed to

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

Resolution sent to Council

A Message from the Council, by Mr. Halliburton :

Mr. Speaker,

The Council have passed a Bill, entitled, An Act to revive and continue an Act respecting Aliens coming into this Province or residing therein ; also, a Bill, entitled, An Act to continue, alter and amend, the Acts in force relative to the Inspection of Pickled Fish.

Council have passed a Bill to revive Alien Act and

The Council have agreed to the Bill, entitled, An Act for the relief of Insolvent Debtors, imprisoned under mesne process ; the Bill, entitled, An Act to provide for an additional Term of the Supreme Court in the County of Digby, and to alter the time of the holding of the Supreme Court at Yarmouth ; and the Bill, entitled, An Act for the regulation of the Fisheries at Chebucto Bay, severally without any amendment ; they have also agreed to the Bill, entitled, An Act for establishing the times and places of holding the Poll at Elections of Representatives, with sundry amendments—to which amendments they desire the concurrence of this Honorable House.

A Bill respecting Inspection of Pickled Fish

The Council adhere to the amendments severally proposed by them to the Bill, entitled, An Act to continue the Act for granting Duties on Licenses, and in amendment thereof ; and the Bill, entitled, An Act to continue the Act for granting Duties on Licenses for the Sale of Spirituous Liquors, and for Sales by Auction, to persons resident in the Town of Halifax.

Council agree to Insolvent Debtors Bill

Bill to provide another Term of Sup. Court at Digby, &c. and Chedabucto Bay Fishery Bill without amendt.

Also to Bill respecting Polls at Elections with amendments

Council adhere to amendments to License Bills

And then the Messenger withdrew.

The amendments proposed by the Council to the Bill entitled, An Act for establishing the times and places of holding the Polls at Elections of Representatives, were read a first time, and ordered to be read a second time.

Council's amendments to Bills respecting Polls at Elections read

MONDAY, 25th MARCH, 1839.

License Bills presented

Mr. Dickson, pursuant to special leave given, presented a Bill to continue and alter the Act for granting Duties on Licenses for the Sale of Spirituous Liquors; and

Read 1st and 2d time and committed

A Bill to continue and alter the Act for granting Duties on Licenses for the Sale of Spirituous Liquors, and for Sales by Auction, in Halifax.

And the said Bills were read a first time.

Ordered, Nem Con., That the said Bills be now read a second time; and accordingly, The said Bills were read a second time.

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

Com. on Bills

On motion, the House resolved itself into a Committee on Bills.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

License Bills reported without amendments

The Chairman reported from the Committee that they had gone through the Bill to continue and alter the Act for granting duties on Licenses for the Sale of Spirituous Liquors; and the Bill to continue and alter the Act for granting duties on Licenses for the Sale of Spirituous Liquors, and for Sales by Auction in Halifax, and had directed him to report the said Bills to the House, severally, without any amendment; and he afterwards delivered the Bills in at the Clerk's Table.

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

Ordered, That the Bills reported from the Committee be engrossed.

License Bills to be Engrossed Copy of Despatch from Sir J. Colborne on subject of money granted for relief of Canadian sufferers laid before House

The Hon. Mr. Uniacke, by command of His Excellency the Lieutenant-Governor, presented to the House a copy of a Despatch from His Excellency Sir John Colborne, Governor-General, to His Excellency the Lieutenant-Governor of this Province, on the subject of the sum advanced from the Treasury of this Province, towards the relief of sufferers in the Canadian Rebellion, and the same was read by the Clerk, and is as followeth:

Government-House, Montreal, 18th February, 1839.

SIR—

I have had the honor to receive, with your Excellency's Letter of the 2d February, the copy of the Resolution of the House of Assembly of Nova-Scotia, concurred in by the Legislative Council, authorising the advance of the sum of One Thousand Pounds to be placed at my disposal, for the relief of the Widows and Families of those who have fallen in the Canadian Rebellion.

This beneficial and liberal grant will, I am confident, be highly appreciated in these Colonies, and will, I trust, be the means of extending essential relief to the families of the loyal subjects who have suffered from the calamitous results of the insurrectionary movements in this Province.

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

(Signed) J. COLBORNE.

His Excellency Lieutenant-General Sir COLIN CAMPBELL, K. C. B. &c. &c. &c.

Ordered, That the said copy of Despatch do lie on the Table.

Return of Suits before Magistrates presented

The Hon. Mr. Uniacke, also by command of His Excellency, presented Returns of Suits commenced before Magistrates, (except in the Town of Halifax,) made pursuant to a Resolution of this House of the 17th January last, with an Abstract thereof, which was read by the Clerk.

For the said Abstract,

(See Appendix, No. 70.)

Ordered, That the Returns and Abstract do lie on the Table.

Papers laid before House, viz.

The Hon. Mr. Uniacke, also by command of His Excellency, presented the following Papers, required by a Resolution of this House, of the 18th February last, viz:

Receipts & Disbursements of Casual Revenue for 1833, 4 & 5

Accounts of the Receipts and Disbursements of the Casual and Territorial Revenue for 1833, 1834 and 1835.

See

MONDAY and TUESDAY, 25th and 26th MARCH, 1839.

(See Appendix No. 71.)

A Statement of the intended appropriation and expenditure of the Casual and Territorial Revenue in Nova-Scotia for the year 1839.

Intended appropriation of Casual Revenue for 1839

(See Appendix No. 72.)

An Abstract of the Sales of Crown Lands, and the amount received thereon, up to 31st December, 1838.

Sales of Crown Lands

(See Appendix No. 73.)

An Abstract of the proceeds of Land sold by the Commissioner of Crown Lands in Cape Breton, since his appointment in 1832.

Crown Lands sold in Cape Breton

(See Appendix No. 74.)

A Statement of the gross amount of Duties collected during the last five years, under Imperial Acts, at the Custom House at Halifax, and the several Out-ports.

Duties collected under Impost Acts

(See Appendix No. 75.)

A Return of the gross amount of the Registrar's Fees received at Halifax for the period of five years, ending 31st December, 1837, in respect of Deeds and other Papers recorded, and searches had in Halifax, and of the gross amount of Fees received in other parts of the Province, by the several Deputy Registrars for the same period.

Amount of Registrar's Fees

(See Appendix No. 76.)

Ordered, That the said several Papers do lie on the Table.

Then the House adjourned until To-morrow at one of the clock.

Tuesday, 26th March, 1839.

PRAYRES.

Mr. Forrester moved that the Resolution passed yesterday, authorizing an advance of £314 12s. to Messrs. John Howe & Son, for Printing, be rescinded, which, being seconded and put, and the House dividing thereon, there appeared, for the motion, nine; against it, twenty-six.

Motion to rescind grant of 314l. 12s. to J. Howe & Son negatived on division

For the motion,

Mr Young
Mr Smith
Mr Chipman
Mr Benjamin
Mr Upham
Mr Forrester
Mr McLellan
Mr Annand
Mr Lewis

Against the motion,

Mr Spearwater
Mr Kavanagh
Mr Dickey
Mr Holdsworth
Mr Hatton
Mr Taylor
Mr McDonald
Mr Waterman
Mr Forrestall

Mr Whitman
Mr Bell
The Hon Mr Dewolf
Mr Robicheau
Mr McHefey
Mr Allison
Mr Clements
Mr Holmes
Mr Miller

Mr McKim
Mr D'Entremont
Mr Doyle
Mr Heckman
Mr Dickson
Mr Morton
The Hon Mr Uniacke
Mr DesBarres

So it passed in the negative.

An Engrossed Bill to continue and alter the Act for granting Duties on Licenses for the Sale of Spirituous Liquors, was read a third time.

Engrossed general License Bill read 3d time Passed

Resolved, That the Bill do pass, and that the title be, An Act for granting Duties on Licenses for the Sale of Spirituous Liquors.

An Engrossed Bill to continue and alter the Act for granting Duties on Licenses for the Sale of Spirituous Liquors, and for Sales by Auction, in Halifax, was read a third time.

Engrossed Halifax License Bill read 3d time Passed

Resolved, That the Bill do pass, and that the title be, An Act to continue and alter the Act for granting Duties on Licenses for the Sale of Spirituous Liquors, and for Sales by Auction, in Halifax.

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

Bills sent to Council

The Hon. Mr. Uniacke moved that Mr. Waterman have leave of absence from this House, to return home on urgent private business: which, being seconded and put, and the House dividing thereon, passed in the affirmative.

Leave of absence to Mr. Waterman

Ordered accordingly.

A Message from the Council, by Mr. Halliburton :

Mr. Speaker,

Council agree to
Mire Grant Bill

Passengers' Bill
Bill to amend Tres-
pass Acts and
Wilmot Pier Co.
Bill as amended
Council agree to
Bills to continue
following Acts with-
out amdt. viz :
Fees of Constable
of Court of Com-
missioners at Hali-
fax
Bite of Animals
Rates & Prices of
Carriages
Bridewell & Police
Halifax Night
Watch Act
Light House
Survey of Timber
and Lumber
Cape Breton Sum-
mary trials
Halifax Firewards
Halifax Commrs.
Court
Summary trials
Halifax Pilotage
Cordwood Forestal-
ling

The Council have agreed to the Bill, entitled, An Act for settling titles in a certain tract of Land in Cape-Breton, called the Mire Grant; to the Bill, entitled, An Act to amend the Act relating to Passengers from Great-Britain and Ireland, arriving in this Province; to the Bill, entitled, An Act in further amendment of, and additional to, the Acts relating to Trespasses; and to the Bill, entitled, An Act to Incorporate the Wilmot Pier Company, severally as amended; they have also agreed to the several Bills following, without any amendment, viz:—the Bill, entitled, An Act to continue the Act to regulate the Fees of the Constables of the Court of Commissioners at Halifax; the Bill, entitled, An Act to continue the Act to provide against the occurrence of diseases from the bite of Animals; the Bill, entitled, An Act to continue the Act in addition to the Act for regulating the rates and prices of Carriages; the Bill, entitled, An Act to continue the several Acts concerning the Bridewell and Police in Halifax; the Bill, entitled, An Act to continue the Act for the better preservation of the Property of the Inhabitants of the Town of Halifax, by providing for a sufficient Watch at night; the Bill, entitled, An Act to continue the Act for the support and regulation of Light-Houses; the Bill, entitled, An Act to continue the Act to regulate the Survey of Timber and Lumber, and to repeal certain Acts now in force; the Bill, entitled, An Act to continue the Act for the Summary Trial of Actions in the Island of Cape-Breton; the Bill, entitled, An Act to continue the Act to repeal the Act to amend the Acts respecting Firewards and Fires in Halifax, and to substitute other provisions in lieu thereof; the Bill, entitled, An Act to continue an Act relating to the Court of Commissioners at Halifax; the Bill, entitled, An Act to continue the Act for the Summary Trial of Actions, and the Acts in amendment thereof; the Bill, entitled, An Act to continue the Act to regulate the Pilotage of Vessels at the Port of Halifax, and the several Acts in amendment thereof, and additional thereto; and the Bill, entitled, An Act to continue the Act to suspend the operation of the Act to prevent Forestalling, Regrating, and Monopolizing of Cord Wood in the Town of Halifax.

And then the Messenger withdrew.

Council's Alien Bill
&

The engrossed Bill from the Council, entitled, An Act to revive and continue the Act respecting Aliens coming into this Province, or residing therein; also,

Councils Pickled
Fish Inspection Bill
read 1st time
Referred to Com. of
Privileges

The engrossed Bill from the Council, entitled, An Act to continue, alter and amend, the Acts in force relative to the Inspection of Pickled Fish, were severally read a first time.

Ordered, That the Bills be referred to the Committee of Privileges, to examine and report thereon to this House.

Resolution moved
for advance of mo-
ney paid in from
each County on ac-
count of relief fund

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

Resolved, That His Excellency the Lieutenant-Governor be requested to pay to the several Counties of this Province, the several amounts paid in for the sums expended in the purchase of Potatoes and Grain, and that the amount be deducted from the several Scales of Road Money for the ensuing year: which, being seconded,

Amendment for
calling in all the
relief fund carried

The Hon. Mr. Dewolf moved that the proposed Resolution be amended by leaving thereout all the words except the two first words, "Resolved that," and inserting instead of the words so to be left out, the following, viz: "the Treasurer be directed to call upon the County Treasurers and other persons concerned in the respective Counties throughout the Province which are yet in arrear for Monies loaned for relief of Poor Settlers, and request an early remittance of any Monies in hand, and urge the immediate collection of all remaining Balances, that the whole may be finally closed before the next meeting of the Legislature: which, being seconded and put, passed in the affirmative.

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

Council's amend-
ments to Polls Bill
read 2d time and
committed

The amendments proposed by the Council to the Bill, entitled, An Act for establishing the times and places of holding the Poll at Elections of Representatives, were read a second time.

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

On

On motion, the House resolved itself into a Committee of the whole House on the consideration of the said amendments.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had gone through the said amendments, and recommend to the House to agree to the first, third, and fourth of said amendments, with certain amendments, which the Committee had made to the fourth of said amendments, and that the House should not agree to the second of said amendments; and he thereupon delivered the said amendments, with the amendments of the House to said fourth amendment, in at the Clerk's Table.

The said amendments to the said fourth amendment of the Council, were read throughout a first and second time, and agreed to by the House.

Ordered, That the first, third, and fourth of said amendments of the Council be agreed to, with the said amendments of this House to the said fourth amendment of Council.

Ordered, That the said second amendment of the Council be not agreed to.

Ordered, That the amendments of this House to the said fourth amendment of the Council be engrossed, and be again read.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to fifty Resolutions of this Honorable House for granting Monies, and authorising the advance of Monies, as followeth, viz :

£27	5	0	To Peter Furlong.
15	0	0	Reuben Nickerson.
8	0	0	R. K. Marsters.
20	0	0	Richard Gibbons, Junior.
1	10	0	Rufus J. Sanders.
10	0	0	John Carten.
10	10	0	James Dawson.
100	0	0	Messrs. Lawson.
100	0	0	For a School in connexion with the Methodist Church, in Halifax.
50	0	0	the Lunenburg Academy.
150	0	0	Bridges in the County of Sydney.
20	0	0	To Edmund Crowell.
250	0	0	For the Yarmouth Light-House.
10	0	0	To Cornelius Craig.
36	10	11	the Overseers of the Poor at Pictou.
10	13	5	William Adamson.
16	9	8	the Overseers of the Poor at Annapolis.
19	2	0	the Overseers of the Poor at Horton.
3	15	0	the Overseers of the Poor at Barrington.
63	0	0	John Munro, expenses of Survey.
419	16	4	the expenses of the Legislative Council in this Session.
30	0	0	procure Publications for the use of this House.
100	0	0	For a Bridge at Tatamagouche.
40	0	0	the African School in Halifax.
15	0	0	To the Overseers of the Poor at Economy.
7	0	0	John Munro, for attending a Committee of this House.
20	0	0	Advanced for a plan and Estimate for a Bridewell.
100	0	0	for Andrew Henderson's Academy at Annapolis.
362	18	4½	for expenses of the Legislative Council in the last Session.
40	0	0	for the African School last year.
20	0	0	for a Clock for the House of Assembly.
20	7	0	To Joseph Avard.

Com. on said amendments

Report amendments with amendments

1st, 3d, and 4th amendments agreed to with amendments

2d amendment disagreed to

Council agree to fifty Resolutions for granting and advancing monies

£3	10	0	Each to Clerks of the Peace.
20	0	0	To the Chairman of Committees of this House.
10	0	0	J. J. Sawyer.
60	0	0	For Stationary and Binding for this House.
150	0	0	Contingent expenses.
100	0	0	Each to the Clerks of the House, for extra services.
500	0	0	For Casualties to Bridges.
100	0	0	Relief of the Colored Population.
55	0	0	a Bridge over the River Philip.
650	18	9	Expenses of repairs to Public Buildings.
40	0	0	the Grammar School at Truro.
300	0	0	Per annum for three years, for a Steam-Boat between Halifax and Yarmouth.
30	0	0	To pay for Survey of Road between Chizetcook and Eecum Seecum, by change of appropriation.
17	10	0	George Christie, from School Fund, Pictou.
10	0	0	Advance for plan of Bridewell.
✓ 29	4	0	for surveying County line between Colchester and Cumberland.
1025	0	0	Advanced for sufferers in the Canadian Rebellion;

And the Resolution authorizing an advance of Three Shillings for every 100 pounds of Chocolate manufactured in the Province and exported.

And then the Messenger withdrew.

On motion of Mr. Young, *resolved*, that none of the Acts passed in any Session of the Assembly, shall hereafter be inserted in the Royal Gazette at the expense of the Province, except the Revenue Laws, and such Laws only as may be specially ordered by His Excellency the Lieutenant-Governor, the Legislative Council, or the House of Assembly, to be so inserted.

On motion of Mr. Smith, *resolved*, that a Committee be appointed to enquire and report to this House, what amount has been paid out of the Provincial Treasury during the last ten years, for bounties and drawbacks granted to encourage the Fisheries.

Ordered, That Mr. Smith, Mr. Morton and Mr. Benjamin, be a Committee for the foregoing purpose.

On motion of Mr. Smith, *Resolved*, That a Committee be appointed to wait on His Excellency the Lieutenant-Governor, and respectfully request that His Excellency will be pleased to direct the proper Officers to lay before this House returns of the quantity of Flour, Molasses, and other Goods Imported into this Province, and entered Duty free, for the use of the Fisheries, during the last ten years, and also of the exemptions that have been allowed since the year 1826, of the Duties on Foreign Goods purchased or procured with the proceeds of Fish and Fish Oil, caught, cured and made, by the Inhabitants of this Province, and others employed in the Fisheries thereof, under the Act of 1826, and similar Acts since passed by the Provincial Legislature.

Ordered, That Mr. Smith, Mr. Morton and Mr. Benjamin, be a Committee for the above purpose.

Mr. McLellan reported from the Select Committee appointed on the 23d January last, to consider the best method of registering the names of Voters for the Election of Members to serve in this Assembly, &c.; and thereupon, presented

A Bill for the registering of the names of Persons entitled to vote at future Elections for Members to serve in General Assembly, and for assessing County Rates in the several Counties of this Province, and the same was read a first time.

Ordered, That the Bill be published in the Royal Gazette and Nova-Scotian Newspapers, at Halifax.

Mr. Morton reported from the Select Committee on the Petition of Peter Morrissey and others,

Resolution as to printing of Acts in Gazette

Com. to enquire into Bounties on Fisheries

Com. to wait on Gov. and request return of Bounties upon the Fisheries, &c.

Report from Com. on Registration of Voters

Registration Bill presented

Bill to be printed

Report from Com. on Pet. of P. Morrissey with regard to

others, Inhabitants of Albemarle Street, in Halifax; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix No. 77.)

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

Mr. McLellan moved that he have leave of absence from this House, to return home on urgent private business: which, being seconded and put, and the House dividing thereon, passed in the negative.

Then the House adjourned until To-morrow, at two of the clock.

obstructions in Albemarle Street

Report received & adopted

Motion for leave of absence to Mr. McLellan negatived

Wednesday, 27th March, 1839.

On motion of Mr. Dickey, *resolved* as followeth:

Whereas, the Province of New-Brunswick has granted the sum of £4,500 for the purpose of opening a new line of road across the Tantarama Marsh, in the County of Westmoreland, (to shorten the main post road leading to Canada) and it is necessary that the Province of Nova-Scotia should pledge itself to open the line of the said new road from the river Musaguash to the main post road in the District of Fort Lawrence, in the County of Cumberland, to meet the said alteration, and to build the one half of the Bridge across the Mussaguash.

Resolved therefore, That, whenever it shall be made to appear to His Excellency the Lieutenant-Governor or Commander in Chief for the time being, that the Province of New-Brunswick is about completing the said proposed alteration of the road over the Tantarama Marsh, His Excellency or the Commander in Chief for the time being, shall be authorised to advance from the Treasury of this Province, such sum of Money not exceeding £250, as will complete the said alteration and build the one half of said Bridge on this side of the Province line, to be expended by tender and contract, and that this House will hereafter provide for payment thereof.

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

Resolution for advance of £250 for repair of road over Tantarama Marsh

Res. sent to Council

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

Resolved, That His Excellency the Lieutenant-Governor be authorized and requested to advance the sum of Seventy-five Pounds to the Trustees and Committee of the Royal Acadian School, agreeably to the prayer of their Petition, and this House will make provision for the same the next Session: which, being seconded and put, and the House dividing thereon, there appeared, for the Resolution, sixteen; against it, fifteen.

So it passed in the Affirmative.

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

Resolution for advance of £75 to Acadian School carried on division

Res. sent to Council

A Message from the Council by Mr. Haliburton:

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act to make the Stealing of Dogs, Beasts or Birds, Larceny, as amended.

The Council do not adhere to the second amendment proposed by them, to the Bill, entitled, An Act for establishing the times and places of holding the Poll at Elections of Representatives, and do not agree to the first amendment proposed by this Honorable House, to the fourth amendment of the Council to said Bill, but agree to the second amendment proposed by this Honorable House, to said fourth amendment of the Council.

The Council have agreed to twenty-one Resolutions of this Honorable House, for granting and advancing monies for the following services, viz:—

£2,800 For Sackville Bridge, and alteration of Great Roads.

100 Bridges in the County of Guysborough.

200 Kennetcook Bridge.

200 Bridges in the County of Cape-Breton.

Council agree to Bill making the Stealing of Dogs, &c. Larceny as amended

Do not adhere to 2d amendment to Polls Bill and do not agree to 1st amendment of House to 4th amdt. to said Bill

Council agree to 21 Money Resolutions

£50	For the Road from Annapolis to Queen's County.
100	Bridge over LaHave River.
100	Roads in Queen's County.
80	Bridge at Margaree.
100	Little Arichat Bridge.
80	Bridges over the Gaspereaux River in Horton.
200	Bridges in the County of Pictou.
50	Bridges in the County of Shelburne.
100	a Pier at St Mary's River.
100	a Pier at Margaretville.
100	a Pier at Baxter's Harbor.
100	a Pier in Clare.
100	To Import Cattle of the Durham Breed.
125	Import Rams and Ewes.
200	Import a Stallion.
173	Expenses of Humane Establishment at Scatarie.

Resolution authorising an advance of Monies to build Bridges in the County of Pictou, equal to the amount paid into the Treasury by that County, under the relief Bill.

And have not agreed to the Resolution of this Hon. House, for granting £4000 for the erection of a Bridewell.

Council do not agree to grant of £4000 for Bridewell

Report from Com. on Privileges on Council's Alien Bill and Pickled Fish Inspection Bill, that they cannot be considered as they relate to Penalties

Mr. Young, from the Committee of Privileges, reported upon the two engrossed Bills from the Council—the one entitled, An Act to revive and continue an Act respecting Aliens coming into this Province, or residing therein—and the other entitled, An Act to continue, alter and amend, the Acts in force relative to the Inspection of Pickled Fish, respectively, referred to the said Committee; that the Committee had examined said Bills, and are of opinion that this House ought not consider the same, as they revive and continue Acts containing Penalties and Forfeitures.

Report received and adopted

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

Resolution for not considering said Bills

On motion, *resolved*, that this House cannot consider the engrossed Bill from the Council, entitled, An Act to revive and continue an Act respecting Aliens coming into this Province or residing therein; and the engrossed Bill from the Council, entitled, An Act to continue, alter and amend, the Acts in force relative to the Inspection of Pickled Fish, as they revive and continue Acts containing Penalties and Forfeitures.

Report from Com. to wait on Gov. and request Returns of Goods entered duty free for Fisheries

Mr. Smith reported from the Committee appointed yesterday to wait upon His Excellency the Lieutenant-Governor, and request returns of Goods entered duty free, for the use of the Fisheries; that the Committee had performed the duty assigned to them, and that His Excellency in answer to the application, was pleased to say, that he would attend to the request of the House.

Report from Com. to report amount paid as Bounties on Fisheries

Mr. Smith also from the Committee appointed yesterday to enquire and report what amount had been paid out of the Provincial Treasury during the last ten years, for Bounties and Drawbacks granted to encourage the Fisheries, reported that the Committee had obtained from the Treasurer of the Province, an account of Drawbacks and Bounties allotted for the encouragement of the Fisheries during the said term of ten years; and he read the said account in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix No. 78.)

Ordered, That the said account do lie on the Table.

Motion for Com. on quadrennial Bill negatived on division

Mr. Doyle moved that the House do now resolve itself into a Committee of the whole House, on the consideration of the Bill for limiting the duration of the General Assemblies: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, fourteen; against it, eighteen.

So it passed in the Negative.

WEDNESDAY and THURSDAY, 27th and 28th MARCH, 1839.

The Hon. Mr. Uniacke, pursuant to special leave given, presented a Bill to provide for the erection of a Bridewell, and the same was read a first time.

Ordered, Nem. Con. that the said Bill be now read a second time; and the same was accordingly read a second time; and thereupon,

Mr. Dickey moved that the further consideration of the Bill be deferred until the next Session: which, being seconded and put, passed in the negative.

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

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

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had considered the Bill to provide for the erection of a Bridewell, and recommend to the House to defer the further consideration of the Bill until the next Session; and he afterwards delivered the Bill in at the Clerk's Table.

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

Ordered, That the further consideration of the Bill to provide for the erection of a Bridewell, be deferred until the next Session.

Then the House adjourned until To-morrow, at two of the clock.

Thursday, 28th March, 1839.

PRAYERS.

Mr. Benjamin moved that the Resolution passed yesterday, authorising an advance of £75 to the Trustees and Committee of the Acadian School, be rescinded: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, fifteen; against it, twenty.

So it passed in the Negative.

Mr. Chipman moved that Mr. Smith have leave of absence from this House, to return home on urgent private business: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, eighteen; against it, fourteen.

So it passed in the affirmative.

Ordered accordingly.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have passed a Bill, entitled, An Act to change and alter the north and east side lines of a certain lot of Land, situate on the west side of Water Street, in the Town of Halifax—to which Bill they desire the concurrence of this Honorable House.

The Council have agreed to the Bill, entitled, An Act for establishing a Harbor Master at Bridgeport, in the Island of Cape-Breton; to the Bill, entitled, An Act respecting Inspectors of Pickled Fish and Guagers of Fish Oil; to the Bill, entitled, An Act to continue and alter the Act for granting Duties on Licenses for the Sale of Spirituous Liquors; and to the Bill, entitled, An Act to continue and alter the Act for granting Duties on Licenses for the Sale of Spirituous Liquors, and for Sales by Auction, in Halifax, severally without any amendment.

The Council have agreed to the Bill, entitled, An Act for amending the practice of the Court of Chancery; and to the Bill, entitled, An Act to continue and further to amend the Act for the encouragement of Schools, and the Acts to amend the same, with amendments to the said Bills respectively—to which amendments they desire the concurrence of this Honorable House.

The Council have not agreed to the Resolution authorizing an advance of £200 towards defraying

Bill presented to provide for erection of Bridewell Bill read 2d time

Motion for deferring Bill until next Session negatived

Bill committed

Com. on Bills

Report that Com. recommend Bridewell Bill be deferred

Bridewell Bill deferred

Motion to rescind vote to Acadian School negatived

Leave of absence to Mr. Smith

Council have passed Bill to alter side lines of Lot in Water Street in Halifax

Council have agreed to Bridgeport Harbor Master Bill Bill respecting Inspectors of Pickled Fish, &c.

General License Bill and Halifax License Bill without amendment

And have agreed to Chancery Practice amendment Bill & Bill to continue School Acts with amendments

Have not agreed to Resolutions for ad-

THURSDAY, 28th MARCH, 1839.

vance of £200 for
Bridewell and £20
11s. 4d. expenses of
trial of J. Long-
mire

Leave of absence to
Mr. McLellan

fraying the expenses of the Bridewell in the last year; and the Resolution authorizing an advance of the sum of £20 11s. 4d. to defray the expenses of the trial of John Longmire. And then the Messenger withdrew.

Mr. Spearwater moved that Mr. McLellan have leave of absence from this House after to-day, to return home on urgent private business: which, being seconded, and put, and the House dividing thereon, there appeared, for the motion, sixteen; against it, fourteen.

For the motion,

Mr McKim
Mr Smith
Mr Morlon
Mr Dickson
Mr Des Barres
Mr Benjamin
Mr Forrester
Mr Bell

Mr Lewis
Mr Whitman
Mr McDonald
Mr Spearwater
Mr Forrestall
Mr Allison
Mr Hatton
Mr Holdsworth

Against the motion,

Mr Dickey
Mr McHeffey
Mr Howe
Mr Taylor
Mr Robicheau
Mr D'Entremont
Mr Kavanagh

Mr Young
Mr Holmes
Mr Heckman
Mr Clements
Mr Anmand
Mr Chipman
Mr Doyle

So it passed in the Affirmative.
Ordered accordingly.

Council's Water
Street side lines
Bill referred to Se-
lect Committee

The engrossed Bill from the Council, entitled, An Act to change and alter the north and east side lines of a certain lot of Land situate on the west side of Water-Street, in the Town of Halifax, was read a first time.

Ordered, That the Bill be referred to Mr. Dickson, Mr. Bell and Mr. Forrester, to examine and report thereon to this House.

Council's amts. to
Bill to continue
School Acts read

1st, 2d and 3d, a-
greed to

4th disagreed to

The amendments proposed by the Council, to the Bill, entitled, An Act to continue and further to amend the Act for the encouragement of Schools, and the Acts to amend the same, were read a first and second time, and considered by the House: and thereupon,

Resolved, That the first, second, and third of said amendments be respectively agreed to by this House.

On motion of Mr. DesBarres, *resolved*, that the remaining one of said amendments, being the fourth, be not agreed to by this House.

Ordered, That the Clerk do carry the Bill and amendments back to the Council, and acquaint them that this House have agreed to the first, second, and third amendments, and have not agreed to the fourth amendment.

Bill and amts. sent
to Council

Resolution for Com.
to wait on Gov.
with regard to the
appointment of
School Commis-
sioners carried on
division

Mr. Howe moved that the House do come to a Resolution as followeth:

Resolved, That a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, and call His Excellency's attention to the fact that distinctions are made in the appointments of Commissioners of Schools, calculated to disturb the harmony which ought to exist between different bodies of Christians, and to introduce jealousies with regard to the distribution of the Public Monies that it is wise to avoid, and to respectfully request that a revision of those appointments may be made, by which justice may be done to the whole population, by whose joint contributions the education of the Country is maintained:

Which, being seconded and put, and the House dividing thereon, passed in the affirmative.

Com. named

Ordered, That Mr. Howe, Mr. Dickson, Mr. Forrestall, Mr. Bell and Mr. Lewis, be a Committee for the above purpose.

Council's amts. to
Chancery Practice
Bill agreed to

The amendments proposed by the Council to the Bill, entitled, An Act for amending the practice of the Court of Chancery, were read a first and second time, and considered by the House; and thereupon,

Resolved, That the said amendments be respectively agreed to by this House.

Bill and amts. sent
back to Council

Ordered, That the Clerk do carry the Bill and amendments back to the Council, and acquaint them that this House have agreed to the said amendments.

House adhere to
their amdt. to
Council's amts. to
Polls Bill

The first amendment made by this House to the fourth amendment proposed by the Council to the Bill, entitled, An Act for establishing the times and places of holding the Polls at Elections of Representatives, was read and re-considered by the House; and thereupon,

Resolved, That this House do adhere to their said amendment.

Ordered,

Ordered, That the Clerk do carry the Bill and amendments back to the Council, and acquaint them that this House adhere to their said amendment.

Bill and amendts. sent back to Council

Mr. Dickson reported from the Select Committee to whom was this day referred the engrossed Bill from the Council, entitled, An Act to change and alter the North and East side lines of a certain Lot of Land situate on the West side of Water Street, in the Town of Halifax; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

Report from Com. on Council's Water Street side lines Bill

(See Appendix No. 79.)

The said Bill was then read a second time.

Bill and amendts. reported from Com. read 2d time and committed

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

Com. on Bills

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

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

The Chairman reported from the Committee that they had gone through the engrossed Bill from the Council, entitled, An Act to change and alter the North and East side lines of a certain Lot of Land situate on the West side of Water Street, in the Town of Halifax, and had made an amendment thereto, which they had directed him to report to the House, with the Bill; and that the Committee had also gone through the Bill to define and ascertain the Fees to be taken at the Police Office, at Halifax, with the amendments proposed thereto by the Select Committee thereon, and had directed him to report the Bill to the House, with the said amendments; and he afterwards delivered the Bills and amendments in at the Clerk's Table.

Report Council's Water Street side lines Bill with amendt.

The Bill respecting Police Office Fees with amendts.

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

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

Amendt. to Council's Water Street Bill agreed to Amendt. to be engrossed and read 3d time with Bill

Ordered, That the amendment be engrossed, and be read a third time with the Bill, this day.

The amendments reported from the Committee, to the Bill to define and ascertain the Fees to be taken at the Police Office, at Halifax, were read by the Clerk, and, on the question put thereon, were agreed to by the House.

Amendts. to Police Office Fees Bill agreed to Bill and amendts. to be engrossed

Ordered, That the Bill with the amendments be engrossed.

On motion of Mr. Howe, *resolved*, that two sums of Money, making together £20, granted in the Sessions of 1837 and 1838, for a Bridge at Eecum Secum, and remaining undrawn from the Treasury, be applied and expended in rebuilding the Bridge at Porter's Lake.

Resolution for change of appropriation of 20l. for Bridge at Eecum Secum Resolution sent to Council

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

On motion of Mr. Young, *resolved*, that a Committee be appointed to enquire what changes are necessary in the Law for securing to the Province the premium on Dollars, paid by the Officers of the Customs into the Treasury, and to report by Bill or otherwise.

Com. to enquire in to Laws for securing premium on Dollars paid into Treasury Com. named

Ordered, That the Hon. Mr. Dewolf, Mr. Bell and Mr. Morton, be a Committee for the above purpose.

On motion of the Hon. Mr. Dewolf, *resolved*, that a Committee be appointed to wait on His Excellency the Lieutenant-Governor, with a copy of so much of the report of the Committee of Public Accounts, as relates to certain Returns required from the Custom-House, and respectfully to request that His Excellency will direct the proper Officer to cause such Returns to be made as are thereby directed.

Com. to wait on Gov. and require Custom House returns

Ordered, That the Hon. Mr. Dewolf, Mr. Forrester and Mr. Bell, be a Committee for the foregoing purpose.

Com. named

On motion of the Hon. Mr. Dewolf, *resolved*, that a copy of so much of the Report of the Committee of Public Accounts, as relates to the conduct of certain Collectors of Light Duties,

Resolution in relation to delinquency of Collectors of Light Duty and Excise

ties, and recommending the appointment of new Collectors, in the place of Imlay and Skinner; as also, a copy of so much of said Report as relates to the delinquency of certain Collectors of Colonial Revenue, and recommending more perfect Returns to be required, be transmitted to the Commissioners of the Revenue, and the said Commissioners be requested to comply with such recommendations.

Resolution as to payment of monies due from Collectors of Excise and Light Duty

On motion of the Hon. Mr. Dewolf, *resolved*, that the Treasurer of the Province be authorized and directed to call upon the several Collectors of Colonial Revenue and of Light Duty, who have not fully remitted the monies collected by them, up to the 31st December last, as will appear on reference to the statement of the amount of Duties secured by the Collectors of Impost and Excise, for the year 1838, also, the balance due for Duties secured, to 31st December, 1837, reported by the Joint Committee of Public Accounts, and urge an immediate payment of such balances, with any other monies since received, and demand an explanation of the different errors noted in their respective Accounts by the aforesaid Committee; and also, require the said Collectors of Colonial Revenue, to furnish an Abstract of Bonds still due and uncollected, now in their hands, with the respective names and dates thereof, which have been made previous to the 31st December, 1838; and also, at the end of this present year and every subsequent year, to return a similar abstract of Bonds then due and uncollected.

Resolution requiring payment of proceeds of Seed Oats & Peas imported

On motion of the Hon. Mr. Dewolf, *resolved*, that the Treasurer of the Province be directed to ascertain the net amount of the proceeds of Seed Oats and Peas, imported and sold last year by order of the Legislature, and be also directed and authorized to require the same to be forthwith paid into the Treasury.

Resolution requiring payment of proceeds of Marshall's Justice

On motion of the Hon. Mr. Dewolf, *resolved*, that the Treasurer of the Province be directed to call upon the Clerks of the Peace and others, who have been entrusted with the Book entitled, "Marshall's Justice," for an account of the number of Books disposed of, and also, a memorandum of the number remaining unsold, with a timely remittance of all monies received by them, that a statement of the whole may be laid before the Legislature at its next Session.

Motion for advance of 250l. for Mount Denson Road in Horton negatived by Speaker's Casting Vote

The Hon. Mr. Dewolf moved that the House do come to a Resolution as followeth, viz:—
Resolved, That His Excellency the Lieutenant-Governor be authorized to expend the sum of Two Hundred and Fifty Pounds, in improving the new Road from Windsor to Wolfville *via* Lower Horton, and this House will provide for the same at its next Session: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, fifteen; against it, fifteen.

So Mr. Speaker gave his casting vote against the motion, and it passed in the negative.

The Hon. Mr. Dewolf then moved, that the House do come to a Resolution as followeth, viz:—

Motion for advance of 240l. for Mount Denson Road Horton negatived by Speaker's casting vote

Resolved, That His Excellency the Lieutenant-Governor be authorized to expend the sum of Two Hundred and Forty Pounds in improving the new Road from Windsor to Wolfville *via* Lower Horton, and this House will provide for the same at its next Session: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, seventeen; against it, seventeen,

So Mr. Speaker gave his casting vote against the motion, and it passed in the negative.

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

Motion for appointment of Com. to examine Shore of the Bay of Fundy negatived on division

Resolved, That His Excellency the Lieutenant-Governor be requested to appoint a Committee of three Persons, to examine, during the recess, the shore of the Bay of Fundy, in Cornwallis, and the Roads leading from Horton to said Shore, for the purpose of ascertaining the place best calculated for making suitable arrangement to expedite the communication between Halifax and New-Brunswick, and report to His Excellency at or before the next Session of this House: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twelve; against it, twenty. So it passed in the Negative.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The

THURSDAY and SATURDAY, 28th and 30th MARCH, 1839.

The Council do not adhere to the fourth amendment proposed by them to the Bill, entitled, An Act to continue and further amend the Act for the encouragement of Schools, and the Acts to amend the same, but agree to the said Bill, as amended by the amendments thereto, agreed to by this Honorable House.

Council do not adhere to 4th amdt. to School Bill but agree to Bill as amended

And then the Messenger withdrew.

Resolved, That the said Bill do finally pass, as amended by the said amendments of the Council, agreed to by this House.

School Bill finally passed as amended

Ordered, That the Clerk do carry the said Bill and amendments back to the Council, and acquaint them that this House have finally passed the said Bill, as amended by the amendments of the Council, agreed to by this House.

Bill & amndt. sent to Council

Then (To-morrow, being Good Friday,) the House adjourned until Saturday next, at twelve of the Clock.

Saturday, 30th March, 1839.

PRAYRES.

On motion of Mr. Morton, *resolved*, that a Committee be appointed to examine and enquire into the present state of the Bridewell, in Halifax, and of the Prisoners confined therein—and as to the several offences for which they have been committed—with the dates of their committals respectively—and the terms for which they have been sentenced, and from whence sent; and do also enquire into the management and accounts of Expenditure and Receipts of the Establishment during the past year, and the sum that will probably be required for the support thereof, during the present year—said Committee to report thereon to this House at an early day, and to have power to send for Persons, Records and Papers.

Resolution for Com. on Bridewell

Ordered, That Mr. Morton, Mr. Forrestall, Mr. Chipman, Mr. DesBarres, and Mr. Dickson, be a Committee pursuant to the foregoing Resolution.

Com. named

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to the several Resolutions of this Honorable House for dividing and appropriating the sum of £14,000, granted during the present Session for the service of Roads and Bridges.

Council agree to Resolutions for dividing & subdividing 14,000l. granted for Roads & Bridges

And then the Messenger withdrew.

The Hon. Mr. Dewolf moved that the House do come to a Resolution as followeth, viz: *Resolved*, That His Excellency the Lieutenant-Governor be authorised to expend the sum of Two Hundred Pounds in improving the new road from Windsor to Wolfville *via* Mount Denson, and this House will make provision for the same at its next Session: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, twenty-two; against it, eight.

Resolution for advance of 200l. for Mount Denson road carried on division

So it passed in the affirmative.

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

Resolution sent to Council

A Message from His Excellency the Lieutenant-Governor by the Gentleman Usher of the Black Rod:

Message from Lt. Gov. commanding attendance of House on Gov. who assents to Bills

Mr. Speaker,

His Excellency the Lieutenant-Governor commands this Honorable House to attend His Excellency immediately in the Council Chamber;

Accordingly, Mr. Speaker, with the House, attended His Excellency in the Council Chamber; and, being returned,

Mr. Speaker reported that the House had attended His Excellency in the Council Chamber; and His Excellency was pleased to give his Assent to the several Bills following, viz:

A Bill, entitled, An Act for regulating Elections of Members to serve in General Assembly.

Elections of Members

Controverted Elections	A Bill, entitled, An Act for regulating the Trials of Controverted Elections or Returns of Members to serve in General Assembly.
Wills, &c.	A Bill, entitled, An Act to continue the several Acts now in force in addition to, and amendment of, the Act relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates.
Cape Forchue Harbour	A Bill, entitled, An Act to continue the Act to preserve the Harbour of Cape Forchu, in Yarmouth.
Nuisances in Rivers	A Bill, entitled, An Act to continue the Act in addition to, and in amendment of, the Act to prevent Nuisances by Hedges, Wears and other Incumbrances, obstructing the passage of Fish in the Rivers of this Province.
Sup. Court Halifax	A Bill, entitled, An Act to continue the Act concerning the Terms of the Supreme Court at Halifax.
Courts of Common Pleas	A Bill, entitled, An Act to continue the Act concerning the Inferior Courts of Common Pleas within this Province.
Trial of Issues	A Bill, entitled, An Act to continue the Act respecting the Trial of Issues in the Supreme Court, and for regulating the times of holding the Circuits of the said Court, and the Acts in amendment thereof.
Disorderly Riding	A Bill, entitled, An Act to continue the Act to prevent Disorderly Riding, and to regulate the Driving of Carriages on the Streets of Halifax or other Towns, or on the Public Roads of this Province, and for repealing certain Acts therein mentioned.
Billeting of Troops	A Bill, entitled, An Act to continue the Act, entitled, An Act to provide for the Accommodation and Billeting of His Majesty's Troops, or of the Militia, when on their march from one part of the Province to another, and also the Acts in amendment thereof.
Fisheries Lunenburg	A Bill, entitled, An Act to continue the Act to prevent injuries to the Fisheries within the County of Lunenburg, by Mill Dams, or any other obstruction.
Sable Island	A Bill, entitled, An Act to continue the Act for the better regulation of Sable Island, in this Province.
Comms. of Sewers	A Bill, entitled, An Act to continue the Act in amendment of the Acts relating to Commissioners of Sewers.
Contagious Diseases	A Bill, entitled, An Act to continue the Act more effectually to provide against the introduction of Infectious or Contagious Diseases, and the spreading thereof in this Province, and the Act in amendment thereof.
Proof of Written Documents	A Bill, entitled, An Act to continue the Act to lessen the expense of the Proof of Written Documents in Actions depending in any of the Courts within this Province.
Quarantine	A Bill, entitled, An Act to continue the Act to prevent the spreading of Contagious Diseases, and for the performance of Quarantine, and the Act in amendment thereof.
Roads and Bridges	A Bill, entitled, An Act to continue the Act to regulate the expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges, and the Acts in amendment thereof.
Grammar School Annapolis	A Bill, entitled, An Act to continue the Act to provide for the Regulation and Management of the Grammar School or Academy at Annapolis.
Wild Cats, &c.	A Bill, entitled, An Act to continue the Act to encourage the killing of Bears, Loup Cerviers and Wild Cats.
Highways, &c.	A Bill, entitled, An Act to continue the Act in amendment of the Act relating to Highways, Roads and Bridges.
Supervisors public grounds	A Bill, entitled, An Act to continue the Act for appointing Supervisors to take charge of Public Grounds, and for other purposes, and the Act in amendment thereof.
Navigation Pugwash	A Bill, entitled, An Act to continue the Act to preserve and regulate the Navigation of the Harbour of Pugwash.
Injuries to Property	A Bill, entitled, An Act to continue the Act concerning Malicious Injuries to Property.
Nets of Fishermen	A Bill, entitled, An Act to continue the Act to prevent damage to the Nets of Fishermen by Coasting Vessels.
Shubenacadie Fishery	A Bill, entitled, An Act to continue the Act for regulating the Fishery in the River Shubenacadie.
Passengers	A Bill, entitled, An Act to continue the Act relating to Passengers from Great-Britain and Ireland, and the Act in amendment thereof.

A Bill, entitled, An Act to continue the Act for the more easy Redemption and Foreclosure of Mortgages.	Foreclosure of Mortgages
A Bill, entitled, An Act to continue the Act to enable the Proprietors of Lands in the rear blocks or divisions of Land in the Township of Guysborough to open Roads through the same.	Roads in Guysboro'
A Bill, entitled, An Act to continue the Act in amendment of the Act for the settlement of the Poor in the several Townships within this Province.	Settlement of Poor
A Bill, entitled, An Act to continue the Act to encourage the importation of improved Breeds of Cattle into this Province.	Breeds of Cattle
A Bill, entitled, An Act to continue the Act additional concerning Nuisances.	Nuisances
A Bill, entitled, An Act to continue the Act to regulate certain Landings in the County of King's County.	Landings in King's County
A Bill, entitled, An Act to continue the Act for regulating the Exportation of Red or Smoked Herrings.	Smoked Herring
A Bill, entitled, An Act to continue the Act to amend an Act for establishing a Public School in the Town of Halifax.	Public School
A Bill, entitled, An Act to continue the Act to restrain the issuing Writs of Attachment, in certain cases.	Writs of Attachment
A Bill, entitled, An Act to continue the Act to authorise the Sessions of the Peace for the County of Queen's County to make regulations for the gathering of Sea Manure in the said County.	Sea Manure
A Bill, entitled, An Act to continue the Act respecting the collection of Poor's Rates of Pictou.	Poors' Rates
A Bill, entitled, An Act to continue the Act in amendment of an Act, made and passed in the first and second years of His late Majesty's Reign; entitled, An Act to extend the Laws and Ordinances of the Province of Nova-Scotia to the Island of Cape-Breton.	Laws and Ordinances
A Bill, entitled, An Act to continue the Act relating to Marriage Licenses.	Marriage Licenses
A Bill, entitled, An Act to enable the Congregation at Rogers' Hill, in connexion with the Kirk of Scotland, to make Sale of their Church or Meeting-House.	Congregation to sell Meeting-House
A Bill, entitled, An Act to continue and alter the Act for granting Duties on Licenses for the Sale of Spirituous Liquors.	Duties on Licenses
A Bill, entitled, An Act for establishing a Harbor Master at Bridgeport, in the Island of Cape-Breton.	Harbour Master at Bridgeport
A Bill, entitled, An Act respecting Inspectors of Pickled Fish and Guagers of Fish Oil.	Pickled Fish and Fish Oil
A Bill, entitled, An Act to continue and alter the Act for granting Duties on Licenses for the Sale of Spirituous Liquors, and for Sales by Auction, in Halifax.	Duties on Licenses
A Bill, entitled, An Act to make the Stealing of Dogs, Beasts or Birds, Larceny.	Stealing Dogs, &c.
A Bill, entitled, An Act to continue the Act to suspend the operation of the Acts to prevent Forestalling, Regrating, and Monopolizing, of Cord Wood in the Town of Halifax.	Monopolizing of Cord Wood
A Bill, entitled, An Act to Incorporate the Wilmot Pier Company.	Wilmot Pier Company
A Bill, entitled, An Act in further amendment of, and additional to, the Acts relating to Trespasses.	Trespasses
A Bill, entitled, An Act to amend the Act relating to Passengers from Great-Britain and Ireland, arriving in this Province.	Passenger's Act
A Bill, entitled, An Act for settling titles in a certain tract of Land in Cape-Breton, called the Mirè Grant.	Land in Cape-Breton
A Bill, entitled, An Act to continue the Act to provide for the better preservation of the Property of the Inhabitants of the Town of Halifax, by providing for a sufficient Watch at night.	Watch at Night
A Bill, entitled, An Act to continue the Acts for the support and regulation of Light-Houses.	Light Houses
A Bill, entitled, An Act to continue the Act to regulate the Survey of Timber and Lumber, and to repeal certain Acts now in force.	Timber & Lumber
A Bill, entitled, An Act to continue the Act to regulate the Fees of the Constable of the Court of Commissioners at Halifax.	Fees of Constable

Prices of Carriages	A Bill, entitled, An Act to continue the Act in addition to the Act for regulating the rates and prices of Carriages.
Bite of Animals	A Bill, entitled, An Act to continue the Act to provide against the occurrence of diseases from the bite of Animals.
Court of Commrs.	A Bill, entitled, An Act to continue the Act relating to the Court of Commissioners at Halifax.
Bridewell & Police in Halifax	A Bill, entitled, An Act to continue the several Acts concerning the Bridewell and Police in Halifax.
Summary Trial Bill	A Bill, entitled, An Act to continue the Act for the Summary Trial of Actions, and the Acts in amendment thereof.
Pilotage of Vessels	A Bill, entitled, An Act to continue the Act to regulate the Pilotage of Vessels at the Port of Halifax, and the several Acts in amendment thereof, and additional thereto.
Fisheries	A Bill, entitled, An Act for the regulation of the Fisheries at Chedabucto Bay.
Insolvent Debtors	A Bill, entitled, An Act for the relief of Insolvent Debtors imprisoned under Mesne Process.
Firewards	A Bill, entitled, An Act to continue the Act to repeal the Act to amend the Acts respecting Firewards and Fires in Halifax, and to substitute other provisions in lieu thereof.
Supreme Court Digby	A Bill, entitled, An Act to provide for an additional Term of the Supreme Court, in the County of Digby, and to alter the time of the holding of the Supreme Court at Yarmouth.
Summary Trial Cape-Breton	A Bill, entitled, An Act to continue the Act for the Summary Trial of Actions in the Island of Cape-Breton.
Inspection of Flour	A Bill, entitled, An Act to continue the several Acts now in force for the Inspection of Flour and Meal.
Dyke Rates in Wickwire Dyke	A Bill, entitled, An Act to continue the Act relative to the assessment of Dyke Rates, for the new or Wickwire Dyke, in Horton.
Town Officers	A Bill, entitled, An Act to continue and amend the Act in further addition to, and in amendment of, the Act for the choice of Town Officers and regulating of Townships, and the Act to alter and amend the same.
Trustees of Lands	A Bill, entitled, An Act to provide for the selection and appointment of Trustees of Lands granted, reserved, or otherwise allotted as School Lands, or for Schools in this Province.
Colonial Duties	A Bill, entitled, An Act to continue and amend the Act, entitled, An Act for granting Colonial Duties of Impost for the support of His Majesty's Government within this Province, and for promoting the Agriculture, Commerce, and Fisheries thereof.
Importation of Goods	A Bill, entitled, An Act to continue and amend the Act for regulating the Importation of Goods.
Colonial Duties	A Bill, entitled, An Act to continue the Act for the General Regulation of the Colonial Duties.
Warehousing of Goods	A Bill, entitled, An Act to continue and amend the Act for the Warehousing of Goods.
Drawbacks	A Bill, entitled, An Act to continue the Act concerning Goods exported, and for granting Drawbacks.
Smuggling	A Bill, entitled, An Act to continue the several Acts for the prevention of Smuggling.
Militia	A Bill, entitled, An Act for the better protection of this Province by providing an efficient Militia Force.
Weighing of Beef	A Bill, entitled, An Act to continue and amend the Act to regulate the Weighing of Beef.
Public Property	A Bill, entitled, An Act for appointing Trustees for Public Property in the Town of Picton.
Poors' Rater	A Bill, entitled, An Act in further addition to the several Acts now in force respecting Poors' Rates.
Moose River Mills	A Bill, entitled, An Act to Incorporate the Moose River Mills Company.
Cemeteries	A Bill, entitled, An Act additional to, and in further amendment of, the Act concerning Cemeteries or Burial Grounds in the Town of Halifax.
Salted Beef & Pork	A Bill, entitled, An Act in amendment of the Act to regulate the packing and inspecting of Salted Beef and Pork for exportation.
Commrs. of Highways	A Bill, entitled, An Act to alter the limits of the jurisdiction of the Commissioners of Highways in Lunenburg.

SATURDAY, 30th MARCH, 1839.

- A Bill, entitled, An Act to authorize the Grand Jury and the Court of Sessions in the County of Colchester to present and assess Monies for the erection of a Lock-up House in Tatamagouche, in said County. Lock-up House
- A Bill, entitled, An Act to enable the Inhabitants of Cornwallis to provide a Public Town House for that Township. Public Town House
- A Bill, entitled, An Act for improving the Administration of Criminal Justice. Criminal Justice
- A Bill, entitled, An Act to amend the Acts to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape-Breton. Pilotage of Vessels
- A Bill, entitled, An Act to establish the rate of Tare upon Sugars. Tare upon Sugars
- A Bill, entitled, An Act for Incorporating the Nova-Scotia Baptist Education Society. Baptist Education Society
- A Bill, entitled, An Act to provide a Lock-up House at River John, in the County of Pictou. Lock-up House at River John
- A Bill, entitled, An Act to enable the Congregation at Barney's River in connexion with the Church of Scotland to sell their Church or Meeting House. Meeting-House at Barney's River
- A Bill, entitled, An Act to enable the Inhabitants of Windsor to enclose the Public Burial Ground there. Public Burial Ground
- A Bill, entitled, An Act to repeal the Act to extend to Falmouth, in the County of Hants, the provisions of the Act relating to Commissioners of Highways in Halifax, and certain other places, and the Act making the same perpetual. Commrs. of Highways in Falmouth
- A Bill, entitled, An Act to enable the Freeholders of the Township of Pictou to assess themselves for certain arrears of Poor Rates. Pictou Poor Rates
- A Bill, entitled, An Act to change the name of the Petite Plaister and Mills Company. Petite Plaister and Mills Company
- A Bill, entitled, An Act to authorise the sale of Coals by weight. Coals by Weight
- A Bill, entitled, An Act for setting off part of the Township of Saint Mary's into a separate Township. Saint Mary's Township
- A Bill, entitled, An Act to apply a certain sum of Money for the service of the Militia. Militia
- A Bill, entitled, An Act for securing Copy Rights. Copy Rights
- On motion of the Hon. Mr. Uniacke, *resolved*, that Five Hundred Copies of all the Laws in force for regulating the Militia of this Province, be printed in Pamphlets, and placed at the disposal of His Excellency the Lieutenant-Governor, to be distributed among the Militia Officers of the various Regiments. Res. for printing 500 copies of Militia Laws
- The House being informed by one of its Members, that Mr. Archibald and Mr. Upham, two of the Members of this House, have absented themselves from this House without leave, and have left Halifax to return to their respective homes, at Truro and Onslow. *Ordered*, That the Assistant-Serjeant at Arms do go the Lodging Houses, in Halifax, of the said Members, Mr. Archibald and Mr. Upham, respectively, and ascertain whether they have left the same, to return home, and if so, at what times, respectively. Assistant Sergeant at Arms sent to look after Mr. Archibald and Mr. Upham two Members absent with leave
- On motion of Mr. Forrester, *resolved*, that the Clerk of this House do, in future, prepare an Index to the Acts of the General Assembly, passed from year to year, to be printed and bound up with such Acts; the expense of preparing the same, to be charged upon the sum allowed for the Contingent Expenses of the House. Resolution for Index to Acts
- Mr. D'Entremont moved that the House do come to a Resolution as followeth:—
- Resolved*, That His Excellency the Lieutenant-Governor be authorized to advance the sum of £50, to the Inhabitants of Kemptville, Argyle, to repair the Road down from that place to Tusket Village, and this House will provide for the same at its next sitting: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, thirteen; against it, twelve. Res. for advance of £50 for road in Argyle, carried on division
- So it passed in the Affirmative.
- Ordered*, That the Clerk do carry the Resolution to the Council, and desire their concurrence.
- Ordered*, That Mr. McHeffy have leave of absence from this House until Tuesday next, to return home on urgent private business. Leave of absence to Mr. McHeffy

Report from Com.
on Law respecting
Treasury Notes

The Hon. Mr. Dewolf reported from the Select Committee, appointed to enquire what changes, if any, are necessary in the Law for securing to the Province the premium on Dollars, paid by the Officers of the Customs into the Treasury; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

(See Appendix No. 80.)

Ordered, That the Report do lie on the Table.

Bill presented concern-
ing Treasury
Notes

The Hon. Mr. Dewolf also from the same Committee, presented a Bill in addition to, and in amendment of, the Acts concerning Treasury Notes, and the same was read a first time.

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

Bill read 2d time
and committed

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

Com. on Bills

On motion, the House resolved itself into a Committee on Bills.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

Report Treasury
Notes Bill with an
amendment

The Chairman reported from the Committee that they had gone through the Bill in addition to, and in amendment of, the Acts concerning Treasury Notes, and had made an amendment thereto, which they had directed him to report to the House with the Bill, and he afterwards delivered the Bill and amendment in at the Clerk's Table.

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

Amendt. agreed to

The said amendment from the Committee being read, was, upon the question put thereon, agreed to by the House.

Bill & amendt. to be
engrossed

Ordered, That the Bill with the amendment be engrossed, and be read a third time this day.

Res. for instruction
to Delegates in re-
gard to payment of
monies at Custom
House

On motion of Mr. Young, *resolved*, that the Delegates appointed by this House, be authorized to bring under the notice of Her Majesty's Government, the value of the Coins in which the Duties imposed by the Imperial Acts are paid at the Custom-House, and to suggest that the same should be received in Sovereigns, at their full value, as heretofore, in Doubloons, at Sixty-four Shillings instead of Sixty-six Shillings, Sterling; and in Dollars, at Four Shillings and Two Pence instead of Four Shillings and Four Pence, Sterling, as heretofore.

Resolutions
as to printing
Acts

On motion of Mr. DesBarres, *resolved*, that the Queen's Printer be directed to print the several Acts passed by the Legislature, during the present Session, in the usual Pamphlet Form, previous to the printing of the Appendix to the Journals thereof, and with the least possible delay, after the prorogation of the House.

Res. for instruction
to Delegates in re-
gard to School
Lands Bill

On motion of Mr. Howe, *resolved*, that the Delegates appointed by this House, be authorized to take such measures as may be necessary for obtaining the Royal assent to the Act for appointing Trustees of School Lands, passed in this Session.

Messrs. Archibald
& Upham reported
absent from Town
without leave

Mr. Speaker acquainted the House, that the Assistant-Serjeant at Arms had informed him, that he had, pursuant to order, gone to the respective Lodging Houses of Mr. Archibald and Mr. Upham, Members of this House, and had ascertained that Mr. Archibald had left his Lodgings to return home, on the 26th instant; and that Mr. Upham had left his Lodgings to return home, on the 29th instant, and that they had since been absent, respectively; and thereupon,

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

Res. moved that
Mr. Archibald and
Mr. Upham shall
forfeit pay and be
subject to censure of
House

Resolved, That it being now too late in the Session to send the Serjeant at Arms or his Assistant, after Mr. Archibald or Mr. Upham, in order to compel their attendance on this House, it is necessary to act upon the twentieth Standing Order of this House, and that by such Standing Order, the said Members have respectively subjected themselves to the censure of this House, and forfeited their pay for the Session. *Resolved therefore*, that the Speaker be directed not to sign any Pay Ticket, either for Mr. Archibald or Mr. Upham, and

and that the said Members be and remain under the censure of this House : which, being seconded,

The Hon. Mr. Dewolf moved, as an amendment of the said proposed Resolution, to leave out all the words thereof, except the two first words, "Resolved that," and to insert instead of the words so to be left out, the following: "the twentieth Standing Order of this House be suspended, in the case of Messrs. Archibald and Upham, in order that the following Resolution may be moved, viz:—" *Whereas* Mr. Archibald and Mr. Upham, Members of this Assembly, having left the House without its final consent and approbation, *Resolved*, that in doing so, they have violated a Standing Rule of this Assembly; and therefore, that they be subject to the censure of this House, to be delivered by the Speaker to them at the Bar thereof, at their first appearance at the next Session, and that they shall not be allowed to take their seats again in this Assembly, until they have first made a suitable apology for this their offence: which amendment being seconded and put, and the House dividing thereon, passed in the negative.

Amendment moved thereto negatived on division

The main question upon the original Resolution being then put, and the House dividing thereon, there appeared, for the Resolution, nineteen; against it, ten.

Original Resolution carried on division

For the Resolution,

Mr Chipman
Mr DesBarres
The Hon. Mr Uniacke
Mr Kavanagh
Mr Doyle
Mr Forrester
Mr McHefly
Mr McKim
Mr Miller
Mr Young

Mr Bell
Mr D'Entremont
Mr Lewis
Mr Forrestall
Mr Allison
Mr Anand
Mr Halton
Mr Taylor
Mr Howe

Against the Resolution,

Mr Dickey
Mr Spearwater
Mr Robicheau
Mr Whitman
Mr M'Donald
Mr Morton
Mr Benjamin
Mr Heckman
The Hon Mr Dewolf
Mr Clements

So it passed in the Affirmative.

An engrossed Bill in addition to, and in amendment of, the Acts concerning Treasury Notes, was, pursuant to order, read a third time.

Engrossed Treasury Notes Bill read 3d time

Resolved, That the Bill do pass, and that the title be, An Act in addition to, and in amendment of, the Acts concerning Treasury Notes.

Passed

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

Sent to Council

On motion of the Hon. Mr. Uniacke, *resolved*, that Five Hundred Blank Returns and States be printed for the various Militia Regiments, according to the Forms prescribed by the Adjutant-General of Militia, and that His Excellency the Lieutenant-Governor be requested to direct such Books of Instructions as he may approve of, to be transmitted for the information of the Officers of the respective Regiments.

Resolution for printing Blank Militia Returns

Then the House adjourned until Monday next, at two of the clock.

Monday, 1st April, 1839.

Mr. Chipman moved that the Resolution passed yesterday authorising an advance of £50 for the road from Kemptville to Tusket, be rescinded: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, fifteen; against it, twelve. So it passed in the affirmative.

Motion to rescind advance of £50 for road in Argyle carried on division

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to the amendment proposed by this Hon. House to the Bill, entitled, An Act to change and alter the north and east side lines of a certain Lot of Land situate on the west side of Water Street, in the Town of Halifax.

Council agree to amdt. to Water Street side lines Bill

The Council have agreed to the Bill, (now by one of the amendments thereto) entitled, An Act to regulate Appeals in the Court of Chancery; and to the Bill, entitled, An Act to continue and further to amend the Act for the encouragement of Schools, and the Acts to amend the same, severally as amended.

Council agree to Chancery Bill and School Bill as amended

Council agree to Bill for opening road from Halifax to St. Mary's, and Bill to continue County and District Rates without amendment
Council agree to fifteen Money votes

The Council have agreed to the Bill entitled, An Act to provide for opening the new road between Halifax and St. Mary's; and to the Bill, entitled, An Act to continue and further amend the Act to direct and ascertain the mode of assessing County and District Rates, and for other purposes, and the Acts in amendment thereof, severally, without any amendment.

The Council have agreed to fifteen Resolutions of this Honorable House, for granting, advancing and appropriating, the following sums of Money, for the following services, viz :

£30 and £20 To each of the several Counties of the Province, for Bounties on Oat Mills
50 19s. 6d. the Western Stage Coach Company, return of Duties, and authorizing the cancelling of their Bond, at the Office of the Collector of Colonial Duties.

60 For the Revenue Boat at Digby.

60 a Revenue Boat at the Gut of Canso.

30 a Revenue Boat at Sydney, C. B.

20 For a Revenue Boat at Pictou.

8 12s. 6d. To William Cunnabell.

8 8s. 9d. James Whalen.

100 For Andrew Henderson's Academy, near Annapolis.

50 an Academy at St. Andrews.

✓ 75 Advance for Acadian School.

200 for alteration of Road by Mount Denson.

314 12s. to Messrs. J. Howe & Son, for Printing.

250 for New Road and Bridge on Tantarama Marsh, in Cumberland.

20 To build Bridge at Porter's Lake, by change of appropriation.

And then the Messenger withdrew.

Bridewell Bill presented

The Hon. Mr. Uniacke, pursuant to special leave given, *nem. con.* presented a Bill to provide for building a Bridewell, and the same was read a first time.

Bill read 2d time and committed

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

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

Com. on Bills

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

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

Report Bridewell Bill without amdt.

The Chairman reported from the Committee that they had gone through the Bill to provide for building a Bridewell, and had directed him to report the said Bill to the House without any amendment.

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

Bill to be engrossed

Ordered, That the Bill reported from the Committee be engrossed, and be read a third time this day.

Engrossed Bridewell Bill read 3d time

An engrossed Bill to provide for building a Bridewell was, pursuant to order, read a third time.

Passed

Resolved, That the Bill do pass, and that the title be, An Act to provide for building a Bridewell.

Sent to Council

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

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

Tuesday, 2d April, 1839.

PRAYRES.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The

<p>The Council desire a Conference, by Committee, with a Committee of this Honorable House, on the General State of the Province. And then the Messenger withdrew.</p>	<p>Council desire Conference on General State of Province</p>
<p>On motion, <i>resolved</i>, that this House do agree to a Conference as desired by the Council, and that the Clerk do acquaint the Council therewith.</p>	<p>Conference agreed to</p>
<p><i>Ordered</i>, That Mr. Howe, Mr. Morton, Mr. Young, Mr. Chipman and Mr. Bell, be a Committee to manage said Conference.</p>	<p>Com. of Conference</p>
<p>So they went to the Conference; and being returned, Mr. Howe reported that the Managers had been at the Conference, and he stated the substance of the Conference to the House.</p>	<p>Report from Com. of Conference</p>
<p>On motion of Mr. Young, <i>resolved</i>, that a Committee be appointed to search the Journals of the Legislative Council, subsequent to the 19th March last, and to report what Resolutions have been since adopted by that House on the subject of the General Affairs of this Province.</p>	<p>Resolution for Com. to search Journals of Council relative to general affairs of Province</p>
<p><i>Ordered</i>, That Mr. Young, Mr. Forrester and Mr. Chipman, be a Committee for the above purpose.</p>	<p>Com. named</p>
<p>The Hon. Mr. Uniacke, by command of His Excellency the Lieutenant-Governor, presented a Copy of a Despatch from the Right Hon. Lord Glenelg, Her Majesty's Secretary of State for the Colonies, on the subject of the Indians of this Province, dated Downing Street, 22d August, 1838, and the same was read by the Clerk.</p>	<p>Despatch relative to Indians presented</p>
<p>(See Appendix, No. 80.)</p>	
<p><i>Ordered</i>, That the Copy of Despatch do lie on the Table.</p>	
<p>Mr. Morton reported from the Select Committee appointed on Saturday last, in relation to the Bridewell; and he read the report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.</p>	<p>Report from Com. on Bridewell</p>
<p>(See Appendix No. 81.)</p>	
<p>On motion, <i>resolved</i>, that the Report be received and adopted by this House.</p>	<p>Report received & adopted</p>
<p>On motion of Mr. Dickson, <i>resolved</i>, that His Excellency the Lieutenant-Governor be authorised and requested to advance the sum of Three Hundred and Seventy-one Pounds Sixteen Shillings and Ten pence, in order to repay the amount of expenses incurred and paid in the support of the Bridewell at Halifax, during the past year, in accordance with the Communication made to this House by His Excellency, and that this House will provide for the same at the next Session.</p>	<p>Resolution for advance of £371 16s. 10d. to repay Bridewell expenses</p>
<p><i>Ordered</i>, That the Clerk do carry the Resolution to the Council, and desire their concurrence.</p>	<p>Res. sent to Council</p>
<p>On motion of Mr. Dickson, <i>resolved</i>, that the Select Committee appointed to prepare an answer to such of His Excellency the Lieutenant-Governor's Messages and recommendations as have not been heretofore answered, be a Committee to wait upon His Excellency with a copy of the report of the Select Committee, on the subject of the Bridewell, this day made and adopted by this House.</p>	<p>Resolution for Com. to wait on Gov. with copy of Bridewell report</p>
<p>Then the House adjourned until four of the clock of the afternoon of this day.</p>	<p>House adjourn until 4 p. m.</p>
<p>At four o'clock, P. M. the House met pursuant to adjournment.</p>	<p>House meet</p>
<p>A Message from the Council by Mr. Halliburton:</p>	
<p>Mr. Speaker, The Council have agreed to the Bill, entitled, An Act to provide for building a Bridewell; and to the Bill, entitled, An Act in addition to, and in amendment of, the Acts concerning Treasury Notes, with amendments to the said Bills respectively—to which amendments they desire the concurrence of this Honorable House.</p>	<p>Council agree to Bridewell Bill, and Treasury Notes Bill with amendments</p>
<p>The Council have also agreed to five Resolutions of this Honorable House, for granting and advancing Monies for the following services, viz.:</p>	<p>Council agree to five Resolutions for granting Money</p>
<p>£20 For the Sydney Mechanics' Institute.</p>	
<p>20 For the Pictou Literary Society.</p>	

TUESDAY, 2d APRIL, 1839.

£20 For the Colchester Literary Society.

20 To John E. Fairbanks.

371 16 10 Advance of expenses of Bridewell, for the last year.

And then the Messenger withdrew.

Council's amds. to
Bridewell Bill read

The amendments proposed by the Council to the Bill, entitled, An Act to provide for building a Bridewell, were read ; and thereupon,

House will not con-
sider same

Resolved, That this House cannot consider the said amendments, as they are to change some of the persons named as Commissioners for expending Money granted in a Bill of Supply.

Bill and amds. sent
back to Council

Ordered, That the Clerk do carry the Bill and amendments back to the Council, and acquaint them with the foregoing Resolution.

Council's amds. to
Treasury Notes
Bill read

The amendments proposed by the Council, to the Bill, entitled, An Act in addition to, and in amendment of, the Acts concerning Treasury Notes, were read ; and thereupon,

House will not con-
sider same

Resolved, That this House cannot consider the said amendments, as they alter the mode of increasing the amount of public monies to be in the Treasury, and may increase or diminish such monies to a different amount, and in a different manner from that contemplated by this House, and said amendments alter the mode of application of monies in the Treasury.

Bill and amds. sent
back to Council

Ordered, That the Clerk do carry the Bill and amendments back to the Council, and acquaint them with the foregoing Resolution.

Bill presented to as-
certain value of
Dollars paid into
Treasury

Mr. Young, pursuant to special leave given, presented a Bill to ascertain the value of Dollars paid into the Treasury, and for disposing thereof ; and the same was read a first time.

Bill read 2d time
and committed

Ordered, Nem Con., That the said Bill be now read a second time.

And the same was read a second time accordingly.

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

Com. on Bills

On motion, the House resolved itself into a Committee on Bills.

Mr. Speaker left the Chair,

Mr. Kavanagh took the Chair of the Committee,

Mr. Speaker resumed the Chair.

Report Bill to as-
certain value of
Dollars paid into
Treasury without
amendment

The Chairman reported from the Committee, that they had gone through the Bill to ascertain the value of Dollars paid into the Treasury, and for disposing thereof, and had directed him to report the said Bill to the House, without amendment, and he delivered the Bill in at the Clerk's Table.

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

Bill to be engrossed

Ordered, That the Bill be engrossed, and be read a third time to-day.

A Message from the Council, by Mr. Halliburton :

Mr. Speaker,

Council do not ad-
here to amds. to
Treasury Notes Bill
but agree to Bill
without amdt.

The Council do not adhere to the amendments proposed by them to the Bill, entitled, An Act in addition to, and in amendment of, the Acts concerning Treasury Notes, but agree to the Bill without any amendment.

And then the Messenger withdrew.

Engrossed Bill to
ascertain value of
Dollars paid into
Treasury read 3d
time
Deferred 3 months

An engrossed Bill to ascertain the value of Dollars paid into the Treasury, and for disposing thereof, was read a third time ; and thereupon,

On motion of Mr. Young, *resolved*, that the further consideration of the Bill be deferred until this day three months.

Report from Com.
to prepare answer
to Messages, &c. of
Gov.

Mr. DesBarres reported from the Select Committee appointed to prepare an answer to His Excellency's Messages and Recommendations ; and he read the Report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as followeth :

The Committee appointed to prepare an answer to the several Messages and Recommendations of His Excellency the Lieutenant-Governor to this House, not heretofore answered, report as follows :—

That,

That, in compliance with the recommendation of His Excellency in His Speech at the opening of the Session, and the further recommendation of His Excellency communicated to this House on the 4th February last, the House have authorized the advance of sums of money toward improving the Mail route to Quebec. In regard to His Excellency's Message relative to the erection of a new House of Correction, the House recognizing the necessity of a suitable Establishment, with sufficient accommodation, for a judicious classification of Prisoners, and the introduction of recent improvements in Penitentiary systems, passed a Bill granting the sum of £4000 for that purpose. The House have also passed a Resolution authorizing an advance of the sum of £371 16s. 10d. in payment of the expenses of the Bridewell Establishment for the last year; leaving any balance claimed, and all further expenses or debts that have been or may hereafter be contracted for the support of the Establishment, to be assessed upon the County of Halifax. The House, in pursuance of the recommendation of His Excellency, have made further provision for continuing the Revenue Boat at Digby, during the present year. The House also passed Resolutions, providing for payment of such expenses of the trial of John Longmire as they considered proper and necessary to be paid, and for defraying the expenses of running the division line between the Counties of Cumberland and Colchester, and of the Humane Establishment at Scatarie, during the past year. And the House have not deemed it expedient to make any provision for the expenses of a Crier and Fuel in the Courts of Chancery and Vice-Admiralty, at Halifax.

W. F. DESBARRES, Chairman.

Resolved, That the said Report be received and adopted by this House.

Ordered, That the Committee who prepared the Report, be a Committee to wait upon His Excellency the Lieutenant-Governor, and present him a copy thereof, as an answer to the several Messages and Recommendations of His Excellency to this House not hitherto answered.

Report received
and adopted
Com. to wait on
Gov. with Report

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council adhere to the amendments proposed by them to the Bill, entitled, An Act to provide for building a Bridewell.

And then the Messenger withdrew.

Council adhere to
Amendts. to Bride-
well Bill

Mr. Young reported from the Committee appointed this day to search the Journals of the Legislative Council, and to report what Resolutions have been adopted by that House since the 19th March last, on the subject of the general affairs of this Province—that the Committee had made such search, and had obtained copies of such Resolutions passed by the Council; and he read the same in his place, and afterwards delivered them in at the Clerk's Table, where they were again read, and are as follow:—

Report from Com.
to search Journals
of Council in relation
to Resolutions
on general state of
Province

And whereas, the Right Honorable Her Majesty's Secretary of State for the Colonies, in his Despatch of the 27th September, 1838, refers to the structure of the Executive and Legislative Council. *And whereas*, the House of Assembly has, during the present Session, adopted Resolutions affecting the character, proceedings, and composition of this House—

Council's Resolutions
on general state
of Province

Resolved, That while this House continues to be framed upon the principles of the British Constitution, the selection and appointment of its Members belong exclusively to the Crown—that without desiring to restrain the legitimate privileges of the Representatives of the People, this House will ever maintain that the right and the power to express an independent opinion upon all measures submitted to it, whether by the Representative of the Sovereign, or by the House of Assembly, are essential to its dignity, efficiency and existence.

Resolved, That this House fully appreciates the difficulties experienced by His Excellency in endeavouring to carry out the principles submitted by Lord Glenelg, as those by which the Lieutenant-Governor should be regulated in the two Councils:—difficulties, of which a striking practical illustration has been afforded in the present Session, by the absence, during the whole of it, of most of the Members of this Assembly, selected from the interior of the Province.

And whereas, Her Majesty has directed the attention of the Imperial Parliament to the

state of the Canadas, and the Right Honorable the Earl of Durham, late Her Majesty's Lord High Commissioner to the British North American Colonies, did, last Summer, submit a plan for their future government, which, together with a letter addressed to him on the subject of it, His Excellency the Lieutenant-Governor communicated to this House by Message, dated 23d February last.

And whereas, The said Lord High Commissioner has made a Report to Her Majesty's Ministers upon the subject of his mission, which is now under their consideration, and it is probable that propositions for their future government will immediately become a subject of discussion in the Imperial Parliament; *and whereas*, this House would fail to perform its duty to this Province if it refrained from conveying to Her Majesty's Government and the Imperial Parliament, its opinions upon a subject of such deep moment to the well being of all classes of its inhabitants.

Resolved, That "Her Majesty's loyal Subjects in this Province, happy, peaceable, contented, and rapidly advancing in wealth and prosperity, beneath the benign and powerful protection of the British Crown, cherish an ardent affection for the land of their Fathers, an enthusiastic admiration of its Institutions, and reverence for those forms, usages and customs, by which British liberty is protected and secured," and well and truly did their Representatives, on a recent occasion, express their unanimous determination to vindicate, at all hazards, the integrity of the Empire.

Resolved, That this House has learned with regret that His Lordship had suggested a form of Government for these Colonies, the basis of which is at variance with that constitution which this House has ever been taught to revere, inasmuch as the abolition of the Upper Branches of their Legislatures formed a part of His Lordship's plan.

Resolved, That although this proposition was subsequently abandoned, yet the suggestion alone emanating from so high an authority, and becoming publicly known, had a tendency to diminish the just weight and efficiency of these Bodies in public estimation, and in their intercourse with the other Branches of the Colonial Legislatures.

Resolved, That the Members of this House repeat that, "in becoming Members thereof they obeyed their Sovereign's Command, and if Her Majesty shall signify Her gracious pleasure that they shall retire from it, they will cheerfully obey," but whoever may fill the stations to which they have been called, it is due to the House itself, as an independent and co-ordinate branch of that form of Government under which the people of this Colony have lived and prospered more than three-fourths of a century, solemnly to declare that no change which involves abolition of their Colonial constitution can or ought to be effected without the express assent of the Colonial Legislature, and this House most respectfully, yet earnestly, submits for consideration the propriety and even necessity of adopting measures to restore to this branch of the Legislature that public confidence which the Earl of Durham's proposition has in some measure impaired, and without which it cannot beneficially co-operate in the work of Legislation.

Resolved, That a federal union of the British North American Colonies would, in the opinion of this House, prove an extremely difficult, if not an impracticable measure—that the experiment, if practicable, would be eminently dangerous to the interests of the Mother Country as well as of the Colonies—that its tendency would be to separate the Colonies from the Parent State, by imbuing the rising generation with a fondness for elective institutions to an extent inconsistent with the principles of the British constitution—that it would involve the Lower Colonies which are now contented, loyal and peaceable, in the political dissensions of Lower Canada, and add greatly to their general and local expenditures, without producing any adequate benefit to them, to the Canadas, or to the Empire at large.

Resolved, That it would be the imperative duty of this House, to authorize two Members thereof to visit England without delay, for the purpose of submitting to Her Majesty's Ministers its sentiments, in regard to the important questions relating to the Constitution of the Colony, which have been recently agitated, and the several other interests committed to its charge; but at a moment when war has broken out in the East, and from the hostile attitude recently assumed by the United States of America, War in this quarter of the Globe also is

not only a possible but a probable event, this House is unwilling to embarrass Her Majesty's Government with subjects, which, relatively to the momentous considerations that must now demand their anxious and undivided attention, are of minor importance; confidently trusting that no proceeding will be adopted by which our Constitutional Rights and Privileges may be affected, without an opportunity being afforded to this House of submitting its views thereon to Her Majesty's Government: It therefore defers resorting to a Delegation at present; but, nevertheless, if the present difficulties with the United States of America should be happily adjusted, or Her Majesty's Secretary of State for the Colonies should require such information as this branch of the Legislature can afford before this House again assembles, the Legislative Council does hereby authorize and request His Excellency the Lieutenant-Governor to select two Members thereof to proceed to England for this purpose, and this House will adopt the necessary Constitutional measures to ensure to them reimbursement of the expenses of their mission."

Ordered, That that the said Copies of Resolutions do lie on the Table.

The Hon. Mr. Uniacke moved that this House do adjourn until to-morrow, at twelve of the clock: which, being seconded,

It was moved, by way of amendment, that the word "twelve" be left out of the question, and the word "eleven" be inserted instead thereof: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, fifteen; against it, sixteen. So it passed in the negative.

Mr. Doyle then moved that the question be amended by leaving out all the words thereof after the word "until," and inserting instead of the words so to be left out the following, viz: "eight of the clock of this day:" which, being seconded and put, and the House dividing thereon, there appeared, for the motion, sixteen; against it, fifteen. So it passed in the affirmative.

The question as amended was then agreed to: and accordingly,

The House adjourned until eight of the clock of this day.

At eight o'clock, P. M. the House met pursuant to adjournment.

On motion, the copies of Resolutions of the Council, this day reported from the Committee appointed to search the Journals of the Council, were read: and thereupon,

Mr. Howe moved that the House do come to the following Resolutions, viz:

1. *Resolved*, That this House humbly rely upon the expressed determination of Her Majesty, and of both Houses of Parliament, to adopt such measures as may be necessary to provide for the defence, and promote the prosperity and true interests, of Her Majesty's Provinces in British North America.

2. *Resolved*, That this House entertain no fears that any system of general confederation or any other material alteration of the Constitution of this Province, will be sanctioned or enforced by Parliament, without the same being first submitted to the Legislature of Nova-Scotia, for its approval or rejection.

3. *Resolved*, That this House can see no propriety in the Legislature expressing premature opinions upon plans which have not been, and never may be proposed, nor of committing to delegated Individuals, the expression of their opinions upon questions that, if raised at all, can only be wisely determined, after deliberate and mature consideration by both Branches of the Legislature, in the Provinces they may be intended to affect, and in the midst of the population whose vital interests they may involve.

The first of said Resolutions being seconded,

The Hon. Mr. Uniacke moved as an amendment of the said proposed Resolution, to leave out all the words thereof except the word "Resolved," and in place of the words so left out to insert the following, before the said word "Resolved," viz: "Whereas this House has expressed an opinion that the Executive and Legislative Councils have not been formed according to the Despatches of the Right Hon. Lord Glenelg, nor in such manner as to obtain the confidence of the people of this Province, and that a change in the composition of both, is indispensable to the public weal; *And whereas*, the Right Hon. the Earl of Durham has also signified that, in re-modelling the constitution of the British North American Provinces, it

Motion for adjournment until 12 o'clock To-morrow

Amendt. for adjournment to 11 negatived on division

Amendment for adjournment to 8 P. M. carried on division

House adjourn until 8 P. M. House met

Council's Resolutions read

Resolutions moved in relation to Confederation of Provinces, &c.

1st Resolution seconded Amendt. thereto negatived on division.

may

may be advisable to dispense with Legislative Councils, all of which has a tendency to reduce that branch of the Legislature in the estimation of the people; and whereas, this House have nominated Delegates, entertaining similar sentiments, to repair to England, on the general affairs of this Province, and it is just that those who differ and represent the other branch of the Legislature, should be heard on a subject so deeply affecting the true interests of a people born and educated under a Monarchical Government," and after the said word "Resolved," to insert the following, viz: "that if His Excellency the Lieutenant-Governor, at the request of the Councils, shall deem it expedient, during the recess, to nominate and appoint two fit and proper persons to repair to London, on the affairs of this Province, to represent those interests, that this House will provide a suitable remuneration for their services."

Which said proposed amendment being seconded and put, and the House dividing thereon, there appeared, for the amendment, eight; against it, twenty-two.

For the amendment,

The Hon Mr Dewolf
Mr Dickson
Mr Holmes
Mr Miller
The Hon Mr Uniacke
Mr Whitman
Mr Dickey
Mr Taylor

Against the amendment,

<i>Mr Forrester</i>	<i>Mr Benjamin</i>	<i>Mr McKim</i>
<i>Mr Doyle</i>	<i>Mr Morton</i>	<i>Mr Young</i>
<i>Mr Forrestall</i>	<i>Mr Annand</i>	<i>Mr Howe</i>
<i>Mr Kavanagh</i>	<i>Mr D'Entremont</i>	<i>Mr Heckman</i>
<i>Mr Robicheau</i>	<i>Mr W Sargent</i>	<i>Mr Clements</i>
<i>Mr Spearwater</i>	<i>Mr Lewis</i>	<i>Mr DesBarres</i>
<i>Mr McDonald</i>	<i>Mr Bell</i>	<i>Mr Chipman</i>
<i>Mr Allison</i>		

So it passed in the Negative.

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

1st Resolution agreed to

The second of said Resolutions being then seconded, was, upon the question put thereon, agreed to by the House.

2d Resolution agreed to

The third of said Resolutions being then seconded, was, upon the question put thereon, agreed to by the House.

3d Resolution agreed to

Resolution for Com. to wait on Gov. and request advance of £1,000 to pay expenses of Delegation carried on division

Mr. Howe moved that the House do come to the following Resolution, viz:

Resolved, That a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, and respectfully request His Excellency to advance from the Provincial Treasury, the sum of £1,000, to pay the expenses of the Delegates appointed by this House to proceed to England, and represent the views of this House to Her Majesty's Government, on various matters involving the interest and prosperity of the Province, and that this House will, at its next Session, make provision for the same: which, being seconded and put, and the House dividing thereon, there appeared, for the motion, eighteen; against it, eleven.

For the motion,

<i>Mr Clements</i>	<i>Mr Allison</i>
<i>Mr Chipman</i>	<i>Mr Bell</i>
<i>Mr DesBarres</i>	<i>Mr McDonald</i>
<i>Mr Morton</i>	<i>Mr Spearwater</i>
<i>Mr Howe</i>	<i>Mr Robicheau</i>
<i>Mr Benjamin</i>	<i>Mr Forrestall</i>
<i>Mr Annand</i>	<i>Mr Kavanagh</i>
<i>Mr McKim</i>	<i>Mr Taylor</i>
<i>Mr Lewis</i>	<i>Mr Doyle</i>

Against the motion,

<i>Mr Forrester</i>	<i>Mr W Sargent</i>
<i>Mr Dickey</i>	<i>Mr Miller</i>
<i>Mr Whitman</i>	<i>The Hon Mr Dewolf</i>
<i>Mr Holmes</i>	<i>Mr Heckman</i>
<i>The Hon Mr Uniacke</i>	<i>Mr Dickson</i>
<i>Mr D'Entremont</i>	

So it passed in the Affirmative.

Ordered, That Mr. Howe, Mr. Chipman, Mr. Bell, Mr. DesBarres and Mr. Morton, be a Committee for the above purpose.

Com. named

Then the House adjourned until To-morrow, at eleven of the clock.

Wednesday, 3d April, 1839.

Order for presentation of Appropriation Bill

Ordered, That the Clerk do prepare and present an engrossed Bill for appropriating such part of the supplies granted in the present Session of the General Assembly, as are not already appropriated by the Laws or Acts of the Province.

Mr. DesBarres reported from the Committee appointed to wait on His Excellency the Lieutenant-

Lieutenant-Governor with a copy of the report of the Committee of this House, adopted as an answer to the several Messages and Recommendations of His Excellency to this House, not heretofore answered, that the Committee had performed the duty assigned to them.

Report from Com. to wait on Gov. with answer to his Messages, &c.

A Message from the Council, by Mr. Halliburton :

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act to provide for the Settlement of equitable Claims upon Real Estate in certain cases ; and to the Bill, entitled, An Act to facilitate the Issuing Writs of Certiorari in certain cases, with amendments to the said Bills respectively—to which amendments they desire the concurrence of this Honorable House.

Council agree to equitable Claims Bill & Certiorari Bill with amendts.

And then the Messenger withdrew.

The said amendments to the said two Bills were respectively read a first time, and ordered to be read a second time.

Council's amendts. to equitable claims Bill & Certiorari Bill read

Mr. Howe reported from the Committee appointed on the 28th March last, to wait upon His Excellency the Lieutenant-Governor, in relation to the appointment of School Commissioners ; that the Committee had performed that duty, and had presented to His Excellency a copy of the Resolution on that subject, and that His Excellency was pleased to say, that He denied the facts stated in that Resolution ; that the evil it brought to His notice did not exist ; at all events the charge was not applicable to His Administration, and that he could not consent to revise the Commissioners, as requested, or to dismiss individuals against whom no complaint had been made.

Report from Com. to wait on Gov. in relation to appointment of School Commrs.

The Clerk, pursuant to order, presented an engrossed Bill for appropriating such part of the Supplies granted in the present Session of the General Assembly, as are not already appropriated by the Laws or Acts of the Province, and the same was read a first time, and ordered to be read a second time this day.

Appropriation Bill presented

The Hon. Mr. Dewolf reported from the Committee appointed on the 29th March last, to wait upon His Excellency the Lieutenant-Governor, with a copy of so much of the report of the Committee of Public Accounts, as relates to certain returns required from the Custom-House, and to request that such returns may be made as thereby directed ; that the Committee had performed the duty assigned to them, and that His Excellency was pleased to say that he would attend to the request.

Report from Com. to wait on Gov. in relation to returns required from Custom House

The amendments proposed by the Council to the Bill, entitled, An Act to provide for the Settlement of equitable Claims upon Real Estate in certain cases, were read a second time and considered ; and thereupon,

Council's amdt. to equitable Claims Bill read 2d time & agreed to with exception of continuing clause

Resolved, That this House do agree to the said amendments, with the exception of the amendment which provides for the insertion in the Bill of a clause limiting its continuance to five years, and this House do not agree to the said last mentioned amendment.

Ordered, That the Clerk do carry the Bill and amendments back to the Council, and acquaint them with the foregoing Resolution in relation thereto.

Bill and amendts. sent to Council

The amendments proposed by the Council, to the Bill, entitled, An Act to facilitate the Issuing Writs of Certiorari in certain cases, were read a second time and considered ; and thereupon,

Council's amendts. to Certiorari Bill read 2d time & disagreed to

Resolved, That this House do not agree to said amendments.

Ordered, That the Clerk do carry the Bill and amendments back to the Council, and acquaint them that this House have not agreed to said amendments.

Bill & amdt. sent to Council

A Message from the Council, by Mr. Halliburton :

Mr. Speaker,

The Council do not adhere to their amendment which provides for the insertion of a clause in the Bill, entitled, An Act to provide for the settlement of equitable Claims upon Real Estate in certain cases, limiting the continuance thereof to five years, but agree to the said Bill with the other amendments, which have been agreed to by this Honorable House.

Council do not adhere to amdt. to equitable claims Bill disagreed to by House and now agree to said Bill

And then the Messenger withdrew.

Resolved, That the said Bill do finally pass, with the said amendments, which have been agreed to by this House.

Equitable claims Bill finally passed

WEDNESDAY, 3d APRIL, 1839.

Sent to Council	<i>Ordered</i> , That the Clerk do carry the Bill as amended to the Council, and desire their final agreement thereto.
Resolution for Com. of Conference on Gen. State of Province	On motion of Mr. Howe, <i>resolved</i> , that a further conference be desired by Committee with the Council, on the subject of the General State of the Province, and that the Committee of Conference on the part of this House, do state to the Committee of the Council, that this House cannot consider the Communications made by the Council in the last Conference, as they suggest the grant of a sum of money, or the amendment of a Resolution of this House granting a sum of money.
	<i>Ordered</i> , That the Clerk do request said Conference.
	A Message from the Council, by Mr. Halliburton :
	Mr. Speaker,
Council adhere to amdots. to Certiorari Bill Agree to Conference on Gen. State of Province	The Council adhere to the amendments proposed by them to the Bill, entitled, An Act to facilitate the Issuing of Writs of Certiorari, in certain cases.
	The Council agree to the further Conference desired by this Honorable House, on the General State of the Province, and the Committee of the Council are ready to meet the Committee of this House thereon.
	And then the Messenger withdrew.
Com. of Conference	The Council agree to the further Conference desired by this Honorable House, on the General State of the Province, and the Committee of the Council are ready to meet the Committee of this House thereon.
	So they went to the Conference ; and being returned,
Report from Com. of Conference	Mr. Howe reported that the Managers had been at the Conference, and had complied with the instructions given them by the House.
Engrossed Address to Queen to be delivered to Delegates	On motion of Mr. Chipman, <i>resolved</i> , that the Address to Her Majesty, when engrossed, and signed by the Hon. the Speaker, be delivered to William Young and Herbert Huntington, Esquires, Delegates, appointed by this House, to be laid by them at the foot of the Throne.
	A Message from the Council, by Mr. Halliburton :
	Mr. Speaker,
Council do not agree to grant of one £1,000 for Delegation	The Council have not agreed to the Resolution of this Honorable House, for granting the sum of £1,000 for the expenses of the Delegates of this House.
	And then the Messenger withdrew.
Appropriation Bill read 2d time	An engrossed Bill for appropriating such part of the Supplies granted in the present Session of the General Assembly, as are not already appropriated by the Laws or Acts of the Province, was read a second time.
Passed	<i>Resolved</i> , That the Bill do pass, and that the title be, An Act for applying certain Monies therein mentioned for the service of the year of Our Lord One Thousand Eight Hundred and Thirty-nine, and for other purposes therein specified.
Sent to Council	<i>Ordered</i> , That the Clerk do carry the Bill to the Council, and desire their concurrence.
	Mr. Morton moved that the House do come to a Resolution as followeth, viz :
Resolution moved in relation to Confederation of Provinces	Although this House do not believe that Her Majesty's Government will ever consent to a Confederation of Her North American Colonies, unless consented to and approved of by the Legislature of this Province ; yet, as a Delegation is about proceeding to England, upon the business of the Province, under the direction of this House, we think it but just and right to express this our firm conviction upon the foregoing subject, that such a union would not be acceptable to Her Majesty's loyal Subjects in this Province, and would, by connecting them with local party politics, from which they are now happily removed, cause much dissatisfaction, and perhaps render less strong and permanent the union with the parent Government, which the loyal inhabitants of this Province wish ever to remain unshaken : which, being seconded,
Amend. negatived	Mr. Doyle moved, as an amendment of the said proposed Resolution, to leave out the words " we think it," and to insert in place thereof, the words " Resolved, that it is" : which, being seconded and put, and the House dividing thereon, passed in the negative.

Mr.

Mr. Forrester then moved, as an amendment to the said proposed Resolution, to leave out all the words thereof, except the word "that," and instead of the words so left out, to insert, before the said word "that," the word "Resolved," and after the said word "that" the words "it is not expedient at the present time to consider the subject of the Confederation of the British North American Provinces, the same not having been in any manner submitted to this House; and this House entertaining the fullest confidence that no step will be taken upon such a subject, without the same being first submitted to the consideration of the Legislature:" which, being seconded and put, and the House dividing thereon, there appeared, for the amendment, eighteen; against it, eleven:

Amend. not to consider subject of Confederation at present carried on division

For the amendment,

Against the amendment,

Mr Des Barres	Mr Forrester	Mr M' Donald	Mr Hatton	Mr Norton
Mr D'Entremont	Mr Benjamin	Mr Clements	Mr Dickey	Mr Miller
Mr Doyle	Mr Allison	Mr Forrestall	Mr Kavanagh	Mr Hoimes
Mr Dickson	Mr Annand	Mr Bell	Mr Whitman	The Hon Mr Uniacke
Mr Lewis	Mr Young	Mr Spearwater	Hon Mr Dewolf	Mr Chipman
Mr Howe	Mr Robicheau	Mr Taylor	Mr Heckman	

So it passed in the Affirmative.

The said Resolution, as amended, being then put,

Resolved, That it is not expedient at the present time to consider the subject of the Confederation of the British North American Provinces, the same not having been in any manner submitted to this House; and this House entertaining the fullest confidence that no step will be taken upon such a subject without being first submitted to the consideration of the Legislature.

Resolution as amended on subject of Confederation

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act for applying certain Monies therein mentioned for the service of the year of Our Lord One Thousand Eight Hundred and Thirty-nine, and for other purposes therein specified.

Council agree to Appropriation Bill

And then the Messenger withdrew.

On motion of Mr. Benjamin, *resolved*, that the Delegates appointed by this House to proceed to England, be authorised and required to take such measures and make such representations to Her Majesty's Government as may be best calculated to ensure Her Majesty's assent to the Bill of this Session, entitled, "An Act to provide for the settlement of equitable Claims upon Real Estate, in certain cases."

Instruction to Delegates for obtaining Her Majesty's assent to equitable claims Bill

Mr. Howe reported from the Select Committee appointed to wait upon His Excellency the Lieutenant-Governor, to request His Excellency to advance from the Treasury the sum of £1000 for the expenses of the Delegates of this House appointed to proceed to England, that the Committee had performed the duty assigned to them, and that His Excellency was thereupon pleased to express his anxiety to comply with the wishes of the House, and he stated that he would give the matter his best attention.

Report from Com. to wait on Gov. & request advance of 1,000 for expenses of Delegates

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

Thursday, 4th April, 1839.

A Message from the Council, by Mr. Halliburton:

Mr. Speaker,

The Council have agreed to the Bill, entitled, An Act to provide for the settlement of equitable Claims upon Real Estate, in certain cases, as amended.

Council agree to Equitable Claims Bill as amended

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

Resolved, That His Excellency the Lieutenant-Governor be requested to advance the sum of One Thousand Pounds from the Provincial Treasury, to pay the expenses of the Delegation appointed by this House to proceed to England, to represent the views of this House to Her Majesty's Government, and that this House will make provision for the same

Resolution for advance of 1,000l. for expenses of Delegates carried on division

at

THURSDAY, 4th APRIL, 1839.

at the next Session : which, being seconded and put, and the House dividing thereon, there appeared, for the motion, seventeen ; against it, ten :

For the motion,

<i>Mr Chipman</i>	<i>Mr Allison</i>	<i>Mr Spearwater</i>
<i>Mr Dickson</i>	<i>Mr Annand</i>	<i>Mr Robicheau</i>
<i>Mr Clements</i>	<i>Mr Howe</i>	<i>Mr Lewis</i>
<i>Mr Morton</i>	<i>Mr D'Entremont</i>	<i>Mr DesBarres</i>
<i>Mr Benjamin</i>	<i>Mr Bell</i>	<i>Mr Taylor</i>
<i>Mr McDonald</i>	<i>Mr Doyle</i>	

Against the motion,

<i>Mr Whitman</i>	<i>Mr Dickey</i>
<i>Mr Hatton</i>	<i>Mr Holmes</i>
<i>Mr Kavanagh</i>	<i>Mr Forrester</i>
<i>Mr Heckman</i>	<i>The Hon Mr Uniacke</i>
<i>The Hon Mr Dewolf</i>	<i>Mr Miller</i>

So it passed in the affirmative.

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

Message from Gov. in relation to request of House for advance of 1,000l. for expenses of Delegates

The Hon. Mr. Secretary George acquainted the House that he had a Message from His Excellency the Lieutenant-Governor to this House, in writing, signed by His Excellency, which His Excellency had commanded him to deliver to the House ; and he read the said Message at the Bar of the House, all the Members being uncovered ; and he afterwards delivered the same to the House, and then withdrew.

The said Message was then again read by the Clerk, and is as followeth :—

M E S S A G E.

C. CAMPBELL.

The Lieutenant-Governor has given his best consideration to the Address of the House of Assembly, requesting him to advance the sum of £1000 to pay the expenses of the Delegates, whom the House have appointed to proceed to England, and has to express his regret that he cannot accede to their wishes on the present occasion, as a compliance with them would involve an unconstitutional departure from Parliamentary usage, one of the three branches of the Legislature, whose joint concurrence in an appropriation is necessary, before money can be legally drawn from the Treasury, having already, in the present Session, rejected a vote for the same sum, an object which, in the ordinary course of legislation, had been submitted for their decision.

Government-House, 4th April, 1839.

Ordered, That the said Message do lie on the Table.

House are informed that Mr. McKim is absent from House without leave Assistant Serjeant at Arms sent to ascertain if Mr. McKim has left Town Resolution for repairs to Public Building

The House being informed by one of its Members, that Mr. McKim, a Member of this House, has absented himself from this House without leave, and has left Halifax to return to his home, at Wallace. *Ordered*, That the Assistant-Serjeant at Arms do go to the lodging house, in Halifax, of Mr. McKim, and ascertain whether he has left the same to return home, and if so, at what time.

On motion of the Hon. Mr. Uniacke, *resolved*, that the Commissioners of Public Buildings, during the recess, do make such repairs as are requisite, agreeable to the report of the Committee, at the last Session of the General Assembly, and this House will provide for the payment at the next Session of the General Assembly.

Mr. McKim reported absent from Town

Mr. Speaker acquainted the House, that the Assistant-Serjeant at Arms had informed him that he had, pursuant to order, gone to the lodging house of Mr. McKim, a Member of this House, and had ascertained that he had left his lodgings to return home yesterday, at four of the clock in the afternoon, and had been since absent therefrom ; and thereupon,

The Hon. Mr. Uniacke moved that the House do come to a Resolution as followeth, viz :

Resolution moved for stopping Mr. McKim's pay, &c.

Resolved, That it being now too late in the Session to send the Serjeant at Arms or his Assistant after Mr. McKim, in order to compel his attendance on this House, it is necessary to act upon the twentieth Standing Order of this House, and that by such Standing Order the said Mr. McKim has subjected himself to the censure of this House and forfeited his pay for the Session ; *Resolved therefore*, that the Speaker be directed not to sign any Pay Ticket for Mr. McKim, and that he remain and be under the censure of this House : which, being seconded,

Mr.

Mr. Dickson moved, as an amendment of the said proposed Resolution, to leave out all the words thereof after the words "attendance on this House," and to insert instead of the words so to be left out the following "*Resolved therefore*, that Mr. McKim remain and be under the censure of this House": which amendment being seconded and put, and the House dividing thereon, there appeared, for the amendment, eleven; against it, eighteen.

Amendment there-
to negatived on
division

So it passed in the Negative.

The main question upon the original Resolution being then put, and the House dividing thereon, there appeared, for the Resolution, twelve; against it, seventeen.

Original Resolution
negatived on divisi-
on

So it passed in the Negative.

On motion of Mr. Young, *resolved*, that all the Acts of this Session, except the ordinary continuing Acts, the Militia Act, and the Acts for Incorporating Private Companies, be inserted in the Royal Gazette.

Resolution for pub-
lishing Acts in
Gazette

A Message from His Excellency the Lieutenant-Governor, by the Gentleman Usher of the Black Rod:

Message from Gov.
commanding attend-
ance of House

Mr. Speaker,

His Excellency the Lieutenant-Governor commands this Honorable House to attend His Excellency immediately in the Council Chamber.

House attend His
Excellency who
gives his assent to
Bills, viz :
Equitable Claims
upon Real Estate

Accordingly, Mr. Speaker, with the House, attended His Excellency in the Council Chamber, where His Excellency was pleased to give his assent to the several Bills following, viz :

A Bill, entitled, An Act to provide for the Settlement of equitable Claims upon Real Estate, in certain cases.

Bill to alter a Lot
of Land in Water
Street

A Bill, entitled, An Act to change and alter the North and East side lines of a certain Lot of Land, situate on the West side of Water Street, in the Town of Halifax.

Bill for the encour-
agement of Schools

A Bill, entitled, An Act to continue and further to amend the Act for the encouragement of Schools, and the Acts to amend the same.

A Bill, entitled, An Act to provide for opening the new Road between Halifax and Saint Mary's.

Bill for Road be-
tween Halifax &
St. Mary's
Bill for assessing
County & District
Rates

A Bill, entitled, An Act to continue and further amend the Act to direct and ascertain the mode of assessing County and District Rates, and for other purposes, and the Act in amendment thereof.

A Bill, entitled, An Act in addition to, and in amendment of, the Acts concerning Treasury Notes.

Bill concerning
Treasury Notes

After which Mr. Speaker spake as followeth :

May it please your Excellency,

I beg leave to present to your Excellency, on behalf of Her Majesty's faithful and loyal Subjects, the people of Nova-Scotia, a Bill for appropriating the Supplies granted in the present Session for the support of Her Majesty's Government for the present year, and to request your Excellency's assent to the same.

Speaker presents
Appropriation Bill

His Excellency was pleased, in Her Majesty's name, to give his assent to the Bill following, viz :

Gov. assents to Ap-
propriation Bill

A Bill, entitled, An Act for applying certain Monies therein mentioned for the service of the year of Our Lord One Thousand Eight Hundred and Thirty-nine, and for other purposes therein specified.

His Excellency was then pleased to make the following SPEECH :

Speech of Gov.

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

The business of the Session being now finished, I have great pleasure in releasing you from your Legislative duties.

You have shown, by your munificent grant of £100,000, for the service and equipment of the Militia, that you consider the support of Her Majesty's Authority and Government, and the defence and prosperity of Her North American Dominions, as inseparably connected, nor can anything in your power be more conducive to either, than your perseverance in making this the great leading principle of your conduct.

THURSDAY, 4th APRIL, 1839.

To the Bills now enacted, and especially to that which provides for the better regulation of the Militia, I have with pleasure assented, under a full conviction that your zeal, alike loyal and patriotic, has, in this instance, omitted nothing within the extent of your ability; and it will be my ambition, on any emergency that may arrive, to give the fullest effect to the means of defence which you have provided.

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

The very extensive appropriation for Roads and Bridges cannot fail to be of general benefit to the Province, but demands a more exact attention in the expenditure; and unless my endeavours to obtain a faithful application of these means are seconded by you, in your respective Counties and Towns, I cannot hope for success. I regret, however, to observe, that you have omitted to make an adequate provision for altering and improving the Main Post Communication with New Brunswick and Canada, as recommended to you.

I have to convey to you my best thanks for the liberal Supplies which you have granted to Her Majesty, and for the confidence which you continue to repose in me, by placing considerable sums of Money at my disposal, and you may rely upon my continued endeavours to promote regularity and a system of economy in every branch of the Public Service.

Afterwards the President of the Legislative Council, by His Excellency's command, said,

GENTLEMEN,

It is His Excellency's will and pleasure that this General Assembly be prorogued to Thursday, the 11th day of July next, then to be here held.

And this General Assembly is accordingly prorogued to Thursday, the 11th day of July next.

JOHN WHIDDEN, }
Clerk of the House of Assembly. }

Prorogation of
Assembly

A P P E N D I X

TO THE


J O U R N A L

OF

THE HOUSE OF ASSEMBLY,

OF

THE PROVINCE OF NOVA-SCOTIA.



FOR THE SESSION,

Commencing the 14th JANUARY, 1839, and ending the 4th APRIL, 1839.

HALIFAX:

PRINTED AT THE ROYAL GAZETTE OFFICE.

APPENDIX

No. 1.

(Copy.)

(See Page 464.)

No. 179.

Downing Street, 27th September, 1838.

SIR,

I have received your Despatch of the 21st April last, No. 21, enclosing Addresses to the Queen from the Legislative Council and House of Assembly of Nova-Scotia, with some explanatory Documents on the subject of the late re-construction of the Councils of the Province, and the terms on which Her Majesty had offered to cede to the control of the Legislature the Revenues at present at their disposal. I have had the honor to lay these Addresses at the Foot of the Throne, and Her Majesty was pleased to receive them very graciously, and to express Her satisfaction at the sentiments of loyalty and attachment to Her Person and Government which they evince.

1.—The first point alluded to in the Address from the Assembly, is the composition of the Legislative and Executive Councils, which is declared to have been conducted on principles inconsistent with the Instructions of Her Majesty's Government, and ill calculated to give confidence to the Inhabitants of the Province—considering how recently these Councils have been instituted, and how little opportunity has yet been afforded of forming an opinion as to their mode of discharging their functions, Her Majesty's Government cannot, at present, advise the Queen to take any further steps in the matter. I am convinced that in the arduous and delicate task of selecting the Gentlemen to be appointed to those Boards, you acted with the single view of promoting the public interests, and carrying out the principles and views of Her Majesty's Government. I can easily suppose that difficulties, not entirely unforeseen, at the date of my Despatch, No. 101, may have prevented you from appointing a full proportion of Members belonging to the various religious Communities, and representing each of the more important interests in the Province. I must indeed regret that your selection has not entirely met the views of the Assembly; yet it is gratifying to me to perceive that the assistance, which that Body has at all times received from you in the prosecution of measures intended for the general good, is distinctly recognised in the present Address. In recommending Gentlemen to fill up future vacancies as they occur, you will, of course, have reference to the principles already explained in my various Communications to you on this subject.

2nd.—The Assembly next proceed to the consideration of the Civil List, and to an explanation of their views in respect to the Bill for granting Salaries to the Lieutenant-Governor and Judges of the Province, which passed their House during the last Session, but was rejected by the Legislative Council: To this subject also, the Address from the Legislative Council and the Resolutions inclosed in it principally refer.

Her Majesty has learnt with regret, the refusal of the Assembly to comply with the proposals regarding the grant of a Civil List. After carefully re-considering the subject, the Queen's Servants cannot advise Her Majesty either to reduce the Salaries assigned in my Despatch of 31st October, 1837, to the Officers placed on the Civil List, or to consent that the Salaries of all those Officers, except the Lieutenant-Governor, the Chief-Justice, and the Assistant Judges, should be subject to annual revision. The Queen therefore withdraws, for the present, Her offer to surrender to the Legislature of Nova-Scotia the Revenues under her control, in that Province. Her Majesty will continue, as heretofore, to apply those Revenues to the payment of the principal Officers of the Local Government, or to such other objects as may be deemed conducive to the benefit of the Province; but Her Majesty directs me, at the same time, to declare that, whenever the Legislature of Nova-Scotia shall pass a Bill granting to Her Majesty the sum of £4,700 Sterling, per annum, during the continuance of Her Majesty's reign, applicable to the Salaries of the principal Officers of the Government, Her Majesty will be ready, in exchange for that sum, to surrender to the control of the Legislature the Revenues at present at Her disposal, subject only to some inconsiderable temporary

APPENDIX Nos. 1, 2.

porary deductions, necessary in order to retain at their present amount the emoluments of the existing Provincial Secretary, and of the Chief-Justice, during their respective tenures of office. It is very desirable that the Civil List should be granted for the term of Her Majesty's reign; but, as this was not originally proposed to the Assembly, the Queen will not reject the Bill, if the grant is made for not less than ten years. In the meantime, however, it is Her Majesty's command that there be laid, every year, before the Assembly, within fifteen days from the opening of the Session, an account of the Revenue and expenditure of the Fund at the disposal of the Crown, during the preceding year.

Lastly.—The Assembly allude to the expense incurred in the collection of the Revenue of Nova-Scotia, and propose a prospective reduction of the Customs Department; and they express their opinion that the privileges of a Free Port should be granted to every Port in Nova-Scotia, at which Customs Officers are established. I have, by Her Majesty's commands, referred this portion of their Address, together with your Despatch of the 12th of May, No. 33, on the same subject, to the Lords Commissioners of the Treasury. They have intimated to me, that on the receipt of the information for which you were apprised in my Despatch, No. 101, they had called, and of such remarks thereon, as the Board of Customs may find it their duty to submit, their Lordships will not omit to give to the propositions of the House of Assembly that prompt and careful attention, which both their importance, as regards the financial interests of the Province, and the consideration due to the Body from which they emanate, demand.

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

(Signed)

GLENELG.

Lieutenant-General Sir COLIN CAMPBELL, K. C. B. &c. &c. &c.

No. 2.

(See Page 464.)

(Copy)

Duplicate—No. 182.

Downing Street, 16th October, 1838.

SIR—

I have to acknowledge the receipt of your Despatch of the 1st and 4th May, Nos. 29 and 31, inclosing applications from the Commissioners of Crown Lands and Surveyors General of Nova-Scotia and Cape-Breton, praying that in the arrangement of the terms of the Civil List Bill their emoluments may not be left dependant on the annual vote of the Assembly of Nova-Scotia.

These Officers appear in some measure to have misunderstood the terms of my Despatch of the 31st October last.—I there stated that considering the smallness of the Revenue of the Province arising from the Crown Lands in Nova-Scotia, I did not feel justified in including the Salaries of these Officers in a Civil List, intended to be permanent, or for a term of years. This remark was in answer to the proposition in the Schedule No. 3 to your Despatch, that fixed Salaries should be granted to the Commissioners of Crown Lands in Nova-Scotia and Cape-Breton.—By that decision I am compelled to abide, so far as the fixed Salaries of these Officers are concerned, but it was not my intention, nor do I now design to interfere in any way with the per centage on Sales, which, under their warrants of appointment, they are entitled to retain.—That per centage forms a part of the expense of collecting the Crown Revenue, and must, according to the universal rule, be deducted from the gross Revenue before any portion of it is paid over to the Provincial Treasury.

If, however, the Legislature of Nova-Scotia should hereafter desire to commute this per centage for fixed Salaries, Her Majesty's Government would be prepared to consider any Bill which might be passed for that purpose, with a due regard to the equitable claims of individuals, no less than to the interests of the public service.

I have, &c. &c.

(Signed)

GLENELG.

Lieut. Gen. Sir COLIN CAMPBELL, K. C. B. &c. &c. &c.

APPENDIX Nos. 3, 4.

No. 3.

(See Page 464.)

(Copy.)
No. 150.*Downing Street, 2d May, 1838.*

SIR—

I have received, and have recommended for the favorable consideration of the Lords Commissioners of the Admiralty, your Despatch of the 22d March, No. 11, enclosing the Addresses presented to you by the Legislative Council and House of Assembly of Nova-Scotia, respecting the necessity of an immediate survey of the Bay of Fundy.—On being informed of their Lordships' decision in this matter, I shall communicate it to you for the information of the Legislature of Nova-Scotia.

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

(Signed)

GLENELG.

M. General Sir COLIN CAMPBELL, K. C. B. &c. &c. &c.

(Copy.)
No. 174.*Downing Street, 29th August, 1838.*

SIR—

With reference to my Despatch, No. 150, of the 2d May, in which I informed you that I had referred to the Lords Commissioners of the Admiralty the suggestion of the Legislature, that an immediate survey of the Bay of Fundy should be undertaken; I have now the honor to acquaint you that their Lordships have intimated to me that the survey in progress, under the direction of Captain Bayfield, is intended to embrace the Bay of Fundy, and that, however desirous of meeting the wishes of the Legislature of Nova-Scotia, their Lordships cannot, at present, undertake a separate survey of that part of the coast without inconveniently interfering with other arrangements of consequence to the public service.

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

(Signed)

GLENELG.

M. General Sir COLIN CAMPBELL, K. C. B. &c. &c. &c.

No. 4.

(See Page 464.)

(Copy.)
No. 151.*Downing-Street, 2d May, 1838.*

SIR,

I have had the honor to lay before the Queen your Despatch, No. 14, of the 26th March, communicating to me a Resolution of the House of Assembly of Nova-Scotia, by which you are authorised, in the event of hostilities, to advance from the Provincial Chest, £10,000, for the purchase of Arms and Ammunition, and for organizing and disciplining the Militia.

I am commanded to instruct you to signify to the House of Assembly, that Her Majesty has derived the highest satisfaction from the proof which this Resolution contains, of the loyal attachment of Her faithful Subjects in Nova-Scotia to Her Majesty's Person and Government.

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

(Signed,)

GLENELG.

Major-General SIR COLIN CAMPBELL, K. C. B. &c. &c. &c.

4
APPENDIX Nos. 5, 6.

No. 5.

(See Page 465.)

(Copy.)
No. 161.

Downing Street, 19th June, 1838.

SIR—

I have received, and have laid at the foot of the Throne, the Addresses from the Legislative Council and House of Assembly of Nova-Scotia, which accompanied your Despatch of the 22d April last, No. 23, praying that Her Majesty would be pleased to authorize you to assent to a Bill for establishing the form of Oath thereafter to be taken by Her Majesty's Subjects in that Province.—Her Majesty was pleased to receive these Addresses very graciously, and to direct that they should be referred for the consideration of Her Law Officers.

Those Officers having accordingly considered the subject, have reported to me that, by the 6th, George 3d, Cap. 54, Sec. 2, the form of the Oath of Abjuration was fixed, not only for Great Britain and Ireland, but for the rest of the British Dominions.—The form has since been altered so far as relates to Roman Catholics but not Protestants; and, therefore, however reasonable may be the views of the Provincial Legislature, it is not in the power of Her Majesty, consistently with the Act above referred to, to assent to any proposal (not sanctioned by the Imperial Parliament) for altering the form of the Oath.

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

(Signed) GLENELG.

Major-General Sir COLIN CAMPBELL, K. C. B. &c. &c. &c.

No. 6.

(See Page 464.)

(Copy.)

Treasury Chambers, 21st July, 1838.

SIR—

The Lords Commissioners of Her Majesty's Treasury having had under their consideration the Addresses of the Legislative Council and House of Assembly of Nova-Scotia, and of the Inhabitants of Halifax, on the subject of the completion of the Shubenacadie Canal, transmitted with your Letter of the 8th ultimo, as well as the Memorial of the President and Directors of the Canal Company, praying for assistance to effect that object, and the further representations submitted to Lord Glenelg by Mr. Fairbanks, the Master of the Rolls of that Province, transmitted with your communication of the 27th ultimo; and their Lordships having also referred to the proceedings relating to the loan of £20,000 which was advanced to the Company in the years 1830 and 1831, I have received their commands to request that you will state to His Lordship that it does not appear, from the information now before them, that they would be justified in recommending to Parliament a grant of money for the enlargement and completion of this Canal at the public expense, as suggested in some of these Documents; you will, however, acquaint His Lordship that with a view to ascertain the value of the property mortgaged to the public as security for the loan of £20,000, and to decide upon the steps it may be proper to adopt for the protection of the public interests, so far as they are already concerned; and likewise, with a view to the adoption of any ulterior proceedings, their Lordships have requested the Master General and Board of Ordnance to direct some competent Officer of the Royal Engineers, on the North American Station, to inspect the work as far as it has already been executed, and to furnish a Report for the information of Her Majesty's Government, respecting its present state and probable future progress, and you will suggest to His Lordship that the Lieutenant-Governor of Nova-Scotia should be apprized of this intention, and should be desired to cause every requisite facility and information to be afforded to the Officer who may be selected for this service.

I am, &c.

(Signed) A. Y. SPEARMAN.

JAMES STEPHEN, Esquire, &c. &c. &c.

Copy

APPENDIX Nos. 6, 7.

(Copy.)

No. 169.

Downing Street, 2d August, 1838.

SIR,

I have received your Despatch, No. 18, of the 18th April, inclosing Addresses to the Queen from the Legislative Council and House of Assembly of Nova-Scotia, and from the Shubenacadie Canal Company, soliciting further assistance from the Funds of this Country towards the enlargement and completion of that Canal. I have had the honor to lay those Addresses at the Foot of the Throne, and, in obedience to Her Majesty's commands, have referred them, together with various papers submitted to me by Mr. Fairbanks, for the favorable consideration of the Lords Commissioners of the Treasury.

I inclose, for your information, a copy of the answer which has been received from that Board, stating that the information at present before their Lordships is not sufficient to justify an application to Parliament for a grant of Money; but that the Board of Ordnance have been requested to direct an Officer of the Royal Engineers to inspect the work already executed, and to furnish a Report on its present state, and probable future progress. I have to request that you will cause every facility and information to be afforded to the Officer who may be selected for this service. I have, &c.

(Signed)

GLENELG.

Major-General Sir COLIN CAMPBELL, K. C. B. &c. &c. &c.

No. 7.

(See Page 464.)

(Copy.)

Treasury Chambers, 9th August, 1838.

SIR,

I am commanded by the Lords Commissioners of Her Majesty's Treasury, to transmit to you the copy of a Report from the Commissioners of Customs, dated the 28th ultimo, in order that it may be submitted for the information of Lord Glenelg, with reference to your Communication of the 19th of the same Month, on the subject of certain alterations in the Customs Department at Nova-Scotia, suggested by the House of Assembly of that Province.

I have &c.

[Signed]

A. Y. SPEARMAN.

JAMES STEPHEN, Esq. &c. &c. &c.

[Copy.]

May it please your Lordships,

Your Lordships having referred to us a letter from Mr. Stephen, transmitting by desire of Lord Glenelg, extracts from an Address from the Assembly of Nova-Scotia, to Her Majesty, praying for the extension of the privileges of a Free Port, to any Port in the Province where a Custom House Officer is stationed, and for the union of the Customs and Excise Departments.

We report that, previously to reporting upon Mr. Stephen's Letter to your Lordship, we have deemed it expedient to call upon the Collector and Comptroller of this Revenue, at Halifax, for further information upon several of the points adverted to in Mr. Stephen's Letter, and its inclosures, and, upon the receipt of the Report of those Officers, we will lose no time in reporting to your Lordship fully upon the subject.

[Signed]

R. B. DEAN,

WM. CUST,

J. G. LUSHINGTON,

CULLING CHAS. SMITH

③
APPENDIX Nos. 7, 8.

[Copy.]
No. 171.

Downing-Street, 17th August, 1838.

SIR,

With reference to your Despatch of the 12th of May last, No. 33, and to that part of the Address to Her Majesty, from the House of Assembly of Nova-Scotia, which relates to the extension of the privileges of a Free Port, to any Port in the Province.

I transmit herewith, for your information, the copy of a Letter from the Secretary to the Lords Commissioners of the Treasury, to whom the question was referred, by Her Majesty's Commands.

I have the honor to be, &c.

[Signed]

GLENELG.

Lieutenant-General, SIR COLIN CAMPBELL, K. C. B. &c. &c. &c.

No. 8.

(See Page 464.)

(Copy.)
No. 185.

Downing-Street, 16th October, 1838.

SIR,

I inclose for your information, the copy of a Correspondence which has taken place between this Department and the General Post Office, on the subject of an Act of the Legislature of Nova-Scotia, passed on the 17th of April last, for regulating the internal Postage of the Province. From the Letter of the Secretary to the Post-Master-General, you will perceive that very serious objections are entertained by the Earl of Lichfield, to the confirmation of this Act in question; by Her Majesty in Council. I do not think it necessary on the present occasion, to enter upon any minute examination of those objections, (altho' they would appear entitled to very serious attention,) because there is still another difficulty to which I am disposed to attach conclusive weight.

Among the advantages which Her Majesty's Government hope to derive from the Earl of Durham's Mission to British North America, one of the most considerable is, that of devising some plan, by which provision may be made for the regulation in future, of questions which, like that of Post Office Communications, are the subject of common interest to the Provinces collectively. The confirmation of this Act by the Queen in Council, might present a serious obstacle to any such arrangement, as it would establish a system regarding the Post Office, which could not but be distasteful to the other Provinces, and in the establishment of which Her Majesty might be supposed to have been wanting in a due regard to their interests.

Although it is not without the greatest reluctance, that on this or any other occasion, the Queen declines to accede to the advice of the Legislative Council and House of Assembly of Nova-Scotia, upon any question relating to the internal affairs of that Province; yet, under the circumstances to which I have referred, Her Majesty will, for the present at least, decline to adopt any decision respecting this Act, and as it contains a suspending clause, it, of course, will not, in the mean time, have the effect of law.

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

(Signed)

GLENELG.

Major-General SIR COLIN CAMPBELL, K. C. B.

(Copy.)

General Post Office, 30th July, 1834.

SIR,

I am commanded by my Lord the Post-Master-General, to transmit for the consideration of Mr. Secretary Rice, the draft of a Bill, "for the management and regulation of the Post Office in Upper Canada," which has been preferred under the direction of the late

APPENDIX No. 8.

late Secretary of the Colonies, and His Grace the late Post-Master-General, for the purpose of being laid before the House of Assembly of that Province, one of similar provisions being at the same time submitted to the Legislative Bodies of the other Provinces in British North America.

This Bill has been drawn in consequence of the Act of the 4th of His present Majesty, Cap. 7, which repeals so much of the Act 5, Geo. 3, Cap. 25, "as authorizes the taking of certain rates of Inland Postage within His Majesty's Dominions in North America," after His Majesty's consent shall be signified to Acts of the Legislatures of the Provinces of North America, authorizing certain rates of Postage to be taken therein, and "for making such regulations for the management of the Post Office within such Colonies and Provinces, by His Majesty's Post-Master-General or his Deputies, as shall be therein directed."—The Bill has been framed after much consideration from Mr. Stanley, and the Duke of Richmond, aided by the Officers here, and the Deputy-Post-Master-General of British North America, who was sent for with the view of consulting him on the matter.

The Preeis will shew the material clauses of the Bill, which goes, in fact, to remodel and consolidate all the existing Laws and regulations of the Post Office, applicable to the Provinces in question.

There are, however, two material points which will require the special consideration and decision of His Majesty's Government.

The first is in folio 123, of the Bill which authorizes the Governor or Lieutenant-Governor of the Province, on being satisfied by the Post-Master-General or his Deputy, of the necessity thereof, to grant him a warrant for any sum not exceeding an amount to be decided upon, out of the general funds of the Province, to be accounted for in the annual account to be laid before the House of Assembly, to enable the Post-Master-General to provide for the necessary expenses of carrying on the service of this Department.

The object of this very important clause is to guard against any deficiency of Funds, for carrying on the service, which it is apprehended may arise in the first years of the arrangement at least, as all British Postage collected within the Provinces is to be remitted home, and the interior Postage only being applicable to the expenses of the Post Office in all its branches; and it is very essential, that this point should be decided upon by His Majesty's Government, in case there should be any objection to the source from whence funds are to be derived, to meet the necessary expenses of the Department.

The other subject to which I am to request you will be pleased to draw Mr Spring Rice's attention, is that of "Criminal Punishments," folios 150, 152, 153, 154, and 155, in all which cases, the offence is pronounced to be a Felony, and by the Laws in force in this Country, the punishment is death; but upon this serious question, as well as the nature and quantum of punishment of the other offences against the Post Office, the Post-Master-General presumes His Majesty's Government will decide.

In conclusion, I am to suggest, that when this Bill is considered and completed, copies of it be transmitted to the Legislatures of Upper and Lower Canada, New-Brunswick, Nova-Scotia, and Prince Edward Island respectively, for their consideration and approval.

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

(Signed)

F. FREELING

J. LEFEUR, Esq. &c. &c. &c. Colonial Office.

(Copy.)

Downing-Street, 17th September, 1838.

SIR,

I am directed by Lord Glenelg, to transmit to you herewith, for the consideration of the Post-Master-General, the copy of an Act passed by the Legislature of the Province of Nova-Scotia, in the month of April last, "for regulating the internal Postage of the Province," and also copy of the Report of the Committee appointed by the House of Assembly, on the subject of the Post Office; and I am to request that you will move his Lordship to favor Lord Glenelg with his opinion of this Act.

I am, at the same time, to request that you will impress on his Lordship the Post-Master-General, the importance of early attention being given to this subject.

I have the honor, &c.

(Signed)

JAMES STEPHEN.

COL. MABERLY, &c. &c. &c.

General

General Post Office, 2d October, 1838.

SIR,

Having laid before the Post-Master-General, your letter of the 17th ultimo, transmitting the copy of an Act, passed by the Legislature of the Province of Nova-Scotia, in the month of April last, for regulating the internal Postage of the Province, I am directed by his Lordship to state, for Lord Glenelg's information, that the Act in question is quite at variance with the principle upon which the Act of the Imperial Parliament, 4, Guil. 4, Cap. 7, was framed. In that Act it was provided, that as soon as the Legislature of the North American Provinces, should pass Bills for levying such rates, and for making such regulations for the management of the Post Office within these Colonies, by the Post-Master-General or his Deputies, or should be deemed expedient, then, that the net produce of the Inland rates of Postage collected in those Colonies should be distributed in proportion to the gross amount of Postage raised and collected within each Province.

My Lord, the Postmaster-General, directs me to add, that the Bill was passed in this Country, with the view of attaining one uniform code of Laws, for the regulation of the Post Office service throughout the whole of British North America, and by reserving to the Post-Master-General of Great-Britain the power to determine what Posts were necessary or not, to secure the object most essential to the common benefit of all the Provinces, in the maintenance, by an impartial and independant authority, of the main and connecting lines of the communication throughout the whole, which, if expensive, might be objected to by any one Colony exercising a separate control, when its own immediate interests had been provided for.

In order to follow up this Act of the Imperial Parliament, and to secure to the Provinces the proposed advantages, Bills, as Lord Glenelg is aware, were prepared with great care, and sent out to the different Colonies for their acceptance, but having hitherto refused to adopt them, they have thus rendered inoperative the benefit intended to be conferred upon them by the Mother Country; under these circumstances, the Postmaster-General feels it his duty, decidedly to object to any partial cause of Legislation, as it appears to his Lordship, that the policy which dictated the measures adopted in this Country was just: His Lordship consequently is not prepared to recommend a departure from it, the more especially in the present case, as by leaving the whole expenditure of the various Posts throughout Nova-Scotia, the key to British North America, under the control of the General Assembly of that Province; that body will, in point of fact, obtain the entire management and power over the whole Post Communications with the interior, as they then might object not only to defray the expense, but to interdict such Communications, as they might not approve of, or deem necessary. My Lord, the Postmaster-General, directs me to state, that in addition to these objections, there are other difficulties connected with the Revenue of this Department, upon which it would be necessary, if the Bill now passed in Nova-Scotia were to be confirmed by Her Majesty, to consult the Lords of the Treasury, but into which he does not think it necessary to enter, as he is of opinion, that the grounds already stated are amply sufficient to warrant his objections to the Colonial Act in question.

His Lordship, at the same time, directs me to enclose for Lord Glenelg's information, copy of a Communication from this Department to the Colonial Office, transmitting Copies of the Bills submitted in 1834, to the Provincial Legislatures, to which I have already alluded.

(Signed,)

W. L. MABERLY.

JAMES STEPHEN, Esq. Downing-Street.

No. 9.

(See Page 464.)

(Copy.)
No. 187.

Downing Street, 5th November, 1838.

SIR—

I have the honor to acknowledge your Despatch, No. 16, of the 26th March last, transmitting

ting a joint Address to the Queen, from the Legislative Council and House of Assembly of Nova-Scotia, complaining of the habitual violation by American Citizens of the treaty subsisting between Great-Britain and the United States. on the subject of the Fisheries, and praying for additional Naval protection to British interests.

In obedience to Her Majesty's commands, this subject has engaged the serious attention of Her Majesty's Government, and it has been determined for the future, to station, during the Fishing Season, an armed Force on the Coast of Nova-Scotia, to enforce a more strict observance of the provisions of the Treaty by American Citizens; and Her Majesty's Minister at Washington has been instructed to invite the friendly co-operation of the American Government for that purpose.

The necessary directions having been conveyed to the Lords Commissioners of the Admiralty, their Lordships have issued orders to the Naval Commander in Chief on the West Indian and North American Station, to detach, so soon as the Fishing season shall commence, a small Vessel to the Coast of Nova-Scotia, and another to Prince Edward Island, to protect the Fisheries. The Commander of these Vessels will be cautioned to take care that, while supporting the rights of British Subjects, they do not themselves overstep the bounds of the Treaty. You will of course afford them every information and assistance which they may require for the correct execution of this duty. I trust that these measures will prove satisfactory to the Legislature of Nova-Scotia.

I have the honor to be, &c.

(Signed)

GLENELG.

Lieutenant-General Sir COLIN CAMPBELL, &c. &c. &c.

No. 10.

(See Page 464.)

(Copy.)

No. 142.

Downing Street, 20th April, 1838.

SIR—

Among the series of Acts passed by the Legislature of Nova-Scotia during the last Session, there remain seven on which the decision of Her Majesty's Government has not yet been communicated to you.—This delay has chiefly arisen from a desire on my part not to embarrass the Provincial Government by the disallowance of several of those Acts which are deemed to be objectionable; and which, although passed for a short period, Her Majesty in Council cannot be advised to sanction.—I will, however, no longer delay communicating to you my opinion on these Acts, in the hope that, should it be proposed to revive any of them, you may be enabled to suggest such improvements in them as will justify me in advising their confirmation.

[The Act 1748; by the operation of the 3d Clause, exempts from Colonial Impost Duties all Foreign Goods purchased with the proceeds of Fish and Fish Oil, the produce of the Colony.—This provision is so objectionable in principle, and so open to imposition, that I shall be under the necessity of advising Her Majesty, in Council, to disallow any Acts which shall be passed containing a similar Clause.

The Act, No. 1753, for granting a Bounty on Chocolate, is the third of this kind which has been passed by the Legislature, all of which have been considered objectionable in principle.—Parliament has long since repudiated the principle of bounties, and although the present Act is an improvement on the two former Acts, inasmuch as it does not discriminate in favor of Chocolate prepared from Foreign Cocoa, but grants a bounty indifferently on all Chocolate whether manufactured from Foreign or from British Cocoa—yet nevertheless Her Majesty cannot be advised to sanction any Act which involves the principle of bounties.

The Act, No. 1764, amends a former Act for incorporating a Marine Assurance Company in Halifax.—So far as it extends the liability of the Shareholders to the additional amount of their Stock, it is an improvement on the original Act, No. 1607; but this is too slight an amendment to meet the exigencies of the case, for the Capital thus constituted would be no

APPENDIX No. 10.

more than might be raised by a few individuals without corporate privileges, and totally unequal to bear losses on an extensive scale, such as Companies of this description are necessarily exposed to.—In again recommending the Legislature to amend the Acts on this subject, you will call their attention to the Act, No. 1659, passed as a supplement to the Act, No. 1607, and containing a Clause authorizing the Company to take Mortgages on Real Estate—you will inform them that Her Majesty's Government cannot sanction a provision which might involve the Company in speculations foreign to its professed object, and most injurious to the public interests.

The Act, No. 1796, for incorporating the Halifax Whaling Company is open to most of the objections which can be raised to Acts of this description.—The responsibility of the Shareholders is limited—there is no declaration in it as to the Capital or the management of the Company—it contains a power for holding land to a large amount which there is nothing in the object of the Company to warrant.—You will submit these observations to the consideration of the House of Assembly.

The Act, No. 1800, amending an Act (No. 1698) relating to the Merchant Seamen of the Province, contains a Clause, number 5, which interferes with the jurisdiction of the Vice Admiralty Court, in the manner pointed out in the Letter from the Judge of that Court inclosed in your Despatch ; you will, therefore, for the reasons therein stated, recommend the repeal of that Clause.

The Act, No. 1810, continues an Act (No. 1575) which is in the same spirit as the Act, No. 1753.—It gives a bounty on the preparation of an article (Tobacco) in the Colony.—The Act, however, being rather of a modified nature, and lasting only for one year, has been allowed to expire ; but you will not admit of its being revived in its present shape.

The Act, No. 1821, amends a former Act (No. 1112) for incorporating the Shubenacadie Canal Company.—The only objection which I have to this Act applies to that Clause which repeals the power in the former Act, whereby the Company were not allowed to hold Real Estate of higher value than £50,000.—This restriction I consider to be so desirable, for the purpose of preventing speculation in land, that I must call upon you to recommend the Legislature to repeal that Clause.

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

(Signed) GLENELG.

M. General Sir Colin Campbell, K. C. B. &c. &c. &c.

(Copy.)

Halifax, 24th August, 1837.

May it please Your Excellency,

Mr. Secretary George, by his Letter of the 14th instant, having acquainted me, by your Excellency's desire, "that as the Act passed in the last Session of the General Assembly, relating to Merchant Seamen, (ch. 56,) affects the jurisdiction of the Court of Vice Admiralty, your Excellency in transmitting this Act for Her Majesty's assent, would forward at the same time any observations which I might wish to be taken into consideration in connexion with it,"—I have the honor to submit the following remarks upon that enactment.

Ever since the Resolution of 1632, with respect to the subjects of Admiralty Jurisdiction, Suits for the Recovery of Wages due to Seamen have been considered unquestionably within it. They appear necessarily and advantageously so ; both on account of the service being purely Maritime ; and because the facilities afforded by its mode of procedure, enable a number of Seamen to join in the same suit ; and give them therein the benefit of their three-fold remedy, against the Master, the Ship, and the Freight, without the delays incidental to Tribunals, which do not proceed *in rem*, and with superior means of investigating the facts of the case. In any other Court, the lien of the Seaman on the Ship and Freight, for his remuneration, can hardly be made available. To deprive him of this security under any circumstances appears a matter of questionable policy ; and to refuse him, because his claim may be small, access for its recovery to a Court known, and by ancient usage, familiar to that class of men, as peculiarly their own, does not seem to have been hitherto intended by Parliament.

In the British Statute of 1835, (5 & 6, Wm. 4, ch. 19,) for consolidating the Laws relating to Merchant Seamen, the 15th Section provides a summary remedy for the recovery of Wages

Wages due to Seamen, not exceeding £20, before one Justice of the Peace in any part of His Majesty's dominions.—But, by this Act, the jurisdiction of the Admiralty is not taken away. The provision made (16th Section,) for restraining Suits in the Admiralty is merely that, if the party might have as effectual a remedy for his Wages, by complaint to a Justice of the Peace under the previous clause, the Judge shall certify to that effect, and no costs of Suit shall be awarded to the Plaintiff. This Act being restricted by the proviso, (Sec. 54,) from applying “to any Ship registered in, or belonging to, any British Colony, having a Legislative Assembly, or to her Crew, while within the precincts of the Colony.” The General Assembly here, in 1836, passed an Act (6 W. 4, ch. 48,) containing Enactments similar to those of the Imperial Statute; the Sections 17 & 18 of the former, for the recovery of Wages being in the same words as the 15th & 16th of the latter:—consequently, by the operation of the two Statutes, while the jurisdiction of the Admiralty remained untouched, a penalty in the shape of a forfeiture of all his costs attached to the Seaman who unnecessarily resorted to that Court for his Wages. To me it appears that this penalty was quite sufficient to deter suitors from the Admiralty.—Practically, it would prevent them, unless in peculiar circumstances, because its Rules impose on the Proctor in every Suit the liability of satisfying the fees incurred in its progress; and these would, in most cases, prove a personal loss to the Proctor, his Client being generally a pauper. This risk, therefore, he would not encounter, unless the case were in fact proper for the determination of the Court.—But in the Statute to which these observations refer, the local Legislature, in addition to amending and regulating the mode of proceeding before a Justice of the Peace, for the recovery of Wages, has enacted, in the 5th Clause, “That after the passing of this Act, no Suit for the recovery of the Wages of any Seaman, for his services on board of any Ship belonging to, or registered in, this Province, unless the same exceed £20, shall be brought into the Court of Vice Admiralty, or in any of the Inferior Courts of Common Pleas in this Province.”—By this provision the jurisdiction of the Vice Admiralty is wholly taken away, with regard to suits for wages under £20, earned in Provincial vessels, while that of the Supreme Court, equally objectionable on the ground of expense, far more so on that of delay, is left untouched.—This enactment of a Colonial Legislature respecting a Court such as the Vice Admiralty at Halifax, is, I apprehend, an interference with it to which the Legislature was incompetent.—The Court derives its jurisdiction and authority from the Admiralty of England; administers, as one of his Courts, the Admiral's judicial power in matters not arising within the limits of the Colony, but on the sea, and tho' established at a place within the Province, has no necessary connexion with, or dependence on, it.—The Judges of the Colonial Courts hold their offices by Patents under the Great Seal of Nova-Scotia; the Patent for this Court is under that of the Admiralty, and confers on the Judge, in the ancient form and words, similar powers and jurisdiction to those exercised by the High Court of Admiralty; nor is the Court of recent establishment, on the contrary it appears to have existed anterior to the formal constitution of the Colony, (14th July 1749,) for on referring to its records I have found that on the 5th October of the same year, a suit for Seaman's wages was pending before the Judge, Edward Howe, Esq., and subsequently in 1758, at the first Session of the Colonial Assembly, when the House required from the Registrar of the Vice Admiralty a return of the Fees payable therein, which the Judge refused to make, the Governor informed the Assembly that the Fees were the same as taken in the Old Plantations, and had been exacted *here from the first settlement of the Country*, adding that the General Assembly could not undertake to interfere with them, the constitution of this Court being *unlike every other*.—From that time to the passing of the Act now to be transmitted, I am not aware that the Court has ever been the subject of local restrictive legislation; and I would submit it as worthy of consideration whether it ought now to be made so.

It further appears to me that the enactment in question stands in direct opposition to that of the Statute of the Imperial Parliament of 1832, (2, Wm. IV, ch. 51;) made for regulating the practice, &c. of the Vice Admiralty Courts abroad, and to obviate doubts as to their jurisdiction, for in the 6th Section of this Act, after reciting: “that in certain cases doubts may arise as to the jurisdiction of the Vice Admiralty Courts in His Majesty's Dominions abroad, with respect to Seaman's wages, Pilotage,” &c.; it is enacted “That in all cases where a Ship or Vessel, or the master thereof, shall come within the local limits of any Vice Admiralty Court, it shall be lawful for any person to commence proceedings in any

“of

“ of the suits hereinbefore mentioned, in any such Vice Admiralty Court, notwithstanding the cause of action may have arisen out of the local limits of such Court,” &c. If this authority to sue in the cases enumerated existed not *before*, but was *first* conferred by this Statute, then it would seem subject to limitation only by the same power which gave it:—if it pre-existed in those Courts, can an inferior Legislature diminish or modify what the superior has conferred? On the point of the nullity of Colonial Laws repugnant to Acts of Parliament the 56th Section of the Act 3 and 4, Wm. IV. chap. 59, for regulating the Trade of the British Possessions abroad, appears conclusive. This Section was originally copied from 7 and 8, Wm. III. chap. 22, s. 89, and provides “ That all Colonial Laws repugnant to any Act of Parliament, so far as such Act shall relate to and mention such possession, shall be null and void ;” and according to the late eminent Judge of this Court, Sir Alexander Croke, in the case of the Bermuda, (Stewart’s Rep. 457) in giving his decision with regard to shares of prize money attached in the hands of the Prize Agents by process from the Supreme Court, under the Colonial Statute for the recovery of Debts from the effects of absconding Debtors, held: That so far as that Act contravened the Prize Act, it was rendered invalid by such repugnancy; and he enforced payment by the Agents; the attachment and a decision by the Judges of the Supreme Court sustaining it, notwithstanding:—This authority might perhaps justify the Court in disregarding the prohibition recently enacted—but it is submitted that a contest on the point of jurisdiction should not be allowed to occur.—In the preamble to the Act now under consideration, there is an assertion, on which I feel it necessary to remark that it has been introduced, as it appears to me, without sufficient caution:—It is recited “ that the remedies provided by the Act which it purports to amend, have been found inconvenient and injurious, and have exposed the Masters and Owners of Ships registered in, and belonging to, the Province, to heavy and unnecessary expenses for proceedings in the Court of Vice Admiralty, though as effectual a remedy might have been had against them by complaint to a Justice of the Peace”—This recital, is in all respects incorrect. The Act gave only, what the Imperial Act provided for all other Ships, a summary remedy for wages before a Justice, which could not possibly lead to expensive proceedings in the Admiralty; and, in point of fact, *no such unnecessary* proceedings were taken before it, with regard to any Vessel registered in, or belonging to, the Province. I have procured, and now beg to submit, with these remarks, a return of all Suits in the Vice Admiralty instituted from my appointment to the present date, exhibiting the nature of the suit, and the full amount of the Fees, Costs and Charges, in each;—Not one item of which Costs has been the subject of objection before me, but have been paid by the parties. In this return, the Action, No. 11, is the *only* suit for wages against a Vessel of Nova-Scotia. There the Defendant’s Counsel desired to object that the suit might have been brought before a Justice; but refusing to appear, he could not, consistently with the rules of the Court, be heard; and without appearing, the demand was paid; yet, in this case, the circumstances he stated were far from constituting, had the cause proceeded, a clear right to the certificate.—Such a case, it is submitted, falls far short of the comprehensive terms of the Preamble: These observations, will not, I trust, be viewed as resulting from any reference to the effect which the restrictions, attempted by the Assembly, might be supposed to produce on the fees of the Officers of the Court:—These are wholly below consideration, where the interest of so important a class as Seamen are involved. On the contrary, no measure is more desirable than one which, without diminishing their ancient liens and remedies, would give them a speedy, cheap, and effectual remedy for their wages. But I am not prepared to admit that they possess it under the jurisdiction as to wages recently given to Justices of the Peace in these Colonies.—Speaking generally of the persons necessarily entrusted with this office in the maritime parts of Nova-Scotia and its vicinity. I must express my fears that there are but few of them to whom such a jurisdiction (far more extensive than the local Laws have ever given in matters of debt) can be safely committed; or whom the legal questions, frequently involved in a small demand for wages, would not seriously embarrass.—Yet, as to these claims, of which the great majority fall far short of £20, their decisions are without appeal—a resort by our own Legislature carefully secured in all other cases of Debt above Twenty Shillings. An extensive acquaintance at the Bar with cases to which Seamen were parties, enables me to affirm that, though often guilty of most annoying and vexatious conduct towards their employers, they are as often made the subjects

APPENDIX No. 10.

jects of treatment against which they ought to be protected ; and therefore that, both for their punishment and protection, the power of applying remedies *certain, cheap, speedy* and *effectual*, has become most essential. This power, I am induced to believe, could be beneficially exercised by the Vice Admiralty Courts as now constituted, were their Judges empowered by Parliament so to modify their present form of proceeding, as to reduce the expense of it, and render it as summary as before a Justice of the Peace, and also authorised to hear the parties and witnesses *viva voce*, and determine their cases to the extent of £20, without the formalities now enjoyed ; and limiting the charges to a sum not exceeding 20 per cent. on the debt adjudged, by a rateable reduction on each Officer's fees. A summary course of proceeding for Debts under £20, and with very reduced Court fees, has been long in use in the Supreme Court of this Colony, and furnishes a precedent for what has been suggested ; which instead of deterring the Sailor from his accustomed Tribunal, would secure to him as well as his employer, for the decision of suits for wages, the knowledge of the Judge, as well as the known power and process of the Court, free from the objections entertained by many to the increase of judicial powers to Justices of the Peace, in the present circumstances of our population. Submitting the foregoing remarks with great deference,

I have the honor to remain

Your Excellency's most obedient

And very humble Servant,

(Signed)

CHARLES R. FAIRBANKS.

Judge of Court of Vice Admiralty.

Return of the Costs allowed in Causes depending in the Vice Admiralty Court at Halifax, from the 8th October, 1834, to 31st December, 1835.

Name of the Cause	No.	Charges on behalf of	Judge.	Registrar.	Marshall.	Adv. Genl.	Proctors and Advocates.	Total.	Remarks.
Ship Friends	1	Promovehts	£0 12 0	£1 17 6	£1 6 0			£3 15 6	For wages—Action subdud ed on pay, &c.
Ship Moira	2	Promovehts	5 3 8	25 10 0	2 7 0		£94 3 4	127 4 0	For wages—voyage to East Indies and back.
		Impugnants	2 4 0	15 15 8	1 5 0			19 4 8	Process by libel, many witnesses examined.
Ship Moira	3	Promovehts	1 18 0	4 8 9	1 17 0		19 12 8	27 16 5	Long hearing—sentence for Promoveht—appeal asserted but not prosecuted
		Impugnants	0 4 0	1 15 5	0 15 0			2 14 5	Wages—suspended by const. To abide event of Appeal.
Ship Moira	4	Promovehts	1 18 0	4 8 9	1 17 0		19 12 8	27 16 5	Do.
		Impugnants	0 4 0	1 15 5	0 15 0			2 14 5	
Ship Moira	5	Promovehts	1 12 0	4 8 9	1 17 0		19 12 8	27 10 5	Do.
		Impugnants	0 4 0	1 15 5	0 15 0			2 14 5	
One hhd. of Brandy and H. Mignowitz's pen.	6	Promovehts on Brandy	1 8 10	1 17 0	0 10 10		6 0 7	9 17 3	Deduction of 50 per cent. made Sentence after hearing—Appeal asserted—not entered
		Pts. against H. Mignowitz	2 14 8	4 4 8	0 10 0		17 16 0	25 5 4	Prosecution withdrawn by order of Commissioner of Customs.
Schooner Caleb	7	Impugnant	1 2 0	3 6 8	0 10 0		17 4 4	4 18 8	
		Promovehts	1 4 6	5 8 8	3 9 8			27 7 2	
Total am't of Causes	7	Total Costs	£20 9 8	£76 12 8	£17 14 6		£194 2 3	£308 19 1	N. B.—In the four causes against the Moira, the costs were taxed by the Registrar and assented to by parties, and paid.

RETURN OF COSTS, &c. FROM THE 1st DAY OF JANUARY, 1836.			TO THE THIRTY-FIRST DAY OF DECEMBER, 1836—Inclusive.						
Halifax	8	Promoveht	£0 10 6	£2 4 2	£0 6 8			3 1 4	Retaining Registry Certificate
One cask of Vinegar	9		1 1 0	3 0 4	0 11 8	3 10 6		8 3 6	
Ship Florida	10		4 11 10	12 12 8	2 6 0		36 15 10	56 6 4	Wages American Ship
		Impugnant	2 6 0	10 12 2	0 10 0			13 8 2	
Schooner William	11	Promoveht	0 14 0	1 11 4	1 13 0		3 4 10	7 3 2	Wages
Brig Acadian	12		0 18 0	1 14 0	1 13 0	5 12 2		9 17 2	Seizure
Schooner Nestor	13		0 14 0	1 11 4	2 1 0			4 6 4	Salvage
			£10 15 4	£33 6 0	£9 1 4	£9 2 8	£40 0 8	£102 6 0	

RETURN OF COSTS, &c. FROM THE 1st DAY OF JANUARY, 1837.			TO THE TWENTY-FOURTH, AUGUST, 1837.						
Mary Jane	14	Promovehts	£1 8 6	£2 0 4	£2 2 0			£5 10 10	Seamen's Wages
Sarah Ann	15		4 7 2	13 12 10	7 4 0	Advocates	50 12 2	75 16 2	Collision
		Impugnants	2 10 6	11 9 4		15 15 0	19 5 7	35 0 7	
Sullivan vs. Lovett	16	Promovehts	0 10 6	1 4 8	1 6 0			3 1 2	Assault
Nautilus	17		0 14 0	1 11 4	1 6 0			3 11 4	Seaman's Wages
			£9 10 8	£29 18 6	£11 18 0	£15 15 0	£69 17 9	£123 0 1	

(Copy.)

AT THE COURT AT WINDSOR, the 5th of NOVEMBER, 1838.

P R E S E N T,

THE QUEEN'S MOST EXCELLENT MAJESTY.

Lord Steward,	§	Viscount Palmerston,
Lord Chamberlain,	§	Viscount Melbourne,
Earl of Surrey,	§	Mr. Chancellor of the
Earl of Albermarle,	§	Exchequer.

WHEREAS, the Governor of Her Majesty's Province of Nova-Scotia, with the Council and Assembly of the said Province, did, in the Months of March and April, 1838, pass Eighty-two Acts, which have been transmitted, entitled as follows, viz :

No. 1838. " An Act to provide for opening of certain New Roads in Queen's County."

No. 1843. " An Act for the regulation of Juries."

No. 1847. " An Act to continue the Act for granting Duties on Licenses for the Sale of Spirituous Liquors, and for Sales by Auction, to persons resident in the Town of Halifax."

No. 1851. " An Act to continue the Act for granting Duties on Licenses, and the Act in amendment thereof."

No. 1854. " An Act further to amend the Act concerning Cemeteries or Burial Grounds in the Town of Halifax."

No. 1855. " An Act to prevent injuries to the Fisheries within the County of Lunenburg, by Mill Dams or any other obstructions."

No. 1856. " An Act to continue the Act to regulate the expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges, and the Act in amendment thereof."

No. 1857. " An Act to continue the Act in further addition to, and in amendment of, the Act for the choice of Town Officers and regulating of Townships, and the Act to alter and amend the same."

No. 1858. " An Act to continue the Act concerning the Inferior Court of Common Pleas within this Province."

No. 1859. " An Act to continue the Act to regulate the Weighing of Beef."

No. 1860. " An Act to continue the Act for the encouragement of Schools, and the Act in amendment thereof, and also, further to amend the same."

No. 1861. " An Act to continue the Act to regulate the Pilotage of Vessels at the Port of Halifax, and the several Acts in amendment thereof and additional thereto."

No. 1862. " An Act to continue the Act to regulate the Fees of the Constable of the Court of Commissioners at Halifax."

No. 1863. " An Act to continue an Act relating to the Court of Commissioners at Halifax."

No. 1864. " An Act to increase the number of Engine Men in the Town of Halifax."

No. 1865. " An Act to continue the Act to repeal the Act to amend the Acts respecting Firewards and Fires in Halifax, and to substitute other provisions in lieu thereof."

No. 1866. " An Act to continue the Act to suspend the operation of several Acts of the General Assembly, passed to prevent Forestalling, Regrating and Monopolizing."

No. 1867. " An Act to continue the Act concerning the Terms of the Supreme Court at Halifax."

No. 1868. " An Act to continue an Act, entitled, an Act to provide for the Accommodation and Billetting of Her Majesty's Troops or of the Militia, when on their March from one part of the Province to another ; and also the Acts in amendment thereof."

No. 1869. " An Act to continue the Act in addition to the Act, for regulating the Rates and Prices of Carriages."

No. 1870. " An Act to continue the Act for the better preservation of the property of the Inhabitants of the Town of Halifax, by providing for a sufficient Watch at night."

APPENDIX No. 11.

No. 1871. "An Act to continue the Act to prevent Disorderly Riding, and to regulate the driving of Carriages on the Streets of Halifax, or other Towns, or on the Public Roads of this Province, and for repealing certain Acts therein mentioned."

No. 1872. "An Act to continue the Act to direct and ascertain the mode of Assessing County and District Rates, and for other purposes, and the Act in amendment thereof."

No. 1873. "An Act to revive and continue the Act respecting the Militia of the Province."

No. 1874. "An Act for applying certain Monies therein mentioned, for the service of the year of Our Lord 1838, and for other purposes therein specified."

No. 1875. "An Act respecting the Culling of Dry Fish."

No. 1876. "An Act to extend to the Town of Pictou, the provisions of an Act, entitled, an Act to prevent Boys and others from Coasting and Sliding down the Hills in the Streets of Halifax."

No. 1877. "An Act to establish the Standard Weight of Grain, and to repeal the enactments now in force."

No. 1878. "An Act for taking the Census of this Province."

No. 1879. "An Act to continue the Act respecting the Trial of Issues in the Supreme Court, and for regulating the times of holding the Circuits of the said Court, and the Act in amendment thereof; and further to amend the same."

No. 1880. "An Act in further amendment of the Act to regulate the expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges."

No. 1883. "An Act to enable the Inhabitants of the Town of Lunenburg to procure a Fire Engine, with utensils and materials necessary for extinguishing Fires."

No. 1884. "An Act to extend, for a further space of time, certain provisions of the Act to afford relief to the Poor Settlers in this Province."

No. 1885. "An Act for the better regulation of Sable Island, in this Province."

No. 1886. "An Act to authorize the Incorporation of a Company for making a Navigable Ship Canal across the Isthmus of Cumberland, in Nova-Scotia."

No. 1887. "An Act to continue the Act to suspend the operation of the Act to prevent Forestalling, Regrating, and Monopolizing of Cordwood in the Town of Halifax."

No. 1888. "An Act for establishing the Boundary Line between the Counties of Cumberland and Colchester."

No. 1889. "An Act to continue the several Acts concerning the Bridewell and Police in Halifax."

No. 1890. "An Act to make valid certain Marriages heretofore celebrated in the Island of Cape-Breton."

No. 1891. "An Act relating to certain acts and proceedings had, passed and pending, in the last Session of the General Assembly."

No. 1892. "An Act to enable the Proprietors of a certain Meeting House in Merigo-mishe, in the County of Pictou, to sell the same."

No. 1893. "An Act to alter and amend the Act to regulate and support the Pictou Academy."

No. 1895. "An Act to modify the provisions of an Act for preventing persons leaving the Province without a Pass."

No. 1896. "An Act to regulate the Fisheries of Chedabucto Bay."

No. 1898. "An Act to continue the Act for appointing Supervisors to take charge of Public Grounds, and for other purposes, and the Act in amendment thereof."

No. 1899. "An Act to continue the Act in amendment of the Act relating to Highways, Roads and Bridges."

No. 1900. "An Act to continue the Act to preserve and regulate the Navigation of the Harbour of Pugwash."

No. 1901. "An Act to continue the several Acts now in force, in addition to, and in amendment of, the Act relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates."

No. 1902. "An Act to continue the Act for regulating the Fishery in the River Shubenacadie."

APPENDIX No. 11.

No. 1903. "An Act respecting Elections for the County of Colchester."

No. 1904. "An Act to continue the Act in amendment of an Act, made and passed in the first and second years of His late Majesty's Reign, entitled, An Act to extend the Laws and Ordinances of the Province of Nova-Scotia to the Island of Cape-Breton."

No. 1905. "An Act to alter the times of holding the Inferior Court of Common Pleas and General Sessions of the Peace at Arichat, in the County of Richmond."

No. 1906. "An Act to authorise the Settlement of a certain Debt, claimed from the Township of Windsor."

No. 1907. "An Act to continue the Act to provide against the occurrence of Diseases, from the bite of Animals."

No. 1908. "An Act to continue the Act respecting the Collection of Poor Rates of Pictou."

No. 1909. "An Act to enable the Proprietors of a certain Island at Pubnico, called John's Island, to divide the same,"

No. 1910. "An Act to continue the Acts in force relating to the Inspection of Pickled Fish."

No. 1911. "An Act to establish that part of the Township of Clements, lying in the County of Digby, into a separate Township."

No. 1912. "An Act to continue the Act in amendment of the Act for the Settlement of the Poor, in the several Townships within this Province."

No. 1913. "An Act to continue the Act to regulate certain landings in the County of King's County."

No. 1914. "An Act to continue the Act for the support and regulation of Light Houses."

No. 1915. "An Act to continue the Act to amend an Act for establishing a Public School in the Town of Halifax."

No. 1916. "An Act respecting the Firemen of the Town of Halifax."

No. 1917. "An Act to authorize the Sale of the Old Jail at Liverpool, in Queen's County, and the lot of Land on which it stands."

No. 1918. "An Act to continue the Act more effectually to provide against the introduction of Infectious or Contagious Diseases, and the spreading thereof in this Province, and the Act in amendment thereof."

No. 1919. "An Act to continue the Act in addition to, and in amendment of, the Act to prevent Nuisances, by Hedges, Weirs, and other Incumbrances, obstructing the passage of Fish in the Rivers of this Province."

No. 1920. "An Act to continue the Act to authorize the Sessions of the Peace for the County of Queen's County to make regulations for the gathering of Sea Manure in the said County."

No. 1921. "An Act to continue the Act to prevent the spreading of Contagious Diseases, and for the performance of Quarantine, and the Act in amendment thereof."

No. 1922. "An Act to repeal the Act to regulate the Public Landing at Windsor, and to substitute other provisions in lieu thereof."

No. 1923. "An Act to continue the Act for the Summary Trial of Actions, and the Acts in amendment thereof."

No. 1924. "An Act to continue the Act to lessen the expense of the proof of Written Documents, in Actions depending in any of the Courts within this Province."

No. 1925. "An Act to continue the Act in amendment of the Acts relating to Commissioners of Sewers."

No. 1926. "An Act to continue the Act to restrain the Issuing of Writs of Attachment in certain cases."

No. 1927. "An Act to continue the Act concerning Malicious Injuries to Property."

No. 1928. "An Act to continue the Acts to provide for the regulation and management of the Grammar School or Academy at Annapolis."

No. 1929. "An Act to continue the Act relating to Marriage Licenses."

No. 1930. "An Act to continue the Acts for regulating the Exportation of Red or Smoked Herrings."

APPENDIX Nos. 11, 12, 13.

No. 1931. "An Act to continue the Act additional concerning Nuisances."

No. 1932. "An Act to continue the Act to prevent damage to the Nets of Fishermen by Coasting Vessels."

No. 1933. "An Act to continue the Act to encourage the killing of Bears, Loup Cerviers and Wild Cats."

No. 1934. "An Act respecting the Travelling Fees of Constables in certain cases."

No. 1935. "An Act to establish the County or Shire Town in the County of Digby."

And whereas, the said Acts have been referred to the Committee of the Lords of Her Majesty's Most Honorable Privy Council, for the consideration of all matters relating to Trade and Foreign Plantations; and the said Committee have reported as their opinion to Her Majesty, 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 Report. Whereof, the Governor, Lieutenant-Governor, or Commander in Chief for the time being, of Her Majesty's Province of Nova-Scotia, and all other persons whom it may concern, are to take notice, and govern themselves accordingly.

[Signed,]

C. GREVILLE.

No. 12.

(See Page 464.)

[Copy.]

AT THE COURT AT WINDSOR, the 5th of NOVEMBER, 1838.

P R E S E N T—

THE QUEEN'S MOST EXCELLENT MAJESTY,

Lord Steward,
Lord Chamberlain,
Earl of Surrey,
Earl of Albermarle,

§
§
§
§
§

Viscount Palmerston,
Viscount Melbourne,
Mr. Chancellor of the
Exchequer.

WHEREAS, the Governor of Her Majesty's Province of Nova-Scotia, with the Council and Assembly of the said Province, did, in the Month of April, 1838, pass an Act, which has been transmitted, entitled as follows, viz :

No. 1881. "An Act for altering the Representation in General Assembly, as respects the County of Inverness."

And Whereas, the said Act has been referred to the Committee of the Lords of Her Majesty's Most Honorable Privy Council, appointed for the consideration of all matters relating to Trade and Foreign Plantations; and the said Committee have reported as their opinion to Her Majesty, 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 Province of Nova-Scotia, and all other persons whom it may concern, are to take notice, and govern themselves accordingly.

[Signed,]

C. GREVILLE.

No. 13.

(See Page 465.)

The Committee two whom was referred to enquire into the best mode of appointing Committees for the Despatch of the Public Business, beg leave to report, that they have turned their attention to the practice of the House of Commons, and of the Colonial and other Assemblies,

Assemblies, and find, that Committees are carefully selected, who are conversant with the class of subjects referred to them, and are continued by a new nomination, at the commencement of each Session, with such changes in their composition, as circumstances may have rendered expedient. The advantages of this plan are obvious: on every important subject, the House are assured of the necessary enquiries being conducted by Members, thoroughly versed in its details, while the labor is more equally diffused, and the acquirements of the different Members are brought into useful and active operation.

The Committee are of opinion, that the same practice might be advantageously adopted here, and would recommend to the House, to appoint Committees for the present Session as follows, viz :

A Committee on Agriculture, to consist of	15 Members.
Trade and Commerce,	7
Education,	9
Crown Lands,	7
Fisheries,	7
Laws,—Criminal and Civil Legislation,	7
Post-Office—Ascertaining Mail Routes, Law Re-	
gulating, &c.	5
Navigation Securities	5
Public Expenditure,	5
Inland and River Fisheries,	5
Statute Labor,	5

Such Committees to appoint their own time and place of meeting, and elect their own Chairman.

As Select Committees will, notwithstanding the appointment of the above Committees, be still indispensable for the examination of particular Bills, and of private Petitions; and as the object of such Committees is to prosecute an inquiry, by Members altogether disinterested, and whose report will be unbiassed by any personal or local partialities, the Committee would suggest to the House, the propriety of passing a Resolution, excluding from such Select Committees, the Members of the County to which any Bill of a local nature may refer, or from which any private Petition referred to such Committee may have emanated.

Winthrop Sargent, Chairman; Hugh Bell, Thos. A. S. De-
wolf, S. P. Fairbanks, Wm. Young, H. Huntington, Wil-
liam Holland.

Committee Room, House of Assembly, 19th January, 1839.

No. 14.

(See page 472.)

THE PROVINCE OF NOVA-SCOTIA, Dr.

For Payments made by the Treasurer, between the 1st day of Jany. and 31st Decr. 1838.

MARCH QUARTER.

March 31.—To paid the Salaries of Officers of Government, Puisne Judges, &c. &c. per Abstract and Warrant	1	£1598	15	0
Secretary of King's College, Windsor	2	111	2	2½
Master of the Halifax Grammar School	3	37	10	0
Hon. H. N. Binney, for pay of Waiters	4	123	15	0
The Respective Stockholders for One Year's Interest, on Funded Debt	5	447	4	4½
The Stockholders of the Funded Debt for the Quarter ending this day	6	250	0	0
The Collector of H. M. Customs, to pay the Salaries to Officers of Customs, to 5th April	7	1786	4	8
Deputy Post Master General for Post Communication	8	349	4	3
The Western Stage Coach Company	9	50	0	0
				March

APPENDIX No. 14.

March 31.—To paid The Eastern Stage Coach Company	10	£50	0	0
The Commissioners of the Poor to date	11	150	0	0
The Trustees of the Pictou Academy	12	100	0	0
The Trustees of the Horton Academy	13	75	0	0
The Commissioners of Light Houses, as balance due to them on the 31st December last	14	155	12	5
John Ferguson, for Bounty on Chocolate	15	9	19	9
Allan McDonald, Bounty on Tobacco	16	19	4	4
Sheriff of Hants County, for returning a Member	17	1	10	0
Gibbs H. Gesner, out of Vote for Surveys	18	20	0	0
The President and Directors of the Steam Boat Company	19	500	0	0
McMillan and Auld for running a Ferry at Cape-Breton	20	20	0	0
Susannah Green, one Year's Pension	21	20	0	0
For pay of Members to Assembly	22	2417	5	0
Clerk of House of Assembly for extra Messengers, &c.	23	165	0	0
Clerk and Assistant Clerk of House of Assembly	24	200	0	0
Assistant Clerk Ditto	25	100	0	0
Clerk of Assembly for Stationary	26	75	0	0
Matthew Forrester, Sargent at Arms Ditto	27	50	0	0
John Jennings, Assistant Ditto	28	30	0	0
John Gibbs, Messenger Ditto	29	30	0	0
Clerk of Assembly, to pay Chaplains	30	25	0	0
Clerk of Legislative Council for expenses	31	30	0	0
J Howe & Son for Printing Journals of Council	32	164	5	0
Rev. Dr. Willis, Chaplain to H. M. Council	33	25	0	0
J. J. Sawyer, for opening and closing Assembly	34	10	0	0
Post Master General to pay Postage of Letters for Members of Assembly	35	288	13	9
Bounty on Whale Fishery	36	37	10	0
Taylor and McKenzie, for Surveying New Eastern Road	37	250	0	0
The Commissioner and Treasurer of the Savings' Bank Interest to date	38	200	0	0
		£9972	15	9

JUNE QUARTER.

June 30.—To paid the Salaries of Officers of Government, Puisne Judges, &c. &c. per Abstract and Warrant	1	£1598	15	0
Secretary of King's College, Windsor	2	111	2	2½
Master of the Halifax Grammar School	3	37	10	0
The Hon. H. N. Binney, for pay of Waiters	4	135	17	6
The Respective Stockholders for One Year's Interest on Funded Debt	5	124	16	3
Ditto for the Half Year ending this day	6	200	0	0
Ditto for the Half Year under the Relief Act	7	95	0	0
Ditto for the quarter ending this day	8	250	0	0
Deputy Post Master General for Post Communication	9	357	17	7½
Western Stage Coach Company	10	50	0	0
Eastern Stage Coach Company	11	50	0	0
Commissioners of the Poor to date	12	150	0	0
Trustees of the Pictou Academy	13	100	0	0
Trustees of the Acadian School, Half Year's date	14	50	0	0
Trustees of the National School Ditto	15	50	0	0
Trustees of the Catholic School Ditto	16	50	0	0
Trustees of the Horton Academy to date	17	75	0	0
Trustees of the Yarmouth Academy	18	33	15	0
The Collector of Her Majesty's Customs to pay the Salaries to Officers of Customs to 5th July	19	1786	4	8
Trustees of Grammar School Sydney Cape-Breton	20	50	0	0
Jacob P. Miller, for services in protecting the Fisheries	21	76	6	6
James Whitney, for Running Steam Boat	22	25	0	0
Robert Gruber, on Account of Bridewell	23	94	8	9
Gorham and L. Paul, towards Building a Chapel	24	20	0	0
Peter Morrissey, as granted to him	25	9	18	0
James H. Tidmarsh, as granted to him	26	200	0	0

June

APPENDIX No. 14.

June 30.—To paid John M'Gregor as granted to him	27	£30	0	0
The Overseers of the Poor, Township of Pictou	28	49	3	6
The Committee in aid to Soldiers' Wives and Children	29	200	0	0
Overseers of the Poor, Township of Maxwellton	30	16	16	6
Secretary of the Province to pay Clerks of Peace	31	119	0	0
Thomas Whitemore for the introduction of the first Machinery for Wool Cards	32	25	0	0
Commissioners of the Poor towards paying the Debts contracted by them	33	200	0	0
Clerk of House of Assembly to pay for Law Books	34	7	15	0
Henry Goudge for return of Duties	35	35	11	10
Grigor and Sterling for Halifax Dispensary	36	50	0	0
Robert Lawson for Duty paid on Sheet Iron	37	73	19	3
Adjutant and Quarter Master General of Militia	38	100	0	0
Officers of the Mechanics' Institute	39	50	0	0
J. H. Kaulback for returning Member to Assembly	40	1	10	0
Commissioners of the National School, Lunenburg	41	50	0	0
Ahern & Jost for aid to Shipwrecked Mariners	42	11	18	0
The Avon Bridge Company for completing a Road at Falmouth	43	150	0	0
Sheriff of Sydney for returning Member to Assembly	44	1	10	0
J. G. Marshall for expences in Publishing a New Book	45	339	2	3
The Overseers of the Poor, Windsor	46	10	10	7
Major Ruxton for return of Duties	47	25	0	0
William Foster Bounty on Tobacco	48	27	1	9
The President and Directors of the Halifax Steam Boat Company	49	100	0	0
The Officers of 34th Regt. for Drawback of Duties	50	26	11	0
John Ferguson, Bounty on Chocolate	51	38	19	7
Allan M'Donald, Bounty on Tobacco	52	38	1	3
Canal Company to pay Interest to date	53	750	0	0
John Harris for Road alteration	54	5	0	0
Samuel Archibald for over-expenditure	55	271	0	0
James Fraser for Road alteration	56	193	10	0
Commissioners for Province Buildings	57	253	15	8
The Commissioner and Treasurer of the Savings' Bank for Interest to date	58	185	0	0
		£9217	7	8

SEPTEMBER QUARTER.

September 30.—To paid the Salaries of Officers of Government, Puisne Judges, &c. &c. per Abstract and Warrant	1	£1598	15	0
Secretary of King's College, Windsor	2	111	2	2½
Master of the Halifax Grammar School	3	37	10	0
The Respective Stockholders for One Year's Interest on Funded Debt	4	109	11	3
The Stockholders of the Funded Debt for the quarter ending this day	5	250	0	0
Deputy Post Master General for Post Communication	6	366	0	0
Commissioners of the Poor to date	7	150	0	0
The Secretary of the Province to defray the expence on furnishing Indian Meal to Poor Settlers	8	37	15	1
William Hobbs for erecting an Oat Mill	9	20	0	0
Judge Bliss for Travelling expences	10	29	3	4
John Munroe being a return of Duties	11	51	18	9
Judge Hill for Travelling expences	12	40	16	8
Commissioners of Light Houses	13	850	0	0
Commissioners of Ditto	14	1056	5	0
The Ladies' Managers of the Infant School	15	50	0	0
William M' Cormack as granted to him	16	3	15	0
James Whitney for running Steam Boat	17	25	0	0
Rev. Dr. Willis, Half Year's allowance to African School	18	30	0	0
The Chief Justice for Travelling expences	19	28	0	0
John M'Kinnon as granted to him	20	6	5	6
Isaiah Smith, running Ferry Boat at Douglas	21	20	0	0
Commissioners of the Poor for the support of a School	22	25	0	0
				September

APPENDIX No. 14.

September 30.—To paid Trustees of the Arichat Academy	23	£50	0	0
Trustees of the Pictou Academy	24	100	0	0
Western Stage Coach Company	25	50	0	0
Eastern Stage Coach Company	26	50	0	0
Trustees of Horton Academy	27	75	0	0
Allan M'Donald, Bounty on Tobacco	28	22	5	5
John Ferguson, Bounty on Chocolate	29	42	17	9
Hon. H. N. Binney for pay of Waiters	30	110	0	0
The Collector of Her Majesty's Customs to pay Salaries to Officers of Customs to 10th October	31	1786	4	8
Wentworth Taylor for Road alteration	32	2	0	0
Rev. Mr. Uniacke for School in the North Suburbs	33	100	0	0
John Bradshaw for Road alteration	34	77	10	0
The Commissioner and Treasurer of the Savings' Bank for Interest to date	35	185	0	0
		£7457	15	7½

DECEMBER QUARTER.

December 31.—To paid the Salaries of Officers of Government, Puisne Judges, &c. &c. per Abstract and Warrant	1	£1898	15	0
Secretary of King's College, Windsor	2	111	2	2½
Master of the Halifax Grammar School	3	37	10	0
The respective Stockholders, for one year's interest on Funded Debt	4	169	13	9
Ditto Ditto for half year ending this day	5	200	0	0
Ditto Ditto for the quarter do.	6	250	0	0
Hon. H. N. Binney, for pay of Waiters	7	116	10	0
Dy. Post-Master General, for Post Communication	8	348	10	0
The Commissioners of the Poor to date	9	150	0	0
The President and Directors of the Canal Company	10	750	0	0
The Collector of H. M. Customs, to pay Salaries to Officers of Customs, to date	11	1786	4	8
The Trustees of the Acadian School	12	50	0	0
The Trustees of the National School	13	50	0	0
The Trustees of the Catholic School	14	50	0	0
The Committee of the Horton Academy	15 & 16	75	0	0
President and Directors of the Pictou Academy	17	50	0	0
Western Stage Coach Company	18	50	0	0
Eastern Stage Coach Company	19	50	0	0
The Governors of Dalhousie College	20	50	0	0
For payment of Salary of Lieutenant-Governor	21	2500	0	0
William Ross, for erecting an Oat Mill	22	12	10	0
Hon. S. Cunard, for running Steam Boat between Pictou and Prince Edward Island	23	150	0	0
Nathaniel Clough, as granted to him	24	15	0	3
John Kerr, for erecting an Oat Mill	25	10	0	0
Lawrence Kavanagh, for conveying Judges to Cape-Breton	26	40	0	0
John Ferguson, for Bounty on Chocolate	27	48	17	5
William Reuell, for Surveying Roads at Cape-Breton	28	68	14	3
George Handley and others, for Seal Fishery	29	746	10	5
The Commissioners of Light-Houses, for erecting a Beacon on the Devil's Island.	30	34	9	2
Daniel Durland, for erecting a Barn on the Annapolis Road	31	20	0	0
McFarlane & McMillan, for erecting two Oat Mills at Cape-Breton	32	20	0	0
Charlton & Starrat, in aid for building a Breakwater at Marshall's Cove	33	50	0	0
Judge Bliss, for Travelling expenses	34	38	10	0
Judge Hill, for ditto	35	51	6	8
John Ross, out of vote for Post Communication	36	15	0	0
James Whitney, for running Steam Boat	37	25	0	0
The Chief-Justice, for Travelling expenses	38	29	3	4
Mitchell & Cribby, for erecting an Oat Mill	39	10	0	0
Cornelius Craig, for the support of a Ferry at Sable River	40	10	0	0
Commissioners of Light-Houses	41	724	13	4
Secretary of the Province, for relief to Indians	42	100	0	0
Commissioners of Sable Island, out of vote for the protection of the Fisheries	43	175	0	0
William Murray, for erecting an Oat Mill	44	6	0	0
Thomas S. Bown, for building a Bridge at Sydney, C. B.	45	350	0	0

APPENDIX No. 14.

Dec. 31.—To paid Trustees of Grammar School at Sydney, C. B.	46	£50	0	0
Philip Schmeltzer, for road alteration	47	75	6	0
Dodge & Gates, building Breakwater at Wilmot	48	50	0	0
William Leigh, as granted to him	49	5	0	0
George & Jacob Hiltz, for erecting a Grist Mill	50	12	10	0
Secretary of the Province, for relief to Coloured Population	51	125	0	0
James Whitney, as encouragement for running a Steam Boat, Nova- Scotia and New-Brunswick	52	25	0	0
Messrs. Dunn, Mills & Stone, for building School House	53	25	0	0
Rev. Dr. Willis, half year's allowance to African School	54	30	0	0
The Commissioner and Treasurer of the Savings' Bank, for interest to date	55	180	0	0
Asa Foster, for erecting an Oat Mill	56	20	0	0
Owners of Parrsboro' Packet	57	40	0	0
Commissioners of Sable Island	58	800	0	0
		£12,631	16	5½
Rations to Troops on Route, per Abstract	59	161	18	0
Criminal Prosecutions do.	60	94	5	8
Adjutants of Militia do.	61	55	0	0
Militia Arms do.	62	103	18	5
Coroners do.	63	162	10	0
Drawbacks do.	64	619	16	7
Schools do.	65	5416	9	8
Casualty Vote do.	66	351	12	6
Old Road Votes do.	67	114	17	11
Making and repairing Roads and Bridges throughout the Province, Warrants No. 1 to	795	10971	3	7
		£11,437	14	0
Sundry Accounts per four Vouchers		422	5	7
Thirty-eight Certificates of £100 each, borrowed under the Relief Act, with interest to 31st October last		3863	6	8
This sum under a Resolution of the Assembly		362	18	4
Thomas Bolton, for a Clock		20	0	2
J. Cunningham for draft of a Bridewell		20	0	0
This sum paid Stockholders of the Funded Debt, with Monies received into the Savings' Bank		1000	0	0
Steam Boat Company		100	0	0
		£63,209	18	7
This sum overcharged on account of Stage Coaches		400	0	0
		£62,809	18	7
	Balance	16,863	5	0
		£79,673	3	7

IN ACCOUNT CURRENT WITH CHARLES W. WALLACE, TREASURER.

CR.

Dec. 31, 1837.—By Balance of Account rendered at this date		£13,098	7	4
1838.—Received from the Collector of Halifax				
March Quarter	7000	0	0	
June Quarter	12,000	0	0	
September Quarter	9000	0	0	
December Quarter	10,000	0	0	
		38,000	0	0
By received from the Collectors at the Out-ports, between 1st January and 31st December, 1838.				
Liverpool	377	7	4	
Pictou	900	0	0	
Lunenburg	480	0	0	
Yarmouth	499	17	2	
Digby	236	4	6	

APPENDIX No. 14.

Shelburne	£190	0	0
Barrington	109	3	10
Colchester	159	2	6
Cumberland	336	0	0
Windsor	11	10	0
Argyle	21	19	10
Sydney	30	12	3
King's County	238	1	1
Annapolis	125	0	0
Weymouth	72	10	7
Sydney, C. B.	325	16	6
Arichat	749	13	10
Port Hood	0	0	0
Pugwash	20	0	0
Brier Island	16	6	3
Antigonish	31	10	0
Chester	5	0	0
Tatamagouche	79	14	7

5015 10 3

By received from the Collector of H. M. Customs, on account
of Duties between 1st January and 31st December, 1838.

18922 6 7

LIGHT DUTY.

March Quarter	£96	13	10
June Quarter	458	3	7
September Quarter	362	1	8
December Quarter	305	5	10

By received from the Collectors at the Out-ports between 1st
January and 31st December, 1838.

Liverpool	107	0	10
Shelburne	50	0	0
Yarmouth	143	12	4
Annapolis	23	8	1
Pictou	461	5	1
Argyle	1	13	4
Weymouth	15	0	0
Digby	2	5	2
Sydney	22	17	2
Arichat	0	0	0
Hants County	70	0	0
Colchester	0	0	0
Amherst	19	17	9
Barrington	30	1	3
Lunenburg	14	2	6
Chester	2	12	9
Brier Island	39	0	7
Pugwash	34	2	0
Sydney, C. B.	497	11	11
Antigonish (1837, 1838.)	20	5	2
King's County	6	18	9
Gut of Canso (Imlay Col.)	0	0	0
Ditto (Bigelow)	134	1	3
Ditto (Skinner)	0	0	0
Collected afloat	14	10	1
Tatamagouche	34	4	10

2966 15 9
Received

APPENDIX Nos. 14, 15, 16.

Received from John Creighton, Esq. late Acting Collector at Lunenburg, in full	£11 1 8
Received from the Commissioner on account of Annapolis County Loan	130 0 0
Received from the Commissioner and Treasurer of the Halifax Savings' Bank	1000 0 0
Received from various County Treasurers, under the Relief Act	518 7 10
Received from the Attorney General on account of Seizures	10 14 2
	£79,673 3 7

(Errors excepted.)

CHARLES W. WALLACE, Treasurer.

Treasurer's Office, Halifax, 31st December, 1838.

No. 15.

(See Page 483.)

THE Committee on Navigation Securities report on the subject of the Yarmouth Light House,—That they have examined persons conversant with the Harbour of Yarmouth and the adjacent coast; and are of opinion, that the most eligible site is on the east Cape—that the tower of the Light-House should be at least fifty feet high, and thus constructed, it will be useful for directing Vessels entering or leaving the Bay of Fundy, and possess the advantage of leading Vessels into Port, which neither of the three nearest Lights on Seal and Brier Islands, and the Gannet afford. The Committee have also enquired as to the probable expense, and are of opinion that the Building may be erected by judicious management for £1000, although the Estimates exhibited exceed that sum, and being sensible of the importance of the intended structure, recommend that the House should grant the additional sum of £250 for its erection.

JAMES B. UNIACKE, Chairman.

Committee Room, 30th January, 1839.

No. 16.

(See Page 495.)

THE Committee to whom it was referred to prepare instructions for the Delegates who are to proceed to England and represent to Her Majesty's Government the views and wishes of the House of Assembly, and of the people of this Province, on the conduct of their public affairs, have embodied such matters as appeared to the Committee of the greatest importance, in the Resolutions submitted in this report, and which they respectfully recommend to the consideration and judgment of the House.

Wm. Young, John Morton, L. O. C. Doyle, H. Huntington,
Gaius Lewis, Joseph Howe, Hugh Bell.

Proposed Resolutions in addition to the Resolutions already adopted by the House.

1. That the Public Revenue of this Province is derived, first, from the Imperial Duties imposed since 1826 by Acts of Parliament; secondly, from the Colonial Impost or Excise Duties on Goods imported from Great-Britain and elsewhere; and thirdly, from the Light House Duties; and that the average gross amount thereof for the years 1835, 1836 and 1837, (the accounts for 1838, being not yet completed) was respectively as follows:

Imperial Duties,	Currency	£14,623
Colonial Duties,		38,155
Light-House Duties,		3,629

Making the Annual average

£56,407 Currency.
To

APPENDIX No. 16.

To which is to be added the amount of the old Crown Duties retained by the Custom-House Officers, and yielding about £2500 Currency.

2. That the average annual proceeds of the Casual and Territorial Revenue for the years 1836, 7 & 8, appears from the Official Returns to be as follows:

Coal Mines,	£5,170
Crown Lands,	1,634
Fees of Office,	675

Making the average of the gross proceeds annually in Currency £7479
All of which is expended without the control of the Assembly.

3. That the public expenditures of this Province, from the Funds that flow into its Treasury, may be classified under the following heads—which represent, as accurately as possible, the average Annual Expenditure for the years 1835, 1836, 1837 and 1838, viz :

UNDER PERPETUAL ACTS.

Salary of the Lieutenant-Governor, granted in commutation of the Quit Rents, £2000 Stg. drawn from the Treasury, in Currency,	£2,500
Salaries of the three Puisne Judges of the Supreme Court, £600 each,	1,800
Salary of the Master of the Rolls,	600
Salaries of the first Justices of the Inferior Courts, three at £450 each, and one at £500	1,850
Travelling charges of the Judges of the Supreme Court, averaging	200
Grant for support of Customs' Establishment	7,144
Grant for Windsor College	444
Grant for Halifax Grammar School	150
Interest on Public Debt, viz—£52,026 at 5 per cent. and £10,000 at 4 per cent.	3,001
	<u>£17,689</u>

Besides £59,968 of Provincial Notes now in circulation

UNDER ACTS ABOUT TO EXPIRE, OR BY ANNUAL VOTES.

Salary of the Treasurer	£600
Salary of the Attorney-General, in addition to his salary out of the Casual Revenue	150
Salary of the Solicitor-General	100
Expense of collecting the Provincial Revenue, about	2,500
Support and building of Light-Houses	4,000
Grant for the Post-Office	1,500
Expense of the Legislature, including charges for printing, &c. &c.	4,500
Grant for Common Schools	5,000
Grants to Academies and Grammar Schools, about	1,500
Support of the Poor	1,500
Interest on Loan for Shubenacadie Canal, up to the year 1839	1,500
Support of Roads and Bridges, about	12,000
Pensions, Public Buildings, Bounties, Militia, Packets, Ferries, Steam Boats, Breakwaters, Establishment at Sable Island, and other Miscellaneous services, averaging	7,000
	<u>£41,850</u>

£59,539

4. That in the opinion of the House the Salaries which are assigned by permanent Acts, or by the accustomed annual votes to the Public Officers, paid from the Provincial Funds, are adequate for the independent and respectable maintenance of such Officers; and as the House would not be disposed to increase the same, they conceive it unjust and improper that other Officers of corresponding rank, and discharging duties not more laborious, or of higher responsibility, should be remunerated by larger Salaries—thus creating an invidious and unwise distinction between the Public Officers, paid by the Crown, and by the Provincial Legislature.

APPENDIX No. 16.

5. That the Salaries enjoyed by the principal Officers of the Customs at Halifax are extravagantly high, and that, in the opinion of the House, the expense of the Custom House Establishment in this Province might, and ought to be, reduced, by an equitable and speedy arrangement to a scale suited to the circumstances of the Colony, and even below what was contemplated by the Lords of the Committee of Privy Council for Trade in 1834.

6. That, in the opinion of the House, the Imperial, Colonial, and Light-House Duties, might be effectually and easily collected by one set of Officers at Halifax, and in the Out-ports, with very great convenience and facility to the Merchants, and without imposing any unreasonable or onerous duties on such Officers.

7. That the sum of £7,144 18s. 9, assigned by the Legislature in 1829, for the support of the Custom House Establishment, is amply sufficient, if judiciously and fairly distributed, for the maintenance of all the Officers, who would be required for many years, for the protection of the Trade, and the collection of all the Revenues in this Province.

8. That the House having observed the rise in the value of Property, and the beneficial effects on the industry, habits, and condition of the people, which have been produced in the Free Ports of this Province, adhere to the opinion expressed in their Address to the Throne, in 1838, and earnestly hope, that Her Majesty's Government will permit every port where a Custom-House Officer is, or hereafter may be stationed, to enjoy the privileges of a Free Port.

9. That in the selection of Officers to fill up vacancies in the Department of the Customs, the House earnestly hope that the prayer of the Address to His late Majesty, from the House of Assembly, in 1836, will not be overlooked by Her Majesty.

10. That the evils complained of in the Addresses to the Throne, adopted by the Provincial Legislature, in 1837 and 1838, against the oppressive and illegal encroachments of American Citizens upon our Fisheries, remain in full force, and, during the last season, were rather aggravated than diminished—that no adequate protection will be afforded by the presence of one small Vessel, on the coast of Nova-Scotia, and another at Prince Edward Island; and the House are perfectly satisfied, that such encroachments can only be checked by several Armed Vessels, of moderate size, cruising on the coasts of these Colonies, or otherwise by the aid of two or more small Steam-Boats, to be employed in that service, and for which the Legislature would cheerfully provide adequate depots of fuel, at the Provincial expense.

11. That the system on which the disposal of the Crown Lands has been conducted of late years, is most injurious in its effects, on the growth and population of the Country, and is much more objectionable than the old system of Grants, on the payment of moderate Fees: But the House are satisfied, that a plan far preferable to either the old or the new system, may be easily devised, and earnestly hope, that Her Majesty's Government will sanction the passing of such a Bill as was adopted by the House during the last Session of the Assembly.

12. That the House are exceedingly desirous that the invidious and useless distinction between the form of the State Oaths required from Protestants and Roman Catholics in this Province, should be abolished; and that Her Majesty's Government, by an Imperial Act, or by the allowance of a Provincial Act, would sanction the abolition of such Oaths, and the substitution in their room of the Oath of Allegiance only, or otherwise of the Oath that was set out in the Bill, which the Legislative Council and House of Assembly concurred in during the last Session; that part of the Oath which is now required, and is offensive to Protestants in this Province, being not enjoined by the Imperial Statute, 6, Geo. 3, chap. 53, referred to in the Despatch of 19th June, 1833.

13. That the House are anxious that the Act (No. 1800) for limiting the jurisdiction of the Admiralty Court, as to the recovery of Seamen's wages, should be confirmed by Her Majesty in Council, and that similar provisions should be extended to the Seamen of Vessels not registered in, or belonging to this Province, but coming within the same.

14. That the Bill submitted to the Provincial Legislature in 1834, for the management and regulation of the Post-Office, was found to be too intricate and complex in its details,
and

and in many particulars unsuited to our local condition—that the Assembly did not design or attempt by the Act of last Session, to obtain the control and management of the Post Communications with the interior or the power of interdicting the same; and as no general plan for regulating the Post-Office in these Provinces has been suggested or put into operation, the House earnestly trust that Her Majesty will either confirm the Act of last Session or authorize the Legislature to pass another Act in perpetuity, or for a term of years, founded on the same principle, with such modifications only, if any, as will not materially affect the same.

No. 17.

(See Page 498.)

Circular.
(Copy.)

*Government-House, Fredericton,
July 21st, 1838.*

Major-General Sir John Harvey presents his compliments to His Excellency Major General Sir Colin Campbell, and has the honor to inclose copy of a Petition which has been placed in his hands by the President and Secretary of an Association, denominated "The Chamber of Commerce of the City of Saint John," in this Province, urging an early Survey and Exploration, by perfectly qualified persons, with a view to determine the best point at which to construct a Ship Canal, for the object (of such great importance to the Commercial Interests of these Provinces, as well as in a Military point of view,) of connecting the waters of the Bay of Fundy with those of the Gulf of St. Lawrence.

Sir J. Harvey begs to invite the support, assistance, and co-operation, of His Excellency Major General Sir Colin Campbell, as well with the Legislature of Nova-Scotia, as with His Excellency the Governor General, to whom Sir John Harvey has transmitted the Petition with a Letter, of which a copy is inclosed.

His Excellency Major General SIR COLIN CAMPBELL, K. C. B.

(Copy.)
No. 5.

*Government-House, Fredericton,
July 19th, 1838.*

MY LORD,

In transmitting for your Excellency's favourable consideration, a Petition which has been presented to me, by an Association, called "the Chamber of Commerce of the City of Saint John," one which, though self-constituted, possessing no Chartered or Corporate character, includes in its numbers many of the Principal Individuals engaged in Commercial pursuits in that rapidly rising City, it is impossible for me to refrain from expressing to your Excellency my conviction, that the proposition, embodied in this Petition, is secondary in importance to no other scheme for the advancement of the Commercial Interests of British America,—it is one, the execution of which, has long been ardently desired by the Lower Provinces, but which, in its effects, could not fail in conferring at least, equal advantages upon the Canadas, more especially now that they have begun to raise so large a quantity of Grain, and to Manufacture so much Flour and Bread Stuffs for exportation. In a Military, and therefore, in a National point of view, the advantages of the proposed work are equally apparent in the increased facilities of intercourse betwixt the Upper and Lower Provinces, which would be afforded by connecting the waters of the Bay of Fundy with those of the Gulf of St. Lawrence, at a point where it is asserted, and I believe correctly, that the communication with Quebec would be open for the passage of Troops a full month earlier in the Spring, than at present. For these reasons, it appears to me, to be my duty, earnestly to recommend to your Excellency's favorable attention, the proposition for an early scientific Survey and Exploration, by highly qualified persons, with a view to determine the best point at which to construct a work, which would, in itself, constitute your Excellency the greatest benefactor to their Commercial Interests, which these Provinces have ever seen, and the expense of which would, I am convinced, be met by the Local Legislatures of the several Provinces, with an alacrity proportionate to the great and obvious benefits which each and all must derive from it.

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

(Signed)

J. HARVEY.

His Excellency The Earl of Durham, Governor-General, &c. &c. &c.

P. S.

APPENDIX No. 17.

P. S.—It is proper that I should add, that the two Gentlemen by whom the Petition is signed, Messrs. Donaldson and Woodward, Chairman and Secretary, personally waited on me for the purpose of presenting the Petition, and expressed to me their perfect readiness to proceed on with it to Quebec, with a view to solicit your Excellency's early consideration of the proposition, and of affording any information which it might be in their power to give : but I have suggested to them to return to St. John, leaving the matter in my hands, and holding themselves prepared to present themselves to your Excellency at Quebec, in the event of your expressing a wish upon the subject, upon which, however, I am not aware that it would be in their power to throw any additional light.

[Signed]

J. H.

(COPY.)

To His Excellency Major General Sir John Harvey, K. C. H. & C. B. Lieutenant-Governor and Commander in Chief of the Province of New-Brunswick.

The Petition of the Chamber of Commerce of Saint John, respectfully sheweth :—

That, on thus approaching your Excellency on the subject of a Canal, for the purpose of connecting the waters of the Gulf of St. Lawrence with those of the Bay of Fundy, your Petitioners do so with great confidence, resulting from the prompt manner in which their former request to your Excellency, regarding the so much required Survey of the shores of this Bay was attended to, and forwarded with your recommendation to the British Government.

That a Canal to connect the waters bordering the extensive and valuable possessions of Great Britain in North America, has long been an object of consideration, not only with numerous private individuals, but also with the Legislature of the Province, who have had Surveys and Estimates made, and have been prevented from commencing the undertaking, in consequence of the large sum required for its completion, and also, we apprehend, from want of confidence in the Surveys.

That no examination of the ground was ever made by those who have been employed by the British Government, in such an undertaking, nor, to the best of our knowledge, by any person who had ever been engaged in a Survey, the completion of which had resulted favourably ; and that your Petitioners have ever viewed the information, yet obtained, with great doubt, as being insufficient whereon to base the commencement of such a Canal.

That the work, according to a Survey made by Mr. Hall, the particulars of which he forwarded to the late celebrated Sir Thomas Telford, was, by that Gentleman, on Mr. Hall's data, estimated to cost £155,898 Sterling, but this calculation does not seem to your Petitioners an exception to the observation made above ; had Sir Thomas Telford himself effected a Survey, no doubt would rest on our minds that such Documents were, in all respects, to be depended upon ; but this not being the case, we much question, had that Gentleman been on the spot, if he would have relied on the uncertain and periodical high tide mark as the most proper level for the range of a Canal, which was to connect the waters of places, to and from which the intercourse must necessarily be so great and so constant.

To detail to your Excellency the great advantages which would result to this Province from the existence of such a Canal, were needless. They are self apparent, and have been deeply considered by your Excellency ; but should a stranger observe, that one part of your command is completely cut off from all water intercourse with another most extensive and important part of the Province, save by a voyage of Eight Hundred Miles, while a Canal of Fifteen or Seventeen Miles thro' a peculiarly level Country, would completely connect and bind them together, he would be astonished that no attempt had yet been made to cut such Canal.

That on the 16th March, 1836, the Legislature of this Province passed an Act, (at the suggestion of several persons, who probably despaired of a Canal being cut,) for the purpose of Incorporating the " Shediac and Saint John Rail Road Company," or, in other words, an Act to authorize the parties named, and their associates, to make a Railway from the Harbour of Shediac, to the most convenient spot for a landing Harbour, on the head waters of the Bay of Fundy ; said Railway to be completed in six years, or the Charter to expire. And on the same day, a like Law was enacted, to Incorporate the " Bay of Verte Canal Company," with a capital of only £90,000 Sterling, which Charter is to expire and end, if the object is not completed within 10 years from its date. The Legislature of the Province of Nova-Scotia, during the last Session, passed an Act, authorizing the Lieutenant-Governor of that Province, for the time being, to Incorporate any persons who shall, within ten years, make such progress in cutting a Canal from the Bay of Verte to Cumberland Basin, as may satisfy the then Commander in Chief that the Canal will be completed within some reasonably distant period.

That your Petitioners think it necessary to call those circumstances to the attention of your Excellency, in proof of the anxiety of all parties on the Atlantic Sea-board of these two Provinces, for some speedy and safe mode of communicating with their fellow Colonists on the Shore of the Gulf of St. Lawrence ; but your Petitioners most respectfully beg leave to state their opinion, that until some qualified person, possessing such experience and talent as must secure the confidence of all parties, is sent from Great-Britain, to make a full and particular Survey of the various Routes and Harbours.

APPENDIX No. 17.

Harbours, and estimates of the expense, little probability exists that any thing will be done; but that we will be still subjected to a repetition of our long expressed and vain regrets, that so important an undertaking is neglected.

That the Inhabitants of this City are indifferent as to the particular site of the intended Canal, and are only anxious for its completion, as British Subjects, and as members of the community; consequently, they have no feeling in respect to where it should commence or terminate. It is but justice however to state, that conflicting interests exist on this subject—some persons being of opinion, that the Canal should range between Shediac Harbour and the bend of the Peticodiac River; some between Shediac and the Memramcook River, and others from the Bay of Verte to Cumberland Basin; all those views make it the more necessary that some person should be sent by the British Government to examine and report on the different routes, who can be subject to no interested or personal motives, and who, like your Petitioners, shall be anxious that the very best location in all respects should be adopted, be that where it may.

That not only is New-Brunswick in an especial degree interested in this undertaking, but that the extensive and growing trade between this Port and Quebec, makes it certain that the Canadas would join warmly in promoting what would so much advantage their Commerce. That various products of the Eastern part of Nova-Scotia would find a ready and advantageous market at this Port; that fleets of small Vessels would be fitted out in this Province, for general trade on the shores of the Saint Lawrence, and also for the Gulf Fisheries, if such Canal were completed. Another object of vast importance to the British Government, as well as to the Trade of the North American Colonies and the West Indies, seems likely to be obtained by the completion of this work.—We refer to the opening of a safe and easy passage to Quebec, several weeks earlier in the Spring, than can be reckoned upon by the present route, and wholly avoiding the great danger of encountering the Ice between Cape-Breton and Newfoundland, or in the Gut of Canso. We believe it is well known, that a clear passage along the Northern Shore of New-Brunswick, and thence by Gaspé up to Quebec, is generally open in the Month of April, and frequently in the first week.—That Prince Edward Island would be greatly benefited by such a Canal, and that the Trade of the whole Colonies would thereby be increased in times of peace, and their energies become closely united in times of war.

Your Petitioners therefore humbly pray your Excellency to communicate with Earl Durham, and the Lieutenant-Governors of the various Colonies, requesting them to unite in urging the Ministers of Her most Gracious Majesty, to consider the manifold advantages which must necessarily flow to all the North American Provinces, and consequently to the trade and power of the Mother Country, from the completion of such a Canal; and that those Right Honorable Gentlemen, who are so anxious to promote the interests of the Colonies, would select and forward such an Engineer as is above noted, to make the necessary Surveys, and report to them, as to the utility, practicability and expense: and, as in duty bound, your Petitioners will, with gratitude, ever pray.

[Signed]

LAUCLAN DONALDSON, President.
ISAAC WOODWARD, Secretary.

Saint John, New-Brunswick, 18th June, 1838.

Report respecting the Bay Verte Canal.

Having perused the very full and distinct instructions given by Sir Howard Douglas, to the Engineer, Mr. Francis Hall, and having, for several years previous to his leaving Britain, employed Mr. Hall, very extensively, I have a perfect confidence that Sir Howard's instructions have been faithfully attended to, and that a judicious selection of the line has been made, surveyed, and reported upon.

Under those circumstances, I have examined the sections and other documents which have been submitted to me, and have now to state, that there is no occasion for me to enter upon a description of the very singularly favourable situation in which the proposed Canal is to be placed, because, by Bouchett's Map of Lower Canada, it is quite evident that a direct navigable communication between the Bay of Fundy and the Gulf of St. Lawrence, would be an important acquisition, whether viewed as a public or private object; but as the entering into any details respecting this part of the subject does not seem to fall within the province of a Civil Engineer, I shall therefore confine my observations to what relates to practicability, dimensions, and expense of the proposed Canal.

From the Engineer's description of the ground which the Canal will pass over between the two tideways, there seems no serious obstacle to be encountered, and the whole approaches so near to a level, that I advise to adopt the highest spring tide in Cumberland Basin, as the topwater of the Canal, and continue it upon that level to Lock No. 3, in Mr. Hall's section; by so doing, one whole Lock, and the half of another, will be saved. The omission of these would greatly facilitate the navigation, and afford a greater opportunity of acquiring the use of the waters of the adjacent districts.

This

APPENDIX Nos. 17, 18.

This will occasion extra cutting in some parts of the line, but this additional expense will be balanced in the saving of Locks, more especially as a great proportion of the track appears to be upon low ground.

In regard to the dimensions of this artificial Canal, it is desirable to have a depth of water to admit trading vessels, drawing thirteen feet, to pass freely; and this requires fourteen feet in the Canal. The use of Steam Boats being generally introduced in America, if this Canal was completed, ready access would thereby be opened, not only with Quebec and Montreal, but also with the upper Lakes, to a boundless extent. To accommodate Steam Boat Navigation, Locks of great length and breadth will be required; in the present instance, I advise they be made One Hundred and fifty feet in length, and forty in breadth; but this size being only required for Steam Boats, I have, in order to save water and time in working them for sailing vessels, divided each Lock into two parts, by means of a third pair of Gates in the middle of its length.

This arrangement should also be extended to the Canal, making it in low flat ground, which is much the greater portion of the distance, sufficiently wide to admit of two Steamers passing each other. This requires that the Canal be made forty-five feet at the bottom, and ninety-five feet at the topwater level. In the portion of the Canal which is in deep cutting, it may be made thirty feet at the bottom, and seventy-two feet at the water surface. This will only admit of one Steam boat passing at a time, but will be wide enough for most trading vessels to pass each other.

Under these circumstances, I have measured and calculated the necessary excavation, and likewise the four Locks with their working machinery, &c. and find that the expense of those and other works, will be as follows:—

ESTIMATE.

Earth work on the whole line, including excavating the Lock pits	£83,630	15	5
Four Locks, viz: two Sea Locks, and two Inland, with their working machinery, &c.	42,000	0	0
Three stop Gates	6,000	0	0
Eight Draw Bridges	5,600	0	0
Culverts	1,295	10	0
Making a Reservoir	1,200	0	0
Waste Weir at the Tignish River	2,000	0	0
Ten per cent. contingencies	14,172	0	0
	£155,898	5	5

In making the calculations, I have already stated, that the top water line is taken at the level of the highest spring tides in Cumberland Basin, thereby saving six feet of Lockage at each end of the present summits, and preserving one level along the whole Canal.

It is proper to add, that by lowering Mr. Hall's summit only three feet, and adding three feet to the height of the Locks at each extremity, much cutting may be avoided. But this depends upon the nature of the surface of the adjacent country; for by so doing, three feet of fall would be lost, as regards the command of water—it is therefore a point which can only be determined after a careful re-survey; and although by adopting this last mentioned mode, a considerable saving of expense might be effected, I still prefer keeping the top water of the Canal on a level with the spring tides in Cumberland Bay, as thereby any deficiency of water in it may be supplied every high spring tide, and twelve feet Lockage will be saved.

[Signed] THOMAS TELFORD.

To Major General SIR HOWARD DOUGLAS, Bart. Lieutenant-Governor of New-Brunswick, &c.

No. 18.

(Copy.)

(See Page 498.)

THE Committee appointed to report upon the Accounts of the Keeper of the Bridewell in Halifax, have seen and examined Mr. Gruber, the Keeper, and find that his Accounts have been regularly audited and passed in the Court of Sessions; the Committee perceive that he has become largely in advance in keeping up the Establishment, and report, that there appears due to him the sum of One Hundred and Ninety-four Pounds Five Shillings up to the fourth day of May One Thousand Eight Hundred and Thirty-eight.

From the statements made to the Committee, it appears also, that owing to the withholding, by the Assembly, at the last Session, of the usual Annual Provincial Grant, and, by the Grand Jury of Halifax, of any Vote for the Establishment, there are not adequate Funds either for the discharge of that balance, or for the support of the persons in confinement in the

the Bridewell; the Accounts indeed shew that a considerable income is derived from the labour of the Prisoners, but not to an amount adequate, under present circumstances, to the maintenance of the Establishment; and unless some immediate means of support are provided, the Committee know of no alternative to prevent the starvation of the Persons now in confinement, but their discharge.

This state of things appears to offer no option, and the Committee are of opinion that, while it continues, no more persons should be received into confinement in the Bridewell; and that until the Prisoners now there can be disposed of, it will be requisite that they should be supported, and the existing balance paid by His Excellency the Lieutenant-Governor out of the Provincial Funds; and the Committee cannot doubt that the amount will be replaced hereafter from some appropriate source, when the subject is taken up in the proper quarter.

The Committee further state that the present emergency, in relation to this Establishment, has arisen from the difference of opinion existing on the subject between the House of Assembly and the Municipal Authorities in Halifax—the latter thinking the Bridewell ought to be a Provincial Establishment—and the former not being willing to recognise it in that character.

On this part of the case, it has been represented to the Committee, that the Persons now in confinement in Bridewell amount to Thirty, of whom Nineteen have been sent from the Country, under convictions for crimes committed there, and that many others of them are individuals who, having been originally sent to the Bridewell as Criminals from the Country, have been, since their discharge, from time to time taken up in Halifax and recommitted as vagrants.

The Committee, independent of such comparisons, are of opinion that it is essential for maintaining, efficiently, the Administration of Criminal Justice throughout the Province—that a Bridewell or Penitentiary Establishment should be formed and kept up on a more enlarged system than is within the means of, or would be just to charge upon, the Metropolis alone; and they believe such an Establishment might be made, not only a means of punishment, but instrumental in many cases also to the reformation of Culprits.

The Committee lastly state, that, under the unfortunate circumstances in which the Bridewell is now placed, it is evidently necessary to diminish, as much as possible, the present expenses of the Establishment, and to prevent the Town of Halifax being burdened with the support of Vagrants and Offenders from other parts of the Province.

With this object, the Committee beg to suggest that the Secretary of the Province should write Letters to the Judges of the Supreme Court, before they set out on their ensuing Circuits, and to the First Justices of Sessions, informing them, that in consequence of the discontinuance, by the House of Assembly, of the usual Provincial Grant for the Bridewell, and by the Grand Jury of Halifax, of a County assessment for the present year, no Persons can be received there in future; and that the Judges and First Justices be recommended in their charges to the several Grand Juries on their Circuits, and in Halifax, to communicate these circumstances, in order that they may make provision at the expense of the several Counties for the future safe keeping and maintaining, within each County, of the Offenders and Vagrants therein, until some Provincial Establishment is formed.

May, 1838.

No. 19.

(See Page 498.)

(Copy.)

*Government-House, Montreal,
17th January, 1839.*

SIR—

Her Majesty having been graciously pleased to confer upon me the Office of Governor-General of all Her Majesty's Provinces on the Continent of North America, and of the Islands of Prince Edward and Newfoundland, I have the honor to transmit to your Excellency

APPENDIX Nos. 19, 20.

Excellency herewith, for the purpose of being deposited amongst the Archives of the Province of Nova-Scotia, my Commission as Captain-General and Governor in Chief of that Province.

I have also the honor to transmit a Commission under the Royal Signet and Sign Manual, renewing your Office as Lieutenant-Governor of Nova-Scotia, which would otherwise be superseded by the revocation of Lord Durham's Commission.

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

(Signed)

J. COLBORNE.

His Excellency Lieutenant-General SIR COLIN CAMPBELL, K. C. B. &c. &c. &c. Halifax.

No. 20.

(See Page 498.)

(Copy)—No. 135.

Downing-Street, 5th March, 1838.

SIR—

I have the honor to transmit to you for your information, the inclosed copies of a Correspondence which has passed between my Department and the Board of Trade, on the subject of the proposed repeal of the Duties levied on Salted Provisions and Wheat Flour imported into Nova-Scotia, New-Brunswick and Prince Edward Island.

You will perceive that, in deference to the opinion expressed in your Despatch of the 15th July, 1835, I have recommended the postponement of the measure, in the case of Nova-Scotia, until the Legislature shall have provided other funds for the payment of the Customs Establishment; and I have to request that you will make the necessary application to the Assembly, if you shall be of opinion that you can do it with a reasonable prospect of success.

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

(Signed)

GLENELG.

M. General Sir COLIN CAMPBELL, K. C. B. &c. &c. &c. Halifax.

(Copy.)

*Office of Committee of Privy Council for Trade,
Whitehall, 11th January, 1838.*

SIR—

I am directed by the Lords Commissioners of Privy Council for Trade, to transmit to you the enclosed copy of a Petition from the Chamber of Commerce in New-Brunswick, relative to the Duties on Salted Provisions and Wheat Flour in that Colony, and I am to request that in drawing the attention of Lord Glenelg to this Petition, you will also place under his notice the new regulations of the Act of April, 1831, (Chap. 24,) which was passed for the purpose of preparing for the re-admission of the Ships of the United States to trade with our Colonies.

In the second Section of the Act referred to, Salted Provisions and Wheat Flour, as well as Wood and Lumber, are rendered free of duty in the two Canadas; but in the 3d Sec. Wood and Lumber only are declared to be free in New-Brunswick, Nova-Scotia and Prince Edward's Island.

The desire of the Lords of the Committee was to have extended to the three last named Colonies the exemption granted to the Canadas, but they refrained from doing so because it was stated by the Secretary of State that the finances of those three Colonies required the continuance of the Duties on Flour and Provisions.

The Lords of this Committee are aware of no Commercial grounds upon which they should avoid to place their Five Northern Colonies upon the same footing; and, therefore, I am to request that you will move Lord Glenelg to take this subject into his consideration, and to acquaint their Lordships with his present opinion thereon.

I am, &c.

(Signed)

J. D. HUME.

JAMES STEPHEN, Esquire, &c. &c. &c.

To

(Copy.)

*To the Right Honorable the Lords Commissioners of
Her Majesty's Treasury.*

THE PETITION OF THE CHAMBER OF COMMERCE OF THE CITY OF SAINT JOHN, PROVINCE OF
NEW-BRUNSWICK.

Humbly Sheweth :

That, by the 3d & 4th Wm. 4th, Cap. 59, *Salted Provisions* Imported into this Province, are subject to a Duty of twelve shillings per cwt. while, in the neighbouring Colony, Canada, no such charge is exacted under the same Law. In consequence, Pork here, from the North of Europe, &c. is in the habit of being lodged in our Custom-House Warehouses, till an opportunity is found or made for Quebec, to which it is then Shipped, and immediately returned Duty free, being so allowed as coming from a Colony; but such process subjecting the Merchant to trouble, much loss of time, and to a double Freight, Insurance, &c.

That by the above quoted Act, Wheat Flour Imported into the Province from the North of Europe, or the United States of America, is subject to a Duty of five shillings per Barrel, which operates severely on the Inhabitants of a climate, where the growing of Wheat is always matter of much uncertainty, and often of severe loss.—It is true, Foreign Flour may be Imported from the Public Warehouses in England Duty free; but such is its quality, that few are anxious to promote a Trade, furnishing one of the principal necessities of Life, unfit for use.

Your Petitioners therefore humbly pray your Lordships, during the approaching Session of Parliament, to have such alteration made in the Law as will obviate those evils; and they do so with confidence, not only from the justice of the measure, but from having been led to expect such change in consequence of a Letter from Lord Glenelg, to the late Lieutenant-Governor of this Province, dated 25th May, 1835, wherein those Duties are stated as being to determine on the 1st January, 1836, copy of which is enclosed.

The Salaries of our Custom-House Officers being now provided for by the Legislature, without reference to Duties collected under Acts of the Imperial Parliament, no anxiety on that point can remain, besides the whole amount raised from Flour imported from duty, paying quarters, during the year ending 5th January last, amounted only to £1,224.

We pray your Lordships to take the matter under your consideration, and feel confident you will give it the usual attention bestowed by you on all subjects affecting the interests of New-Brunswick.

And as in duty bound, your Petitioners will ever pray, &c.

(Signed) L. DONALDSON, Chairman.

J. WOODWARD, Secretary.

St. John's, N. B. 6th November, 1837.

(Copy.)

Downing-Street, 5th March, 1838.

SIR—

I have laid before Lord Glenelg your Letter of the 11th January, enclosing a copy of a representation from the Chamber of Commerce of St. John's, New-Brunswick, to the Lords of the Treasury, on the subject of the Duties levied on Salted Provisions and Wheat Flour imported into that Province, and enquiring whether Lord Glenelg entertains any objection to the repeal of those Duties in New-Brunswick as well as in Nova-Scotia and Prince Edward Island.

I am directed, in reply, to remind you, that so far back as the 6th April, 1835, the Secretary of State intimated to the Lords of the Committee of Privy Council for Trade his acquiescence in their Lordship's proposal to repeal these Duties.—When, however, the local authorities became acquainted with the intentions of H. M. Government, the Lieutenant-Governor of Nova-Scotia pointed out two important objections to the measure, which were communicated to the Lords of the Committee of Privy Council for Trade on the 12th of August, 1835—the one was that the extinction of these Taxes would be almost destructive to the Farming interest in that Province, in whose favor they operate as a Bounty—and the other, that it would deprive the Colonial Government of the Fund from which the

heavy expense of the Customs Department was defrayed.—It would, consequently, have become necessary to resort to the Provincial Legislature for other means of meeting that charge, and would have exposed the Executive Government of the Province to a very embarrassing discussion with the House of Assembly, with whom the expense of the Customs Establishment was, and still is, a subject of frequent complaint and remonstrance.

No objection has been made by the Governor of New-Brunswick and Prince Edward Island to the repeal of these Duties, and Lord Glenelg, therefore, sees no reason to prevent its execution in the case of those Colonies; but his Lordship is of opinion that it would be proper to except Nova-Scotia from the arrangement, until the Provincial Legislature shall have provided the requisite Funds for the support of the Customs Establishment.

Lord Glenelg has accordingly referred the subject to Sir Colin Campbell, with instructions to make the necessary application to the Legislature, if, in his opinion, he can do so with a reasonable prospect of success.

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

(Signed) JAMES STEPHENS.

J. D. HUME, Esquire, &c. &c. &c.

(Copy.)

In reference to the Despatch from the Right Honorable the Secretary of State for the Colonies, bearing date 5th March, 1838, on the subject of repealing the Duties levied by an Act of the Imperial Parliament, upon Salted Provisions and Wheat Flour, imported into Nova-Scotia—the Committee Report:

That, when the subject of Colonial Duties was recently under discussion in the House of Assembly, the propriety of applying to the British Government for the repeal of the Duties herein referred to, was proposed and negatived, under an impression that the Agricultural interests were protected by the continuance of such Duties,—And as such articles are admitted duty free for the use of the Fisheries, that branch of industry would not be injured by the collection of the Duties when the articles were applied to other objects.—These principles may be sound in theory but they are not carried out in practice.—The articles are either entered for the use of the Fisheries, and find their way into the general market for consumption, or are received from the Warehouses of the neighbouring Provinces, and thus escape the Duty.—Greater facilities will now be afforded for this course of trade by withdrawing the Duties from these articles in New-Brunswick and Prince Edward Island, and the trade of this Province will be merely subjected to the burden of a more circuitous voyage, without protecting our Agricultural interests, or except, in a very small degree, benefiting our Revenue.—The most obvious course of policy would appear to be, to have the Imperial Duties to apply to all the Colonies or to none, and leave to the Colonial Legislature the care of protecting their interests respectively, by imposing Duties for the protection of the Agricultural interests, when necessary, and remitting such Duties in favour of persons engaged in the Fisheries.—This course, the Committee would have had no hesitation in recommending, had not the subject been so recently considered in the Assembly, as the receipts of the Customs would have been affected but in a very slight degree.—It can only be necessary to state how unavailable the present Duties are, either for the protection of the Agricultural interests or the increase of the Customs, by the fact that this Duty, for the year 1837, amounted only to the sum of £257 5 7 on Salted Provisions and Wheat Flour.

It may also be proper to observe that under the operation of the Duty upon Foreign Flour, another interest of considerable magnitude and importance has started into existence, and which may require the continuance of such protection.—A large capital has been invested in Mills, Machinery, &c. for the Manufacture of Foreign Wheat into Flour, and large importations of Wheat have been made from the Warehouses of England, &c. for this object.—The Manufactory gives employment also to Coopers and Labourers to a great extent.—This branch of industry requires the protection of a Duty upon Foreign Flour to secure its continuance, and the persons engaged in it from serious loss if not total ruin.—The Committee therefore suggest that, should the Imperial Duty upon Foreign Flour be repealed, it should not take effect until after the first of May, 1839, to give time to the Colonial Legislature

Legislature at its next Session to protect such interests as they may deem expedient for the welfare of the Country.

THOMAS N. JEFFERY,
HENRY H. COGSWELL,
JOSEPH ALLISON,
MICHAEL TOBIN,
JAMES B. UNIACKE.

Halifax, 21st April, 1838.

(Copy.)—No. 184.

Downing-Street, 10th October, 1838.

SIR—

I have received your Despatch, No. 25, of the 23d April, on the subject of the proposed Repeal of the Duties levied on Salted Provisions and Wheat Flour, Imported into Nova-Scotia, New-Brunswick, and Prince Edward Island.

Having referred your Despatch for the consideration of the Lords Commissioners of the Treasury, their Lordships have informed me that, in consequence of the objections felt by you and by the Lieutenant-Governor of New-Brunswick, to the immediate repeal of the Duty on Wheat Flour, and of the unimportant amount of the Importation of Salt Provisions, it did not appear to their Lordships advisable to take any steps for affecting the Repeal of those Duties, until they were apprised of the result of the reference proposed by you, and by Sir John Harvey, to be made to the Legislatures of Nova-Scotia and New-Brunswick, on the subject.

I have therefore to desire that you will, early in the next Session, bring the subject under the consideration of the Legislature of Nova-Scotia, and acquaint me, for the information of the Lords of the Treasury, with the opinion of the Council and Assembly.

I have the honor to be, &c.

(Signed)

GLENELG.

Lieutenant-General SIR COLIN CAMPBELL, K. C. B. &c. &c. &c.

No. 21.

(See Page 498.)

Accounts of the Receipts and Disbursements of the Queen's Casual Revenue in Nova-Scotia, for the year ending 31st December, 1838.

DR.
1838.

		Sterling.	Currency.
		£. s. d.	£ s. d.
Dec. 31.—To paid the undermentioned Officers their respective Salaries, for the year ending this day, in Dollars at 4s. 4d.			
The Chief-Justice	nominally £850 actually	784 12 4	980 15 4
Secretary of the Province	" 1000 "	928 1 6	1153 16 10
Attorney-General	" 400 "	369 4 6	461 10 8
Surveyor-General	" 150 "	138 9 2	173 1 6
Surveyor-General, Cape-Breton	" 100 "	92 6 2	115 7 9
Superintendent of Mines	" 100 "	92 6 2	115 7 9
Harbour Master, Sydney	" 100 "	92 6 2	115 7 9
Clerk of the Crown	" 100 "	92 6 2	115 7 9
Mr. James, 1st Clerk Secretary's Office	" 250 "	230 15 4	288 9 2
Mr. Passau, 2d. do. do.		92 6 2	115 7 9
Messrs. Keating and R. Tremain, junr. for occasional, and Mr. Passau, for extra assistance in Secretary's Office		33 5 0	41 11 3
John Howe for printing for Government		19 3 3	23 19 0
Provincial Secretary for Stationary, Fuel, Messenger, and other contingencies		40 0 0	50 0 0
John S. Morris, Esq. being his Salary (nominally) £500 as Commissioner of Crown Lands for the last year		461 10 9	576 18 5
do being for the Salary of his Clerk and contingencies		101 3 11	126 9 10
H. W. Crawley, Esq. Commissioner of Crown Lands in Cape-Breton, in payment of his Salaries and contingencies of Office		506 8 9	632 19 11
Surveyor-General of Cape-Breton for Office Rent		16 0 8	20 0 0
Paid for Bill of Exchange remitted to Miss Cox in payment of her pension of £100 Sterling for the year, with premium on Bill		101 6 8	126 18 4
Paid Lieutenant-Colonel Snodgrass, as Administrator of the Government during			

the

APPENDIX Nos. 21, 22.

the Lieutenant-Governor's absence, from the 14th to 30th August, (both days included) being at the rate of a moiety of His Excellency's Salary, as is customary in such cases, and approved by Lord Glenelg	76 14 3	95 17 9
December 31.—To paid to the Surveyor-General, being the amount of Fees due to him and other Officers of the Government, on certain Free Grants to Old Soldiers	71 10 10	89 8 6
Paid to H. W. Crawley, being the amount of Fees due to the Surveyor-General of Cape-Breton, on certain Free Grants to Old Soldiers in that Island	41 6 0	51 12 6
Paid to the Honorable James B. Uniacke, for Thomas Lynch, of the Windsor Road, in compliance with the prayer of his Memorial, as authorized by Lord Glenelg	29 4 2	36 10 2
	£4,405 6 6	5,506 12 11
Balance	£3,602 10 4	4,503 3 0
	£8,007 16 10	10,009 15 11

CR.

	Sterling.	Currency.
December 31.—By balance in hand, on 1st January, 1838	£2101 5 11	2626 12 4
By Received from the General Mining Association 5 per cent. on £3,333 6s. 8d. Currency, the amount of Rent paid by them of the Mines, for the year 1837, Dollars bearing a premium of 3d. each *	133 6 8	166 13 4
By received from do. 5 per cent. on £1,928 4s. 0d. Currency, being the Duty paid by them on the surplus quantity of Coals raised in the year 1837, Dollars being at a premium of 3d each	77 2 7	96 8 2
By received from do. the Rent of the Mines for the year ending 30th June, 1838, that is £1,666 13s. 4d. Currency, which paid in Dollars, bearing a premium of 3d. each, makes	1400 0 0	1750 0 0
By received from the Commissioner of Crown Lands, (J. S. Morris, Esq.) being the balance of the sum of £414 15s. Currency, remaining in his hands on the 31st day of December, 1837, the other part thereof (£202 17s. 11d.) being credited in my account for 1837	169 9 8	211 17 1
By received from the General Mining Association, the Rent of the Mines for the half year ending 31st Dec. 1838	1333 6 8	1666 13 4
By received from do. being Duty on 14,420 Chaldrons of Coal, raised over 20,000 Chaldrons (Newcastle measure,) during the last year, at 2s. Currency per Chaldron	1153 12 0	1442 0 0
By 3 1-3 per cent. on £3,108 13s. 4d. Currency, the amount of the two preceding sums, Dollars, in relation to the Paper Money in which they were paid, bearing a premium of 2d. each	82 17 9	103 12 4
By received from do. being the Rent of the Mines under the late Duke of York's lease, for the year ending the 30th June last	1 0 0	1 5 0
By proceeds of the Sales of Crown Lands received from the Commissioner, J. S. Morris, Esq.	562 14 7	703 8 3
By ditto ditto received from H. W. Crawley, Commissioner of Crown Lands, Cape-Breton	506 8 0	632 19 11
By amount of Fees received at the Secretary's Office	486 13 0	608 6 2
	£8,007 16 10	10,009 15 11

Halifax, 2d February, 1839.

[E. E.]

RUPERT D. GEORGE,

Treasurer of the Casual Revenue.

* NOTE.—The rent of the Mines was paid last year in the depreciated Paper Money current in the Province; but it having been determined that the Crown is entitled to four Spanish Dollars for every Pound Currency due on account of Rent and Royalty, the Mining Association have paid 5 per cent. on the payments made by them in 1837, and in the first half of the present year, Dollars, with reference to Paper Money, having borne, during that period, a premium of 3d. each; and for the last half of the present year, 3 1-3 per cent. Dollars now bearing a premium of only 2d. each.

No. 22.

(See Page 498.)

(Copy)

General Post Office,
Halifax, 31st January, 1839.

SIR—

I observe that His Excellency the Lieutenant-Governor, by the direction of Her Majesty's Government, has called the attention of the Legislature to the line of Communication between Nova-Scotia, New-Brunswick, and Lower Canada, with the view to the more speedy transmission of Her Majesty's Mails. I beg to acquaint you, for the information of His Excellency, that, having received the commands of my Lord the Post-Master General to make every possible arrangement for facilitating the conveyance of the Mail between

Halifax

APPENDIX Nos. 22, 23.

Halifax and Fredericton, I travelled, in November last, the Great Post Road from hence to St. John, and from thence, by the Nerepis, to Fredericton, but I found many parts of the route from Halifax to the adjoining Province in a bad state; and that the Cumberland Mountain, presented the greatest obstacles to rapid travelling. I came, however, to the determination of transmitting the Mails through this Province, and part of New-Brunswick, at the rate of five miles an hour, including stoppages, but such was the excellent condition of the road from St. John to Fredericton, that I caused the Mails to be forwarded between those places at the rate of 8 miles an hour; and I firmly believe, if the Cumberland mountains could be avoided, and the other parts of the route put, and continually kept, in good order, that the Mails could be forwarded with nearly equal speed through this Province.

For the state of the Road between Halifax and Truro, I beg to refer you to the accompanying Communication from Mr. Ross, Mail Contractor; through Onslow and Londonderry, and from Westchester to Amherst, no very expensive repairs would be required.

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

(Signed) J. HOWE, Deputy Post Master General.

Sir Rupert D. George, Bart. Provincial Secretary, &c. &c. &c.

(Copy)

Post-Office, Truro, 29th January, 1839.

SIR—

Being well aware of the anxiety of Her Majesty's Government for the speedy transmission of the Mails between Canada, New-Brunswick and Halifax, and aware also of the exertions you have recently made for effecting, as far as you possibly could, that object; and as I observe by the Public Papers, the Legislature now in Session is to be called upon to afford Provincial aid towards the improvement of the Great Eastern Road, and there being a probability that reference will be made to you as to the state of the road between Halifax and Truro, I beg leave to state that the Mails meet much interruption on the road between Dartmouth and Fletcher's Bridge, a distance of thirteen miles, in consequence of the very narrow state of the road rendering it impossible to pass any team that may be met, especially long spars and other lumber, and which is the principal traffic on that road; from Fletcher's Bridge to Keys', a further distance of fifteen miles, the line of road is comparatively level and the width sufficient, but the soil is very soft, and consequently the road very deep in the spring and fall; from Keys' to Stewiacke, a further distance of sixteen miles, the whole route is a continuation of very steep and dangerous hills, so much so, that in the opinion of every practical road maker, it would be much easier and less expensive to abandon the present line and seek a better level, rather than attempt to put the present line in anything like what a Post-Road should be. If however, repairing the present road be the intention, the Stewiacke ought to command the first attention—a high embankment is necessary at the south end, and as the water frequently overflows the road to the height of five and six feet; from Stewiacke to Truro, a distance of sixteen miles, with the exception of four miles, the whole line of road is excellent, but the material of which the road is formed is very soft, although there is excellent material all along this section, and which might be made available at a very moderate expense, no part on which the gravel would require to be carried more than one half mile.

I have the honor to be,

Sir,

Your most obedient Servant,

JOHN ROSS.

JOHN HOWE, Esquire, D. P. M. G. Halifax.

No. 23.

(See Page 499.)

(Copy.)

Government House, Fredericton, N. B. November 16th, 1838.

SIR—

I have the honor to inclose for Your Excellency's information, Extract from

J.

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a Report which has been made to me by the Commissioners of Light-Houses of this Province, for the Bay of Fundy, and to acquaint you that I have issued the necessary Funds, and given directions for a Light to be immediately placed on Cape Enragè, as suggested in the Report; and I beg to express my hope that Your Excellency will be pleased to meet the wishes of the Commissioners by doing what may depend upon Your Excellency for procuring a distinguishing Light to be placed at Apple River Head, in the Province of Nova-Scotia.

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

(Signed)

J. HARVEY.

His Excellency Lt. General Sir COLIN CAMPBELL, K. C. B. &c. &c. &c.

Extract from a Report of the Commissioners of Light-Houses in the Bay of Fundy to the Lieutenant-Governor of New-Brunswick, dated 26th October, 1838.

“ Before closing this Report, we would beg leave most respectfully to suggest that your Excellency should state for the consideration of the Lieutenant-Governor of Nova-Scotia, the necessity of having a distinguishing Light on Apple River Head.”

“ The accompanying Plan (copy of which and also of the Documents No. 1, 6, will be sent to the Nova-Scotia Commissioners,) will shew that a 4-8 or 5-8 Light would answer; 6-8 will do at Cape Enragè, as full 1-4 of the circle points to the Land, and a Light so directed cannot be seen from any part of the Bay of Fundy, and consequently that the expenditure of Oil would be small; while the Sea Light on Cape Enragè must advantage Coast-ers when running for Apple River during gales of wind, they still require a small Harbour Light on Hitty Point, especially as a Cove equal in extent of entrance to Apple River adjoins Pudsey Point, which, in the night and in thick weather and snow storms, is often taken for the other, and has by such mistake caused the loss of property and several lives.”

(Copy.)

Halifax, 3d December, 1838.

SIR—

We have the honor to acknowledge the receipt of your Letter of the 1st instant, inclosing the Copy of a Despatch from His Excellency Sir John Harvey, relative to the erection of a Light-House on “ Apple River Head.” We have also received from the Commissioners of Light-Houses in New-Brunswick, their report on the same subject. There is no doubt but a Light-House at the entrance of Apple River would be of service to the Navigation of that part of the Bay of Fundy; but as the Light-House on Cape Enragè will be only about ten miles from the proposed site at Apple River Head, we do not think the Legislature of this Province would be disposed to erect a Light-House at that place, more especially as it is in contemplation to build a Light-House next year at the entrance of Yarmouth Harbour, which will very much benefit the Navigation of the Bay of Fundy.

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

(Signed)

S. CUNARD,

THOMAS MAYNARD,

J. P. MILLER.

The Honorable Sir RUPERT D. GEORGE, Bart. Provincial Secretary.

No. 24.

(See Page 499.)

*Department of Crown Lands,
25th January, 1839.*

SIR—

I have the honor to acknowledge the receipt of your communication of yesterday, conveying the command of the Lieutenant-Governor, that I should furnish you with a copy of a
Letter

APPENDIX No. 24, 25.

Letter which had been addressed to His Excellency some time about the month of May last, by me, in consequence of a Bill having passed the House of Assembly, during the last Session, for regulating the future disposal of the Crown Lands in this Province.

I regret exceedingly that it is not in my power to comply with that command. But in stating respectfully to Her Majesty's Government, as I did in that communication, the just claim I conceived I had to be placed permanently upon the Civil List of this Province, and in pointing out the practical effect of this Bill, which, if it had passed into a Law, would have deprived me of the principal source from whence my emoluments are derived, by preventing the sale of Lands, and that without any equivalent having been offered, I am not aware of having been guilty of any breach of decorum, or of having, in the slightest degree, infringed upon that respectful deference and consideration to which the House of Assembly of this Province is justly entitled from all classes of Her Majesty's subjects.

I did not therefore think it necessary to keep a copy of that communication, and I now sincerely regret it, as I am fearful that inferences may be drawn from this fact, which could in no sense be borne out by the Letter. I have the satisfaction, however, of knowing that any doubt as to the nature of the communication, may soon be removed by reference to the Colonial Office, where the original will be found.

I have the honor to be, Sir,

Your most obedient, humble servant,

JOHN SPRY MORRIS,

Comr. of Crown Lands and
Surveyor-General.

Sir Rupert D. George, Bart. &c. &c. &c.

No. 25.

(See Page 499.)

HALIFAX, 9th August, 1838.

SIR—

In the absence and illness of the Attorney-General, I have the honor to send to you my opinion on the question of Drawbacks, on which the opinions of the Attorney and Solicitor General were required at the instance of the Board of Revenue, as signified by His Excellency's command in your Letter of the 18th June.

I return herewith the papers received.

I have the honor to be, Sir,

Your most obedient Servant,

J. W. JOHNSTON, Sol. Gen.

To the Hon. Sir RUPERT D. GEORGE, Bart. Provincial Secretary, &c. &c.

(Copy.)

In fulfilling the duty required of the Attorney and Solicitor General in the Resolution of the House of Assembly, which requests His Excellency to direct the Crown Officers to investigate (among other subjects) certain claims for exemption from Duties on Foreign Goods.

I have carefully considered the papers which the Board of Revenue on this subject has, through the Secretary of the Province, submitted for the opinion of the Attorney and Solicitor-General.

These papers are confined to three statements and affidavits made on behalf of Messrs. Fairbanks and Allison, in support of claims for Drawbacks.—No case has been submitted, nor enquiry directed to any particular points; and, therefore, the only course to be pursued was to examine the papers at large, and state the several considerations which presented themselves as entitled to notice; and I have now the honor to report that, in two distinct particulars, I am of opinion the claims for Drawback just referred to are (to a certain extent) not warranted by Law.

FIRST.—In looking over Messrs. Fairbanks and Allison's claims, one question which arises is,

is, whether Duties which have been paid at the Customs on certain articles in each of the three statements can be drawn back under the Provincial Act 7, Wm. 4, Chap. 4, as being "Colonial Impost Duties thereon imposed in addition to and over and above the Imperial Duty thereon."—These articles are Gin, imported from Hamburg in 1837; High Wines, from the Mediterranean in 1837; and Gin, from Antwerp in 1838; the Duties on which, sought to be drawn back, at 1s. 4d. sterling per gallon, amount to £201 8 0 sterling.

The Imperial Act 3 and 4, Wm. 4, places on these articles, when imported into any of the British Possessions in America, a fixed and unconditional Duty of 1s. sterling, "and further, and conditionally the amount of any Duty payable for the time being on Spirits, the Manufacture of the United Kingdom."

Whenever, therefore, the Provincial Legislature should impose a Duty on Spirits, the Manufacture of the United Kingdom, it, of necessity, would *ipso facto* call into operation, to the same extent, this previously contingent and conditional enactment of the Imperial Statute just recited.

When the articles in question, on which Messrs. Fairbanks and Allison claim Drawback were imported, British Spirits were subject to a Colonial Duty of 1s. 4d. sterling under the Provincial Act 6th, Wm. 4, C. 32, and before the Drawback can be allowed, it must appear, either, that notwithstanding this circumstance, the conditional imposition of Duty under the Imperial Act was not in exercise, or that the Duty resulting from it was not an Imperial but a Colonial Duty.

But it is too clear to require argument that the British Parliament intended that Foreign Spirits imported into the Colonies should pay, in addition to a fixed and certain Duty of 1s. sterling, also the amount of any Colonial Duty on British Spirits; it is likewise obvious that this additional Duty is an Imperial enactment, from the consideration that it would attach independently of any Colonial Law imposing it, and although the Colonial Legislature should be entirely silent in relation to the Foreign article, or should be hostile to imposition of additional Duty on it.

It is true this Imperial enactment is not in operation until called into exercise by the Colonial imposition of Duty on the British article, but in this case the Provincial Act operates by creating the state, or in other words, raising the condition upon which the Imperial Act was to take effect, and not by creating the principle or authority which produces the result.

The Provincial Act 6th, Wm. 4th, C. 32, has however not only imposed a Duty of 1s. 4d. on British Spirits, but also imposed a similar Duty on Foreign Spirits, and it is from this circumstance, I suppose, that the question has been raised.—Had the enactment been unexplained, it might have afforded some ground for charging Foreign Spirits with a third Duty; it could not in itself alter the nature of a Duty imposed and existing independently of it. Perhaps a different view of the subject may have been drawn from a hasty consideration of the 11th Section of the Imperial Act (3 and 4, Wm. 4, C. 59,) but I think, without any just foundation; for that Clause is plainly only intended to guard against an accumulation of Duties beyond the design of the Imperial Legislature, and not in any manner to affect the principle on which the Act proceeds, or to defeat its objects or diminish the Duties it imposes, as appears to me to be alike apparent from the whole Section itself as from the general tenor of the Act throughout.

[Indeed nothing can be more obvious than that the policy of the Imperial Parliament was to preserve, in certain cases, a distinctive Duty which should be beyond the power of Colonial interference; the mode adopted for enforcing that policy is clear and effective in itself, and is fortified by the general enactment of the 56th Section, which declares to be null and void any existing or future Law in any of the British Possessions in America, in any wise repugnant to that Act; and it follows that in a matter like this, touching the General and Commercial relations of the Empire, and thus carefully regulated, no power constitutionally exists in a Colonial Legislature either to repeal or indirectly to defeat the enactments of the Imperial Parliament.]

If the claim under consideration was well founded, the effect would be frustrate, to a certain extent, the policy of the General Government, by admitting Foreign Spirits in certain cases, upon payment, in effect of a Duty of 1s. sterling only, while British Spirits, brought into the Market at the same time might be subject to a Duty of 1s. 4d. sterling.

But in fact the claims under consideration are as little supported by the Colonial Act as they are consonant with the policy and enactments of the Imperial Parliament.

The Provincial Act 6, Wm. 4, C. 32, which has been under consideration, has the following recital and enactment, (Section 20.)

“And whereas, in and by the said Act of the Imperial Parliament, for regulating the Trade of the British Possessions abroad, in addition to the Rates and Duties thereby imposed on the said articles respectively, it is directed that there shall be charged, levied, and collected, upon Brandy, Gin, Cordials, Rum and Spirits, Sugar and Coffee, not being of the Growth, Produce, or Manufacture of the United Kingdom, or of any of the British Possessions, but being of Foreign Growth, Produce or Manufacture, the amount of any Duty charged, imposed or payable, upon the said several articles respectively, being of the Growth, Produce, or Manufacture of the United Kingdom, or of some of the British Possessions, by or under any Colonial Act.”

“*Be it therefore enacted*, That the several Colonial Impost Duties, in and by the second column of the said Table of Duties hereunto annexed, imposed, or charged, upon or against any Brandy, Gin, Cordial, Rum, Spirits, Sugars or Coffee, not being the Growth, Produce, or Manufacture of the United Kingdom, or of some of the British Possessions, shall not apply or be charged or chargeable against the said several articles respectively, save and except, only in such cases, when, under the said Act of the Imperial Parliament, the said articles shall be exempt or free from the payment of the said Imperial Duties by the said Act imposed, or from the payment of the Colonial Impost Duties by this Act imposed, upon the same articles, being of the Growth, Produce, or Manufacture of the United Kingdom, or of any of the British Possessions.”

Thus, the Colonial Legislature precludes, in words, every question as to the nature and operation of the Duties; and it is difficult to understand how the Duties claimed to be drawn back in the present case, or in the case of Sugars and other articles similarly circumstanced, could be supposed to be “Colonial Duties, over and above the Imperial Duties,” under the words of the 6th, Wm. 4, C. 36, by force of which, the Drawback is claimed, when, by our own Legislature, they are described to be payable under the Imperial Act, and it is enacted, that they shall *not* be charged as Colonial, so long as they shall so continue to be payable as Imperial Duties.

SECONDLY.—Another objection which appears to be part of the claims made for Drawbacks of Duties by Messrs. Fairbanks and Allison, arises from the fact, that the articles on which the Duty is charged, have, in some cases, been purchased, not immediately with the proceeds of Fish and Oil of the Province, but with the proceeds of articles bought after a circuitry of Voyages, with the proceeds of Fish and Oil.

These cases do not come within the words of the Law, which authorizes the Board of Revenue to exempt from Colonial Duty, “all such Foreign Goods, as shall appear to have been purchased with the proceeds of Fish and Oil, caught, &c. and these articles have not been in fact, so purchased, nor can I bring myself to think they are within the meaning of the Act, or that it was the intention of the Legislature, that after any unrestricted number of Voyages, (for if the principle be admitted, there is no limit,) property augmented by the profits of many transmigrations in different parts of the world, should form the subject of the Drawback.

This objection applies to all the Duties claimed to be drawn back, contained in the first and third statements, amounting to £ including Duties on Foreign Spirits, to the amount of £ liable to the objection first stated.

I have the honor, therefore, to report, that for the reasons assigned, it is my opinion, that as far as I can judge from the Papers submitted to me, no part of the claims under consideration are supported by Law, except those composed in the 2d statement, and from them must be deducted £9 6s. 5d. the Duty on high Wines, which is not entitled to Drawback, under the objection first above stated.—In these views, the whole amount of Drawback in this case, will be £379 9s. 8d. Sterling.—I return the several Papers received.

(Signed)

J. W. JOHNSTON, Solr. Gen.

Halifax, August 9th, 1838.

(See Page 501.)

To the Honorable the Speaker and Members of the Provincial Parliament of Nova-Scotia,
assembled at Halifax, January, 1839.

THE REPORT OF THE TRUSTEES OF THE YARMOUTH ACADEMY—

Humbly Sheweth:

That in the execution of the trust committed to them, the Trustees of the Yarmouth Academy are required to report, annually, to your Honorable House, the general state of the Institution, shewing its Income and Expenditure—which Report they respectfully beg leave to submit as follows, viz:—

AVERAGE NUMBER OF SCHOLARS SINCE LAST REPORT, THIRTY-ONE, OF WHICH NUMBER

13 Are taught Greek, Latin, Mathematics, Arithmetic, History, Geography, and use of the Globes—Tuition, 17s. 6d. per quarter.

12 Are taught Reading, Writing, Arithmetic, English Grammar, History, Composition, Geography, and use of the Globes—Tuition, 15s. per quarter.

6 Reading, Writing, Arithmetic, and English Grammar,—Tuition, 12s. 6d. per quarter.

31 Of which four are free.

The Trustees' agreement with the Teacher having expired on the 14th of June, a new engagement was concluded with him, commencing on the 21st August last, by which arrangement the amount of Tuition Fees for the year, cannot be made up before the 21st August, current.

The Income of the Institution, arising from that source, is therefore presented in the following Statement, made up to the 17th instant.

Income to 17th January, 1839.

Amount of Provincial Grant	£135	0	0
Tuition Fees to the above date, including Free Scholars	52	15	4
School Rent to same date	5	5	6½
Rent from Literary Society	3	0	0
	£196	0	10½

EXPENDITURE.

Teacher's Salary for the year, including Tuition Fees to 17th January	£147	13	1
4 Free Scholars included in the above	5	8	3
Expense of finishing and repairing Building	66	14	6
	219	15	10
Balance against Academy	£23	14	10½

During the last Summer, it was found necessary to repair and new paint the outside of the Building, a considerable part of the interior which remained unfinished, has also been completed, the whole amounting as above, to £66 14s. 6d. and it is estimated that a sum not exceeding £12 would put the premises in such ample order, that in future, the rents will be sufficient to defray the expense of all ordinary repairs.

The Trustees therefore have much pleasure in being able to state, that the Building now almost finished, is creditable to the liberality of your Honorable House, and to the exertions of the people of Yarmouth, to which place it is an ornament, and in every respect suitable to the purpose for which it was erected; and the Trustees venture to affirm, that in no instance has the Public Bounty been expended with more scrupulous attention to economy; the work has been chiefly performed by contract, and no charge for services of any kind, either in the shape of Commission or otherwise, has ever been made by the present Trustees or their predecessors, on the contrary, they have cheerfully devoted much valuable time, besides contributing liberally, in a pecuniary point of view, in order to promote the establishment of so desirable an Institution.

In thus accounting to your Honorable House, for the manner in which your bounty has been applied, and the benefits it has produced, the Trustees of the Academy date, from its commencement, the first effort to improve the Education of this place; by its means, several young men have already received such instruction, as otherwise would have been beyond their reach, while the number now studying the higher branches, forcibly shew the estimation in which Education is held.

The Trustees however, deeply regret to inform your Honorable House, that in consequence of circumstances beyond their control, they do not consider the Institution so firmly established as they could wish: the greatest obstacle they have had to contend with in the discharge of their duty, and indeed the only impediment to the complete success of the Institution, has been the insurmountable difficulty of procuring an experienced Teacher.

The several Grants of your Honorable House for its support, although liberal, have been considered of too uncertain continuance, to warrant the Trustees in holding out encouragement for more than one year; consequently, the reply to all their applications and enquiries after a suitable person, has invariably been, that an engagement for so limited a period could not be accepted.

The only candidates, qualified in any respect, that would take the situation on the terms that could be offered, have been young men, exclusively educated for a particular profession, which, being with them, the primary object in view, it need be no matter of surprise, if an Institution, depending so much on the experience and industry of the Teachers, has not attained that eminence which, under more favorable circumstances, might reasonably have been expected.

Believing that every similar Institution throughout the Province has experienced, in a certain degree, the same difficulty, the Trustees humbly submit to the wisdom of your Honorable House, the advantage of extending the usual Grant for their support, to three or four years; competent Teachers might then be employed, under whose management, by the time specified, it is presumed they would be permanently established, and able to support themselves without Legislative aid.

By the returns of the Commissioners of Schools for the County of Yarmouth, there appears to have been sixty common Schools under their direction during the last year, in which 1875 children were taught; taking these in connexion with the whole Province, the number must be great, and the result important, particularly when it is considered how very defective the great proportion of the common Schools are, and the acknowledged necessity of introducing a better class of Teachers amongst them.

The Academies, it is fondly expected, will ultimately be the means of supplying this great deficiency, which, apart from all other considerations, is sufficient to recommend these Institutions to the continued support and protection of your Honorable House.

All of which is humbly and most respectfully submitted.

JOHN MURRAY, E. W. B. MOODY,
CHARLES LEWIS,

} Trustees.

Sworn to before me, as a true and correct Report.

Yarmouth, 28th January, 1839.

JOHN BINGAY, J. P.

No. 27.

(See Page 507.)

Return of the Chief Justice's Fees for the year 1838, made in pursuance of a Resolution of the House of Assembly of the 21st January, 1839.

Received by the Chief Justice
Mr. Justice Hill

Sterling.
£245 5 8
112 2 4
Received

APPENDIX Nos. 27, 28.

Received by Mr. Justice Bliss

140 0 0

£497 8 0

Extracted from their Annual Returns.

(Signed)

RUPERT D. GEORGE.

Provincial Secretary's Office, }
Halifax, 6th February, 1839. }

No. 28.

(See Page 518.)

THE Joint Committee of the Legislative Council and House of Assembly, appointed to examine the Public Accounts, report as follows :

TREASURER OF THE PROVINCE.His Accounts have been received. Balance in his hands on the 31st
December last £16863 5 0**THE COLLECTOR OF IMPOST AND EXCISE.**✓ **HALIFAX.**His Accounts to 31st December last have been received. Balance
of Bonds in hand, in Currency £37133 5 2
Bonds in hands of the Attorney General 53 17 1 37187 2 3.**YARMOUTH.**His Account to the above date has been received. Balance of
Bonds in his hands 187 5 10.**AMHERST.**

Ditto ditto ditto 486 8 8

COLCHESTER.

Ditto ditto ditto 164 9 1.

The Balance against former Collector as reported last year, £18 11 5
is still unpaid**LUNENBURG.**His Accounts have been received to 31st December last. Balance of
Bonds in hands 1022 6 2**ANNAPOLIS.**

Ditto ditto ditto 55 19 5

WINDSOR.

Ditto ditto ditto 83 17 8

CORNWALLIS.

Ditto ditto ditto 361 18 8

ANTIGONISH.

Ditto ditto ditto 8 17 1

GUYSBOROUGH.His Account has been received to 31st December last, but is not correctly
stated. By it the balance appears to be £67 13 5, in part of which
the Treasurer credits £30 12 3, leaving due £37 1 2, besides an old
balance reported in 1837 of £18 4 6 not noticed in his account 37 1 2**PORT HOOD.**

No Account or remittance this year. Balance as reported last year 25 3 2

CHESTER.

His Account to 31st December last has been received. Balance due 1 0 9

WEYMOUTH.

Ditto ditto ditto 39 13 2

PICTOU.His Account has been received to 31st December last. Balance of
Bonds in his hands 1479 7 10

Digby.

APPENDIX, No. 28.

DIGBY.

His Account received to 31st December last, which appears to have been incorrectly stated, as now revised by the Auditor, shews a balance of £190 4 0

LIVERPOOL.

His Account has been received to 31st December last, there having been an error in addition, as corrected it now shews a balance due of 182 13 11

SYDNEY, C. B.

His Account, received to 31st December last. Balance of Bonds in his hands 562 19 7

ARICHAT.

Ditto ditto ditto 817 10 7

WALLACE.

Ditto ditto ditto 37 14 10

SHELBURNE.

His Account received to 31st December last, and as corrected by the Auditor, shews a balance due of 288 8 3

BRIER ISLAND.

His Account received to 31st December last, and balance in full remitted 0 0 0

ARGYLE.

Ditto ditto ditto 0 0 0

TATAMAGOUCHE.

His Account received to 31st December last. Balance of Bonds in his hands 290 17 6

£60374 4 8

LIGHT DUTY.

✓ HALIFAX.

Collected and paid up to 31st December last 1222 4 11

✓ LIVERPOOL.

Ditto ditto ditto 107 0 10

✓ YARMOUTH.

Ditto ditto ditto 143 12 4

✓ PICTOU.

Ditto ditto ditto 461 5 1

✓ SHELBURNE. ✓

Collected up to 31st December last £75 18 0
Amount paid Treasurer 50 0 0 50 0 0

Balance to be accounted for ✓ 25 18 0

✓ ARGYLE.

Collected up to 31st December last 46 13 4
Amount paid Treasurer 1 13 4 1 13 4

Balance to be accounted for 45 0 0

✓ WEYMOUTH.

Collected and paid up to 31st December last 15 0 0

✓ DIGBY. ✓

Collected to 31st December last 70 14 2
Amount paid Treasurer 2 5 2 2 5 2

Balance to be accounted for 68 9 0

This Account neither signed nor attested.

✓ ANNAPOLIS

Collected and paid up to 31st December last 23 8 1

✓ CONWALLIS. ✓

Ditto ditto ditto 6 18 9

✓ WINDSOR.

Balance as reported last year 24 16 1

L

Collected

APPENDIX, No. 28.

Collected up to 31st December last, including error in casting of 20s.	£129 4 0	
	<hr/>	
Amount paid Treasurer	154 0 1	
	70 0 0	
	<hr/>	70 0 0
Balance to be accounted for	84 0 1	
	✓ COLCHESTER.	
Collected to 31st December last	7 5 4	
Less his Commission, and charge for extra trouble	2 0 11	
	<hr/>	
Balance to be accounted for	5 4 5	
	✓ BARRINGTON. ✓	
Collected and paid to 31st December last		30 1 3
	✓ LUNENBURG.	
Ditto ditto ditto		14 2 6
	✓ CHESTER.	
Ditto ditto ditto		2 12 9
	✓ PUGWASH. ✓	
No account for 1838. Amount paid Treasurer		34 2 0
	✓ BRIER ISLAND.	
Collected in 1838, and paid up to 31st December last		39 0 7
No Account for 1837, as reported last year.		
	✓ TATAMAGOUCHE.	
Collected and paid up to 31st December last		34 4 10
	✓ ANTIGONISH. ✓	
Collected and paid up to 31st December last, including balance for 1837		20 5 2
	✓ AMHERST.	
Collected and paid to 31st December last		19 17 9
	✓ GUYSBOROUGH.	
Returns of 1836 & 1837 have been forwarded, and the balance paid the Treasurer		22 17 2
Collected to 31st December, 1838, to be accounted for	£11 7 7	
	✓ LITTLE OR CAPE CANSON ✓	
Collected up to the 31st December last	166 9 0	
Amount paid Treasurer	134 1 3	
	<hr/>	134 1 3
Balance to be accounted for	£32 7 9	
	✓ GUT OF CANSON. ✓	
No Account or remittance for 1838, nor is any explanation given as to the report of last year, by which it appears that the two Collectors there, Imlay & Skinner, were in arrears for former collections, and had failed to make proper returns; and it still appears that they continue to receive Light Money without accounting for it. The Committee are of opinion that more efficient Collectors should be appointed in their place, who would make the proper returns and remit the Monies received; and that public notice should be given of the discontinuance of the Gentlemen above named, from the office of Light Duty Collectors.		
	ARICHAT, C. B.	
Balance reported due for 1837	£19 14 4	
Collected to 31st December last	56 15 7	
Error in carrying forward balance from 1st to 2d page of Collector's Return—net	5 3 6	
	<hr/>	
	£81 13 5	
This amount paid Treasurer, which, by mistake, was credited in his Account as Excise Duty, instead of Light Money	61 5 6	
	<hr/>	61 5 6
Balance to be accounted for	20 7 11	
		Collected

APPENDIX, No. 28.

SYDNEY, C. B. ✓

Collected up to 31st December last, including error of
20s. in addition of return for June Quarter
Amount paid Treasurer

£498 11 11
497 11 11

497 11 11

Balance to be accounted for

1 0 0

Collected afloat by Darby & Miller up to 31st December
last, and paid to the Treasurer

14 10 1

 £3028 1 3

SAVINGS' BANK.

In addition to the Debt of £15000 due last year, there has been taken
from this Fund £1000 to pay off so much of the Funded Debt, making
the sum now due the Savings' Bank

£16000 0 0

PASSENGERS' ACT.

By the Accounts furnished, it appears there has been received, during the
past year, £44 17 1, and expended chiefly in forwarding on Passen-
gers from this to the United States £77 8 3, leaving balance in the
hands of the Treasurer at 31st December, 1838

59 10 9

ANNAPOLIS LOAN OFFICE.

The Commissioners have paid into the Treasurer during the past year
£130; leaving the balance due 31st December last, £357 17 1, with
interest from 30th June last.

357 17 1

SABLE ISLAND.

The Commissioners Accounts to 31st December last have been received.
Balance to that date in the Treasurer's hands

1444 17 11

The Annual Grants for 1837 & 1838 to this Establishment are unpaid.
The Schooner Victory still belongs to this concern—value £300.

COMMISSIONERS OF LIGHT-HOUSES.

The Commissioners Accounts to 31st December last, have been received,
amounting to

£2933 9 10

They have received from New-Brunswick
towards support of Seal Island and
Brier Island Lights for 1837

£268 1 1

From the Treasurer, besides £155 12 5
due last year

2665 8 9 2933 9 10

The Receipts of Light Money for 1838, including
£53 10 5 received in part of former balance, and
£293 14 9 still due from Light Duty Collectors,
and the annual allowance from New-Brunswick for
1838, not yet paid, amount to

3589 17 1

Leaving a Surplus over and above the expenses for
the year of

 £656 7 3

CUSTOM HOUSE.

The Quarterly Returns to 5th July, 1838, have been re-
ceived, but no Account Current. There has been
paid to the Treasurer between the 1st January and
31st December, 1838, as appears by his Account

18922 6 7

As the money from the Customs is chiefly paid into the Treasury in
Dollars, which are generally worth a premium, the Committee recommend
that the Treasurer should be instructed, in future, to dispose of all such
money to the best possible advantage, and place the premium that may be
received to the credit of the Province.

PUBLIC BUILDINGS.

The Commissioners' Accounts have been received, together with the se-
veral Vouchers. Amount (all of which is still due)

524 10 8

Amount

APPENDIX, No. 28.

PROVINCE NOTES.

Amount in circulation as reported last year	£59968	10	0
Delivered to the Treasurer for defaced Notes	9000	0	0
	68968	10	0
Burnt by the Committee	9000	0	0
Leaving in Circulation 31st December, 1838	59968	10	0

FUNDED DEBT.

Funded in 1834, 1835 and 1836, at 5 per cent.	37026	0	0
Paid of this by so much from Savings' Bank, 1838	1000	0	0
	36026	0	0
Funded in 1836, at 4 per cent.	10000	0	0
Savings' Bank to 31st December, 1838	16000	0	0

Amount of Funded Debt, 31st December, 1838 (interest paid to that time) £62026 0 0

The Committee have much satisfaction in bearing testimony to the correctness and punctuality of the Collector of Impost and Excise for the Port of Halifax, as well as of some of these Officers in the Out-Ports; the Committee would, however, be wanting in their duty were they not also to state that several of the Collectors of Impost and Excise are considerably in arrears for the Balance of Bonds in their hands to 31st December, 1837, and have made no remittance for Duties paid or secured for 1838, as will be seen by the general Abstract of their Accounts herewith submitted. The Committee would therefore recommend that the Commissioners of the Revenue be requested to take prompt measures for the recovery of those arrears, as it would be unjust towards the Securities should they hereafter be called upon to make good deficiencies, which would probably not have arisen if due vigilance had been used in the collection of these Duties. The Committee would also recommend that the Treasurer be instructed to require greater punctuality in the Quarterly Returns which the Collectors of Impost are required by Law to make to that Officer; and that a List of the Bonds unpaid at the expiration of the year, with their respective dates, amounts, &c. should accompany the Accounts Current of those Collectors for the information of the Legislature.

The Committee have also to state that a number of the Collectors of Light Duty for the Out-Ports are considerably in arrears for sums collected to 31st December last, and recommend that the Commissioners of Revenue should take the necessary measures to enforce the recovery of these arrears. The returns of several of these Officers are not attested, as the Law requires.

The Committee are unable to furnish a statement of the Imports of Foreign Goods, and the Duties collected thereon during the past year—the Returns from the Custom House, comprising only the two first Quarters of the year, and being made out in such form as would require much labor to complete a condensed abstract of the quantity of each Article of Impost, the Committee are of opinion that such Abstract is necessary for the information of the Legislature, and would enable the Committee to report much more satisfactorily if such an Abstract could be furnished, in future, at an early day after the meeting of the Legislature.

The Balance in the Provincial Treasurer's hands being larger than usual, amounting to £18367, including the Balances of the Sable Island and Passengers' Act Accounts, the Committee are of opinion that a part of this sum would be most advantageously applied in paying off a portion of the Funded Debt.

Committee Room, 12th February, 1839.

WILLIAM LAWSON,
JOSEPH ALLISON,
A. STEWART. } Committee
of Council.

THOS. A. S. DEWOLF,
SAMUEL CHIPMAN,
W. B. TAYLOR,
WILLIAM ANNAND,
THOMAS DICKSON, } Committee of House
of Assembly.

Securities

APPENDIX, No. 28.

SECURITIES in the hands of the Collectors of Impost and Excise, with a Statement of Monies paid by each into the Treasury, including the Custom-House.

	CASH.	BONDS.
Halifax, Excise	£38,000 0 0	£37,187 2 3
Ditto Customs	18,922 6 7	0 0 0
Liverpool	377 7 4	182 13 11
Pictou	900 0 0	1,479 7 10
Lunenburg	480 0 0	1,022 6 2
Yarmouth	499 17 2	187 5 10
Digby	236 4 6	190 4 0
Shelburne	190 0 0	288 8 3
Barrington	109 3 10	0 0 0
Colchester	159 2 6	164 9 1
Cumberland	336 0 0	486 8 8
Hants	11 10 0	83 17 8
Argyle	21 19 10	0 0 0
Sydney, C. B.	325 16 6	562 19 7
King's County	238 1 1	361 18 8
Annapolis	125 0 0	55 19 5
Weymouth	72 10 7	39 13 2
Arichat	749 13 10	817 10 3
Port Hood	0 0 0	25 3 2
Antigonish	31 10 0	8 17 1
Guysborough	30 12 3	37 1 2
Chester	5 0 0	1 0 9
Wallace	20 0 0	37 14 10
Brier Island	16 6 3	0 0 0
Tatamagouche	79 14 7	290 17 6
	£61,937 16 10	£43,510 19 3

Committee Room, Halifax, 12th February, 1839.

WILLIAM LAWSON, }
 JOSEPH ALLISON, } Committee of
 A. STEWART. } Council.

THOS. A. S. DEWOLF, }
 SAMUEL CHIPMAN, } Committee of
 W. B. TAYLOR, } House of Assem-
 WILLIAM ANNAND, } bly.
 THOS. DICKSON. }

Statement of the amount of Duties secured by the Collectors of Impost and Excise, for the year 1838, also, the balance due for Duties secured, to the 31st December, 1837.

	Bonded in 1838.	Balance of Bonds unpaid, 31st Dec-ember, 1837.	Cash remitted the Treasurer in 1838, in-cluding Commissions and Drawbacks.	Deficient on Bonds to 31st Dec. 1837, in ad-dition to the whole a-mount of Bonds for 1838.
Halifax	£45,000 16 8	£34,659 15 6	£43,264 17 4	
Liverpool	182 3 3	374 2 7	377 7 4	
Pictou	1,061 6 2	1,477 16 11	1,059 15 3	418 1 8
Lunenburg	943 15 10	657 8 10	579 18 6	77 10 4
Yarmouth	517 14 0	312 12 11	499 17 2	
Digby	329 14 7 1/4	96 14 2	236 4 6	
Shelburne	241 4 10	261 14 1	190 0 0	71 14 1
Barrington	133 4 9	61 14 2	109 3 10	
Colchester	151 12 4	198 6 0	159 2 6	39 4 6
Cumberland	479 2 9	187 2 2	388 1 6	
Hants	48 15 2	47 10 6	13 8 0	34 2 6
Argyle	24 10 9	11 4 14 3	29 3 0	
Sydney, Cape-Breton	573 18 3	369 1 4	379 15 0	

King's

APPENDIX, No. 28.

	Bonded in 1838.	Balance of Bonds unpaid 31st Dec. 1837.	Cash remitted the Treasurer in 1838, including Commissions and Drawbacks.	Deficient on Bonds to 31st Dec. 1837, in addition to the whole amount of Bonds for 1838.
King's County	336 16 6	302 11 2	277 9 0	25 2 2
Annapolis	145 11 10	56 18 10	146 11 3	
Arichat	526 15 9	1,258 12 4	906 12 4	352 0 0
Weymouth	105 11 7	33 9 4	97 17 3	
Port Hood	No Return	25 3 2	0 0 0	
Antigonish	13 2 3	32 9 0	36 14 3	
Chester	Nil	6 17 3	5 16 6	1 0 9
Pugwash	47 12 1	14 0 10	24 0 7	
Guysborough	24 12 11	29 9 9	30 12 3	
Brier Island	18 11 3	0 0 0	18 11 3	
Tatamagouche	370 12 1	Nil	88 11 9	
	£51,306 19 4	£40,468 5 1	£48,919 10 4	

DR.

THE PROVINCE OF NOVA-SCOTIA.

To this Sum undrawn on Account of Roads and Bridges, and other Services, per Abstract, in the years 1837 and 1838. £1,536 9 2

Loan Certificates due sundry Persons, including £16000 from Savings' Bank	62,026 0 0
Province Notes in Circulation	59,968 10 0
Balance of Grant to Shubenacadie Canal	1500 0 0
Balance due Cross Island Light-House	250 2 0
Commissioners of Public Buildings	524 10 8
Vote for Sable Island two years	800 0 0
Vote for Yarmouth Light-House	750 0 0
Balance of Casualty Vote for 1838	148 7 6

£127503 19 4

To Balance

£65330 14 1

CONTRA.

Cr.

By Balance in the hands of the Treasurer	£16,863 5 0
do do ditto on account of Sable Island	1,447 17 11
do do do Passenger Act	59 10 9
Loan to Dalhousie College	5,000 0 0
Loan to County of Annapolis (Balance)	357 17 1
Due by Collectors of Light Duty	293 14 9
Securities in the hands of the Collector of Excise at Halifax	£37,133 5 2
Deduct probable Drawbacks	6,188 17 6
	30,944 7 8
Securities in the hands of the Out port Collectors	£6,323 6 5
Deduct probable Drawbacks	1,580 16 7
	4,742 9 10
Bonds in the hands of Attorney General	53 17 1
Balance due on Loan to Poor Settlers	2,413 5 2
Balance	65,330 14 1

£127,503 19 4

NOTE.—The Nett proceeds of the Book entitled "The Nova-Scotia Justice" to be hereafter accounted for.

Committee Room, 12th February, 1839.

WILLIAM LAWSON,
JOSEPH ALLISON,
A. STEWART. } Committee of
Council.

THOS. A. S. DEWOLF,
SAMUEL CHIPMAN,
W. B. TAYLOR,
WILLIAM ANNAND,
THOMAS DICKSON, }

Committee of
House of Assem-
bly.

Abstract

APPENDIX, No. 28.

Abstract of Monies undrawn on Accounts of Roads and Bridges in 1837.

HALIFAX.		Frederick Major	£7 0 0
John Munro	£30 0 0	John E. Fairbanks	5 19 2
James Smith	25 0 0	John Cooper	12 12 0
Frederick Hyson	15 0 0	COLCHESTER.	
SYDNEY, N. S.		Samuel Waugh	4 0 0
Alexander Moore Chisholm	5 0 0	SYDNEY.	
CUMBERLAND.		Angus Campbell	6 10 0
John Fillmore	5 0 0	GUYSBOROUGH.	
HANTS.		Anderson Martin	20 0 0
Benjamin De Wolfe	10 0 0	Moses Bears	5 0 0
KING'S.		CUMBERLAND.	
George Neily	7 10 0	Gilbert Lawrence	2 0 0
Aaron Bishop	5 0 0	Isaac Rindrass	7 10 0
William Johnston	10 0 0	HANTS.	
ANNAPOLIS.		John McDougall	6 0 0
Samuel Morse	5 0 0	Caleb Lake	10 0 0
SHELBURNE.		Isaac Lake	16 6 0
Tilly Richardson	7 0 0	Adam Hunter	10 0 0
QUEEN'S.		James Mosher	10 0 0
No Commissioner named	25 0 0	KING'S COUNTY.	
LUNENBURG.		John F. Hutchinson	10 0 0
Joseph Miller	10 0 0	John Pettis	7 0 0
Conrod Silver	5 0 0	Hugh Hartshorne	10 0 0
William Alexander	10 0 0	ANNAPOLIS.	
CAPE BRETON.		Jacob Turpen	5 0 0
Angus McGillivray	10 0 0	QUEEN'S.	
INVERNESS.		Benjamin Christopher	12 10 0
Hugh McDonald	131 3 8	INVERNESS.	
Ross	21 5 0	William Hawley	10 0 0
Ross and Crodis	20 0 0	Lambert & Smith	12 10 0
Irak Hart	10 0 0	Malcolm McMillan	15 0 0
1838.		EXTRA VOTES.	
HALIFAX.		Harrington & Thomson	66 13 4
John Hartling	10 0 0	<hr/>	
John Smith	10 0 0	£541 9 2	

Miscellaneous Votes undrawn 31st December, 1838.

Balance of Parrsborough Packet (£40 of this paid)	50 0 0
Guysborough, do.	50 0 0
Yarmouth Academy	100 0 0
Scow at Cape-Breton	20 0 0
Bridge at Margaree	120 0 0
William Ross, (Grist Mill)	12 10 0
George & J. Hiltz, do.	12 10 0
Revenue Boat at Digby	60 0 0
Buoy at Barrington	30 0 0
Entrance to Porter's Lake	20 0 0
Tracadie Harbor	40 0 0
Arasaig Pier	200 0 0
Breakwater at Marshall's Cove	50 0 0
Pier at Givan's Cove	150 0 0
Bishop Fraser	50 0 0
Indian Chapel, Cape-Breton	30 0 0
<hr/>	
	£1536 9 2

Committee Room, 12th February, 1839.

WILLIAM LAWSON,	} Committee of Council.	THOS. A. S. DEWOLF,	} Committee of House of Assem- bly.
JOSEPH ALLISON,		SAMUEL CHIPMAN,	
A. STEWART,		W. B. TAYLOR,	
		WILLIAM ANNAND,	
		THOS. DICKSON.	

Abstract

A B S T R A C T

Of Dutiable Articles imported into the Province of Nova-Scotia, between the 31st December, 1887, and 31st December, 1888, for which the Duties have been paid or secured at the Excise Office, under the Acts of the Provincial Legislature.

COUNTIES	Horses	Tobacco	Coffee	Onions	Bread	Wine	Brandy and Gin	Rum	Whiskey	Sugar	Beef	Pork	Apples	Masses	Amount of Goods Imported paying Total amount ad valorem Duties of Duties																						
	No.	Lbs.	Cwts.	Cwts.	Cwts.	Gals.	Gals.	Gals.	Gals.	Cwts. qr. lbs.	Cwts.	Cwts.	Bls.	Gals.	Sterling	Currency																					
Haliux		157,486	507	1	22	53	0	0	9,941	0	0	1,475	0	0	12,135	365	£173,376	10	0	42,137	16	7															
Liverpool		1,078			11	0	0	54	2	0		7	0	0	20,460	4	416	4	8	359	17	1	8														
Lunenburg															16,363		973	19	0	801	4	8															
Yarmouth	2	6,049			9	0	0	142	0	0					29,072		2,429	16	2	517	9	6															
Arichat		9,514		0	3	16	25	2	0	0	19	2	0	0	5,470		2,710	0	0	528	0	6															
Pictou		1,152		1	0	0		11	0	0					324		14,249	17	6	1,060	8	0															
King's County										26	1	0			939		143	18	0	224	17	8															
Shelburne											5	0			2,000		5,247	11	10	241	4	10															
Sydney, C. B.		4,123			99	2	0	280	0	0			199		335		923	5	5	49	15	2															
Hants		96													387		636	16	5	145	11	10															
Annapolis															1,058		1,656	15	0	329	14	3															
Digby															1,814		1,521	0	7	133	4	6															
Barrington		137						4	0	0							54	0	0	24	8	9															
Argyle																				1	12	0															
Weymouth																				211	2	0															
Brier Island																				170	0	0															
Guyborough																				148	8	6															
Colchester		1,007			3	0	0						5		699		1,221	9	9	30	16	3															
Tatamagouche																				1,221	9	9															
Amherst		1,571																		5,914	6	10															
Pogwash and Wallace																				2,549	0	0															
Antigonish																				553	1	11															
																				39	1	0															
																				4,662	1	7	656	2	0	1,593	2	0	265	2	0	215,123	15	10	48,322	8	0

APPENDIX, No. 29.

No. 29.

(See Page 518.)

Aggregate List of Articles purchased for the use of Halifax Asylum, for the Poor, during the year 1838.

Arrow Root, 15 lbs.		£0 15 0
Barley, 58 cwt. 2 qrs. 1 lb.	£58 13 1	
Beer, 4458 Gallons	46 8 6	
Beef, 15851 lb.	165 1 9	
Butter, 568 $\frac{3}{4}$ lbs.	25 15 6	
Candles, 50 lbs.	2 2 8	
Coals, 68 $\frac{1}{2}$ Chaldrons	90 6 0	
	<hr/>	388 7 6
Contingencies expended by the Matron, whose Account is audited monthly by the Acting Commissioner		22 19 11
Clothing, Blankets, Sheets, Bedticking, &c. &c.	61 3 9	
Chocolate, 952 lbs.	27 15 4	
	<hr/>	88 19 1
Flour, Superfine, 158 Barrels, }		549 14 0
Rye, 129 do. }		
Glazing and Painting,	3 9 0	
Ironmongery, Nails, &c.	13 2 8	
	<hr/>	16 11 8
Illegitimate Children—maintenance thereof, out of doors		6 0 0
Oat Meal, 80 cwt. 1 qr. 6 lb. }		90 4 9
Corn Meal, 17 Barrels }		
Lumber, 4386 feet	11 14 6	
Leather, for Shoes for the use of the inmates	10 16 6	
	<hr/>	22 11 0
<i>Miscellaneous Expenses.</i> —Articles required for the use of the Establishment, not of ordinary consumption, purchased by the Commissioners, which do not come under other heads.		40 7 1 $\frac{1}{2}$
Molasses, 960 Gallons	104 9 9	
Milk, 8239 $\frac{1}{2}$ Quarts	94 7 10	
Oil for Lamps, 214 Gallons	34 9 9	
Pork, 6 Barréls and 929 lbs. }	49 2 1	
Fresh, ditto }		
Potatoes, 769 $\frac{1}{2}$ Bushels	84 5 11	
Peas, 54 Bushels	15 6 0	
	<hr/>	382 1 4
Repairs to Buildings	24 14 0	
Removal of Paupers	9 1 4	
Stationary and Printing	5 16 8	
	<hr/>	39 12 0
Straw, 120 cwt. 3 qrs.	14 14 4	
Soap, Soft, 165 cwt. 2 lb.; Hard, 122 lb.	43 8 6	
	<hr/>	58 2 10
Salaries—Doctor £120, Clerk £50, Matron £50, Keeper £25		245 0 10
Sugar, 8 cwt. 9 lbs.	17 16 5	
Salt, 5 Hhds.	3 4 0	
Tea, 749 lbs.	88 7 3	
Truckages	20 14 4	
Tin Ware, and repairs	20 11 3	
	<hr/>	150 13 3
Turnips, 45 Bushels	4 6 3	

APPENDIX, No. 29, 30.

Transient	269	25,605	165	18,513	59	5,040	493	49,158
Total	318	33,575	263	34,030	215	21,398	796	89,003

No. 30.

(See Page 519.)

The following Gentlemen have been appointed Professors of Dalhousie College for the present.

The Reverend Thomas M'Culloch, D. D. President and Professor of Moral Philosophy, Logic and Rhetoric, by resolution of the Board of Governors, dated 6th August, 1838.

The Reverend Alexander Romans, A. M. Professor of Classical Languages, by resolution of the Board, dated 15th September, 1838.

The Reverend James M'Intosh, A. M. Professor of Mathematics and Natural Philosophy, by resolution, dated 15th September, 1838.

No Charter has ever been granted to Dalhousie College, except the Act of Incorporation, passed by the General Assembly of this Province, 1 and 2, Geo. IV. chap. 39.

J. W. NUTTING,
Secretary of the Board of Governors.

Halifax, 24th January, 1839.

(Copy.)

At a meeting of the Governors of Dalhousie College, at Government-House, on Monday the 6th day of August, 1838.

P R E S E N T :

His Excellency SIR COLIN CAMPBELL, K. C. B. Lieutenant-Governor.

The Honorable the Speaker.

The Treasurer

The Secretary reads over the Minutes of the last Meeting.

The subject of the opening of the College having been brought before the Board, it is *Resolved*, that the College be opened for public instruction on the first day of October next.

Resolved, That until the Funds and circumstances of the Institution may admit of more extended operations, it is the intention of the Board the following Classes or Professorships shall be conducted therein, viz :

1st. The Classical Languages.

2d. The Mathematics and Natural Philosophy.

3d. Moral Philosophy, Logic and Rhetoric.

Resolved, That the Third Class be conducted by the Reverend Doctor M'Culloch, who, for the present, is appointed President.

Resolved, That public notice be forthwith given, for Gentlemen competent to fill the two other Professorships above named, to send in their names to the Secretary of the Board on or before the fifteenth day of September next, as Candidates for such Offices, to be submitted to the consideration of the Board.

Resolved, That the Salary of the President be, and it is hereby established, at Four Hundred Pounds per Annum, over and above the Fees of the Classes, and be payable from the first day of October next, half-yearly.

Resolved, That an application be respectfully made to the Honorable S. S. Blowers, who is now the sole Trustee of the Funds of the Institution in England, requesting him to execute all such Documents as may be necessary for transferring those Funds into the names of the Governors for the time being, or their appointees, and for receiving the Dividends and Interests that have already accrued thereupon, or that may be due, and owing in respect thereof.

The Meeting was then adjourned.

At

APPENDIX, No. 30.

At a Meeting of the Governors of Dalhousie College, at Government-House, on Saturday, 15th day of September, 1838.

P R E S E N T :

His Excellency SIR COLIN CAMPBELL, K. C. B. Lieutenant-Governor.

The Honorable the Speaker.

The Treasurer.

The Secretary reads the last Minutes, and states that the Honorable Sampson Salter Blowers, the late Chief Justice, had agreed to transfer the Funds in England to the Board, and had executed the necessary powers of Attorney for that purpose, which are transmitted to the Board.

The Secretary reads a Letter addressed to Messrs. Ransom and Co. Bankers, London, to accompany the powers, directing them to receive and re-invest the monies of the Institution with the least possible delay, in the three per cent. Consolidated Annuities, in the name of the Governors of Dalhousie College, at Halifax, in the Province of Nova-Scotia, which is approved of by the Board.

Resolved, That the Salaries to be given for the present to the two Professors of Classics and Mathematics, and Natural Philosophy, owing to the limited means of the Board, are fixed at One Hundred and Fifty Pounds Currency each, in addition to the Fees of their Classes.

Applications from the following Gentlemen:—The Rev. Edmund A. Crawley, Mr. James Patterson, the Rev. James M'Intosh, the Rev. Dugald M'Kichan, the Rev. Thomas Twinning, D. D. Alexander F. Sawers, M. D. and the Rev. Alexander Romans, are then read by the Secretary, for the Classical, and the Mathematical, and Natural Philosophy Professorships—whereupon, the Board resolve that for the present the Rev. Alexander Romans be appointed Professor of the Classical Languages, and the Rev. James M'Intosh be appointed Professor of Mathematics and Natural Philosophy in the College; and the Governors request that the President and Professors do meet and draw up a code of regulations for the Government of the College, according to the directions of the Act.

Resolved, That the Speaker and the Treasurer, with the Secretary, be a Committee to make internal arrangements for the accommodation of Professors and Classes, and for the disposal of such parts of the Buildings at rent, by Public Auction or otherwise, as may be proper.

Resolved, That it is the opinion of this Board, that J. W. Nutting, Esquire, be, from the 1st October, Treasurer and Secretary, at a Salary of Thirty-five Pounds per annum; and that at the next meeting, he submit an Account of Expenses incurred by him in all previous matters connected with the College.

Resolved, That the request of the Mechanics' Institute to clean and paint the rooms occupied by them, be agreed to.

The Meeting was then adjourned.

Halifax, 24th January, 1839.

I Certify the above to be correct Extracts from the Minutes of the Board of Governors of Dalhousie College, and that the same contain all the proceedings of the Board, since the last Session of the General Assembly.

J. W. NUTTING, Secretary.

DALHOUSIE COLLEGE FUNDS.

Principal sum invested in the three per cent. Consols, £8,289 9s. 6d. stock, say Sterling,	£7,875 0 0
*Dividends on £1,255 18s. 1d. in the hands of the Assignees of Duckett & Co. amount to	784 7 6
*Dividends accumulated in the Bank of England, since January, 1832 to July 1838, amount to	1,364 12 6
	£9,924 0 0
Sterling	£9,924 0 0
	Rent

APPENDIX Nos. 30, 31.

Rent of Premises under the College, say, per annum, Currency, £50
 Debts due by the College, say £800 Currency.

J. W. NUTTING, Secretary and Treasurer.

Halifax, 24th January, 1839.

NOTE.—The last two amounts of dividends are directed to be invested in the Three per Cent Consols also.

No. 31.

(See Page 522.)

THE Committee to whom was referred the Petition of James Whalen, having duly considered the circumstances of the case therein referred to—beg leave to report as follows :

That while your Committee entertain no doubt of the Petitioner having lost his rum in the manner described in the Petition, they consider such loss, wherever it may occur, no small gain to whatever neighbourhood in which such an accident may happily take place. Your Committee therefore feeling pleased at the destruction of so much of that ruinous drug, that might (if kept safe,) been the ruin of several Families and individuals—humbly recommend that the amount of duties paid by the Petitioner on the quantity of nefarious stuff said to be lost, be, by the direction and order of this House, refunded to the Petitioner.

(Signed)

ZENAS WATERMAN.

On behalf of the Committee.

APPENDIX No. 32.

Names of Settlements.	No. of Males heads of Families.	No. of Males under six years of age.	No. of Females under six years of age.	No. of Males under fourteen years of age.	No. of Females under fourteen yrs. of age.	No. of Females above fourteen yrs. of age.	No. of Males above fourteen yrs. of age not heads of Families.	Total in Settlements.
Gay's River	28	16	12	22	14	35	12	139
Truro Road	68	62	46	58	55	92	36	417
Dutch Village, Beach Hill, and from Three Mile House to Sackville Bridge	61	36	39	27	32	111	37	343
From Sackville Bridge to County line	62	41	30	42	38	111	76	400
Ditto Blacks	11	4	7	12	7	21	6	68
Beaver Bank	18	20	9	19	9	31	2	108
Spryfield, Harrietsfield, Goodwood, &c.	42	25	24	37	20	60	28	236
Hammond's Plains	54	40	34	28	22	81	23	282
Ditto Blacks	37	27	25	27	19	50	11	196
Margaret's Bay	180	143	144	128	141	330	182	1248
Dover and Blind Bay	25	22	13	14	7	29	33	143
Upper and Lower Prospect	100	71	64	51	48	126	128	588
Pennant Bay	3	2	3			5	1	14
Sambro	57	29	35	35	43	79	40	318
Ketch Harbor	33	20	25	30	21	53	41	223
Duncan's Cove, Portuguese Cove, Bear Cove, and Halibut Bay	28	20	15	31	28	57	57	236
Herring Cove, Ferguson's Cove, and Purcell's Cove	55	53	43	48	32	81	43	355
Total	4323	2991	2918	2871	2774	8999	3694	28570

JAMES S. CLARKE,
Clerk of the Peace.

General

APPENDIX No. 32.

GENERAL ABSTRACT of Census for the County of Colchester, made pursuant to the Act, passed in the 1st year of the Reign of Her Majesty Queen Victoria, entitled, An Act for taking the Census of this Province.

Names of Settlements.	No. of Males		No. of Females		No. of Males		No. of Females		Total in Settlements.
	heads of Families.	under six years of age.	under six years of age.	under fourteen years of age.	under fourteen years of age.	above fourteen years of age and not heads of Families.	above fourteen years of age.		
Truro	333	249	238	263	209	323	285	2214	
Onslow	225	116	142	307	261	161	437	1402	
Londonderry	321	202	224	243	212	260	265	2043	
Economy	99	83	73	99	66	77	184	680	
Tatamagouche	170	150	134	117	99	183	250	1104	
Upper Stowiacke	359	150	121	138	117	115	142	1142	
Middle Stowiacke	97	41	46	38	48	42	50	362	
Lower Stowiacke & Shubenacadie	197	53	72	71	84	95	102	679	
Kemptown	21	16	12	29	33	19	34	136	
Earlton	151	91	111	116	116	147	246	979	
New Aman	77	53	63	46	65	49	126	484	
	2050	1009	1241	1467	1310	1476	2121	11225	

GENERAL ABSTRACT of Census for the County of Pictou, made pursuant to an Act, passed in the first year of the reign of Her Majesty Queen Victoria, entitled, "An Act for taking the Censes of this Province."

NAME OF SETTLEMENTS	No. of Male Heads of Families.		No. of Female Heads of Families.		No. of Male Children under six years of age		No. of Female Children under six years of age.		No. of Males under 14 years of age		No. of Females under 14 years of age.		No. of Males above 14 years of age, not heads of Families.		No. of Females above 14 years of age.		Total number in Families.
	No. of Male Heads of Families.	No. of Female Heads of Families.	No. of Male Children under six years of age	No. of Female Children under six years of age.	No. of Males under 14 years of age	No. of Females under 14 years of age.	No. of Males above 14 years of age, not heads of Families.	No. of Females above 14 years of age.									
Town of Pictou	251	29	152	166	160	130	343	542	1744								
Carriboo	94	7	80	59	74	62	102	198	669								
Pictou Island	17		16	8	12	18	18	30	119								
Re'dr. of Township	1114	52	917	835	865	674	1200	2242	7847								
	1476	88	1165	1068	1111	884	1663	3012	10379								
Town of N. Glasgow	91	7	77	67	47	59	145	199	685								
Albion Mines	205	7	155	183	109	114	189	288	1243								
Re'dr. of Township	868	34	723	697	695	623	870	1722	6203								
	1164	48	955	947	851	801	1204	2109	8131								
Maxwelton	393	30	298	318	333	294	494	809	2939								
Indians Total	49	Not included in Total Amount of Population of Co'ty.													156		
Total in the Co'ty.	3033	166	2418	2333	2295	1979	3361	6030	21449								

JAMES SKINNER, C. Peace, County of Pictou.

APPENDIX No. 32.

GENERAL ABSTRACT of Census for the County of Hants, made pursuant to the Act, passed in the first year of the Reign of Her Majesty Queen Victoria, entitled, "An Act for taking the Census of this Province."

Names of Settlements.	No. of Males heads of Families.	No. of Males under six years of age.	No. of Females under six years of age.	No. of Males under fourteen years of age.	No. of Females under fourteen years of age.	No. of Females above fourteen years of age.	No. of Males above fourteen years of age.	Total in Settlements.
	Windsor	392	281	255	234	228	724	
Douglas { Douglas Maitland Provost	157	115	120	101	112	232	116	960
	236	168	189	191	189	371	199	1553
	99	64	69	83	68	155	99	639
Newport	404	276	264	263	254	749	422	2639
Falmouth	157	103	100	105	105	242	140	964
Rawdon	154	127	97	124	123	273	176	1084
Kempt	155	133	119	142	99	262	187	1097
Uniacke	19	10	20	13	9	34	26	133
	1763	1277	1233	1256	1192	3041	1591	11399

N. B.—The amount of the first seven Columns added together is 11,353—the difference between this and the Column entitled, "Total in Settlements" is 46, which is occasioned by this number of Female heads of Families being reckoned only under the head entitled, "Total in Settlements" in the returns of Census from Douglas and Newport.

E. F. HARDING, Clerk of the Peace,
County of Hants.

Windsor, January 25th, 1839.

GENERAL ABSTRACT of Census for the County of King's County, made pursuant to the Act, passed in the first year of the Reign of Her Majesty Queen Victoria, entitled, "An Act for taking the Census of this Province."

Names of Township.	No. of Males heads of Families.	No. of Males under six years of age.	No. of Females under six years of age.	No. of Males under fourteen years of age.	No. of Females under fourteen years of age.	No. of Females above fourteen years of age.	No. of Males above fourteen years of age, not heads of Families.	Total in Townships.
Cornwallis	940	612	613	715	664	1730	787	6061
Horton	561	445	396	428	392	1106	579	3907
Parrsboro'	320	241	232	258	261	497	304	2113
Aylesford	271	205	194	194	156	178	430	1628
	2092	1503	1435	1595	1473	3511	2100	13709

Wm. H. CHIPMAN, Clerk of the Peace.

Kentville, 7th January, 1839.

APPENDIX No. 32.

GENERAL ABSTRACT of Census for the County of Annapolis, made pursuant to the Act, passed in the first year of the Reign of Her Majesty Queen Victoria, entitled, "An Act for taking the Census of this Province."

Names of Townships and Settlements.	No. of Male heads of Families.							Total number in Townships and Settlements.
	No. of Males under six years of age.	No. of Females under six years of age.	No. of Males under fourteen years of age.	No. of Females under fourteen years of age.	No. of Males above fourteen years of age, not heads of Families.	No. of Females above fourteen years of age.		
Township of Annapolis	414	257	257	270	176	341	816	2531
" Wilmot	514	357	363	355	334	460	975	3358
" Granville	623	414	408	358	358	515	1028	3704
" Clements	250	187	152	162	158	186	432	1527
Settlement of Dalhousie	65	48	28	52	41	44	81	349
" Perot	29	22	17	14	27	12	36	157
" New Albany	26	12	10	11	12	16	47	134
Allen Road and Grinton } with Lunenburg Road }	28	19	22	17	15	15	42	158
Hillsborough	13	12	10	10	7	4	15	71
Total numbers—	1962	1328	1267	1249	1128	1593	3462	11989

SAMUEL COWLING, Clerk Peace
for the County of Annapolis.

GENERAL ABSTRACT of Census for the County of Yarmouth, made pursuant to the Act, passed in the First Year of the Reign of Her Majesty Queen Victoria, entitled, "An Act for the taking the Census of this Province."

Names of Settlements.	No. of Males heads of Families.							Total in Settlements.
	No. of Males under six years of age.	No. of Females under six years of age.	No. of Males under fourteen years of age.	No. of Females under fourteen years of age.	No. of Males above fourteen years of age.	No. of Females above fourteen years of age not heads of Families.		
Argyle								
From Pubnico to Honorac White's, including the Tusket forks the West side of Abram's River, and East side of Eel Lake	330	234	254	236	235	523	248	2060
From Kempt to the Tusket Wedge, including the Tusket Village.	228	210	193	174	168	378	148	1489
Yarmouth								
From the Town of Yarmouth to Beaver River	531	385	362	389	361	889	365	3279
From the Town of Yarmouth including Labogue, to Salmon River.	382	277	263	295	208	630	306	2361
	1471	1106	1062	1094	972	2420	1067	9199

JOHN TOOKER, Clerk of the Peace.

Yarmouth, 2d February, 1839.

APPENDIX No. 32.

GENERAL ABSTRACT of Census for the County of Shelburne, made pursuant to the Act, passed in the first year of the Reign of Her Majesty Queen Victoria, entitled, "An Act for taking the Census of this Province."

Names of Settlements.	No. of Males heads of Families.	No. under six years of age.		No. under 14 years of age.		No. above 14 years of age.		Total of Souls in each Township.	General Total.
		Males.	Females.	Males.	Females.	Males.	Females not heads of Families.		
Township of Shelburne.	Eastern District	191	139	116	142	126	175	359	1267
	Middle District	152	106	101	133	132	154	312	1122
	Western District	159	84	93	121	102	191	160	1065
Total in Shelburne Township.		502	329	310	396	360	520	831	3454
Township of Barrington.	Eastern District.	132	128	103	97	110	118	126	1037
	Western District.	266	163	171	179	154	181	173	1538
	Cape Sable Island.	119	100	86	96	86	90	175	772
Total in Barrington Township.		567	391	360	372	350	389	474	3347
Total in the County.		1069	720	670	768	710	909	1305	6801

ISAAC G. ENSLOW, C. P.

Shelburne, January 10th, 1839.

GENERAL ABSTRACT of Census for the County of Queen's, made pursuant to the Act passed in the first year of the Reign of Her Majesty Queen Victoria, entitled, "An Act for taking the Census of this Province."

Names of Settlements.	No. of Male heads of Families.	No. of Males under six years of age.	No. of Females under six years of age.	No. of Males under four teen years of age.	No. of Females under fourteen yrs of age.	No. of Females above fourteen yrs of age.	No. of Males above 14 yrs of age not heads of Families.	Total in Settlements
Township of Liverpool	641	434	433	380	368	1154	544	3954
Northern District of Queen's County	188	177	142	133	153	283	153	1229
Township of Guysborough and Western District	96	60	49	66	65	180	99	615
		925	671	624	579	586	796	5798

JAMES N. KNAUT,

Clerk of the Peace for Queen's County.

Liverpool, 14th December, 1838.

APPENDIX No. 32.

GENERAL ABSTRACT of Census for the County of Lunenburg, made pursuant to the Act, passed in the first year of the Reign of Her Majesty Queen Victoria, entitled, "An Act for taking the Census of this Province."

Name of Townships.	No. of Male heads of Families.	No. of Males under six years of age.	No. of Females under six years of age.	No. of Males under fourteen years of age.	No. of Females under fourteen years of age.	No. of Females above fourteen years.	No. of Males above fourteen years of age, not heads of Families.	Total in Townships.
1 Township of Lunenburg	1122	844	675	853	754	1813	852	6913
2 Township of Chester	452	319	304	347	338	730	289	2779
3 Township of New Dublin	351	246	260	298	282	613	313	2366
Total in County Lunenburg	1925	1409	1239	1498	1374	3156	1454	12058

Office Clerk Peace, Lunenburg, 26th December, 1838.

CHARLES B. OWEN, Clerk Peace.

A GENERAL ABSTRACT of Census for the County of Guysborough, made pursuant to the Act, passed in the First Year of the Reign of Her Majesty Queen Victoria, entitled, "An Act for taking the Census of this Province."

Names of Townships and Settlements.	No. of Males heads of Families	No. of Males under six years of age	No. of Females under six years of age	No. of Males under fourteen years of age	No. of Females under fourteen years of age	No. of Females above fourteen years of age	No. of Males above fourteen years of age not heads of Families	Total in Settlements.
Guysborough	335	242	228	246	251	513	229	2044
Manchester	221	197	183	182	165	374	198	1520
St. Mary's	212	155	144	173	145	357	220	1406
Melford	141	118	100	117	110	221	94	901
Wilmot	159	109	107	96	94	215	88	868
Country Harbor	66	44	47	38	33	85	57	370
Marie Joseph	57	47	33	34	41	82	44	338
Total	1191	912	842	886	839	1847	930	7447

W. O. HEFFERNAN, Clerk of the Peace.

Guysborough, 26th January, 1839.

APPENDIX No. 32.

GENERAL ABSTRACT of Census for the County of Cape-Breton, made pursuant to the Act, passed in the first year of the Reign of Her Majesty Queen Victoria, entitled, "An Act for taking the Census of this Province."

Names of Settlements.	No. of Males							Total in Settlements.
	heads of Families.	Children under six years of age.	Children under six years of age.	under fourteen years of age.	under fourteen years of age.	above fourteen years of age.	above fourteen years of age.	
Township of Sydney	895	630	620	547	514	673	1368	5237
Township of St. Patrick	725	603	553	626	453	586	1074	4620
Township of St. Andrew's	675	529	470	513	433	533	1096	4254
TOTAL—	2295	1762	1643	1686	1405	1792	3538	14111

List of Road Districts from which the Returns have not come in, the Inhabitants of which are yet to be added to the above Census.

Township of Sydney.		Township of St. Patrick.		Township of St. Andrews.	
From Fresh Water Bridge to Forks	No. 2	Bay St. Lawrence	No. 38	Louisburg & Big Loren	No 64
" Forks to Township line	" 3	From District line, south side St. Patrick's Channel, to	" 39	North side E. Arm	" 66
" Cow Bay to Mire Gut	" 11	McKenzie's Point	" 39	6 miles to Lot No.	" 66
" John Brown's to W. Blackett's	" 16	" District line north side	" 39	23	" 66
" Kilkenny Lake to Bridgeport	" 25	" South side St. Patrick's Channel	" 43	From western Indian line to Benackady	" 69
" Road between R. Gibbon's and Murphy's Lot to D. McLean's	" 32	" North side Boulardarie from late W. Duffus' to Point Anne	" 50		
		" Big Harbor to St. Ann's Road	" 57		
		" St. Ann's Harbor to head of Baddeck River, (if not in No. 52 or 54.)	" 58		

CHARLES R. WARD,

Clerk of the Peace for the County of Cape-Breton.

Sydney, Cape-Breton, 5th January, 1839.

GENERAL ABSTRACT of Census for the County of Richmond, made pursuant to the Act, passed in the first year of the reign of Her Majesty Queen Victoria, entitled, "An Act for taking the Censes of this Province."

NAMES OF TOWNSHIPS.	No. of Males							Total in Townships.
	Heads of Families.	under six years of age.	under six years of age.	under 14 years of age.	under 14 years of age.	above 14 years of age.	above 14 years of age, not heads of Families.	
Township of Arichat	571	418	405	408	383	773	450	3627
of Maitland	356	250	279	268	249	596	293	2291
of Lennox	177	130	114	131	119	137	116	1074
of Hawksbury	115	96	90	92	65	65	57	675
TOTAL—	1219	894	888	899	816	1571	916	7667

GEO. E. JEAN, Clerk of the Peace.

Arichat, Cape-Breton, A. D. 1838.

DIGBY,
Province of Nova-Scotia, }

GENERAL ABSTRACT of Census for the County of Digby, made pursuant to the Act, passed in the first year of the Reign of Her Majesty Queen Victoria, entitled, "An Act for taking the Census of this Province."

Names of Settlements.	No of Males heads of Families.	No of Males under 6 yrs. of age.	No of Females under six years of age.	No of Males under fourteen years of age.	No of Females under fourteen years of age.	No. of Females above fourteen yrs of age.	No of Males above fourteen years of age, not heads of Families.	Total No in Settlement.
Township of Digby	673	519	452	514	431	1228	569	4386
Township of Hillsburgh	114	90	75	100	81	203	96	759
Settlement of Long & Brier Island	155	104	102	95	88	252	118	914
Township of Clare	469	343	379	356	326	847	410	3130
Indians								80
	1411	1056	1008	1065	926	2530	1193	9269

HENRY STEWART, Clerk of the Peace.

Digby, 2d January, 1839.

No. 33.

(See Page 524.)

Custom-House, Digby, 5th January, 1839.

SIR—

I have the honor to enclose the Boat Journal for the last Season, and to report, in obedience to the Lieutenant-Governor's commands, on the subject of that service, that agreeably to the proposal sanctioned by His Excellency, one portion of the grant has been appropriated to the protection of the Revenue and Fisheries in the Bay of Saint Mary, and the residue to the Annapolis River.—The seizure of four American Fishing Vessels is now before the Court of Vice Admiralty—a number of Packages of Goods have been detained for payment of the Impost Duties, and there are other Goods waiting for prosecution in the Courts—the cargo of one Illicit Foreign Trader seized has been of great service in checking a species of Trade which has been pursued for several years to a frightful extent, and which, if not suppressed, will eventually annihilate the Revenue in the Bay of Fundy—I allude to the Trade arising from free export and import regulations.

The Light dues (inclusive of some securities held) are upwards of £80, an amount, I believe, exceeding that of any previous year, notwithstanding the reduction caused by the Act of last Session, by which assuming the average of the last three years as the amount of Foreign Tonnage employed here annually, a permanent duty reduction to at least £80 is made in these duties at this Port—there is also an arrear of £100 left by my predecessor in the Office, which is likely to become subject of litigation.

In the Impost Duties I anticipate an increase—the Customs Returns for the three quarters exhibited an amount of Imports within £700 of the entire year 1837, it is therefore fair presumption this increase is considerable.

I beg leave most respectfully to submit to the Lieutenant-Governor, that as the extent of Revenue to be derived from these Duties is entirely dependent on the efficiency of the Water Guard, the propriety of His Excellency's recommending a continuance of at least a portion of this grant for the Season 1839—unless a Boat is employed at Digby, the Revenue cannot be collected, and to this service is entirely owing the great increase in the year 1836, in which year the amount was increased from £209 to £687.

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APPENDIX Nos. 33, 34.

I beg to renew my assurances of the zeal with which at all times I shall carry into effect any commands which the Lieutenant-Governor may do me the honor to issue.

I have the honor to be, Sir,

Your most obedient humble servant,

HENRY DAVENPORT, Sub. Col.

Sir RUPERT D. GEORGE, Bart. &c. &c. &c.

No. 34.

(See Page 524.)

(Copy.

*Provincial Secretary's Office,
Halifax, 20th November, 1838.*

GENTLEMEN—

In the last Session of the Legislature, two plans explanatory of Petitions, suggesting an alteration of the Great Eastern Road between Keys' and Polly's, having been under the consideration of the House of Assembly; the Lieutenant-Governor was requested "to appoint fit and competent persons to examine the old Road from Keys' Inn to the end of the new Brookfield Road; and also, the several new lines of Road proposed between those points, and to report whether, in their opinion, the old line should be abandoned, and if so, which of the proposed lines should be adopted."

On the 29th May last, you were selected by the Lieutenant-Governor and Her Majesty's Council, for the execution of this service, but, owing to your having been hitherto otherwise employed by His Excellency, it yet remains to be performed. His Excellency trusts, however, that the Season will not be too far advanced on the return of Mr. McKenzie from Cape-Breton, to admit of your carefully examining, together, as well the proposed routes, as the present Road between those points, in order that the required Reports and Estimates may be submitted to the House in the early part of the approaching Session.

The plans to which I have alluded, were not prepared by the direction of the Lieutenant-Governor, nor have they ever been seen by him; and, as they are not to be found among the Records of the Assembly, you will not have the advantage of a reference to them. But I have been so fortunate as to obtain, through the kindness of a Gentleman much interested in the discovery of the best line of Road, the plan I now enclose, on which the proposed new routes are delineated. This may serve in the absence of the original plans, as a tolerably good guide for you, especially as regards Faulkner's line, of whose own sketch, I am given to understand, that which I send is a copy; but with respect to the alteration proposed by Messrs. Archibald and Urquhart, the Attorney-General has assured me, that it will be impossible to discover it without their personal assistance. If you anticipate any such difficulty, you may consider yourselves at liberty to request either of those persons, or both, should you deem it absolutely necessary, to accompany you as guides, to shew the line discovered by them, taking care, however, not to add, needlessly, to the expense of the Survey.

In addition to the particulars usually inserted in the Road Estimates, His Excellency would wish you to ascertain and specify the probable amount of compensation that would be expected or awarded to the owners of the Lands through which the line which you may recommend for adoption may be carried.

I am, Gentlemen, &c. &c.

(Signed) RUPERT D. GEORGE.

Messrs. John McKenzie and John Munro.

Halifax

Halifax, 7th February, 1839.

SIR—

In compliance with His Excellency's commands, communicated to me by your Letter of date 20th November last, I proceeded to examine the present Road from Polly's to Keys', and is a succession of very bad hills, all attempts at improving it, would be a mere waste of money, therefore, I think the present Road will have to be abandoned; then I very minutely examined the proposed lines by Messrs. Wightman, Archibald and Tremain, which are over such rising ground, that I consider them impracticable, with the exception of a few miles of Mr. Archibald's line; then I proceeded and explored the Country between Polly's and Keys' in all directions, and followed a valley from the new Road at Polly's to the Shubenacadie River, which is level enough for a Rail Road, a distance of ten miles; I then crossed the Shubenacadie River, at Nelson's, and examined the line of Road already opened, from Nelson's to Keys', a distance of eight miles, four furlongs and thirty-six rods, which is very level, with the exception of two short hills, which I have explored, and can be easily avoided; this line from from Polley's to Keys', is eighteen miles, four furlongs and thirty-six rods, and I consider, if adopted, will be one of the greatest improvements ever made in the Province—very level, and will shorten the distance two miles, the Road will be easily made, as the surface is very even, and the timber light, and no excavations or embankments of any consequence.

The sites for the Bridges over the Shubenacadie and Stewiacke Rivers, I consider will be very safe, as the current is not so rapid as further up the streams, by crossing the Shubenacadie two Bridges will be avoided, one over the St. Andrew's and one over Gay's River.

The line by the Black Rock to Keys', parts with the line that crosses the Shubenacadie River, at Turner's, which the green line on the accompanying plan points out, and passes over a valley to the Black Rock Road, a distance of seven miles, and six furlongs—this Section is very level, but the surface of the soil very uneven or rugged, which will make the Road very expensive—considerable excavations and embankments will be necessary.

From the Black Rock to Keys', two miles—this Section is tolerably level, but the ground over which it passes is broken, and will be difficult to make; the whole distance from the new Road near Polley's, including the Black Rock Road, and until it meets the line that crosses the Shubenacadie, near Keys', is twenty miles, two furlongs, and one mile and three quarters longer than the level that crosses the Shubenacadie.

Specification of the proposed Lines.

1st. The line should be opened and regularly curved, twenty-six feet wide, that is to say: twenty-one feet for the Road, and two and a half feet for each side drain, then the short hills to be cut down and brought to the hollows, so as to give the Road a gradual slope—on the level, the surface soil to be thrown outside of the aforesaid twenty-six feet, until it comes to the hard earth, by this the Road will have a good foundation, and six inches of materials will be of more service over it, than one foot over a Road made of the surface soil; I have known this by experience in repairing Roads.

2d. The side drains to be made two and a half feet wide, and one foot three inches deep, the cross drains to be sufficiently large to vent the water at all seasons, they should not be more than thirty rods apart in dry soil, and fifteen rods in wet soil.

3d. The Road to be gravelled where it is convenient, and where not, to be covered with hard earth, the Road to have a declention of nine inches from the centre to the sides—the trees to be cut down each side of the Roads two rods wide, for to admit the air.

Estimate of the proposed lines, as above specified.

1st Section, from Polley's to Tay's, five miles and two furlongs—this Section is nearly level, with the exception of one hundred and twenty rods, which rises one foot in forty feet.

Probable expence of making five miles and two furlongs, at £250 per mile	£1312 10 0
--	------------

2d Section, from Tay's to Nelson's, four miles and six furlongs.

Probable expence of making four miles and six furlongs, at £250 per mile	1187 10 0
--	-----------

3d

APPENDIX No. 34.

3d Section, from Nelson's to Keys', eight miles, four furlongs and thirty-six rods			
Probable expense of making eight miles, four furlongs and thirty-six rods, at £240 per mile	2067	0	0
Probable expense of building a substantial Bridge over the Stewiacke River	500	0	0
Probable expense of building a substantial Bridge over the Shubenacadie River, at Nelson's	800	0	0
	<hr/>		
	£5867	0	0
Estimate of probable expense of the proposed line from the new road at Polley's, by the Black Rock to Keys'.			
1st Section, from Polley's to Tay's, five miles and two furlongs, at £250 per mile	£1312	10	0
2d Section, from Tay's to Turner's, three miles and six furlongs, at £250 per mile	937	10	0
3d Section, from Turner's to the Black Rock Road, seven miles and six furlongs, at £300 per mile	2325	0	0
4th Section, from the Black Rock to Keys', two miles, at £300 per mile	600	0	0
Probable expense of building a substantial Bridge over the Stewiacke River, at Tay's	500	0	0
Probable expense of building a substantial Bridge over the St. Andrew's River, and raising an embankment over the Meadow	200	0	0
Probable expense of building a substantial Bridge over Gay's River, and raising an embankment over the meadow	360	0	0
	<hr/>		
	£6235	0	0

Three lines on the accompanying plan, (near Polley's.)

The line from A. to B. rises one foot in twenty eight feet.

The line from A. by C. to D. nearly a dead level, but forty rods longer.

The line from A. to E. which intersects Whiteman's line, is nearly level, and as short as the line from A. to B., but by it about half a mile of the new Road will be lost. I would recommend the line from A. by C. to D.

I have the honor to be, Sir,
Your most obedient humble Servant,
JOHN MUNRO.

The Hon. Sir RUPERT D. GEORGE, Bart.
Provincial Secretary, &c. &c. &c.

PROVINCE OF NOVA-SCOTIA,

TO JOHN MUNRO, Dr.

For examining the proposed lines between Polley's and Keys', and laying out lines—54 days, at 15s.	£40	10	0
William Faulkner, assistant—28½ days, at 10s.	14	5	0
Adam Millar, Chainman—15 days, at 5s.	3	15	0
William McKeen, Chainman—8 days, at 5s.	2	0	0
John Tay's, Axe-man—3 days, at 5s.	0	15	0
William Woodward, Axe-man—1 day, at 5s.	0	5	0
Elijah Bill, Axe-man—2 days, at 5s.	0	10	0
John McQueen, Axe-man, 3 days, at 5s.	0	15	0
James Ellis, Axe-man—1 day, at 5s.	0	5	0
	<hr/>		
	£63	0	0

JOHN MUNRO.

Halifax, 13th February, 1839.

(See Page 527.)

The Committee to whom was referred the Petition of Peter Furlong, praying a return of Duties on a quantity of Malt—beg to report, that Petitioner, in the year 1837, imported Malt from Hamburgh into this Port, on which no Duty was demanded. That in the Autumn of the same year, Petitioner agreed before leaving for England with individuals here, to deliver them Malt in the Spring of 1838, at a certain price. That upon entering the Malt at the Custom House, no Duty was demanded, but subsequently, he was called on by the Officers of Customs, who informed him, they thought Malt was liable to Duty, and required him to give a conditional Bond, until the question could be referred to the Board of Customs at Home, and they having decided that Malt was liable to Duty, the Petitioner had to pay, as appears by the receipt of the Officers of Customs, £22 10s. Sterling, being 15 per cent. advalorem, on 320 Bags of Malt—which sum Petitioner states to be £29 18s. 6d. Currency, but which cannot be more than £27 5. The Committee think this sum ought to be refunded to Petitioner.

H. HUNTINGTON,
GAIUS LEWIS.

Halifax, 19th February, 1839.

(See Page 528.)

The Committee to whom was referred the Petition from the Inhabitants of the County of Digby, in reference to the Court-House built at Annapolis, having enquired into the facts, beg leave to report :

That the presentation of Money to be assessed within the County of Annapolis was made by the Grand Jury at a Term of the Supreme Court in said County, under the 3d Section of the Act 40, Geo. III, Chapter 5, until the year 1834, when the said Section was repealed. That the Grand Jurors residing in the Western District were not summoned to attend the General Sessions of the Peace held in the Eastern District; and in the April and November Terms in the year 1837, when the sum of £2,400 was assessed for the new Court House, it does not appear that any Grand Jurors from the Western District were present. Mr. Cutler, the Sheriff of the County, whom the Committee have examined, cannot say that there were, nor is it at all likely that any should be present, serving at Courts which they were legally excused from attending.—Mr. Cutler also states that after the old Court House was burnt down, a meeting of the Magistrates from all parts of the County, including several from the Western District, was held at Annapolis, when the size and nature of the new building were unanimously agreed to, though the cost was at that time unknown. It further appears that the old Court-House at Digby, which was built about thirty years ago, (as was also the Court-House that was burnt down,) by an assessment on the whole County, is still a serviceable building, though of course very far inferior to the new Stone Court House at Annapolis. The Inhabitants of Digby are admitted to have paid almost Eight Hundred Pounds towards the building of the new Court-House, part of which was levied after the Act for dividing the County had passed, and the County of Digby had ceased in fact to have any interest therein.—Under these circumstances, the Committee think it but an act of justice to the County of Digby, that a part of the sum so assessed and paid by them, should be refunded by the County of Annapolis, and recommend that leave should be given to bring in a Bill to that effect, leaving the sum that ought to be refunded, and may be directed by the Bill, if any, to the discretion of the House.

Committee Room, 16th February, 1839.

Wm. YOUNG, Chairman;

JOSEPH HOWE,

HENRY GOUDGE,

EDMUND M. DODD,

GARRET MILLER.

(See Page 529.)

Halifax, 8th February, 1839.

SIR—

I beg leave to state to you, for His Excellency's information, that I have carefully examined the Dartmouth Road from Bell's to Fletcher's Bridge, a distance of twelve miles. In the first place, this Road was opened, and merely made for the winter, and about seven miles remain in that state, with the exception of some repairs, and scarcely average a width of thirteen feet, which is inconveniently and dangerously narrow for vehicles, when cumberously loaded, to pass. The embankment at the south end of Beaver Dam Bridge, about one mile from Bell's, where it joins the Bridge, is about seven feet high and thirteen feet wide—this renders it exceedingly dangerous, and it becomes necessary to increase the width to twenty-three feet; and the whole of this Road should be widened to twenty-one feet, exclusive of the side drains.

The materials along this line are every where good, but being rough and rocky, and banks to cut down, which make it difficult to widen.

Estimate of the probable expense of increasing the width of the Dartmouth Road to twenty-one feet, exclusive of the side drains.

1st Section.—From Bell's to Beaver Dam Bridge, one mile—this section is tolerably good, but will require to be widened.

Probable expense of widening the Road and the embankments at Beaver Dam Bridge	£100 0 0
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2d Section.—From Beaver Dam Bridge to Mrs. Maghar's, four miles—about two miles of this section is very narrow.

Probable expense of widening this section	500 0 0
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3d Section.—From Mrs. Maghar's, until within half a mile of Scott's, three miles—this section is all narrow—considerable excavations and embankments will be necessary.

Probable expense	600 0 0
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4th Section.—From section 3d to Taylor's Bridge, two miles—this section is tolerably good, but will require widening.

Probable expense	100 0 0
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5th Section.—From Taylor's Bridge to Fletcher's Bridge, 1½ miles—this section is very narrow.

Probable expense of widening this section	200 0 0
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£1500 0 0

I have the honour to be,

Sir,

Your most ob'dt. Humble Servant,
JOHN MUNRO.

The Honorable Sir Rupert D. George, Bart. Provincial Secretary, &c. &c. &c.

No. 38.

(See Page 529.)

The Committee appointed to take into consideration the best means of improving the Agricultural interest of the Province, have agreed to report as follows:—that, in the opinion of the Committee, the first and greatest object of importance at present, is the continuance of the Bounties to encourage the erection of Oat Mills and Kilns.

They therefore recommend that the sum of £20 be granted to each County for that purpose; and if there are more than one applicant in any one County, that the sum of £30 shall be drawn and divided amongst the several applicants, under the same rules and regulations that such Bounties were formerly granted.

They

APPENDIX Nos. 38, 39.

They therefore recommend that 3d. per Bushel be given to every person who shall apply any quantity of burnt Lime to the soil, but not to exceed £20 in and for any one County.

They also recommend that the sum of pounds be granted for the purchase of Rams, to be distributed in the several Counties of this Province.

They further recommend be granted for the purchase of an Entire Horse of the Sampson Breed.

They further recommend that the Law should be altered for the Weighing of Beef, compelling the weigher to be sworn into Office, and not allowed to make any other deduction from the weight than for the bruised Beef, and that in future all Cattle sold by the Pound shall be understood to include Beef, Hide and Tallow, and all weighed accordingly.

JOHN MORTON, Chairman.

No. 39.

(See Page 532.)

(Copy.)
Duplicate
No. 163.

Downing Street, 22d June, 1838.

SIR—

I transmit herewith for your information and guidance, the copies of a Petition addressed to me by Mr. Fairbanks, and of the answer returned to him by my direction, relative to the expenses of the Fuel and Crier of the Vice Admiralty and Rólls Courts in Nova-Scotia ; and in conformity with the decision conveyed to him in Sir Geo. Grey's Letter of the 23d instant, I have to desire that during the next Session of the Provincial Legislature, you will bring this subject under their consideration, and recommend to them to grant the small sum necessary to defray this indispensable expenditure.

I have, &c.

GLENELG.

SIR COLIN CAMPBELL, &c. &c. &c.

(Copy.)

To the Right Honorable Lord Glenelg, Her Majesty's Principal Secretary of State for the Colonies.

The undersigned holding the Offices of Master of the Rolls in Chancery for the Province of Nova-Scotia, and of Judge of the Court of Vice Admiralty at Halifax, has the honor to represent to your Lordship,

That, for the transaction of the business of these Courts, and holding the Public Sittings thereof, he found it indispensable, immediately on receiving those appointments, to direct that each of them should be held publicly in the apartment in the Province Building, appropriated for the Sessions of the Supreme Court of the Province, and on the first and third Monday of every Month, and also on such intervening days as should be found necessary for hearing and disposing of all Suits or questions pending, excepting only unless in urgent cases, the days in which the Supreme Court sat, and the three weeks of the Spring as well as of the Autumn Circuits, when the several Members of the Bar were usually out of town.

That for the purpose of the frequent sittings thus rendered necessary, the services of an Officer to prepare the Court and Robing Rooms for the Court and Bar, to arrange the fires necessary in the severe part of the year, and to discharge the duties of Crier and Messenger, became indispensable, and a competent person was accordingly appointed from the commencement for that Office, and with the sanction of the Lieutenant-Governor.

That the expense of defraying the charge for his attendance, and for the requisite Fuel were estimated annually, at about from twenty to twenty-five Pounds, and as similar charges for the Supreme Court had, from an early date, been provided by the Grand Jury among other

other County Charges, a representation of such a provision for the Chancery and Admiralty Court was made on two different occasions, to that Body; but they considered these Tribunals to be of a public and general character, and on that ground declined adopting this as an item of charge upon the County.

That, for a few months, the Salary of the Crier was paid by the undersigned, but subsequently he represented the subject to the Lieutenant-Governor, in order that a provision might be made for this service, either by the Assembly, or from the Casual Revenue. When His Excellency, unwilling at that time, for particular reasons, to adopt either method, directed the sum of Ninety Pounds to be paid for those purposes, into the hands of the undersigned, out of the balance of a fine which had been paid into the Treasury, and remained unappropriated; with this sum the amount of the Crier's Fees and expenses of Fuel, with other trifling charges, were fully satisfied, until the end of the year 1837. But on renewing the application to meet the charge for the current year, it was found that the fund arising from fines at his disposal was exhausted.

That as the small sum of £20 Sterling is the full extent required for a service which is wholly indispensable to holding those Courts in the face of the public, the undersigned having already mentioned to His Excellency the Lieutenant-Governor the apparent reasonableness of including this among other similar charges which have been placed on the Casual Revenue, and are now paid therefrom—begs leave most respectfully to solicit your Lordship's notice of this subject, and direction as to the mode in which this requisite service may be compensated.

CHARLES R. FAIRBANKS.

London, 5th June, 1838.

(Copy.)

Downing-Street, 23d June, 1838.

SIR—

I am directed by Lord Glenelg to acknowledge your Memorial of the 5th inst. requesting that the expense of providing Fuel and paying the Crier of the Courts of Vice Admiralty and of the Rolls in Nova-Scotia, may be defrayed out of the Crown Revenues of that Province.

Lord Glenelg directs me to express his regret, that it is not in his power to comply with your request. There appears to his Lordship no sufficient reason for withdrawing this expenditure from the cognizance of the Local Legislature; and considering its small amount, and the indispensable nature of the services for which it is incurred, he cannot assume that the Council and Assembly of Nova-Scotia will refuse to concur in a vote for the amount. Lord Glenelg will therefore transmit your Memorial to Sir C. Campbell, and will direct him to bring the subject under the consideration of the Legislature at their next Session.

I have, &c.

GEO. GREY.

C. R. FAIRBANKS, Esq.

No. 40.

(See Page 532.)

(Copy.)—No. 195.

Downing-Street, 31st December, 1838.

SIR—

Various Acts, passed by the Lieutenant-Governor, Council and Assembly, of Nova-Scotia, in the month of March last, and transmitted in your Despatch, No. 36, having been referred by the Queen, in Council, to the Lords of the Committee of Privy Council for Trade and Foreign Plantations—that Committee have reported to Her Majesty, in Council, their opinion that the said Acts should be left to their operation.

I have the honor to transmit to you herewith an Order of Her Majesty, in Council, dated the 12th instant, approving that report.

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

GLENELG.

SIR COLIN CAMPBELL, K. C. B.

At the Court at Windsor, the 12th of December, 1838.

P R E S E N T—

THE QUEEN'S MOST EXCELLENT MAJESTY.

Lord Chancellor,	§	Viscount Howick,
Earl of Albemarle,	§	Lord Glenelg,
Earl of Minto,	§	Mr. Poulett Thompson.
Viscount Melbourne	§	

WHEREAS, the Governor of Her Majesty's Province of Nova-Scotia, with the Council and Assembly of the said Province, did, in the Month of March, 1838, pass twelve Acts, which have been transmitted, entitled, as follows, viz :

No. 1839. An Act to Incorporate the Halifax Marine Insurance Company.

No. 1840. An Act to Incorporate the Union Marine Insurance Company of Nova-Scotia.

No. 1841. An Act to continue and amend the Act, entitled, An Act for granting Colonial Duties of Impost for the support of Her Majesty's Government within this Province, and for promoting the Agriculture, Commerce, and Fisheries thereof.

No. 1842. An Act to continue the Act for the general regulation of the Colonial Duties.

No. 1844. An Act to continue and amend the Act for regulating the Importation of Goods.

No. 1845. An Act to continue and amend the Act for the Warehousing of Goods.

No. 1846. An Act to continue and amend the Act concerning Goods exported and for granting Drawbacks.

No. 1848. An Act to continue the several Acts for the prevention of Smuggling.

No. 1849. An Act to continue and amend the Act to encourage the Manufacture of Tobacco in this Province, by granting a Bounty thereon.

No. 1850. An Act to continue the Act for granting a Bounty on Chocolate manufactured in this Province.

No. 1853. An Act respecting the exportation of Grindstones from this Province.

No. 1854. An Act to amend the Act for the support and regulation of Light-Houses.

AND WHEREAS, the said Acts have been referred to the Committee of the Lords of Her Majesty's Most Honorable Privy Council, appointed for the consideration of all matters relating to Trade and Foreign Plantations; and the said Committee have reported as their opinion to Her Majesty, 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 Report—whereof, the Governor, Lieutenant-Governor or Commander in Chief for the time being, of Her Majesty's Province of Nova-Scotia, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

C. GREVILLE.

Extract of a Letter from the Right Honorable Lord Glenelg, dated Downing-Street, 3d January, 1839, to Lieutenant-General Sir C. Campbell, K. C. B. &c. &c. &c.

"In my Despatch of this day's date, I have transmitted to you an Order of Her Majesty, in Council, leaving to their operation various Acts, passed by the Legislature of Nova-Scotia in the Month of March last, among which are several which, although they have received Her Majesty's confirmation, demand from me a few observations:—Nos. 1846, 1849 & 50, revive three Acts, passed by the Legislature in their previous Session, containing Clauses respecting Barter, and granting Drawbacks and Bounties on various articles of home production.

"I have more than once stated to you the objections entertained by Her Majesty's Government to the principle of Bounties; and my Despatch of the 20th April last instructed you to refuse your assent to the revival of either of the above mentioned Acts, if they contained Clauses of a similar nature.

"I am aware, however, that the present Acts had received your assent prior to the date of my Despatch, but I beg you distinctly to understand that you are not to give your assent to any Act which may in future be presented for your acceptance, if it should contain either of these objectionable provisions.

The

“The Acts having only a short time to continue in operation, Her Majesty’s Government have refrained from taking any step which might embarrass the Colonial Finances, and have therefore advised Her Majesty to permit them to expire.

“The Act No. 1852 for Incorporating the Nova-Scotia Whaling Company is defective in several important particulars—neither the Capital, nor the number of the Shares, nor any of the regulations by which the business of the Company is to be carried on, are stated in it.

“Further, the object of the Company is so imperfectly set forth, that no security is given to the public against the misapplication of the corporate privileges by their being used to carry on any other Mercantile speculation, as long as the same is independent of Insurance, and that security is specially excepted.

“Under these circumstances this Act will not be submitted to Her Majesty, in Council, until it shall have been amended in these particulars.”

No. 41.

(See Page 536.)

The Committee on Trade and Manufactures having considered the various Petitions referred to them, report as follows :

First.—As to the Petition of John Carten, the Committee are of opinion that the amount of duty paid by him on Liquor, supposed to be Brandy, should be granted to him by the House.

Second.—As to the Petition of James Dawson, the Committee recommend that the amount of duty paid by him on Agricultural Implements imported, for the first time into Pictou, as models, should be granted him by the House.

Third.—As to the Petition of Maurice Nash, for a bounty upon Improved Machinery, said to have been invented by him for Saw Mills, the Committee, presuming that an improvement has, in point of fact, been effected by the Petitioner, cannot, however, recommend a sum of money being granted to him, as an inconvenient precedent might be established by such a grant; and the Committee do not admit the propriety of remunerating the authors of inventions, though confessedly useful, out of the public funds. The Law provides them the means of securing an exclusive right to the fruits of their ingenuity.

Fourth.—As to the Petition of Rufus J. Sanders, the Committee recommend a grant, as the sum, though trifling, ought not to have been charged, and the facts have been authenticated.

Fifth.—As to the Petition of George P. Lawson and Henry Lawson, the Committee report that the sum of £129 18s. 9d. Sterling, was paid by them at the Custom-House in Dollars at 4s. 4d. on the importation of Mill Machinery from the United States, and the propriety of granting the whole or part of the said sum to the Petitioners is submitted by the Committee to the House.

Sixth.—As to the Petition of the Directors of the Anti-dry Rot Company, the Committee, in the hope that the Public may be benefitted by the introduction of the invention referred to in the Petition, into this Province, and that the Directors may be induced to incur the necessary expense, recommend that the exclusive right thereto should be secured to them by an Act of the Assembly for twelve years, from the 11th instant, pursuant to the prayer of their Petition.

Seventh.—As to the Petition of William Cunnabell, the Committee recommend that the Duty paid by him on a Printing Press of a new construction should be granted him, on the facts being properly authenticated.

Halifax, 19th February, 1839.

W. YOUNG, Chairman.

(See Page 536.)

THE Committee on Law, beg leave to report—

First.—As to the Petition of James D. Blair and John Henderson, that the Petitioners seem to the Committee to be entitled, by the general and well established principle, to a way from the main road (there being no other access) across Daniel Cook's lot to their own, for the removing of Marsh mud and all other lawful purposes, at convenient times and seasons. The Committee, therefore, as nothing but a case of grave necessity could justify the Legislature in an interference with private rights, do not recommend the House proceeding further in this matter.

Second.—As to the Petition of Stephen Harrington—the Road complained of by the Petitioner seems, by his own statement, to have been used as a public highway for fourteen years, since he became a resident at Five Islands, and no account is given of the origin of the right thus acquired as against the Proprietor; the circumstance of no return of such Road existing, cannot destroy its character as a highway dedicated to the public, which a user of less time than fourteen years is sufficient to raise in this Province as it is in England.

Third.—As to the Petition of Daniel Dickson, Esquire, the Committee, although they believe the Guide to Town Officers is an useful manual, regret that they cannot recommend any grant in respect thereof.

Committee Room, February 19, 1839.

W. YOUNG, Chairman.

(See Page 536.)

THE Committee to whom the Petition of Peter Crerar was referred, beg leave to report— That they have examined the original account and vouchers for the building of the Bridge at the West River of Pictou, and find that the balance of £168 4s. claimed by the Petitioner is justly due to him since April, 1837. That the letter addressed to him by six of the Magistrates in Pictou, is not sufficient to charge them with any personal liability, and the Petitioner must rely on the action of this House, to obtain payment for a work confessed to have been well finished, and of great utility to the County of Pictou. The Committee have no hesitation in declaring their opinion, that he ought to be paid in full; and as the House cannot sanction a large over-expenditure deliberately done without their approval, the Committee recommend that the Members for the County of Pictou, be instructed to include the above balance in the Road appropriation for said County, during the present Session, and if some addition were made thereto in name of interest or compensation to the Petitioner for his outlay, since 1837, the Committee would account it no more than justice to the Petitioner.

W. YOUNG,
HENRY GOUDGE,
W. F. DESBARRES.

Halifax, 19th February, 1839.

(See Page 536.)

(Copy.)

CIRCULAR.

Downing-Street, 25th December, 1838.

SIR—

Her Majesty's Government having had under their consideration, the inconvenience which may arise in the Colonial Possessions of the Crown, from an imperfect acquaintance in the
Legislative

APPENDIX Nos. 44, 45.

Legislative Bodies and Courts of Justice, with the Acts, passed from time to time by the Imperial Legislature, have made arrangements for supplying annually, to each of the British Colonies, so many copies of those Acts as may be required for the respective Legislatures and Courts of Justice—there will accordingly be annually transmitted to the Colony under your government, five Copies to be distributed as follows :

One for the use of the Executive Council, to be deposited with the Colonial Secretary.

One for the Legislative Council.

One for the House of Assembly.

One for the Supreme Court of Justice.

And one for the Court of Chancery.

You will make such arrangements as shall appear to you necessary, in concert with the Legislative Bodies and the Judges of the Courts of Justice, for the safe custody and preservation of these Copies of Acts of Parliament.

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

GLENELG.

Lieutenant-General Sir COLIN CAMPBELL, K. C. B.

No. 45.

(See Page 546.)

The Committee of Public Expenditure to whom were referred the Petitions of the Overseers of the Poor for the Townships of Pictou, Horton, Annapolis and Barrington, craving to be reimbursed sums expended by them respectively in the maintenance of Transient paupers—having maturely considered those subjects, beg leave to recommend that the accounts accompanying those Petitions be paid the applicants therein mentioned, excepting that of Pictou, which they have thought it right to reduce from £48 7s. to £36 10s. 11d. The Committee have also had under their consideration, the Petition of William Adamson, a private individual of the Town of Pictou, praying the payment of an account incurred in the support of two Men, said to be Transient Paupers, which, under the circumstances of the case, the Committee also recommend should be paid. But this Committee feel it to be their duty to state to the House, that the present diversified system adopted by individuals in applying to the House of Assembly to be refunded sums expended in the maintenance of Transient Paupers, and which appears to pervade the whole Province, is fraught with irregularity and doubt, and they therefore recommend that in future a better and more satisfactory method be devised ; and that, when it may be necessary to apply to the Assembly in such cases, the clearest, most full and satisfactory statements shall accompany such appeals.

The Committee have also had under their notice the Petition of J. C. Betts and others, of the County of Digby, complaining of an encroachment on Bear River Bridge, and the Committee are of opinion that the subject of that Petition is one which may be better considered and settled in a Court of Common Law—they therefore recommend that with it the House do not further interfere.

The accounts for repairing Government House and the Province Building, have been submitted to this Committee, which repairs appear to have been necessary, and the prices for materials and labour therein contained, as far as the Committee are able to judge, correspond with the current charges of the Town, they therefore recommend to the House the payment of them.

Committee-Room, 25th February, 1839.

THOMAS FORRESTER, Chairman.
 JAMES B. UNIACKE,
 WILLIAM HOLLAND,
 SAMUEL CHIPMAN.

APPENDIX No. 46.

No. 46.

(See Page 546.)

Mr. Dickson presented to the House several Petitions praying aid for Roads in the County of Pictou.

A Petition of Angus Graham and others, settlers at Mount Dalhousie.

William M'Kay and others, of Carriboo and Black River.

John M'Kay and others, of New Glasgow.

Roderick M'Kay and others, of East River.

William Hewitt and others, of Tatamagouche, Earl Town and New Annan.

Daniel Ross and others, of Middle River.

James Smith and others, of Stewiacke.

Mr. Howe presented to the House several Petitions praying aid for Roads in the County of Halifax.

A Petition of William Anderson and others, of Musquedoboit.

William Anderson and others, of Musquedoboit River and Harbour.

Alexander Taylor and others, of Lake Porter.

Alexander Brown and others, of Musquedoboit.

John Stuart and others, of Musquedoboit.

John Kerr and others, of Gay's River and Truro road.

Robert Ogilvie Innes and others, of Preston.

George Bissett and others, of Cow Bay.

John Leslie and others, of Chezetcook, Three Fathom Harbour, &c.

Joseph Green and others, of Lawrence Town.

David Archibald and others, of Middle and Lower Musquedoboit.

James Dunbrack and others, of Lower Musquedoboit.

John Robertson and others, of Lawrence Town.

Michael Power and others, of Meaghers' Grant Lower Musquedoboit.

Mr. Archibald presented to the House several Petitions praying aid for Roads in the County of Colchester.

A Petition of William Ratchford and others, of Middle Stewiacke.

James Fullmore and others, of Economy.

John Hutchinson and others, of Musquedoboit.

James Moore and others, of Economy.

James Smith and others, of Upper Stewiacke.

Luke Killam and others, of Brookfield.

Eliakim Tupper and others, of Upper Stewiacke.

Samuel Archibald and others, of Truro.

Alexander Nelson and others, of Shubenacadie.

Francis Forbes and others, of Truro.

John McLeod and others, of Earl Town.

James Kent and others, of Stewiacke.

Thomas J. C. Ellis and others, of Upper Stewiacke.

Mr. McDougall presented to the House several Petitions praying aid for Roads in the County of Sydney.

A Petition of Angus McDonald and others, of Malignant Brook and Cove.

Donald Campbell and others, of West Branch, Pomket River.

John Cameron and others, of Bear Settlement, Black River, &c.

William McGilvray and others, of Morris Town and its vicinities.

Ronald Gillies and others, of South River.

Angus Boyle, of Manchester Road.

James McPherson and others, of Bailey Brook.

Inhabitants of Morris Town.

George Bremner and others, of the Hallowell Grant.

Donald McDonnell and others, of Middle Settlement of Black River.

Dougall McPherson, of Keppoch.

A Petition of William Chisholm and others, of Pomket.

Donald Henderson and others, of Back Settlement, Saint Mary's
Mr. Annand presented to the House several Petitions praying aid for Roads in the County of
Halifax.

A Petition of Thomas Jones Bulgen and others, of Middle Musquedoboit.

Thomas Holland and others, of Saint Margaret's Bay.

John Cruickshanks and others, of Musquedoboit.

Alexander Bruce and others, of Musquedoboit.

The Rev. Robert Blackwood and others, of Gay's River.

Robert Lindsay Saunders and others, of Preston.

Thomas Higgins and others, of Higgins' Settlement, Upper Musquedoboit.

Andrew Cruickshanks and others, of Middle Musquedoboit.

Peter Milne and others, of Lake Egmont.

Mr. DesBarres presented to the House several Petitions praying aid for Roads in the Coun-
ty of Guysborough.

A Petition of Charles Archibald and others, of Country Harbour and Saint Mary's.

Robert Hartshorne and others, of Guysborough.

James McKay and others, of Guysborough.

Alexander Eaton and others, of Guysborough.

John Martin and others of Manchester.

Thomas Cochran and others, of Guysborough and Manchester.

Mr. Allison presented to the House several Petitions praying aid for Roads in the Township
of Newport.

A Petition of John Cochran and others, of Newport.

John Lockhart and others, of Newport.

Ezra Forrest and others, of Newport.

Hugh McClellan and others, of Newport and Kempt.

Mr. Chipman presented to the House several Petitions praying aid for Roads in King's
County.

A Petition of Elisha Harris and others, of Cornwallis.

John Gaul and others, of Aylesford.

Hugh Hutchinson and others, of Sherbrooke Road.

Mr. Smith presented to the House several Petitions praying aid for Roads in the County of
Hants.

A Petition of Alexander Smith and others, of Newport.

J. J. Blackburne and others, of Rawdon.

John McDonald and others, of Douglas.

Mr. Bell presented to the House several Petitions praying aid for Roads in the County of
Halifax.

A Petition of George Harpole and others, of Jedore.

William Martin and others, of Sambro.

Edmund M. Stoddard and others, of Clam Harbour.

John Cooper and others, of Jedore.

James M. Drysdale and others, of Prospect.

Mr. Goudge presented to the House two Petitions praying aid for Roads in the County of
Hants.

A Petition of John Teazole and others, of Nine Mile River Settlement.

Alexander Ferguson and others, of Nine Mile River, in Douglas.

Mr. Whitman presented to the House several Petitions praying aid for Roads in the Town-
ship of Annapolis.

A Petition of Pardon Saunders and others, of Clements.

John Moore and others, of Morse Road and Dalhousie Settlement.

Moses Shaw, Senior, and others, of Clements.

James Gray and others, of Annapolis.

William Hiral and others, of Ramsey Road.

APPENDIX No. 46.

Mr. Forrestall presented to the House several Petitions praying aid for Roads in the County of Sydney.

A Petition of Garrett Sears and others, of Lockaber Lake.

Paul Delorie and others, of Tracadie and Little River.

William Shea and others, of Ohio River and Beaver Meadow.

William Edge and others, of rear Settlement of Tracadie.

Donald McKenzie and others, of rear Settlement of Lockaber and College Lake.

Angus McDonald and others, of Middle Branch Pomket River.

Michael McDonald and others, of Malignant Cove and Cape George.

Ronald McDonald and others, of Morris Town.

Robert N. Henry and others, of Dorchester and Little River.

Angus McGilvray and others, of Knoydart.

Christopher Chisholm and others, of Cape George.

John McEachern and others, East side Cape George.

John McDonald and others, of Meadow Green Road.

John Mooney and others, of North side of Bailey's Brook.

William Harvey and others, Upper District, Gut of Canso.

James Wallace and others, of Morris Town, Lake and Back Settlement, Cape George.

Ronald McDonald and others, of Hallowell Grant.

James McPherson and others, of St. Andrew's and Manchester Road.

Archibald McDonald, of Beaver River.

Angus McDonald and others, of Malignant Cove.

Samuel Mahany and others, of the Hallowell Grant.

James Randall and others, of Antigonish and Pomket.

Alexander McDonald and others, of Upper South River.

Angus McInnis, (Sergt.) and others, West River, Ohio.

John Grant and others, of Bailey's Brook.

Aaron D. Harrington, of Antigonish.

Mr. Holiand presented to the House Two Petitions praying aid for Roads in the County of Annapolis.

A Petition of Oldham Whitman and others, of Annapolis.

John Wiswall and others, of Wilmot.

Mr. Dewolf presented to the House several Petitions praying aid for Roads in King's County.

A Petition of Robert Salter and others, of Parrsborough.

Robert Simpson and others, of Five Islands.

Stephen Harrington and others, of Five Islands, &c.

James Corbet, Junior, and others, of Five Islands.

Mr. Thorne presented to the House several Petitions praying aid for Roads in the Township of Granville.

A Petition of James Fitzgibbon and others, of Granville.

Thomas Clark and others, of Granville.

David Hendrick and others, of Granville.

William R. Porter and others, of Granville.

Thomas Bozart and others, of Granville.

Ebenezer Bent and others, of Granville.

James Milbury and others, of Granville and Wilmot.

Robert Young and others, of Granville.

Mr. Huntington presented to the House the Petition of Joseph Roberts and others, of Robert's Island, in the Township of Argyle, praying aid for a Road in that place.

Mr. Young presented to the House the Petition of Hugh Campbell of Lake Ainslie, for repayment of an over-expenditure on Margaree Bridge.

Mr. Uniacke presented to the House several Petitions praying aid for Roads in the County of Cape-Breton.

A Petition of Kenneth McLeod and others, of Middle River.

APPENDIX Nos. 46, 47, 48.

A Petition of Kenneth Chisholm and others, of Middle River.

Murdock M'Caskill and others, of St. Patrick's Channel, Wasabuck and Great Narrows.

The Reverend Norman M'Leod and others, of St. Ann's.

Mr. M'Kim presented to the House a Petition of the Inhabitants of Wallace, in the County of Cumberland, praying aid for building a Bridge over Wallace River, and for altering the Road.

Mr. M'Lellan presented to the House several Petitions praying aid for Roads in the Township of Londonderry.

A Petition of R. Simpson and others, of Economy.

Joseph Crow and others, of Pleasant Hill.

Robert M'Laughlin and others, of Economy.

James W. Crowe and others, of Economy.

Mr. Kavanagh presented to the House a Petition of the Reverend Dugald M'Kichan and others, of Saint George's Channel, in the County of Richmond, praying aid in building a Bridge over Black River, in said County.

Mr. Spearwater presented to the House the Petition of George Walls, for payment of an over-expenditure on a Bridge in the Township of Shelburne.

Mr. Dodd presented to the House a Petition of Rory M'Neil and others, of the Straits of Barra, in the County of Cape-Breton, for aid to a Road in said County.

Mr. M'Donald presented to the House a Petition of Kenneth M'Donald and others, of College Lake, in the County of Guysborough, praying aid for a Road in said County.

No. 47.

(See Page 547.)

THE Committee to whom was referred the Petition of the Volunteer Rifle Company, attached to the 3d Halifax Regiment of Militia—report as follows:

The Committee have had the said Petition under their consideration, and have examined a gentleman belonging to the said Rifle Company, respecting the claim of Petitioners, but do not see any sufficient reason for recommending to the House of Assembly to extend to them the privileges required by the said Petitioners.

EDMUND M. DODD, Chairman.

Committee Room, 25th February, 1839.

No. 48.

(See Page 548.)

THE Committee on Navigation Securities—report as follows:

That they have considered the Petition of James Elderkin and others, praying that a Light House may be erected on Apple River head, in the Bay of Fundy; and the Petition of Amos Seaman and others, on the same subject, and recommend that His Excellency be respectfully requested to appoint some disinterested person to Survey and Report, for the information of the House, the most eligible site for a Light-House, whether at the above place or Cape Split, or the Isle of Holt, so as to yield the greatest advantage to the Trade of the Bay of Fundy.

The Committee have also considered the Petition of the Reverend Abbé Sigogne, praying Legislative aid to build a Breakwater or Pier in the County of Clare, and recommend that the sum of £100 be granted and paid to Petitioners, when it shall be proved to the satisfaction of His Excellency the Lieutenant-Governor, that the site has been conveyed for the use of the public, and that the sum of £400 has been subscribed and expended by Petitioners.

APPENDIX No. 48.

That they have considered also the Petition of John Baxter, for a Legislative grant to aid Petitioners in completing a Breakwater at Baxter's Harbour, and recommend the House to grant £100 for that purpose, to be paid to Petitioners, when it shall be proved to His Excellency that the site is conveyed to the public, and £200 have been subscribed and expended by the inhabitants in said undertaking.

That the Petition of Charles Eaton, for Legislative aid to erect a Breakwater at Major's Brook, ought not to be complied with, as the Inhabitants most interested have chosen a site at Givan's Brook, in preference, and expended the grant of last year thereon.

That they have also considered the Petition of Patrick D. Scanlan, praying Legislative aid to complete a Pier at Margaretville, and report that large sums have been already expended in that undertaking by the inhabitants; in 1837 and 1838, upwards of £250 was laid out, and they purpose to expend £200 during the ensuing Summer, and estimate that £750 will be required for its completion; the Committee recommend that £100 be granted and paid, when it shall be made appear to His Excellency the Lieutenant-Governor, that £200 has been subscribed and expended by the inhabitants, and that the use of said Pier has been secured to the public.

That they have also considered the Petition of Thomas Glencross and others, for aid to build a Breakwater or Pier at Saint Mary's, the Estimate for which is £280, and recommend that one third of that sum be granted and paid to the Petitioners, when it shall be proved to the satisfaction of His Excellency the Lieutenant-Governor that the Inhabitants have subscribed and expended £280 in said undertaking.

That they recommend the Petition of James Parker and others, for an Act of Incorporation, to raise funds for completing the Breakwater at Gates' Mountain, in Wilmot, to the favorable consideration of the House, and that a Bill should pass for that purpose, giving to them a Charter for fifteen years, and regulating the Tolls and Warfage, to be exacted and levied for the use of said Breakwater or Pier.

FERRIES.

That they have considered the case of Cornelius Craig, and recommend that the sum of £10 be granted annually, and paid to aid in maintaining a Ferry at Sable River, until a public Ferry shall be established there.

That they have also considered the Petition of Edmund Crowell, and think the prayer of it should be complied with, and recommend the House to grant the sum of £20 per annum to keep a boat under his control, at Seal and Mud Islands, to assist in cases of Shipwreck; they also recommend that His Excellency the Lieutenant-Governor be respectfully requested to direct the Commissioners of Light-Houses, or other proper Officer, to transfer to the said Edmund Crowell the boat now belonging to the Government.

The Committee cannot recommend a grant to support the Ferry at Shubenacadie River, according to the prayer of Charles Blanchard's Petition, as it does not appear that the receipts of the Ferry are inadequate for its maintenance.

Lastly, the Committee recommend that the House should pass a Resolution, that every Petition seeking grants of money to erect or aid in the building of Breakwaters and Piers, shall, in future, be accompanied by a Plan and Estimate of the expence, also, the amount subscribed, and a statement of the title to the site, and whether the same will be conveyed for the use of the public, and unless such information is afforded, that the Petition will not be considered by this House; also, that no grant for such undertakings shall exceed one third of the amount subscribed.

And that all Petitions for aid to Ferries, shall be accompanied by an account under oath of the receipts of said Ferry, for the preceding year.

JAMES B. UNIACKE, Chairman.

Halifax, Committee Room, Provincial Building, }
26th February, 1839.

HALIFAX, FEBRUARY 28th, 1839.

SIR—

I have the honor of addressing you as Chairman of the Committee appointed to investigate the Petition of the Union Engine Company for an extension of their privileges.

The Committee and Officers of the Company beg me to convey to you and the other Members of the Committee, their thanks for the patient attention given to the statement of their claim, and their assurance that, had the question been pressed to a decision, they would have received impartial justice at your and their hands.

Under the present circumstances of this Province, and particularly from the warlike complexion of the late news from the State of Maine, the Company feel that they might expose themselves to misrepresentation if they sought to extend their exemption from Militia service to others, and they have therefore determined, solely from a sense of public duty, and to uphold the high character which the Company they hope deservedly, have enjoyed in this community, to postpone their application to the House till peace has been restored, and they may press their just claims upon the favor of the Legislature under more favorable auspices.

I am, your obedient Servant,

GEO. R. YOUNG, of Counsel.

Hon. E. M. DODD, &c. &c. &c.

No. 50.

(See Page 550.)

THE Committee to whom was referred the Petition of Alexander Fraser, of New Glasgow, and others, beg leave to report:

That the Committee have heard the evidence adduced by Mr. Fraser, in support of the statements made in that Petition, and explanations given by Mr. Brown, the Agent of the Association, and Mr. Smith, the resident Manager of the Albion Mines. That a Seam of Coal runs through Mr. Fraser's Land—that he made an application to the Agents of the Association, and subsequently to the Lieutenant-Governor, for permission to raise and sell Coals, which was refused, is not disputed; nor is it denied that the price of Coals has been raised from the pit's mouth, from 13s. 6d. to 17s. per Chaldron, within a few years.

That it would have been sound policy in the Government, in the original Settlement of the Province, to limit reservations to the precious Metals, leaving other Ores and Fossils to be wrought at the will of Proprietors of the soil; this Committee have no doubt, neither can they hesitate to recommend, that this House should at all times sustain such a construction of the terms of the lease under which the Mines are held by the Association, as will give to the inhabitants of Nova-Scotia the largest possible amount of the advantages, of which they have, to a considerable extent, been deprived by those reservations. Without, however, compromising the opinion which they hold upon this subject, or approving of the Act by which the Mineral resources of this Province—Public Property, vested in the Crown for the good of the People, were alienated, this Committee, for the reasons hereafter set forth, do not think that, in this instance, such a case has been made out as calls for the direct interference of the Legislature.

It was stated in evidence by Mr. Fraser and his friends, that Adam Carr, the former Lessee of the Pictou Mines, sold Coals at 13s. 6d. per Chaldron, and at the same rate for smaller quantities, and that he reaped a fair profit, and accumulated Capital by his operations. Carr, in 1822 and 1823, sold Coals at the wharves, in Pictou, for 20s. 9d. per Chaldron.—Encouraged by these facts, and confident that, from the Seam which crops out from his Land, he can raise a quantity of Coals, and sell them for less than the price charged by the Association. Fraser is willing to give 3s. per Chaldron for permission to raise Coals, and thinks

he

he can sell them for 12s. to the Inhabitants of the neighbourhood, but distinctly states his inability to compete, either in the Halifax or Foreign Markets, with the Association. This narrows the question to its operation upon the people of New Glasgow and its adjacent.

There is no doubt, that if Mr. Fraser, and all others upon whose Lands the extensive Coal Fields of Pictou break through the surface, would be benefitted to the extent of their own consumption, and a limited sale, if no restriction existed; and Mr. Brown admits, that perhaps Mr. Fraser might raise and sell at a cheap rate whatever Coals lie above the water level on his farm, he does not deny that Carr, whose operations only extended to depth of fifty-four feet from the surface, did so, but he states that the Seams worked by Carr were exhausted to the water level before he left them; and that the situation where any quantity of Coals can be raised without the aid of Steam Machinery, are very few—that there are none such between the Albion Mines and the West River, and but one or two, including Fraser's, to the Eastward.

Mr. Brown admits that the price of Coals has been raised, as stated by Mr. Fraser, from 13s. 6d. to 15s. and then to 17s. The former price, he states, cannot be maintained in this Country, after the stores above the water level are exhausted—that the Association sold at that rate for some time, though at a loss, with a view to the introduction of Pictou Coals into Foreign Markets, but that, even at the present prices, the Company have been unable to reap any profit from their vast outlay.

From the accompanying Section marked (A.) it will appear that while Carr's Pit was but fifty-four feet deep, about the level of the natural drainage; the first shaft sunk by the Association was one hundred and eighty feet deep, and the second four hundred and fifty-three; the cost of raising Coals from these shafts, and shipping them, is exhibited in the paper marked (B.)

COPY OF PAPER MARKED B.

Albion Mines Working Charges in September 1838.

Pit charges	£0	8	7½
Sundries	0	0	10
• Materials	0	0	4
Salaries	0	0	8
Carriage, &c.	0	0	9½
Re-shipping	0	0	11
	<hr/>		
	£0	12	1¾ per Chaldron.
Duty			
Interest on Capital			
Wear and Tear			

By which it appears that exclusive of Duty, Interest on Capital, and Wear and Tear, the expenses incurred is 12s. 1¾d. per Chaldron, a trifle above the price at which Mr. Fraser proposes to sell his Coals, if permitted to work his Mine. Mr. Brown and others, who appeared before the Committee, expressed a decided opinion, that the Association supplied from their deep Pits a superior article to that furnished by Carr, whose Coals were more liable, from the imperfection of his works, to injury, from admixture with other substances. This was denied on the other side, and the Committee on this point do not think it necessary to give any opinion; but they would remark, that, as it appears in evidence, that Slack Coals are sold at the Pit's mouth, and delivered to the people of New Glasgow, at a depot opposite the Town, for 6s. per Chaldron, while the Screened Coals can be had for 17s.; a person purchasing a Chaldron of each obtains good Fuel at 11s. 6d. per Chaldron, 2s. less than Carr's price, and 6d. below what Fraser contemplates selling at, if permitted to work his Mine.

With every disposition therefore, to assert the principle to which they have already referred, and to afford relief in all cases of actual hardship, the Committee do not see in the evidence they have obtained sufficient to call for the interference of the Legislature.

Mr.

APPENDIX No. 50.

Mr. Fraser resides at New Glasgow, his wish is to compete with the Association in the supply of that Town and its neighbourhood, by whose inhabitants his Petition is chiefly signed. By the annexed return marked (C.) it appears that the whole quantity of Coals supplied to New Glasgow within the last three years, was 664 Chaldrons of large and 247 of Slack, which, together, average a fraction above 14s. 2d. a Chaldron.

COPY OF RETURN MARKED (C.)

Account of Coal supplied to the Town of New Glasgow, in the years ending respectively on the 31st December, 1836, 1837 and 1838.

YEARS.	LARGE COAL.		SMALL COAL.	
	CHAL.	BUSH.	CHAL.	BUSH.
1836	147	"	69	"
1837	238	"	74	"
1838	279	"	104	"

E. E.

(Signed)

JOSEPH SMITH, Agent.

Now, admitting that there is no error in Mr. Fraser's calculation—that his Mine had been opened in 1836, 1837 & 1838, and that he had supplied New Glasgow with unscreened Coal to the extent of its whole consumption, at 12s. the Committee do not conceive that the profit to himself could have been very great, while the saving to the Community would only have been £17 14s. per annum. Coals are delivered at Pictou Town, at 18s., Carr charged 20s. 9d. The Association have in this Town a Depot, from which Coals are sold at 21s. all through the year.

As it is admitted that the price in any but the New Glasgow Market could not be affected, even if the Petitioners obtained what they seek, as it is clear from the returns that the saving to them would be insignificant, scarcely amounting to 6d. per annum for each, and that this must cease the moment Fraser's Mine is worked to the water's level; the Committee do not think that, still saving and reserving the general principle already referred to, the hardships borne by the people of New Glasgow, or the advantages likely to arise from opening another Mine, are very great. Indeed, in the case of nearly, if not all the Petitioners, the restrictions imposed by the Association's monopoly, would seem to be much more than compensated by the rise in the value of Property—the demand for labour—and the consumption of every description of Produce, consequent upon the liberal expenditure of Capital, and the activity of a Foreign Trade in Coals, created by their enterprise, and now fully established. The following statement will show the amount invested by the Association in the District of Pictou.

COPY OF RETURN MARKED D.

Albion Mines' Stock, 1838.

No. 1. The Pits	£3569	9	3
2. The surface	31703	3	8
3. Materials and Stores	6636	0	9
4. Coal and Coke	5409	17	9
5. Houses, &c.	11967	0	0
6. Furniture, &c.	813	3	11
Total Albion Mines' Stock	£60098	15	4
7. Real Estate	10110	11	10
8. Albion Iron Foundry	7472	6	6
	£77681	13	8
Railroad (about)	31300	0	0
	£109,981	13	8

By

APPENDIX No. 50.

By the following return it will appear that there were employed during the past Summer, Nine hundred and fifteen Men, who, with their Families, of which the Committee have no return, must give to the industry of the surrounding Districts an active impetus, by the Domestic Market created by their consumption, in the highest degree beneficial to the Petitioners.

COPY OF RETURN MARKED E.

Return of the average number of persons employed at and about the Albion Mines, for nine months, ending 30th September, 1838.

Resident Manager	1	Labourers	78
Clerks, Bailiffs and Overseers	9	Wharfsmen	4
Coal Cutters	146	Farmers	2
Engineers and Fire Boys	18	Brickmakers	40
Carpenters	30	Underground Drivers and Labourers	66
Masons and Assistants	24	Plasterers	5
Blacksmiths	8	Shipwrights	10
Sawyers	3	Loading Ground	50
Ostlers	3	Foundry	40
Saddler	1	Steam Boat Albion	5
Groom	1	do. do. Pocohontas	6
Surface Horse Drivers	43		
Pit head men	20		619
Pick Carriers	6		

SOUTH PICTOU RAIL ROAD.

Labourers, Horse Drivers & Quarrymen	262	Carpenters	11
Masons	20		
Blacksmiths	3	Total Men	915

HORSES.

The Association's Horses above ground	49	Works	102
do. do. do. under ground	52		
Hired Horses on Rail Roads and New		Total Horses	203

STEAM POWER.

3 25 Horse Engines raising Coal	75	30 do. Steam Boats	90
1 8 do. do. do.	8	20 do Foundry	20
1 8 do. sinking new Pits	8		
1 72 do. pumping	72	Total	289
1 16 do. at Loading Ground	16		

By the following Return, it will be seen that the amount disbursed for Salaries and Wages, during the last year, at the Albion Mines, was £44,090 18s. 2d. and which, the whole being paid in cash, must have gone into circulation in the neighbourhood.

Besides this large amount, £2778 7s. was expended for provender for the Two Hundred and two Horses employed, and £6811 13s. 8d. paid for materials purchased in the Province.

F.

Account of Expenditure at the Albion Coal Mines, in the County of Pictou, in the year ending on the 31st December, 1838.

Amount paid for labour of all kinds	£42184	13	0
do. do. Salaries	1906	5	2
do. do. Agricultural Produce	2778	7	0
do. do. All other Materials purchased in the Province of Nova- Scotia	6811	13	8
do. do. Materials imported from Great-Britain	17162	15	4
			Amount

APPENDIX No. 50.

Amount paid for Materials imported from the United States and the neighbouring Colonies	£1189 10 5
do. do. Customs and Excise Duties	44 2 10
do. do. Real Estate	655 12 0
do. do. Sundries	1115 11 7
	<hr/>
	£73,848 11 0

By the annexed Returns, it will appear that the whole quantity of Coals raised by the former Lessees of the Mines, in the ten years ending in 1827, was 23,325 Chaldrons, averaging 2332 Chaldrons per annum, while, in the eleven years ending in 1838, the Association have raised 190,747 Chaldrons, averaging 17,340 Chaldrons per annum, the average for the last three years, being 33,871 Chaldrons.

G.

MEMO :

On the 1st January, 1818, two Coal Mines, one on the east side and the other on the west side of the East River of Pictou, were leased to the late Edward Mortimer, Esq. for twenty-one years, the annual rent being fixed at £370 Currency, and a Royalty of 3s. per Chaldron being payable on every Chaldron over 1400 Chaldrons raised and sold within the year.

On the decease of Mr. Mortimer in 1819, these Mines were leased on the same terms to Messrs. Smith & Liddell, by whom they were worked till 1st January, 1828, when the surrender of their Lease having been accepted by His Majesty's Government, these Mines fell into the possession of the General Mining Association.

On the other side is a statement of the quantity of Coals raised from 1818 to 1828.

Statement of Coals raised from the Pictou Mines.

YEAR.	QUANTITY.	Rent and Royalty received.
	W. Measure.	
1818 and 1819	6096 Chal.	£1176 4 1
1820	2609	551 8 6
1821	1400 (under)	370 0 0
1822	2004	460 12 0
1823	1400	370 0 0
1824	2261	499 3 0
1825	2081	580 5 2
1826	2901	595 3 0
1827	2573	546 0 0
	<hr/>	<hr/>
	23,325 Chaldrons	£5148 15 9

(Signed) R. D. GEORGE.

Halifax, 16th January, 1839.

Coal raised by the Association at Pictou.

1828	4674	1834	14755
1829	6210	1836	34940
1830	6426	1837	34090
1831	8127	1838	32584
1832	12118		<hr/>
1833	19890		190,747

By

APPENDIX Nos. 50, 51.

By the Return, it will be seen that within the last five years, the Association have exported to Foreign Countries 112,765 Chaldrons of Pictou Coal—that in 1838, they sold to Foreigners 27,504 Chaldrons, a quantity far exceeding all that the former lessees of the Mines raised in ten years.

Home Consumption.	Exported to United States.	Exported to neighbouring Colonies.	Total.
1334 2902	11707	146	14755
1835 2981	13672	280	16933
1836 3460	30630	850	34940
1837 3850	29252	988	34090
1838 4425	27504	652	32584

The General Mining Association have a Capital of £250,000 invested in Nova-Scotia and Cape-Breton. On this investment, there are £67,000 of interest unpaid, 100,000 Chaldrons must be sold at all the mines annually, to enable the Shareholders to divide Six per Cent.

In view of these facts, the Committee conceive that the operations of the Mining Association, so far as they have traced them in the County of Pictou, have not only been highly advantageous to the Province, by the introduction into it of much science and skill—the erection of eleven Steam Engines—the establishment of a Foundry on an extensive scale, where Steam Machinery may be repaired or manufactured—the creation of a Foreign Trade in Coals, which, during the last year, employed tons of Shipping, and may be indefinitely extended—and the annual expenditure in the midst of a population employed in Agriculture of upwards of £50,000; and to the Town of New Glasgow, which appears to have trebled in size, during the last ten years, and to the persons who have signed this Petition generally, the operations of this Company would appear to have been a blessing and a benefit, even admitting the charge which it contains of a rise in the price of Fuel. This strong opinion, the Committee are bound to express, for while they conceive it the duty of the Legislature to jealously watch over the rights of individuals, it ought in a new Country to favour and encourage the introduction and employment of Capital, and the protection of those who are largely extending the Trade and developing the resources of the Province from unnecessary interruption or annoyance. To compel the Association to open Mr. Fraser's Mine, would be to put them to needless expense, as their depot of Coals is nearer than it could be to New Glasgow—that any great relief would be afforded if he were allowed to open it himself, to persons who can purchase large Coal at 17s. and small at 6s. per Chaldron, this Committee can scarcely believe, and therefore, without in any way interfering with Mr. Fraser's right to try in the Courts the legal question which has arisen upon the Constitution given by the Association to their lease, they can see no necessity at present for the interference of this House.

JOSEPH HOWE,
HERBERT HUNTINGTON,
W. YOUNG,
EDMUND M. DODD,
H. BELL.

No. 51.

(See Page 552.)

General Post-Office, Halifax, 27th February.

SIR—

Enclosed herewith are the Returns required by the House of Assembly; and I beg to state, for the information of that Honorable Body, that the sum of Fifteen Hundred Pounds will be required towards the support of Post Routes, established by direction of the Provincial Legislature, for the present year.

I have the honor to be, Sir, your obedient Servant,
J. HOWE, D. P. M. G.

Sir RUPERT D. GEORGE, Bart, &c. &c. &c.

Return

APPENDIX No. 51.

Return of the Receipts and Credits of the General Post-Office, Halifax, for the year ending 5th January, 1839.

CHARGE.	CURRENCY.	STERLING. \$ 4s. 4d.
To amount of unpaid Letters received from England	£0 0 0	£1009 4 0½
To do. paid do. sent to do.	0 0 0	179 3 4½
To do. paid sent and unpaid received at Halifax	0 0 0	2616 7 11½
To do. at do. Way and Ship Letters	0 0 0	64 0 0
To Nett Revenue remitted by Postmasters	1428 9 1½	0 0 0
To this sum received from the Treasury	1386 0 11½	0 0 0
	<u>£2814 10 1</u>	<u>2439 4 8</u>
		£6308 0 ½

	CURRENCY.	STERLING. \$ 4s. 4d.
By Salary to Dy. Postmaster-General	£0 0 0	£400 0 0
By ditto to Assistant	0 0 0	100 0 0
By Dead Letters sent to England	0 0 0	555 17 5
By allowance for Office Rent, Fuel and Stationary	0 0 0	50 0 0
By amount paid for Riding Work	3283 12 4½	2848 3 8½
By Letters charged against Halifax, and forwarded to the interior	800 0 0	0 0 0
By incidental expenses	234 0 0	0 0 0
	<u>£1034 0 0</u>	<u>896 2 8</u>
By balance paid into the Military Chest		1457 16 3
		<u>£6308 0 0½</u>

Dr. The Province of Nova-Scotia in Account Current with John Howe, Dy. Postmaster General.

1838.

April 2.—To paid John Howe balance due him, and Cash advanced to Couriers by him and not drawn from Treasury in 1837

£34 10 11

1839.

January 5.—Cash paid Western Stage Coach Company	312 0 0
Do. the Courier from Windsor to Shelburne	260 0 0
Do. do. Shelburne to Yarmouth	90 0 0
Do. do. Yarmouth to Digby	70 0 0
Do. do. Trefry's to Noel	50 0 0
Do. do. Pictou to Wallace	65 0 0
Do. do. Pictou to Antigonish	55 0 0
Do. do. Antigonish to Plaister Cove	52 10 0
Do. do. Guysboro' to Cape Canso	22 10 0
Do. do. Plaister Cove to Mabou	25 0 0
Do. do. Mabou to Margaree	20 0 0
Do. do. Gay's River to Stewiacke	40 0 0
Do. do. Digby to Brier Island	42 0 0
Do. do. Londondery to Economy	20 0 0
Do. do. Antigonish to Guysboro'	40 0 0
Do. do. Mabou to Wycocomagh	25 0 0
Do. do. Bridgetown to Granville Point	30 0 0

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January

APPENDIX No. 51.

January 5.—Cash paid the Courier from Wolfville to Cornwallis	£20	0	0
Do. do. Parrsborough to Advocate Harbor	20	0	0
Do. do. Antigonish to St. Mary's	20	0	0
Do. do. Antigonish to Cape George	10	0	0
Do. do. Newport to Petite	20	0	0
Do. do. Margaree to Cheticamp	15	0	0
Do. do. River Philip to Wallace	24	7	4½
Do. do. Truro to Tatamagouche	20	0	0
Do. do. Pictou to Earltown	15	0	0
Do. do. Plaister Cove to Sydney	35	0	0
Do. Signal Man at Digby	5	0	0
Do. Ferry at Brier Island	10	0	0
	£1467	18	3½

January 5, 1839.—To balance due J. Howe brought down £47 6 5

	<i>Cr.</i>		
1838.			
April 2.—By Cash received from the Treasury	£340	4	3
July 2.—By do. do. do.	356	17	7½
Oct. 1.—By do. do. do.	366	0	0
1839.			
Jany. 1.—By do. do. do.	348	10	0
5.—By balance due J. Howe	47	6	5
	£1467	18	3½

Halifax, 5th January, 1839.

[Errors excepted.]

J. HOWE, D. P. M. G.

Return shewing the sums paid Post-Office Couriers in Nova-Scotia in the year which ended 5th January, 1839.

	Paid by the Province.	Paid by the Post-Office.
Western Stage Coach Company, from Halifax to Annapolis	£312 0 0	£88 0 0
William Davis, from Annapolis to Digby	0 0 0	60 0 0
L. Geldert, from Windsor to Shelburne	260 0 0	81 6 9½
J. Wyeman, from Yarmouth to Digby	70 0 0	111 1 6
H. Enslow, from Shelburne to Yarmouth	90 0 0	37 6 6
N. Smith, from Trefry's to Noel	50 0 0	0 0 0
J. McIntosh, from Pictou to Wallace	65 0 0	0 0 0
J. Blanchard, from Pictou to Antigonish	55 0 0	118 0 0
A. Thompson, from Antigonish to Plaister Cove	52 10 0	0 0 0
R. M. Cutler, from Guysboro' to Cape Canso	22 10 0	0 0 0
W. McKeen, from Plaister Cove to Mabou	25 0 0	0 0 0
H. Taylor, from Mabou to Margaree	20 0 0	0 0 0
Edward Joyce, from Gay's River to Stewiacke, &c.	40 0 0	0 0 0
S. Morehouse, from Digby to Brier Island	42 0 0	0 0 0
J. S. Campbell, from Londonderry to Economy	20 0 0	0 0 0
J. Forrestal, from Antigonish to Guysboro'	40 0 0	0 0 0
A. McLennan, from Mabou to Wycocomagh	25 0 0	0 0 0
J. Fellows, from Bridgetown to Granville Point	30 0 0	0 0 0
H. L. Dickey, from Wolfville to Cornwallis	20 0 0	0 0 0
J. Ratchford, from Parrsboro' to Advocate Harbor	20 0 0	19 17 3
H. McNeil, from Plaister Cove to Sydney	0 0 0	0 0 0
R. N. Henry, from Antigonish to St. Mary's	20 0 0	0 0 0
Do. from do. to Cape George	10 0 0	0 0 0

J.

APPENDIX No. 51.

	Paid by the Province.	Paid by the Post-Office.
J. O'Brien, from Newport to Petite	£20 0 0	£0 0 0
H. Taylor, from Margaree to Cheticamp	15 0 0	0 0 0
J. Dotten, from River Philip to Wallace	24 7 4½	35 12 7½
T. Archibald, from Truro to Tatamagouche	20 0 0	0 0 0
A. P. Ross, from Pictou to Earltown	15 0 0	0 0 0
Signal Man at Digby	5 0 0	0 0 0
Ferry at Brier Island	10 0 0	0 0 0
H. McNeil, from Plaister Cove to Sydney	35 0 0	90 0 0
M. Maddock, from Arichat to Grand Ance	0 0 0	25 0 0
A. Moore, from Sydney to Baddeck	0 0 0	60 0 0
J. Cody, from Baddeck to Margaree	0 0 0	40 0 0
D. Urquhart, from Arichat to St. George's Channel	0 0 0	20 0 0
N. H. Martin, from Louisburg to Main Adieu	0 0 0	25 0 0
Do. from Sydney to Bridgeport	0 0 0	20 0 0
Extra Couriers, from Arichat to Plaister Cove	0 0 0	1 10 4
Eastern Stage Coach Company, from Halifax to Pictou	0 0 0	285 0 0
R. Watson, from Truro to Westchester	0 0 0	90 0 0
T. Atkinson, from Westchester to Dorchester	0 0 0	205 0 0
John Ross, from Halifax to Dorchester, three and a half quarters	0 0 0	437 10 0
	<hr/>	<hr/>
	£1,433 7 4½	£1,850 5 0

[E. E.]

J. HOWE, D. P. M. G.

Return shewing the Nett Receipts of the Post-Offices established in the interior parts of Nova-Scotia, between the 6th January, 1838, and 5th January, 1839, and the application.

Windsor,	£100 18 4	} Remitted to the General Post-Office Halifax.
Kentville,	92 9 6	
Annapolis,	77 4 7	
Digby,	55 13 9	
Truro,	53 4 8½	
Cumberland, Pictou.	81 11 2 282 12 1	
Yarmouth,	139 12 0	} Paid to the Couriers by the respective Postmasters, applied in aid of the pay- ment of the Provincial Couriers.
Shelburne,	17 12 0	
Liverpool,	47 0 11	
Lunenburg,	25 9 10½	
Antigonish,	118 0 0	
Arichat,	46 10 4	
Sydney,	235 0 0	
Wallace, Parrsboro'.	35 12 7½ 19 17 3	

Currency £1,428 9 1½

J. HOWE, D. P. M. G.

Salaries paid to Couriers employed in the Post-Office Department, year ending 5th January, 1839.

Western Stage Coach Company	£312 0 0
L. Geldert, Courier, from Windsor to Shelburne	260 0 0
J. Wyeman, do. do. Shelburne to Yarmouth	90 0 0
H. Enslow, do. do. Yarmouth to Digby	70 0 0

N.

APPENDIX Nos. 51, 52.

N. Smith, Courier,	from Trefry's to Noel	£50	0	0
J. McIntosh, do.	do. Pictou to Wallace	65	0	0
J. Blanchard, do.	do. Pictou to Antigonish	55	0	0
A. Thomson, do.	do. Antigonish to Plaister Cove	52	10	0
R. M. Cutler, do.	do. Guysboro' to Cape Canso	22	10	0
Wm. McKeen, do.	do. Plaister Cove to Mabou	25	0	0
H. Taylor do.	do. Mabou to Margaree	20	0	0
Edward Joyce, do.	do. Gay's River to Stewiacke, &c.	40	0	0
S. Morehouse, do.	do. Digby to Brier Island	42	0	0
J. S. Campbell, do.	do. Londonderry to Economy	20	0	0
J. Forrestall, do.	do. Antigonish to Guysboro'	40	0	0
A. McLennan, do.	do. Mabou to Wycocomagh	25	0	0
J. Fellows, do.	do. Bridgetown to Granville Point	30	0	0
H. L. Dickey, do.	do. Wolfville to Cornwallis	20	0	0
J. Ratchford, do.	do. Parrsboro' to Advocate Harbor	20	0	0
R. N. Henry, do.	do. Antigonish to St. Mary's	20	0	0
Do.	do. do. to Cape George	10	0	0
J. O'Brien, do.	do. Newport to Petite	20	0	0
H. Taylor, do.	do. Margaree to Cheticamp	15	0	0
J. Dotten, do.	do. River Philip to Wallace	24	7	4½
T. Archibald, do.	do. Truro to Tatamagouche	20	0	0
A. P. Ross, do.	do. do. to Earltown	15	0	0
Signal Man at Digby		5	0	0
Ferry at Brier Island		10	0	0
H. McNeil, Courier, from Plaister Cove to Sydney		35	0	0
		£1,433	7	4½
Amount drawn from the Treasury		£1,386	0	11½
[E. E.]		J. HOWE, D. P. M. G.		

No. 52.

(See Page 552.)

HALIFAX, N. S.

THE PROVINCE OF NOVA-SCOTIA,

TO JOHN HOWE & SON, DR.

1838.

January 17	To advertising Orders in Council of Acts assented to, 2½ columns	£4	7	6
February 7	To 100 Copies Corporation Bill, 36 Pages	11	5	0
	400 Extra Copies of Despatches ordered by Council & House			
	38 Pages, Quarto	7	10	0
	Paid for four Reams Paper for ditto	5	0	0
	Publishing Laws in Gazette, 67 columns, 35s.	117	5	0
May 9	34 Quire Road Commissions, on best Foolscap, 8s.	13	12	0
	Advertising Judiciary and Mirè Grant Bill, 4 columns, 35s.	7	0	0
June 6	Advertising Road Commissioners and Magistrates, 3 columns			
	35s.	5	5	0
	100 Copies Census Act, on fine Foolscap	1	2	6
July 23	250 Large Handbills, offering reward for apprehension of			
July 24	Ormond	2	10	0
	Advertising Proclamation of ditto	1	5	0
	Continued 12 weeks, 5s.	3	0	0
	Journals of House of Assembly, 424 Pages, 53 Sheets, £5	265	0	0
	Index to ditto, 28 Pages, 3½ Sheets, 100s.	17	10	0
				July

APPENDIX Nos. 52, 53.

July	24	Laws, 104 Pages, 13 Sheets, 100s.	£65	0	0
		Journals of Council, 192 Pages, 24 Sheets, 100s.	120	0	0
		Paid Mr. Belcher, Binding Laws and Journals,	12	10	0
			£664	12	0
		CR.			
		By Cash received from Treasury	350	0	0
			£314	12	0

No. 53.

(See Page 552.)

The Committee on Trade and Manufactures, to whom the Petition of Mr. John Ferguson was referred, beg to report thereon as follows:

That the Petitioner has carried on the manufacture of Chocolate in Halifax for upwards of thirty years; and last year manufactured about 100,000 lbs. weight, yielding upwards of £2000. A large proportion of this quantity was exported by the Petitioner to Canada, New-Brunswick, Newfoundland, and the West Indies; and the cheaper of the two sorts manufactured by him, which he can afford to sell at 7d. a lb. is used extensively by the Fishermen of our own Province. Foreign Chocolate is imported solely from the United States, and sold in Warehouse, of the coarser quality, at an average of 5½d. to 6d. per lb. It is subject to an ad-valorem duty of 15 per cent. under the Imperial, and 10 per cent. under the Provincial Act. The price to the consumer, were the Article fairly invoiced, would be about 7½ per lb. But Mr. Ferguson stated to the Committee, that he has attempted in vain to check a practice that is revived from time to time, of entering the article for duty at a false value, in some cases not exceeding one half of the actual cost. American Chocolate, therefore, comes into the Market at 7d. to 7½d. a lb., and in the neighbouring Colonies, where it is subject only to the Imperial Duty, it is sold at somewhat less. Until the passing of the Imperial Acts, Foreign manufactured Chocolate was altogether prohibited, and Cocoa, which is the principal raw material used in the Manufacture, was admitted to importation through the Warehouses in Great Britain, free of duty. These Acts, which at the same time, permitted the importation of Foreign Chocolate at a duty of 15 per cent., and imposed a duty of 5s. Sterling on every Cwt. of Foreign Cocoa, operated with a twofold effect against the Petitioner's Manufacture, and almost destroyed it. Their effect has been aggravated since the passing of the Acts, by the diminution in the price of Chocolate and Cocoa, which is now about the half of what it was: so that while the duty on Chocolate remains at 15 per cent. being an ad-valorem duty, the specific duty on Cocoa amounts now to about 20 per cent. ad-valorem, instead of ten per cent. With a view to these facts, this Legislature passed the Act of 1834, granting the manufacture of Chocolate, and a drawback of 4s. 6d. Stg. per cent. on all Foreign Cocoa imported and used by him. This Act continued in operation for two years, when it was disapproved of by the Home Government, as being at variance with the policy of the Imperial Acts. The Legislature then passed the Act of 1837, granting a bounty of 3s. 6d. on every net hundred pounds weight of Chocolate manufactured in this Province, and it is the renewal of this Act in the last Session which has been also objected to by the Colonial Secretary. Were the allowance in the Act really and simply what it purports to be, a Bounty on a long established and familiar Trade, the Committee would readily acquiesce in the soundness of that principle of political economy, which would induce this Legislature to reject it *in toto*, as it has led the Imperial Parliament to repudiate all bounties on a similar footing. But this Bounty is in fact a drawback of the duty on the raw material, 3s. 6d. per 100 lbs. of Chocolate being about equal to 5s. Stg. per cwt. of Foreign Cocoa. The Cocoa of the British West Indies is a superior article, 50 per Cent. more valuable than the Foreign, and too expensive for common use. The Chocolate that enters into competition with Mr. Ferguson's, is altogether Foreign, little or none

none being imported from the United Kingdom, or manufactured by any one besides himself, in these Provinces. These facts were stated by him to the Committee, and the respectability of his character forbids them from entertaining any doubt of their accuracy. If he is obliged to pay the duty of 5s. Sterling on Cocoa, besides the Imperial Duties on Lard and Flour, which are largely used in his manufacture, and cannot be protected either by a drawback or bounty, he is exposed to a most unequal competition with the American Manufacturer, who gets all the Raw Materials he uses, free of duty; and the consequence will be the surrender of the Newfoundland, West India, New Brunswick and Canada Market, to the Foreign supplier, and the destruction of our own Manufacture and Export. We will then equally lose the duty on Foreign Cocoa, which will cease to be imported, except to a limited extent, for use, and will not even have the satisfaction of carrying out the views of the Home Government, whose object it was, by the Imperial Duties, to secure a preference to their own, not to the Foreign Manufacturer. Were the facts submitted in this light to the noble Secretary for the Colonies, the Committee cannot but hope that he would relax the rule he has laid down in his Despatch, and permit us to save a Manufacture worthy of our protection, from utter ruin. In the meanwhile, the Committee recommend a grant to be incorporated in the Appropriation Act, of 3s. for every 100 lbs. of Chocolate manufactured in this Province, and exported therefrom during the ensuing year. They do not recommend a grant for Chocolate manufactured and consumed in our own Province, as the Provincial Duty of 10 per cent. operates as a protection, and the principle prohibiting bounties seems to them to militate against such a grant.

The Committee understand that the Commissioners of the Revenue will pay, under a late despatch, the Bounty for the last quarter of the year, ending the 31st instant, and therefore do not recommend a grant thereof, as they would otherwise have done.

The Committee would suggest lastly, the necessity of substituting a specific Provincial Duty of one half penny a lb., for the present ad-valorem duty of 10 per cent. on Foreign Chocolate. These duties, in fact, are nearly the same, but a specific duty would be more surely and equally enforced, and the importer no longer tempted to invoice the article beneath its real value.

Committee Room, 2d March, 1839.

W. YOUNG, Chairman,
HERBERT HUNTINGTON,
H. BELL,
EDMUND M. DODD,
SAMUEL CHIPMAN,
W. B. TAYLOR.

No. 54.

(See Page 553.)

THE Committee on Inland and River Fisheries beg leave to report, that they have had under their consideration the Petition of David and Walter Murray, Nos. 33 and 34; also, counter Petition, Affidavits and Evidence, of David Murray and Messrs. MacKenzie, and while they would freely grant the relief sought for in this particular case, yet, conceiving that any alteration of the present Law governing such cases, would tend to injure the River Fisheries of the Province, they are reluctantly obliged to leave the parties to their several rights to be established before the proper tribunals of the Country.

The Committee further report that they conceive the object hitherto contemplated by the Legislature in granting sums of Money for clearing out obstructions in Rivers, &c. was such as to facilitate the Internal Navigation of the Province, and to render very essential service. The Committee are nevertheless of opinion that the absolute necessity of providing for other objects of paramount importance renders it inexpedient that the Committee should, this Session,

APPENDIX Nos. 54, 55, 56, 57.

Session, recommend the appropriation of any sums of Money towards an object which, however necessary and useful, the Committee conceive to be of secondary consideration to other immediate claims.

GARRET MILLER, Chairman.

Committee Room, 4th March, 1839.

No. 55.

(See Page 553.)

THE Committee to whom were referred the Petitions of Richard James and others, of Bridgetown, for amendment of the Law relating to Hawkers and Pedlars, and of Christopher Benson, having considered the subject matter referred to them, report as follows :

1st. As respects the Petition of Richard James and others, the Committee have examined the Law relating to Hawkers, Pedlars, and Petty Chapmen, and are clearly of opinion that persons pursuing this line of life are bound to take out a license half yearly, and at each time of taking the License, the Law distinctly compels him to pay £3 if travelling on Foot, if with one Horse, £6, and for every other Horse, an additional sum of £2, and that in default of such persons taking such License half yearly, the forfeitures and penalties imposed by the said Law can be enforced.

2nd. On the Petition of Christopher Benson, the Committee are fully satisfied of the meritorious service performed by Mr. Benson, as set forth in his Petition, but they cannot feel themselves satisfied in establishing a precedent, by recommending the prayer of his Petition to the favorable consideration of the House, whereby large sums might in future be drawn from the Treasury.

S. S. THORNE, Chairman.

Committee Room, 2d March, 1839.

No. 56.

(See Page 558.)

(COPY.)

Pictou, 26th February, 1839.

SIR—

I beg leave to state for His Excellency's information, that I have merely in my possession, the total distance of new line round the Cumberland Mountains to Amherst ; also, the probable expense, which are as follows, viz :—

Twenty-one Miles five Furlongs and thirty-four Rods.

Probable expense

£5,955 0 0

I think it is immaterial about the Report and Plan, as the line is well marked out.

I have, &c.

JOHN MUNRO.

Sir RUPERT D. GEORGE, Bart. &c. &c. &c.

No. 57.

(See Page 558.)

(COPY.)

Provincial Secretary's Office,
Halifax, 16th February, 1839.

SIR—

The Bridge at Sackville has sustained so much damage from the late Freshet, that it must soon undergo a thorough repair, or be replaced by a new structure ; and the Lieutenant-Governor

APPENDIX No. 57.

vernor is pleased to desire, that you proceed to the spot for the purpose of ascertaining and reporting, for His Excellency's information, which would be, in your opinion, the better plan to adopt. In 1833, preparations were made for the erection of a new Bridge a little higher up Stream, (as shewn in the accompanying Sketch,) it being then thought that the present Bridge could not be rendered serviceable for more than a year or two; but six years nearly having since elapsed, it is more than probable that an entirely new work is now indispensable. Should this appear to you to be the case, you will submit a Plan and Estimate for a durable Wooden Bridge, with Stone Abutments, at the site proposed in 1833, and for completing the approaches to it on both sides of the River; and should you deem some other site preferable, you will also give in a similar Plan and Estimate for the work at the site which you would recommend, with such full observations on the subject as may enable His Excellency to decide upon the comparative merits of the two plans of proceeding.

On the other hand, if you consider the present Bridge capable of being thoroughly repaired at a less expense than would be incurred in building a new one, and with equal convenience to the public, you will submit an Estimate in that respect also.

You will further examine the Bridge at the Nine Mile River, which was nearly destroyed by the same Freshet, and report whether, to render it safe, it requires any further repairs than those it has just received. It was supposed that a new Bridge would also be wanted here; but Mr. Goff, who conducted those repairs, has assured me that the Bridge is now nearly as good as ever, and will stand for five or six years at least, unless an extraordinary high Freshet should again happen.

I remain, Sir, &c.

(Signed)

RUPERT D. GEORGE.

Mr. ——— MCKENZIE.

HALIFAX, 27th February, 1839.

SIR—

In obedience to His Excellency's command, conveyed to me by your Letter of the 16th inst, I have examined the Sackville and Nine Mile River Bridges, and have made such Surveys as to enable me to lay before you, for His Excellency's information, the following Report and accompanying Plans.

The Nine Mile River Bridge has recently undergone such repairs as will probably make it serviceable for a number of years, and all that is now required to make it safe is to have the railing on the upper side re-placed.

The Sackville Bridge has received such temporary repairs as will make it safe for the present. It is, however, doubtful whether it will remain in a state of safety after the frost, which now materially assists in binding the Stone and Wood work, commences to thaw, as the projecting angle of the Western abutment is of an old construction, and was materially injured by the late freshet.

The injury this abutment received is supposed to have been caused, in some measure, by the New Road or Wall, which is partly made above the Bridge. The Wall on the side next the River runs in a straight line, a hundred yards above the abutment. It will be perceived by reference to plan No. 1, that when the River was raised high enough to bring the water to the wall, the floodwood and ice must necessarily have been brought to, and carried down, by its side, acting with great force against the abutment, which must in some manner be exposed to injury by every Freshet, unless either its direction or that of the wall be changed.

The last time the Bridge was covered, the decayed timber was not removed—the new covering having been laid upon it. This old timber is now so much decayed, that it will soon dislodge, and in falling may endanger the Bridge and abutments. It ought to be removed as soon as it can conveniently be done, for the dry rot with which it is affected will soon communicate to the sound timber.

The new Road partly made, or Wall already alluded to, which leads to the site contemplated for a Bridge in 1833, marked No. 1 on the Plans, commences upon the level of the present Bridge, and must of course be raised proportionally with the ascent of the stream to
said

APPENDIX Nos. 57, 58.

said site No. 1, which will require a quantity of materials, equal, at least, to what has already been employed in the construction of the portion now standing, but it is conceived that a Bridge over this scite would be more liable to have its sluices or span obstructed, than a Bridge lower down upon the stream, where floodwood would pass end wise, and Ice and Blocks of solid Snow would be broken by the Falls between the site contemplated above and the scite proposed below.

After the most minute examination, I feel no hesitation on my mind, either on the score of safety or economy, in recommending the present bridging place, site No. 3 or 4, in preference to site No. 1, intended to have been built upon in 1833.

Should it be deemed advisable to retain the present Bridging place, if framed pillars were placed on each side of the abutments of the large Span, to support the string pieces, they would prevent any accidents which might occur from the defects already alluded to in the abutments, and whenever a new covering should be necessary, the western abutment should be re-built in a better form, and the expense of this arrangement might be less than that of building a new Bridge, as a great portion of the Eastern end, from A. to B. on the plan, is solid and durable, but whether the advantages of a New Bridge would not justify the larger expenditure, is a question respectfully submitted. Were it proposed to erect a Bridge upon the scite of the present, it would be necessary to consider whether the erection of a temporary Bridge, or the loss the public would otherwise sustain while the other was building, would not amount to a considerable part of the cost of a new one. If a new Bridge is to be built, I should prefer scite No. 3 to any other.

The scite No. 4 is a safe Bridging place, but more expensive than No. 3.

The plan proposed for erecting a New Bridge, may be seen by reference to No. 3, it would answer equally well for No. 1 or 4, an explanation of which is subjoined as follows: that there should be strong Pillars of Masonry erected on each side of the span, of sufficient strength to support the String Pieces and the embankments, and that the remaining space between these Pillars, and the top of the Bank should be filled up, by simply throwing in loose Stones without order, and allowing them to roll to the right and left, so as to form a sloping Bank to the Road. These Banks are not exposed to fall like upright Walls, and though they absorb more materials, yet, when Stones are plenty, as in this case, they prove cheaper, because no Masonry is required, and the space could be properly filled by Contract. The Wooden covering of the Bridge could also be done by Contract, but it would be advisable that the Pillars of Masonry should be constructed by day's Work, under the direction of the builder.

I have the honor to be, Sir,
your most obedient Servant,
JOHN G. M'KENZIE.

To Sir RUPERT D. GEORGE.

Estimate for building a Bridge according to plan on scite No. 3, and making the Road approaching to it, £500

The abutments to be built of large flat Stones, strong Ruble work with Lime.

The Frame and Railing of sound Pine, straight in the grain, and pointed joints, and Iron to be Coal Tarred, so as to resist the water, covering on span to be of sound 4 inch Hemlock Plank, width of Bridge to be 25 feet.

For building a similar Bridge on scite No. 1, and making Road approaching to it, £610

do. No. 4, do. do. £600

For building a Bridge on the present scite, and of the same form as the present Bridge, £400

JOHN G. M'KENZIE.

No. 58.

(See Page 559.)

THE Committee on the Currency of the Province, appointed on the 22d of Jany. having bestowed their best attention on the important and complicated inquiry committed to them, beg leave to report as follows:

v

That

That they have endeavoured to simplify, as much as possible, and so as to be readily apprehended by the House, a subject involving so many interests, and perplexed by numerous details, which it is not easy to master and render intelligible. They have been greatly assisted, however, by an inquiry recently conducted by the Committee of Trade and Manufactures at Halifax, the result of which may be regarded as an indication of the views and wishes of the Mercantile Community. In these, the Committee of this House, for the reasons presently to be assigned, and with some modifications, concur; and they invite the earnest attention of the House to the principles which are now well understood, as regulating the Currency and Exchange, and which the Imperial Government, as it is believed, is about to apply to these North American Provinces. It seems to be the interest and duty of the Assembly to record its opinions, so as to operate, as well on the contemplated change of our monetary system, as to rid ourselves of the evils which the present confused and distracted state of the Currency imposes on individual enterprise and the action of the Local Government. It benefits only the traders in Exchange and Bullion, who, at every turn, make a profit out of the industrious classes, and swell their own gains at the expense of the body of the people, whom this Legislature are bound to protect. The anomalies in the present system act also against the Revenue. The Imperial Duties are received at the Custom House in Doubloons at 66s. Sterling, and in Dollars at 4s. 4d. Sterling, their real value, at which they are paid out of the Treasury, being considerably less, and the difference a clear loss to the Revenue. This single fact is enough to awaken the attention of the House, and should engage all parties in an united and cordial effort to introduce a sound, uniform, and legal Currency.

The Committee abstain from enlarging on the necessity of a fixed standard of value and Money of Account, in which tenders may be made and Contracts entered into, because they presume it will not be questioned by any intelligent mind. The want of it has frequently produced embarrassment in this Province, and it is plain that the transactions of ordinary life, as well as the more extended operations of Commerce, can never be conducted with certainty and ease, till all parties understand the real value of the Coins or Money they are to give and to receive.

The Committee abstain also from illustrating in this report the reasons, which, in their view, recommend British Sterling as the only Money of Account or standard of value, which it is at once safe and practicable to establish in these Colonies. The last Assembly seems to have arrived at the same conclusion, which rest on sound principles, and a host of considerations that leave but little doubt of its propriety. The British Sovereign, of known weight and fineness, less liable than other coins to be counterfeited, and issued from the Imperial Mint at its actual value in the market of the world, is worth Twenty Shillings Sterling, under any circumstances, wherever it is found, and is therefore the best and truest standard we could adopt. On principle, the Committee would have recommended the Sovereign alone, as the standard and measure of value in this Province; and they are persuaded that after a little experience we will come to it. But in the meanwhile they cannot withhold their assent from the arguments which enforce the recognition of the Doubloon and Dollar along with the Sovereign; and the Committee have prosecuted an enquiry into the weight and fineness that ought to be required in these coins respectively, as Coins of a legalized and fixed value. By the Act of 1834, the American Government reduced the intrinsic value of the Gold Coins, issued from their Mint, about $8\frac{1}{2}$ per cent—an experiment, the wisdom of which is extremely questionable, and has been arraigned both in their own and the Mother Country. It has had a corresponding effect on the exchangeable value of the Sovereign, Doubloon and Dollar, and on the rates of exchange, which the Committee have not lost sight of in framing this Report.

The real value of all Coins depends on the amount of pure Metal they contain. The British Sovereign weighs 123 grains, of which 113 grains are pure Gold of 22 carats fineness. The Columbian Doubloon and Spanish Doubloon of 1801, weighs 417 grains, of which 360 grains are pure Gold of the fineness of 20 carats and 3 grains. The American Eagle, coined before July 31, 1834, weighs 270 grains, of which 247 grains are pure Gold of 22 carats fineness. The American Eagle coined under the new law weighs 258 grains, of which 232 are pure Gold of the fineness of 21 carats, 2 grains.

These few examples will show the necessity, which applies to Foreign Coins and not to the

the Sovereign, of declaring the exact weight and fineness at which the Doubloon, if declared to be a legal tender, ought to be received. Its value seems to be conclusively and wisely fixed by the British Government in the late order applicable to the West Indies, at 64s. Sterling, agreeing very happily with its value in our Currency, being 80s. since 1819.

The same necessity of ascertaining the proper weight and fineness as the foundation of any enactment, applies equally to the Dollar. The Dollar of the United States weighs 416 grains of which $371\frac{1}{4}$ grains are pure Silver. The best Columbian Dollars weigh 417 grains of which 379 are pure Silver. The Central American Dollar of 1829 weighs 415 grains, of which 368 are pure Silver. And the American Act of 1834 declares that the Dollars of Mexico, Peru, Chili, and Central America, shall pass current, being of not less weight than 415 grains—of not less fineness than ten ounces fifteen penny weights of pure Silver, in the troy pound of twelve ounces of Standard Silver—that is, of the 415 grains, as the Committee have computed it, there must be 372 grains of pure Silver.

The Silver Coinage of the Mother Country, again, is avowedly of less intrinsic value, by $6\frac{1}{2}$, if not 10 per cent. than its nominal value, and could not on any principle be adopted as a standard of value, or be declared a legal tender beyond 40s. as in England, and which the Committee would rather reduce to half that amount.

With a view to these facts, and to many other considerations that may be suggested, the Committee recommend that the House should pass Resolutions for the information and guidance of the Home Government, declaring their assent to the following regulations :

First.—That the Money of Account in this Province, contemporaneously with the other British North American Colonies, should cease to be the old Halifax Currency, and that British Sterling should be substituted in its stead.

Second.—That the Sovereign should be established as a legal tender, at its full value of 20s. Sterling.

Third.—That Doubloons of not less weight than 416 grains each, containing not less than 360 grains of pure Gold, of the fineness of 20 carats and 3 grains, should be established as a legal tender, at 64s. Sterling.

Fourth.—That Dollars of not less weight than 415 grains each, containing not less than 372 grains of pure Silver, should be established as a legal tender, at 4s. 2d. Sterling each, being the value set on them by the Treasury Minute promulgated in the West Indies.

Fifth.—That our Treasury Notes should be received in payment of Duties, and be paid out as heretofore, at 16s. Sterling.

Sixth.—That all subsisting Contracts, Debts, Salaries, &c. should be reduced to, and paid in Sterling by deducting one fifth from their present amount in Currency.

Seventh.—That British Silver should be declared a legal tender to the sum of Twenty Shillings only.

Committee Room, 4th March, 1839.

Wm. YOUNG,
H. BELL,
H. HUNTINGTON,
S. P. FAIRBANKS,
JOHN HOLMES.

No. 59.

(See Page 559.)

THE Committee to whom was referred the general subject of Education, together with a Number of Petitions relative to Schools and Academies, beg leave to report—

That the present School Act be continued for another year, subject to such modification as may be hereafter suggested.

The Committee recommend that School Commissioners in all the Counties be hereafter appointed by the Magistrates in Sessions. That the Board contemplated by the fourth Section

tion of the Act of 1838, be formed by the Magistrates residing East of Pet Piswick, to be convened for that purpose at Middle Musquedoboit, on the first day of June in each year.

The Committee have annexed to this Report, a form of Return, to be made annually by the Commissioners, who shall provide themselves with Printed Copies, the cost of which to be charged upon the Monies disbursed by them. Such Returns, together with an Abstract of the information they contain, to be laid upon the Table of the House within the first ten days of every Session.

The Committee recommend that such an alteration of the existing Law as will not make it imperative upon Teachers of Combined Common and Grammar Schools to teach the Classics; but think that the due execution of the Law in reference to all the other Branches required to be taught in such Schools, should be verified by the Oath of the Trustees.

The Committee think that a discretionary power should be lodged with the Commissioners to apply to the support of Common Schools the amount given to any County for Combined Schools, if in their judgment such Schools should not be required, or of concentrating upon one School the sums which by the present Law may be drawn for the support of two, if there be any thing in the peculiar circumstances of the County to warrant such a departure from the general spirit of the Act.

The Yarmouth and Sydney Academies appear to be in an efficient state; but the Committee decline to recommend compliance with the request of the Trustees of the former Institution for an endowment for a term of years, as the present system gives to the Legislature a very useful supervision and controul.

The Committee report unfavourably upon the Petitions from the Trustees of the Annapolis Grammar School and Academy—they recommend that the trust of the latter Institution be changed, so as to give it a less exclusive character, and advise that, for the present, such a sum be granted in aid of the Institution kept by Mr. Andrew Henderson, at Annapolis, as with the Grammar School allowance will amount to £100.

The trust of the Lunenburg Academy the Committee think should be opened, so as to remove complaints which exist in that County, and, on that being done, recommend that, in order to place it in on an efficient footing, such a sum be added to its allowance as will make up £100.

George Christie appears to have a just claim to the amount withheld from him by the Commissioners of Schools for the District of Pictou; and the Committee recommend that the sum claimed be paid by them out of the School Monies given to that County.

The prayer of Petitioner asking aid to build a School House for Colored Children at Salmon River in the County of Yarmouth, and to rebuild one burnt at M'Kenzie's Cove in Granville, is opposed to the practice pursued by the Legislature for many years; and the School for aid to which the Abbè Segoigne and others have petitioned, the Committee conceive should be supported out of the Monies apportioned to the County of Digby.

The Petition of D. J. Ditmars, of Clements, with reference to the proceeds of School Lands in that Township, the Committee recommend should be referred to the Members for the County of Annapolis, to report by Bill, or otherwise.

The Committee recommend that £50 be given to support an Academy at Saint Andrew's, in the County of Sydney, pursuant to the prayer of the Petition of C. M'Kinnon and others.

The Committee have great satisfaction in recommending the claims of the Sydney Mechanics' Institute and Colchester Literary Society, for a small grant of Money in aid of their Funds; and they think that wherever public Lectures or Literary and Scientific subjects are given gratuitously, during the Winter Months, in any part of the Province, small grants to aid in the purchase of Books and Apparatus, would be exceedingly well bestowed.

The Halifax Schools are doing much good, and the Committee recommend that the usual grants be continued. They also recommend to the favorable consideration of the House the prayer of a Petition from Hugh Bell, and a number of other persons, asking aid to a School in connexion with the Methodist Church, and chiefly supported by contributions from Members of that Body.

The Committee subjoin such information as they conceive necessary to shew to the House the actual condition of the Metropolitan Seminaries.

MR. UNIACKE'S SCHOOLS.—Boys' School.—Salary of Master, £60—general attendance from

APPENDIX Nos. 59, 60.

from 80 to 100—60 free Scholars of the poorest description, and unable to contribute the smallest sum.—*Girl's School*.—Attendance from 60 to 70—all of whom may be considered free Scholars—they are collected from the Streets, and the abodes of poverty, and placed within the reach of a moral and useful Education.

Connected with these Schools is a Work Room, in which the labour of the poor is turned to useful account, and their wants in many cases supplied.

National School.—Daily attendance at both Schools from 150 to 200.

Tuition Money received	£85	1	3	§	Master £100, Mistress £50	£150	0	0
Private Subscriptions	46	10	0	§	Fuel	27	16	3
Provincial Grant	100	0	0	§	Insurance, &c.	23	9	2
					Repairs	42	11	9
Debt				§				
						£243	11	10

One Hundred and Sixty Children have partaken, more or less, of the benefits of the Institution free of charge.

Infant School.—Average attendance, 120—12 only pay 1d. per week, and 60 of them are fed every day.

African School.—Children taught in 1838, 80—average attendance 45—free 38.

Catholic School.—72 free Scholars—30 of them Orphans.

Acadian School.—A new Teacher, and a new system of Education have been introduced into this Institution; and the Trustees prefer a claim for an additional grant to replace an outlay of £75, made in order to give effect to those improvents. The Committee leave it to the House to decide whether that sum shall be given.

JOSEPH HOWE, Chairman.

Yearly School Return for the County of

1839.

Com. Schools.										Combined Schools.			REMARKS.				
Number of Schools.	Number of Scholars paid for.	Number of Free Scholars.	Amount paid by People.	Board.	Amount paid by Province.	Highest Salary.	Lowest Salary.	Average of Salaries.	Number of Female Teachers.	Number of Schools taught whole year.	Number for broken periods.	Average number of weeks Schools are taught.		Number of Schools.	Number of Scholars paid for.	Free.	Total number of Scholars.

No. 60.

(See Page 564.)

The Committee to whom was referred the Reports of the Surveys of the Eastern Road between Keys' and the New Brookfield Road, together with the Accounts and Plans connected therewith, beg leave to report, that, in addition to the Reports of the Surveyors, they have had before them a number of Witnesses from various Sections of the Province, thro' which the said Road is to pass, and have made particular enquiries as to the facilities which each line of Road presents, and their comparative distance and expense, and have unanimously arrived at the conclusion, that the line of Road as recommended by Mr. Munro should be adopted.

The Committee have also enquired into the correctness of the charges made for such Survey, and report the sum of £63 as the amount to be provided for that service.

WINTHROP SARGENT,
GAIUS LEWIS,
THOS. A. S. DEWOLF,
SAMUEL P. FAIRBANKS,
JOHN ELDER.

Committee Room, House of Assembly, 11th March, 1839.

No. 61.

(See Page 568.)

The Committee on all matters relating to the Post-Office, beg leave to report:

That they have carefully and thoroughly examined the Accounts rendered by the Deputy Post Master General, and have communicated with that Officer, on such items as seemed to require explanation. The general result is exhibited in the annexed Abstract prepared on the same principle as the Abstracts which were attached to the report made by a Committee in the last Session. The Accounts of this Department and of the British and Internal Postage, are so complicated and mixed up, that it is possible the conclusions come to by the Committees of former years, and by this Committee, may, to some extent, be affected by errors, which they have been unable, after the most diligent inquiry, to detect. But this Committee are perfectly well satisfied, that a large proportion of the amount voted every year for the Post-Office Communication, is not at all required for that service, and is, in fact, paid into the Military Chest. Although a new line from Halifax to Dorchester, was established last year, at an expense of £500, of which £427 10, is included in the present Accounts, and although other new lines have been opened with the sanction of the Assembly, or by the Deputy Post Master General, at the instance of Members interested therein, and the expense of which is defrayed out of the Post-Office Fund, yet the entire amount of the Internal and American Postage, without the aid of the Provincial grant, was sufficient, as appears by the annexed Abstract, to pay the whole charge for Riding Work and Incidental Expenses, except only a trifling balance of £11. The consequence is, that of the amount drawn from our Treasury, being £1386 Currency, equal in Dollars at 4s. 4d. to £1200 Stg. (the accounts this year having been rendered in that way, instead of the old Halifax Currency,) no less a sum than £950 Sterling, was, in fact, a contribution from our Provincial Funds to the Imperial Government.

The Committee earnestly hope therefore that Her Majesty's Ministers will advise Her Majesty to sanction the Act of last Session, and allow to this Legislature a control over our internal Postage, which would at once enable us to save a large amount, and to extend the lines to many populous and rising Settlements, that are now deprived of the privileges and blessings of a regular Post Communication. We have not the means, as this service is now regulated, to meet the pressing wants of the Country; and this Committee therefore in considering the various Petitions referred to them, have felt themselves obliged to decline recommending to the House the following applications, most, if not all of which, they would have reported on favorably under other circumstances.

1st. An application for £25 additional for a Mail Carriage, and increased facilities between Antigonish and Guysborough.

2d. An application for a line between Upper Stewiacke and Pictou.

3d. An application for a line between the West River of Pictou and New Glasgow, (Mr. Dickson dissenting.)

4th. An application for a line from the Straits of Barra to East Bay, in the County of Cape-Breton.

5th. An application for a line, in the Summer Season, between Parrsboro' and Amherst.

6th. An application for a line to Fin Harbour, in the County of Cumberland.

APPENDIX No. 61.

The Committee recommend only that the following sums, under the peculiar circumstances applicable to each, should be granted in the present Session.

£15 To John and Charles Pernette, one half to each for carrying the Mail across La Have River.

10 In addition to the present sum to enable the Mail to be carried once a week instead of once a fortnight, between Antigonishe and St. Mary's.

15 For a line between Guysboro' and Country Harbor, which contains a large population, and has never had a Post Communication.

6 To enable the Courier from Mabou to Whyccomagh to pass through Sky River River Settlement.

5 Additional to the Courier between Antigonish and Cape George.

Committee Room, 11th March, 1839.

WILLIAM YOUNG, Chairman,
HENRY GOUDGE,
SAML. CHIPMAN,
THOS. DICKSON,
JAMES B. HOLDSWORTH,
ZENAS WATERMAN.

ABSTRACT OF POST OFFICE ACCOUNTS FOR 1838.

ENGLISH POSTAGE.		Sterling.	
		£4s. 4d.	
Amount received for unpaid Letters from, and paid Letters for, England		£1009	0 0
		179	0 0
		<hr/>	
		£1188	0 0
PAYMENTS.			
Salary to Dy. Post-Master General	£400	0	0
Do. Assistant	100	0	0
Office Rent, Fuel and Stationary	50	0	0
	<hr/>		
		550	0 0
		<hr/>	
			638 0 0
Dead Letters sent to England		555	0 0
One third of which is chargeable to other Colonies		185	0 0
		<hr/>	
			370 0 0
		<hr/>	
Clear balance resulting from English Postage			268 0 0
But the sum paid into the Military Chest is			1457 0 0
		<hr/>	
Shewing an excess of		Sterling	£1189 0 0

INTERNAL POSTAGE.

		Sterling.—\$4s. 4d.	
Amount received for unpaid Letters at, and paid Letters sent from, Halifax Office		£2616	0 0
Net Revenue remitted by Deputy Post-Masters after paying their Commissions		1238	0 0
Way and Ship Letters		64	0 0
		<hr/>	
		3918	0 0
Off Letters charged against Halifax, and sent to the Interior		693	0 0
		<hr/>	
		3225	0 0
Off half of the above £370		185	0 0
		<hr/>	
			3040 0 0
			Payments

PAYMENTS.

Riding Work in all Incidental expenses	£2848 0 0 203 0 0		
			3051 0 0
Deficiency independently of Provincial Grant			11 0 0
The amount drawn from our Treasury was £1386 Currency, equal in Dollars at 4s. 4d. to			1200 0 0
Which paid the above deficiency, and supplied the whole excess paid into the Military Chest			1189 0 0
The Internal Postage therefore paid the whole expenses as above, notwithstanding the additional Mails, except £11, and the above excess was contributed from our Treasury to the Military Chest			1189 0 0
From which the only deduction is for American Postage—say	Sterling	239 0 0	
	Sterling	£950 0 0	

No. 62.

(See Page 574.)

Extract of a Memorial addressed to His Excellency the Lieutenant-Governor, by the Under-signed, Members of the Board of School Commissioners for the County of Sydney.

HUMBLY SHEWETH :

That your Memorialists have, by last Post, obtained from Alexander M'Dougall and Richard J. Forrestall, Esquires, Representatives of this County in the General Assembly of the Province, a certified Copy of a Petition, purporting to be from certain persons in the County of Sydney, whose names are not given to us, which Petition has been presented to the Assembly, preferring a number of unjust charges against your Memorialists for misconduct in the discharge of their duties; and that your Memorialists holding their Commission from, and being at all times accountable to your Excellency, for the faithful performance of the Duties of their Office, think it necessary to transmit to your Excellency the aforesaid Copy of the said Petition, together with the explanations which are hereto subjoined.

1st. That although your Memorialists have, ever since their appointment as Commissioners of Schools, been ready to hear any complaint and to rectify any mistake which they might inadvertently commit—they have never, until now, received a hint, that their proceedings in general, or any part of them in particular, did not give satisfaction.

2d. Your Memorialists verily believe on good information, that the aforesaid Petition does not express the general sentiments of the Roman Catholic population of the County, but only of a part of them, and that part by no means either the most numerous or most respectable—many of the latter having assured your Memorialists that they had refused to sign the Petition, and disapproved of it. Your Memorialists have also been informed by respectable individuals who have the opportunity of knowing it, that a large proportion of the names affixed to the Petition, was not signed by the people themselves, but by others, who pretend to have obtained their consent to have it done, and that many of them have neither read it nor heard it read, nor are properly aware of its nature and tendency.

3d. That your Memorialists would have been at all times happy to have obtained the valuable assistance of the Right Reverend Bishop Fraser, whose name is at the head of the Commission, and they have repeatedly and earnestly solicited his attendance, but without success; and aware that the absence of a Roman Catholic from the Board might be used as a handle by evil minded persons to awaken the jealousy of the less informed of the Catholic population,

population, and produce dissatisfaction to your Excellency's Administration in the composition of the Board, your Petitioners considered it their duty repeatedly, but respectfully, to solicit the appointment of a Roman Catholic, who would attend in place of Bishop Fraser—which application it has not been thought expedient to comply with.

4th. The Board do not exclude the public from their Meetings as is alleged in the Petition, and numbers do occasionally attend, though not very often.

5th. That your Memorialists do hereby jointly and severally disclaim all exercise of, or submission to, such influence as the Petitioners have alleged, and all undue influence of any kind or degree whatsoever. They have preserved accurate accounts of their proceedings since their appointment in May 1832, and their accounts will prove that the Rev. Thomas White, formerly, and the Reverend Thomas C. Leaver, latterly, have been regular Attendants at the Meetings of the Board—that the Reverend Thomas Trotter has also been a regular Attendant, and that the quorum has sometimes been made up by Doctor McDonald, and at other times by Hugh M'Donald, Esq. and at times by both, and that the greatest harmony has in general prevailed at their Meetings; and that when any difference of opinion arose it has, in every instance that your Memorialists can recollect, been removed by an amicable discussion of the points at issue.

6th. Though there have always been and now are a number of Schools in the County, chiefly supported by Members of Mr. Trotter's Congregation, they have been more frequently under the care of Roman Catholic than Presbyterian Teachers, and your Memorialists can prove that in no instance has a preference been given to one School more than another.

7th. If the Teacher of the combined School in the Town of Antigonish, who is at present the only one in the County connected with Mr. Trotter's Congregation, receive the highest sum allowed by Law for such Schools, it is because that the number of his Grammar Scholars and the amount of his income from the School entitled him to it, and if he receives his proportion of the grant in support of Common Schools, it is because he is also entitled to it by Law, and nothing more is done for him in this respect than has been done and is yet done for the other combined Schools in the County, which are taught and attended chiefly, if not wholly, by Roman Catholics.—This the Returns of the Schools will prove, and, were it necessary, your Memorialists can produce the Receipts of the Teachers.

8th. If, previously to the last year, the Law was silent on the subject of Female Schools, it did not forbid them, and the establishment of such Schools is expressly authorized in proper places by the Printed Instructions sent to your Memorialists along with their Commission, and that the Town of Antigonish is regarded by all the Commissioners as a proper place for such School, is evident from this, that the most serious difference of opinion that has ever arisen in the Board since its formation, originated in the proposal for the establishment of a second Female School, under the care of Mrs. Duffus, and if your Memorialists were unanimous in opposing this, they did so on no party account, but because it did not appear to them to be required, as Mrs. Duffus never succeeded in collecting more than seven or eight Children who might have been accommodated at the other Schools, part of them being boys and part girls; and that under these circumstances it would have been unfair to the other Schools throughout the County to have appropriated a greater share of the Legislative grant to the Schools in the Town than they had already received.

9th. That your Memorialists tried for a year or two after their appointment to apportion the Legislative grant among the Schools, on the principle of paying to each School in proportion to the number of poor Scholars; but they soon found that this was not only liable, but actually led to such abuses and impositions as would have effectually defeated the main intentions of the School Act; for the most wealthy and populous Settlements in the County were, as usually happens, able to collect the greatest number of poor Scholars, and to make out such claims in the public grant as would have left little or nothing for these Settlements where public assistance is, from the thinness of, and general circumstances of the population, most required. Your Memorialists therefore were forced to abandon this principle and adopt the plan of dividing the Money as equally as possible among the different Schools in the County, established according to Law, making a small advance in favour of the most competent Teachers, as an inducement to diligence and attention on their part, and taking care always that the Schools be open to the Children of the Poor in every School District; and

your Memorialists can assure your Excellency, that this method which they have now followed for a number of years has been attended by the very best effects, by continuing Schools in almost all the Settlements in which they formerly existed, and establishing many new Schools in Districts where they could not have been supported.—In proof of all this your Memorialists can refer to the Returns which they have lately and formerly made, and which are now in the Secretary's Office.

10th. The Combined School in the Town of Antigonish is represented by the Petitioners as not having any poor Scholars attending it at present, this your memorialists allow to have been the fact at the time of last returns, but it had become so only very lately, and continued for a very short time, for it has for some time past contained a fair proportion of poor Scholars. Upwards of a year ago, Mr. John Forrestall commenced teaching a School in the Town, and the greater part of the poor Children (chiefly Irish Roman Catholics,) were immediately taken from the Combined School, to which they had always been freely admitted, and sent to him; but there is yet a proportion of Roman Catholics, amounting to about one fifth of the whole School, attending the Combined School, which your Memorialists regard as a proof that those who have been withdrawn, have not been withdrawn on the score of Religion, for which your Memorialists would be disposed to make allowance, and a number of the Grammar Scholars who lately attended it, have been removed to the Combined School at St. Andrews, in this County, for the purpose of making up their legal number of Grammar Scholars there; and moreover, as the Combined School in the Town, is the only one in this and the neighbouring County of Guysborough, wherein the Greek and Latin Classics, and all the other branches required in such Schools, are taught, your Memorialists are of opinion, that it should not be deprived of any of the assistance allowed to it by Law, while such assistance is given to the other Combined Schools in the County, which are inferior to it in the number of branches taught, and have scarcely equal claims with regard to poor Scholars.

11th. That the place recommended by the Petitioners does not personally concern your Memorialists, but they beg leave to say, on public grounds, that it is liable to many weighty objections. The time which your Memorialists have found necessary to devote to the management of the Schools, is a great deal more than the general Sessions of the County could allow, and it would therefore be partially and improperly attended to; your Memorialists have found it necessary every half year, since their appointment, to hold two meetings, when dividing the money, in order to avoid the serious consequences that would arise to members of Schools from mistakes made in regard to the Returns, and which require to be rectified before they are passed, besides several other errors which result from ignorance, and which they have hitherto found it impossible to prevent. Meetings also require to be held at other times, in order to meet the exigencies of the Country, and it would be therefore necessary to put the Sessions on a new and different footing, in order to secure the interests of all concerned; moreover, your Memorialists are of opinion, that where disputes arise in any School District, (which occasionally happens,) they would be more easily and satisfactorily removed by a central board, composed of disinterested persons, than by one immediately connected with the District, which might be under the necessity of acting as Judges in their own cause; and finally, a board could not be formed in this County without the assistance of the Clergy, competent to try the qualifications of Candidates for Combined Schools; and your Memorialists apprehend that this County is not singular in that respect.

To these explanations, your Memorialists beg leave most humbly and respectfully to solicit the early attention of your Excellency; and also, that your Excellency would be pleased to lay before the other branches of the Legislature such portions of the same, as your Excellency may deem fit and proper, and your Petitioners as in duty bound will ever pray.

THOMAS TROTTER,
ALEXANDER McDONALD,
H. M. DONALD.

Antigonish, February 28, 1839.

The undersigned in affixing his signature, begs respectfully to state, that although there are some particulars in the preceding explanations not within his knowledge, yet to the following he can testify: that in acting with the Commissioners, whose meetings he has punctually attended—he has never seen or known any injustice done to Roman Catholics, but on the contrary they have always received a fair and due proportion of the Legislative aid, and of encouragement from the board. That although the Roman Catholic Bishop does not attend, he has been invited to do so, and declined. That the Commissioners have been punctual and attentive in the discharge of their duties, carefully examining the School Returns, and dividing the Legislative aid to the best of their judgment. The undersigned concurs with the Commissioners in the opinion, that the transfer of the care of Schools to the Magistrates in Session, as prayed for by the Petition, would not be desirable nor productive of benefit; and also, begs respectfully to add, that, as the only Churchman at the board, he cannot but think, and he trusts in all good feeling to his fellow Commissioners, that an extension of the Commission is a matter to be desired.

THOMAS C. LEAVER.

NOTE.—Mr. Leaver was from home when the Memorial was written and signed by the other Commissioners.

THOMAS TROTTER.

Extract of a Letter from the Reverend Thomas Trotter to the Provincial Secretary, dated

ANTIGONISH, 1st MARCH, 1839.

“I have herewith inclosed a Memorial to His Excellency the Lieutenant Governor, signed by myself and two others of the School Commissioners for this County, together with a certified Copy of the Petition to which it refers, and by which it was occasioned, both of which I beg leave to request of you to lay before His Excellency as soon as possible. Mr. Leaver is from home, and we have not had an opportunity of consulting him on the subject; but this is the less to be regretted, as the Petition does not reflect on him, and as he has only been a Member of the Board for a comparatively short time. If, however, he shall return before the Memorial is despatched, it shall be submitted to him.”

“As the Petition is more particularly directed against me, it appears to me that some separate and additional explanation on my part is requisite, and I therefore, beg leave to state to you, for the information of His Excellency the Lieutenant-Governor, that ever since my settlement here in 1818, I have considered it in every respect my wisest course to avoid as much as possible giving any cause of offence to my neighbours of the Roman Catholic persuasion; and that I have not entirely failed in this object, I conclude from the fact that they have always treated me, and do still treat me, with the highest degree of attention and respect. And that I have never shewn towards them that hostility which the Petition imputes to me is evident from this, though there are five Schools in the County, chiefly or exclusively supported by Members of my Congregation—two of them are now, and a third was lately taught by Roman Catholics—that one only (namely, the Combined School in the Town which the Petitioners have pretendedly taken as an example of what is done in other cases,) is under the care of a person of my own Communion, and that I recommended on a very late occasion, that even he, had it been necessary, should have been succeeded by a Roman Catholic; and it is but fair to the Roman Catholics to say, that they do not hesitate, so far as I know, to employ Teachers of other Denominations besides their own.”

COPY.

Salt Springs, 28th February, 1839.

I hereby certify that I have been for a number of years past one of the Trustees of the School in this Settlement, which is almost entirely supported by Protestants, and by the advice of the Reverend Thomas Trotter we first engaged, Mr. Mulrone, who continued with us for three years, until he died, and after him Mr. Kenedy, and with his approbation we have now Mr. McGilvray—all three being Roman Catholics.

(Signed)

WILLIAM CHISHOLM.

Antigonish

Antigonish, February 28th, 1839.

We, the Undersigned, Subscribers to the Combined School in the Town of Antigonish, do hereby certify that, between two and three months ago, when the present Teacher of said School was proposing to leave the place, the Reverend Thomas Trotter proposed to us, as persons interested in the support of the School, that Mr. John M'Lellan, a Roman Catholic, should be engaged as his Successor, which became unnecessary in consequence of Mr. Forbes' re-engagement.

(Signed.)

ALEX. M'DONALD, M. D.
H. M. DONALD.

HARBOUR SCHOOL.

Antigonish, March 2d, 1839.

I do hereby certify that, some years ago, I was recommended by the Rev. Thomas Trotter to the charge of the Common School at Cape George, at that time wholly supported by Families in connection with his Congregation, and that during the whole time of my continuance there, and since I removed to the Combined School of this place, I have received every kind of fairness and encouragement from him.

(Signed.)

WILLIAM KELLY;
A Roman Catholic.

No. 63.

(See Page 576.)

The Committee appointed on the subject of the Great Post Roads of the Province, report that the Committee have agreed that the sum of £28,000 be placed at the disposal of His Excellency the Lieutenant-Governor, to be expended in completing the Roads in the Scale below, to be drawn from the Treasury by equal instalments, in four successive years, and to be applied first to such as His Excellency may deem most important:

Halifax—Road from Sackville to Scott's, in addition to subscriptions,	£1,500			
Hants—From Keys' to Brookfield, as reported by Committee,	4,500			
Cumberland—To open Road round the Cumberland Mountain, to meet New Brunswick Grant,			2,500	
From Halifax to Windsor,				45 miles.
To build Sackville Bridge	£500			
To alter Hawes' Hill,	500			
To Hants County line	500			
From do. to Windsor	500	2,000		
Mount Denson new line to Horton,	1,500	0	0	22
From Horton to Annapolis Royal,	500	0	0	65
Annapolis to Digby,	500	0	0	20
Digby to Yarmouth	500	0	0	68
Yarmouth to Pubnico	250	0	0	53
Pubnico to Barrington	500	0	0	12
Barrington to Shelburne line	500	0	0	25
Shelburne to Liverpool	1000	0	0	42
Liverpool to Lunenburg	750	0	0	36
Lunenburg to Chester	250	0	0	26
Chester to Halifax Basin	1500	0	0	35
Truro to Pictou				40
To Salmon River	£1000	0	0	
From Salmon River to Pictou	750	0	0	
Pictou to Sutherland's River	500	0	0	
		2250	0	0

Lot

APPENDIX Nos. 63, 64.

Lot No. 1, Crerar's Plan, Merigomishe	£250	0	0	
From Pictou County line to the Gut of Canso	1000	0	0	54 miles.
Guysborough to Wallace Bridge	1000	0	0	50
Cape-Breton—From Ship Harbor to Margaree	1000	0	0	80
Margaree (Ross') to Baddeck	800	0	0	50
Ship Harbor to Arichat	300	0	0	27
McPherson's to McNab's	600	0	0	34
McNab's to Curry's	2000	0	0	32
Sydney to Mines	250	0	0	14

£27,750 0 0 747 miles.

Said sum to be expended in four years, by Tender, Contract and Survey, to the satisfaction of His Excellency the Lieutenant-Governor, and no part thereof to be expended for Lands, Fences or Surveys.

JAMES B. UNIACKE, Chairman.

No. 64.

(See Page 585.)

Report upon the expediency of introducing Steam Boats from Halifax to Yarmouth, submitted to the Committee of Trade and Manufactures, and approved of by them, at their meeting held for the purpose, March 14th, 1839.

In submitting their Report upon the expediency of introducing a line of Steam Communication between the Capital and the Western Ports of the Province, the Committee deem it unnecessary to write any eulogium upon the effects and benefits of Steam. Its advantages when applied to navigation in increasing intercourse, hastening the developement of the internal resources of a Country, increasing its domestic and foreign trade, and giving a new impetus to the general prosperity, and above all to that vigorous action of the public mind upon which prosperity in every Country so much depends, are now universally admitted, and therefore require no illustration.

Before entering upon the details of this subject, the Committee think it right, however, to point out the highly favorable position which Halifax presents as a central point, from which these lines of communication should emanate, and the peculiar and adventitious resources enjoyed by this Province for the introduction of Steam.

Nova-Scotia occupies a prominent point on the Continent of British North America, and juts out into the Atlantic Ocean as if nature intended it to be a great commercial depot for those fine Provinces of the Continent which lie in the rear. The Harbour of Halifax is open and accessible at all seasons. It is separated by a narrow belt of land from the shores of the Gulf of St. Lawrence, which is closed for nearly six months in the year. A narrow strip divides it from the Basin of Mines and Bay of Fundy, and these two, although not actually closed in Winter by ice, from the rapid action of their tides, present so perilous a navigation that few vessels enter them after the coming of the winter months. Now if it be a project seriously entertained, to connect the St. Lawrence by a Rail Road to St. Andrews, a distance of 280 miles, Rail Roads from Halifax to connect the waters of this great Gulf and Basin with the Atlantic, do not seem more speculative or less practicable. The Government now contemplate the carriage of the Mails from England to Halifax, thence by land to some near port in the Gulf, and thence by Steam to Quebec. A Despatch to this effect, from the Secretary of State for the Colonies, has been laid this Session before the House of Assembly, as introductory to a line of Steam Packets from England. The time may yet come when this mode of transit may be adopted for even commercial purposes. However distant the time may be, it cannot but be gratifying to reflect, that if these enterprises be ever accomplished, Halifax will become, from its local position and the excellence of its Harbour, the great depot and focus of the Colonial and inter-Colonial trade between the old and our new rising British Empire. Halifax may yet become in Peace, what it was in the year of 1812 to 1815, during the American War.

Passing from these views of the future, which the Committee admit are too uncertain and distant to be calculated upon now, they suggest some striking facts which are applicable to the present time. It has been estimated by Engineers, that the voyage from Liverpool or Bristol to Halifax, may be accomplished by Steam in 10 days, while that to New York does occupy from $14\frac{1}{2}$ to 16 days. The comparative shortness of this voyage would allow a greater expenditure of Coals upon the same Engine, and of course in the same space of time a greater production of steam or "locomotive power." Now, if any means could be devised of establishing a rapid internal transit through the British Provinces, the Committee are of opinion that a large proportion, if not all, of the passengers who go now to Canada and New Brunswick by New York, would adopt this route in preference—a rapid mail to Wallace and a Steam Boat thence to Quebec would land them as cheaply and speedily in Canada, if not more speedily, than the present route. A regular Steam Boat from St. John to Windsor would afford a more rapid conveyance from England to our sister Province.—These lines of transit might attract the carriage of light goods in the Spring and Fall; and the Committee trust that before long these general schemes of improvement, in which all these Provinces have a common interest, may engage the attention of the Parent Government, or some other general Colonial power competent to carry them into action. To run a Rail Road from Halifax to Quebec was one of the magnificent plans of internal Colonial improvement designed by Lord Durham.

The Committee hope they are feasible even now, but they do not pronounce any positive opinion until the statistics relating to this enterprise are more fully collated. If however promising in Peace they would be more extensively beneficial in War, by giving a safe intercolonial communication for seven months of the year, free from the danger of any hostile power. A war with the United States of America might recommend the more extended scheme first above suggested.

They remark next upon the abundance of Coal, and the superior properties possessed by the Coal of this Province, to afford locomotive power, and discharge the duties of an Engine, which can be obtained here in any quantity; and it cannot but be gratifying to the Province to learn that the Pictou Coal, after experiment in the Great Western, has been declared to be the best ever yet discovered in the world for the use of the Steam Engine.

The Committee do not touch further here upon the projected introduction of Steam Packets between this and the Mother Country. They hope to see these introduced under the sanction of the Government in the course of the ensuing Summer, and trust that some of the English Companies may be induced to run one or two of their Packets occasionally, and at stated periods between Halifax and the ports of London and Liverpool. They have been already employed in the carriage of Goods as well as Passengers from England to New-York; the same system might be tried here, and as one of the features of their system the Committee earnestly solicit the attention of the community to the erection of a commodious and comfortable Hotel. However high the reputation of Halifax may stand for private hospitality, it cannot be expected that Gentlemen of fortune, or travellers for pleasure, or even men of business, who study comfort, will come here till there be a Hotel fitted for their accommodation, and especially for that of ladies. Our public accommodations contrasted with the comfort and even elegance of our private houses are a sad reflection upon the absence of public spirit and unanimity. All admit the want of a Hotel; there are enough of persons ready to subscribe the funds required, and yet the spirit, and energy, and reputation of the Town continue to be insulted by this important enterprise being delayed.

They come now to the subject which they were especially directed to investigate, and trust the facts and views they are prepared to submit will lead to speculation, and remove that stain and reflection upon the spirit and enterprise of the Town, which they acknowledge with deep regret rests upon it justly. Steam Boats are now in action in the United States and the Sister Colonies, in positions less calculated for profitable employment than can be embraced along our Western Shores; and they proceed to bring under the notice of the General Committee the Statistical information upon which their conclusions are founded.

There have been three questions which embarrassed them in coming to a sound conclusion. Some recommend two Boats to run between Halifax and Boston, touching at the Western Ports; others suggest Boats along the Western Coast, and from Yarmouth to St. John and Digby,

Digby, and thence to Halifax—and a third, two Boats fitted for a Coasting Voyage between this and Yarmouth, only touching in their routes at the intermediate Ports.

The Committee have determined to recommend the last and most moderate scheme in the first instance, because they are of opinion that this will be safe and certain, while the others are yet speculative and doubtful. The Public enterprises of the past—the Province Building, the immense Steam Boat between this and Quebec, the Iron Company at Annapolis, and other public enterprises, are all admitted to be speculations far beyond the present means and progress of the Country, and are standing memorials of how much Capital may be wasted, and public energy misapplied, and public expectation disappointed, by acting upon false estimates, and without sound enquiry and calculations.

The Boats for the purpose would be built either at St. John, or perhaps at Pictou, (for Mr. Davis, at the Albion Mines, is admitted to be a highly competent Engineer,) at a cost not beyond the capital which would easily be commanded for the purpose, and the machinery could be kept in thorough repair at Mr. John's Foundry, in Halifax. Boats running to Boston and St. John, would be larger and more costly, and require too great an outlay of capital. Besides there is a prospect of a line being introduced between this Port and Boston, by the Government; after the line of trade between this and Shelburne has been established and tried, successfully as they believe the result will be, the communication may be extended, and more expensive Boats introduced.

Boats of a second class as to speed, might be bought at a moderate price in England or Scotland. *They disapprove, besides, of the speculation being first introduced by a public Company.* The Liverpool Packets, the Steam Boat Company from Halifax to Dartmouth, the Steam Boat to Quebec, all tends to show that this is a species of property best entrusted to private management; and from the facts they have collected, they are inclined to hope, that one or two of our Capitalists in Halifax, and three or four of those on our Western Coast, may be induced to enter speedily upon the speculation.

In the following table they exhibit the present Statistics of the Trade and Communication between Halifax and the Western Ports, and as the Committee intend to persevere in their enquiry until the object is accomplished, they solicit information upon the heads embraced in the Table, from any quarter. They ask, with like anxiety, for corrections as well as additions.

BETWEEN HALIFAX and LUNENBURG, there are two regular Packets, which, on the average, run three times in the month, or six voyages. The freight for each trip is calculated at £8 per trip—£24 per month for each Packet—£288 per year, and the annual amount of freight for both Packets £576. Five Passengers in each and every voyage, ten per trip, at 7s. 6d. £3 15s. per trip—£11 5s. per month—£135 per year—or £270 for both annually, independent of Freight and Passengers from Malagash by Coasters, and Packet from Chester.

LIVERPOOL—there are three Packets regularly employed, each accomplishing 30 voyages to and from Halifax annually; value of the freights per trip estimated at £10, equal to £300 annually for each, or £900 freight in all. Eight Passengers for each trip, at 10s. per head—£4 per trip—£120 passage money, annually, for each Packet—£360 in all per year. A large part of the carrying trade is conducted, and passengers conveyed by the vessels making Foreign Voyages, which sail to and from Liverpool and Halifax.

SHELburne—there are two regular Packets running between this Port and Halifax. They are employed about 9 months in the year, they make, during that time, about fifteen trips each, and the amount of Freight and Passage Money per trip is £20, equal to £300 per annum for each Packet, or for both, £600 per year.

BARRINGTON—There are four regular Coasting Vessels employed between this Port and Halifax, from 1st April to 1st December, the Passage Money is 10s. each, passengers finding provisions. The value of the Freights earned by these and the vessels going occasionally, is estimated at £1500 to £2000 per annum. The Imports from Halifax include all the Domestic and Foreign Produce required for consumption, and the freights to Halifax, are Fish, Oil, Oars, Staves, Lumber, Butter, Eggs, &c.

YARMOUTH—There are four Vessels employed as Packets between this Port and Halifax, one of them makes annually 18 to 20 voyages, another 8. There are four other Vessels which run occasionally. Freights are large. The best Packet has been known to have 18 passengers

APPENDIX No. 64.

gers at one time, the passage money from 12s. 6d. to 20s. Freights are carried besides by other Vessels at all seasons of the year. One House in Halifax made last year 26 different shipments to this Port. The annual Freight paid to Packets is estimated at £1000 to £1200, the Passage money £600 to £700. On the 1st January, 1839, the Shipping belonging to Yarmouth, independent of Argyle, was

120 Vessels—10,301 tons.

Six of these above 200 tons, and 39 from 100 to 200 tons.

ARGYLE—No Packets between this Port and Halifax.

Independent of these Tables, there is a large amount of intercourse conducted in Vessels going and coming from Foreign Voyages, in Fishing Vessels sailing from the Western Harbors, who come to Halifax for outfits, and return here, bringing their Cargoes; and the Coasting Vessels coming from the smaller Harbors and Coves along the Coast, belonging to the producers themselves.

From a list kept at the Custom-House last year, it appears that the large number of 4000 Cargoes were brought into Halifax in Coasters, in 1838.

The Mail from Windsor to Shelburne costs	£341	0	0
“ “ Shelburne to Yarmouth	127	0	0
“ “ Yarmouth to Digby,	181	0	0

Recapitulation.	Freight.	Passage Money.	Total.
From and to Lunenburg,	£576 0 0	£270 0 0	£846 0 0
“ Liverpool	900 0 0	360 0 0	1260 0 0
“ Shelburne			600 0 0
“ Barrington, from	£1500 to £2000		say 1000 0 0
“ Yarmouth, from	1000 to 1200	700 0 0	say 1800 0 0
			£5506 0 0
Carriage of Mails			649 0 0
Annual Grant, say			500 0 0

Annual Receipt of the present trade, exclusive of the expected increase £6655 0 0

If the return of the present trade could be combined, and the carriage of the Mails be secured, the Committee are of opinion, that two Boats, which would cost about £20,000, would pay; but they trust that the House of Assembly, in the exercise of that liberal spirit which they apply to the aid of public measures of this useful and promising character, will be inclined to aid it in the three or four first years of its introduction, by a fixed annual grant for either of these periods.

It is the settled conviction of your Committee, that the trade of our Western Ports has already reached a sufficient progress for the above purpose, which renders them thus earnest in pressing their present recommendation; but when they turn to the Statistics of other Countries, and examine the rapid increase both of trade and intercourse of Goods and Passengers, which has taken place from the introduction of Steam Packets along practicable and promising lines, they feel persuaded, that in supporting this scheme, they are pressing a measure which is eminently calculated to follow out the professions and establish the reputation of the Committee, of prosecuting, with equal anxiety, the prosperity of the Capital and Outports, so as to combine the Commercial energies and spirit of the Province into one effective focus.

They proceed now to exhibit some of the Statistics above referred to, and to point out the advantages which they anticipate will follow from the introduction of these Boats.

In 1814, the first Steam-Boat was built in Great-Britain upon the Clyde. It was of 74 tons burthen, and passed that year from Glasgow to Liverpool, being the first which ever entered the latter mighty port. In 1836, there were employed in the Coasting Trade of Great-Britain, 600 Steam Vessels, their united Tonnage was 67,959 tons. In the same year, the number of Vessels which entered in the Coasting Trade of Great-Britain, was

Inwards—12,988 Ships. 2,528,216 tons.

Outwards—12,634 “ 2,488,327 “

Foreign

Foreign Voyages—exclusive of France and Holland:

	Inwards—	1,122	Ships,	195,722	tons.
	Outwards—	1,255	“	202,499	“
<i>Holland</i> —	Inwards—	50	“	10,948	“
	Outwards—	67	“	14,249	“

In the British Plantations, in 1836, there were 69 Steam Boats—9,700 tons.

These Boats run now daily from Liverpool to Dublin twice a day, and to Glasgow once. On this last line there are two Companies, and the Boats sail alternately from Glasgow and Liverpool—a Boat leaving each place daily. They embrace the carrying trade and passengers. From Glasgow, Bristol and Liverpool, they sail to Belfast, Londonderry and Cork; from London to Dundee and Edinburgh, to Cork, Dublin, Bristol, Hull, and all parts of the Continent, Ostend, Hamburg, the Rhine, Lisbon, Gibraltar, Malta, and other ports of the Mediterranean. One may cross now from Liverpool to Dublin, thence to Marseilles, and thence to Naples or Rome. They perambulate the Coasts of Ireland and the North of Scotland, in all times of Summer. Tourists for pleasure have multiplied by thousands. Again in the port of Liverpool, the increase is beyond calculation. The Boats cross to Cheshire at six different places every fifteen minutes. St. George's Pier there seems almost alive with Steam-Boats. Such are the number of Steam-Boats now upon the Clyde, that it is said a Boat leaves the Bromielaw, touching at Greenock, and a Boat passes the Pier at Greenock, bound to Glasgow, every ten minutes during the Summer months, from 8 in the morning till 3 o'clock in the afternoon. The deck passage under an awning for 24 miles, is only 1s. 3d.

The following are the particulars as regards the number of Steam Boats for *short* Ferries which pass across the Mersey, at Liverpool, each day.

Egremont,	} Steamboats pass from these places to and from Liverpool during the Summer, every 15 minutes, from 6 A. M. to 9 P. M.
Woodside,	
Birkenhead,	
Seacombe,	
Rock Ferry,	
Royal Rock Ferry,	
New Brighton—	Six passages made each day.

Weston Point	} Two voyages performed each day. The distance from Liverpool is 22 miles, and the charge of passage only 1s.
and	
Rimcorn,	

These are Boats for the conveyance of Passengers; but there are also a great number of Steam-Boats employed in the *tugging* trade.

Again, in the United States, the increase has been equally rapid. In 1830, there were 5 Steam-Boats on the Ohio; last year the number is estimated at 370.

To come to particulars, and to show the increase upon certain lines, the Committee extract the following from returns submitted to Parliament.

Passengers from and to England at Boulogne.

England.	Departed.
1833—6,716	8,900
1834—9,051	9,854
1835—11,717	14,913

In these two years, the number is *nearly* doubled.

Passengers in Her Majesty's Steam Boats.

Liverpool and Kingston.	Dublin.
1832—6,701	1833—9,292
• 1834—12,425	1835—14,040

In four years the increase is more than *double*.

APPENDIX No. 64.

Steam Vessels, and their tonnage, and voyages, employed in the trade of London, in the year 1820, 1830, and 1835.

Coasting trade.		Foreign trade.		Total.	
Ves.	Ton.	Ves.	Ton.	Ves.	Ton.
1820	Nil.		Nil.		Nil.
1830	185 48,100	176	25,534	361	73,634
1835	699 181,743	377	84,945	1,076	266,684

In 1820, *not one* ; in 1835, 1,076.

It would be easy to add to this evidence, by quoting from the returns of other lines ; but the Committee refrain from pressing this argument, lest it should be said that the analogies between an *old* and *new* Country do not prevail ; and that although these results have been uniform in the Mother Country and Europe, it does not follow that they would be felt in this Province. They admit the force of this argument. The results which have occurred in an old Country cannot be expected in a new ; but, strange as it may seem, the experience of the United States justifies the conclusion, *that the rate of increase upon any given trade, in a certain period of years, has been greater there than in Europe.* They apply this argument to the Statistics of the Western Trade above presented, and proceed to give a brief explanation of the benefits which the establishment of this line of intercourse would probably confer.

In the *first* place it is clear that if these Boats were established, the ease and speed of, and of course the inducements to, travelling, would be increased. How many persons are there on the Western Coasts who have never seen the Capital, and how many are there in Halifax who have never visited our Western Shores ; who, if safe Steam-Boats were introduced, would be glad to avail themselves of this new means of conveyance. Men of business, stationed at the outports, in place of paying an annual visit to Halifax, would come once a month, or oftener, according to the exigencies of business. Our Merchants would then return a visit to their customers ; and many, in the pursuit of pleasure and of health, would be glad in the Summer to visit the beautiful and rising towns, which are situate on our Western Shores, and see the romantic beauties of the Bay of Chester, and our Giant's causeway at Brier Island. Intimacies and family unions would increase, Commercial and Social connexions would multiply, and the trade and prosperity of the Towns and Western Harbours would improve. Such have been the effects in other Countries, and to a certain extent they would follow here.

2. The same spirit of speculation which animates our Merchants in the Capital, would extend to those who reside to the Westward. A Steam Boat running with certainty from Liverpool to Halifax, for example, would make it not a distant connexion, but a maritime suburb of the town. The Merchants there would take part in our speculations—we would take part in theirs ; the same connexions and sympathies would extend to Yarmouth—one of the most thriving and prosperous ports of the Province, and the trade, which from Barrington westward to Annapolis, is conducted at St. John's, might be attracted to its own legitimate channels, and be brought back to Halifax, where it formerly centered. If such an intimacy and connexions were established, our and their speculations would extend to the stock of goods and produce both in the Capital and Outports. In Liverpool and London, (England) the introduction of the Rail Road has made the speculations upon their two Exchanges nearly the same in price, for the distance of two hundred and ten miles is now reduced to ten hours.

3. These Boats will afford a new and better market, to all the Agricultural produce and supplies raised on the Western Shores. Vegetables, Eggs, Butter and Poultry, and Fish and Salmon would come to Halifax from our most distant ports, and while this would benefit the Farmer and Fisherman, it would also benefit the Town. The introduction of Steam across the Irish Channel, has had a wonderful effect in extending the sources of supply in England, for these and other articles. For example, the Salmon sold in the London and Liverpool Markets, are brought by Steam from the South of Ireland and the North of Scotland. A large part of the fresh Beef, Mutton and Pork, Eggs, Milk and Butter, sold in Liverpool and Manchester, and now in the Birmingham Markets, since the late completion of the Rail Road, are brought daily from Ireland in Steam Boats. The London Markets are daily

daily supplied with the finer Vegetables of France from Bologne; and it is known, that in New York, Peaches pulled in Pensylvania on the evening, or on the Hudson, 150 miles distant, may be bought there the following morning. In the present scarcity and rise in price of all articles of food, which are so generally complained of by house keepers, any means which would increase the supplies of these articles from Liverpool, LaHave and Argyle, would be hailed as a public benefit. On the Agricultural improvement of the Western Shore it would have decided action, by extending the facilities of transport and a market, and thus holding out the best inducements to industry.

4. If each of these Boats were attended by a Revenue Officer, they might benefit the Revenue, and thus amply return the grant afforded by the Legislature, by guarding against Smugglers, and preventing the American Fishermen from violating the provisions of the treaty which affects so sensibly the Coasting Trade and the extent of our exports.

5. The last and most important result which would follow in this pursuit of a common measure and in this increase of Social and Commercial relations would be to inspire a happier tone of confidence and kindly feeling between Halifax and the Outports, upon which the trade and prosperity of both so much depends. No Country, and especially a young Province like this, can advance to any high and enviable career of prosperity and influence without the aid of a metropolis, to which men of talent, enterprise and fortune, naturally resort. It is the combined influence of mind and money, of industry and capital, which leads to public improvement and prosperity; but your Committee are aware, that Halifax never can be permanently prosperous, unless it affords a kindly and judicious aid to every District and Town, upon which its trade depends; and the Committee therefore recommend the common improvement of Town and Country—of Halifax and the Outports—as the most effective and indeed the only sure means of elevating both.]

G. R. YOUNG, Chairman,
JOSEPH HOWE,
THOMAS WILLIAMSON,
JOHN EDWARD STARR,
J. C. ALLISON,

} Sub-Committee.

Halifax, March 14, 1839.

MEMORANDUM FOR THE RECORD

DATE: 10/15/54

TO: SAC, NEW YORK

FROM: SA [Name], NEW YORK

SUBJECT: [Subject Name]

[Detailed description of the subject and the information being reported, including dates and locations.]

[Additional details regarding the subject's activities and any relevant contacts.]

[Further information about the subject's background and any ongoing investigations.]

[Summary of the current status of the investigation and any recommendations.]

[Closing remarks and any administrative notes.]

[Signature and name of the reporting agent.]

[Signature and name of the reviewing agent.]

[Signature and name of the approving agent.]

[Signature and name of the reviewing agent.]

[Signature and name of the approving agent.]

[Signature and name of the reviewing agent.]

[Signature and name of the approving agent.]

APPENDIX No. 65.

No. 65.

(See Page 592.)

RESOLVED, That the sum of Ten Hundred and Ninety Pounds granted for the service of Roads and Bridges in the County of Hants, be applied as follows:—

In aid of the Inhabitants, to erect a Bridge over the River Kenetcook, at the site near John Cockran's, in addition to the sum of Two Hundred Pounds already granted for this service, to be paid when and so soon as the Inhabitants raise and pay One Hundred Pounds, and certificates thereof, under Oath, be exhibited to His Excellency	£200	0	0
From Isaac Dewolf's to Old Avon Bridge	12	0	0
Richard Trenholin's to Metzler's	10	0	0
Mitchell's to Hunter's, Old Ardoise Road	5	0	0
On New Ardoise Road by Davidson's	5	0	0
From St. Croix to Josiah Davidson's, on East Marsh Road	5	0	0
For the alteration of Main Post Road leading into Windsor, to avoid the Windmill Hill, in addition to £10 granted in 1837	20	0	0
From Thomas Reddin's to Swinehammer's	30	0	0
Swinehammer's to Lunenburg County line	20	0	0
Halifax County line to Seven Mile Plains	70	0	0
Seven Mile Plains to Thomas McLatchy's	30	0	0
Avon Bridge on Main Post Road, to Horton line	30	0	0
For alteration of Post Road across the Land of W. Gabriel	20	0	0
the Road from the Back Road to W. Lyons' Mill	10	0	0
From Upper Avon Bridge to Horton line	10	0	0
To repair Old Avon Bridge	7	10	0
For lower Road from Lime Rock Hill to Horton line	7	10	0
Road, from G. Peter's to Old Main Road, and to complete the alteration	7	10	0
From Halifax County line to Thomas Fahee's	40	0	0
Fahee's to Isaac Whitear's	20	0	0
Whitear's to Kenetcook Bridge, by the Gore	15	0	0
For the erection of Kenetcook Bridge, near John Blois'	50	0	0
From John Blois' to Noel Bay	15	0	0
Densmore's Mill to Shubenacadie, and to re-build the Noel Bridge	25	0	0
For the Road from Jacob Henegar's Mill to John Densmore's, to be paid when it shall under Oath be certified to His Excellency that the subscription of £10 is paid and expended	6	0	0
Muddy Marsh Bridge, to be paid when certified as above, that the subscription of £38 17s. 9d. be paid and expended in this service	21	0	0
To William Salter and Francis Parker, in part of over-expenditure	20	0	0
From Wardrope's to Grant's Bridge	12	0	0
For Hibbert's Road	15	0	0
the Road at Five Mile River, at Burton's, leading through the Campbell grant	7	10	0
For the Bridge over the River Herbert, near Woolaver's to be paid when it shall be certified under Oath to the Lieutenant-Governor, that the subscription to this service of £15 5s. be paid and expended	20	0	0
the Caldwell Road	5	0	0
Bond's Bridge and Road	15	0	0
Barron's Bridge, to be paid when certified under Oath to the Lieutenant-Governor, that £20 be raised and paid by subscription or otherwise for the service	40	0	0
Bridge on Carver Road and the Road	7	10	0

From

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From Hall's Bridge to Evan McPhee's	£20	0	0
Evan McPhee's to Scott's, at the Gore	15	0	0
For Indian Road	10	0	0
From Taggart's to Isaac Whitear's	7	10	0
Mouth of Noel Road to Shubenacadie, by Hay's	20	0	0
To Richard Smith, in part of over-expenditure	12	0	0
From Noel to Tenescape, in addition to the sum remaining unexpended for this service	10	0	0
For Dansford's Road	5	0	0
From James Mosher's to Kennetcook Bridge, in Douglas	7	10	0
Petite to Kennetcook Bridge, near J. Cochran's	10	0	0
Petite, by the Shore Road, to Rainy Cove	10	0	0
Rainy Cove to Bradshaw's Hill, in addition to the sum of yet undrawn to aid said Hill	20	0	0
Bradshaw's Hill to Lower Kennetcook Bridge	15	0	0
For Tom Cod Bridge	7	10	0
To John Dimock, for expenditure on a Bridge	4	15	0
J. Whitear and J. Withrow, for expenditure on a Bridge	7	10	0
For Fisher's Road	5	0	0
From New Bridge near Key's to Wardrope's, and to repair the Bridge	42	15	0
Wardrope's to Mouth of Shubenacadie	14	15	0
To Daniel Lockhart, for the repair a Bridge on Kennetcook Road	7	5	0
Repair Tanner's Bridge	5	0	0
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	£1,090	0	0

RESOLVED, That the sum of One Thousand and Seventy Pounds appropriated for Roads and Bridges in the County of King's, be applied as follows, viz:—

CORNWALLIS.

From Kentville to Aylesford	£20	0	0
Joseph Lyons', by White Water, up Blomedown Mountain	6	0	0
Daniel Huntley's to Lower Pero, and to complete the new alteration from the Lyon's Hill	12	0	0
Peter Woodworth's, by Elisha Eaton's to Split Hollow	5	0	0
From Joseph Newcomb's, up the Mountain, to Scot's Bay	12	0	0
The Scot's Bay Road, on the Road by James Newcomb's	5	0	0
Hugh Kerr's, easterly by Charles Wood's, to Scot's Bay Road	7	0	0
The Scot's Bay Road to open a new road to the road leading from Pero, by the White Water to Blomedown	5	0	0
Amos Davison's to Baxter's Harbor	7	0	0
The Baxter Road, westerly by Ross', to the road by Newcomb's Mill	5	0	0
Simon Newcomb's to Black Hole, at the Bay Shore	5	0	0
Abraham Marster's to Hall's Harbor	6	0	0
The Hall's Harbour Road, easterly past Bowls' to the Sheffield Vault			
£7 and for the Great Vault east of William North's £2	9	0	0
Daniel Griffin's, past Rockwell's, up the Mountain, and the road passing Brenan's—£2 only to be expended upon the Brenan Road	7	0	0
Bentley's, up the Mountain, to Robert Foot's	6	0	0
Robert Foot's to Huntington Point, to be expended on the northern end of said road	6	0	0
Robert Foot's to Hall's Harbor, past Stephen Dunham's—£2 to be expended between Foot's and L. Porter's	10	0	0
Black Rock Road, easterly past Thomas White's	7	0	0
For the road past Barnaby's Mill to the Bay	5	0	0
The road up the Mountain, by Benjamin Burges', Jun.	5	0	0
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			From

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From the top of the Mountain near Burges' Road, passing Finney's, and the road easterly by Bligh's	£6	0	0
The Ilesey Settlement to the Old Black Rock Road, past Allen's	6	0	0
For the Turner Point Road	7	0	0
The Cove Road	5	0	0
The road west of Turner Point Road, by O. H. Cogswell's	5	0	0
From John Givan's, southerly, to Sharp's	8	0	0
Alfred Skinner's, northerly, to the Bay	12	0	0
The Aylesford line, by A. Woodworth's, to the Black Rock Road, and from the Meeting-House to Spicer's	10	0	0
The Annapolis Road, past Graham Bowls', and to alter the road through Bowls' Land, not to be drawn from the Treasury until certified by two Justices of the Peace that the alteration has been made and opened to the public to their satisfaction	9	0	0
Joseph Dunham's, by Bishop's Mill, to Brandywine Street, to be expended southerly of the Mill	8	0	0
The Annapolis Road, by Davison's, to John Parson's	5	0	0
John Parson's to the Baptist Meeting-House in Bill Town	5	0	0
For the new road from Griffin's to Parker's	7	0	0
From the Aylesford line, under the South Mountain, to Enoch Condon's	5	0	0
The Joel English Road, past Enoch Condon's, and the road passing Woodman's—£3 to be expended on the Woodman Road	12	0	0
From William Pineo's to David Shaw's place	5	0	0
For completing the road upon the east line of Jonathan Newcomb's Farm	10	0	0
The Hill and Bridge by David Bright's	5	0	0
The road past Isaiah Shaw's to the Baptist Meeting-House	5	0	0
From the Black Rock Road, westerly, to John Givan's road, past William Brown's	7	0	0
The Givan Road, past Condon's Clearing—one half to be expended each side of the Clearing	5	0	0
The Givan Road, westerly, to the Turner Point Road, through Goold's and Bentley's Lands, and to build a Bridge on the Givan Brook above the Falls	9	0	0
The Givan Road, easterly, by Spicer's, to the Black Rock Road	7	0	0
For the embankment at Town Plat	5	0	0
From the Canard Street over the Dike, by the Church, to the new Cornwallis Bridge—one half to be expended on the Dike Road	10	0	0
Timothy Barnaby's to Little Lake	5	0	0
Elkanah Morton's to Burges', and the road up the Mountain, by Pelton's	6	0	0
Wilmot Osborn's to Baxter's Road	5	0	0
John Newcomb's to Pero, by the Lyon's Farm, and the road by Levi Woodworth's to Canning	7	0	0
Earl Newcomb's towards Graham Bowls' at the new alteration	6	0	0

AYLESFORD.

From Cornwallis Town line, by Crane's, to the Methodist Chapel	10	10	0
The Methodist Chapel, past Magee's, to the Wilmot line	8	0	0
Samuel Parker's, on the road to Sherbrooke	8	0	0
The Canaan Road, by Lake George, to Sherbrooke	8	0	0
Lunenburg line through Sherbrooke, in King's County, to Wilmot line, and to cut out the road to Aylesford	13	0	0
The Parker Road, easterly by Lewis Palmer's, to Cornwallis line	4	0	0
Cornwallis line, on the Canaan Road, to Wilmot line	5	0	0
Parker Road, by Hodge's, to Nicol's Road	6	0	0
Nicol's Road, by Jackson's, to Glebe Road	5	0	0
From the Jackson Road, on the Nicol's Road, to the Canaan Road	5	0	0

For

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For the Neely Road and the Canaan Road	£5	0	0
Road leading from the Neely Road, by Messenger's, to the Wilmot line	6	0	0
From the Ward Road, by Keaton's Mills, to the Post Road	10	0	0
Post Road, by Spinny's to Canaan Road	7	0	0
Post Road, on the Glebe Road, to Ward Road	5	0	0
Ward Road, on the Glebe Road, to Canaan Road	6	0	0
Glebe Road to the Nichol's Road, south of the Annapolis River	6	0	0
From Post Road, by Nichol's Mills, to the Jackson Road	9	0	0
Bishop Road, by Willes Foster's, on the new alteration	7	10	0
Clermont Road, by John Dugan's, and to complete the east end of the new alteration	7	0	0
Clermont road to the Bay	7	0	0
Clermont Road, by Buskirk's, to the Mordan Road	6	0	0
Post Road, on the Mordan Road, to the Bay	8	0	0
For the Ormsby Road from the foot of the Mountain to the Bay, and the road on the Mountain, easterly to Cornwallis line and westerly to Mordan Road	8	0	0
From the Ormsby Road, easterly to the Cornwallis line, passing Woodworth's	8	0	0
<i>HORTON.</i>			
From Halfway River, on the present Post Road, to Stone Bridge	25	0	0
Samuel Beckwith's, on the Bluff Shore Road, to Peleg Card's	10	0	0
The Nictau Road, northerly, to Abr. Kinnie's, and from A. Kinnie's, northerly, to Jeremiah Kinnie's	12	0	0
Post Road, westerly, towards the Davison Settlement	5	0	0
Cyrus Davison's, westerly to S. Benjamin's	10	0	0
John Reed's to James Vaughn's	5	0	0
T. A. Davison's to Black River Lake	5	0	0
T. A. Davison's, easterly, to David Vaughn's	5	0	0
John Gutridge's to Thomas Martin's Bridge	7	0	0
Thomas Martin's Bridge to James Coaldwell's	7	0	0
James Coaldwell's to Pittsburg	5	0	0
William Duncanson's to Henry Miner's	5	0	0
Luther Cleaveland's to Sandy Point	5	0	0
William McDonald's, westerly and northerly on the Nictau Road, to Jonas Forsythe's	5	0	0
Thomas Martin's, on the back Canaan Road, to White Rock £6—White Rock to Canaan £6	12	0	0
Daniel Scovill's past Henry Nowlan's, not to be expended until the road is confirmed by the Sessions	8	0	0
Abraham Dorman's to N. Scovill's	5	0	0
Thomas Bishop's, Canaan, westerly to Casey's	5	0	0
Canaan, by Rand's, to Quigley's	5	0	0
Kentville, on the Sherbrooke Road, to the Gaspereaux River	5	0	0
Gaspereaux River towards Sherbrooke, and to repair the Bridge over said River	20	0	0
Kentville, easterly, to the Canaan Road, in addition to £10 granted last year for altering the road, not expended	5	0	0
Hancock's, southerly, to the back Canaan Road	8	0	0
For the new road from Lower Horton to Long Island, not to be expended until the road is confirmed by the Court	15	0	0
From the Cross Road near S. Fitch's, westerly, to the Post Road	5	0	0
To repair the Bridge between King's and Trenholm's	7	0	0
From Cogswell's Mill to Follet's, and to repair the Bridge	10	0	0
Wickwire's, on the new line of road, to Lower Horton Bridge	100	0	0

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PARRSBOROUGH.

From Partridge Island to Mill Village, and to complete the alteration near White Hall	£20	0	0
Mill Village, on the Cumberland Road, to King's County line	10	0	0
Cumberland Road, by Jeffers's Lake, towards New Canaan Settlement £6 5, and from C. Lewis's Farm towards Hannah's Mill to King's County line £6 5	12	10	0
George Newcomb's, by Daniel Lockhart's, towards James McKay's Newcomb's Bridge to Swan Creek	6	0	0
Swan Creek to Moose River, and to extend the new road in that direction, if practicable	10	0	0
Moose River to Five Islands, and for an alteration in that road, if found necessary, in addition to £10 granted last year, not expended	20	0	0
The Ship Yard at Harrington's River to the Main Five Island Road	5	0	0
Five Islands, on the West Maccan Road, to the County line	12	0	0
To repay James Corbet, Jun. this amount over-expended in rebuilding Bass River Bridge	4	0	0
From John Fulmore's through the Little York Settlement	6	0	0
Five Islands, on the road to New Boston, to the County line	5	0	0
Partridge Island, on the new road to Diligent River, past H. Jeffers's, to the entrance of the Woods £5—from the last mentioned place to Mill Brook £10, and from Mill Brook to Teate's Mill Road £10	25	0	0
Henry Jeffers's to Black Rock Settlement	5	0	0
Cumberland Road to R. Gabriel's	8	0	0
R. Gabriel's to Ratchford River	10	0	0
This sum in addition to £7 granted last year, to cut down the Big Rock near Grant's on the Shore, not expended	3	0	0
From Francis Fraser's, by Mahony's, to R. Spicer's	15	0	0
Robert Spicer's, through the Flat, to Advocate Harbor	7	10	0
Diligent River Road, by Cannon's Mill, to James York's	5	0	0
The Meeting-House at Half-way River, on the road by Harrison's, to Coal Mine Road	5	0	0
	<u>£1070</u>	0	0

RESOLVED, That the sum of Six Hundred Pounds, appropriated for the service of Roads and Bridges in Queen's County, be applied as follows:—

Deduct to repay advances, under Act for improvement of Roads in Queen's County

£90 0 0

MAIN POST ROAD.

Lunenburg County line to Mill's Village	£7	10	0
Mill's Village to Herring Cove	£15	0	0
Herring Cove to intersection of Milton, and to repair Bridge	25	0	0
Liverpool to Broad River	30	0	0
Board River to McAdam's	10	0	0
Port Mutton to Port Jolly	7	10	0
Port Jolie, to bounds of County	30	0	0
	<u>125</u>	0	0

ROAD FROM LIVERPOOL TO ANNAPOLIS.

Cowris Tanyard to Milton	65	0	0
Milton to Middlefield	62	10	0
To repay in part of over-expenditure	40	0	0
	<u>167</u>	10	0
Mill's Village to Ponhook,	15	0	0
			Mills

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Mill's Village to Port Medway	£10	0	0	
Solomon's to Port Medway	15	0	0	
Rolp's, Western Head, to Munro's	10	0	0	
Jonas Philip's to White Point	12	10	0	
A. Lavender's, W. Point, to J. Frælick's	5	0	0	
From Frælick's along Shore to Mills'	5	0	0	
To aid in building Bridge over Pt. Mutton	12	10	0	
To build Bridge and repair Road to Little Port Jolie	20	1	0	
John McDonald's to Stewart's	10	0	0	
				100 0 0
Beach Meadow Road	7	10	0	
Sandy Cove to Dean Annis'	5	0	0	
Joseph Annis' to Great Hill	5	0	0	
				17 10 0
Wellington Road	15	0	0	
Westfield Road	7	10	0	
Rosett's to Beeche's, for Bridge	7	10	0	
Brookfield to Pleasant River	7	10	0	
Grafton Road	5	0	0	
Irish Settlement, for a Bridge	5	0	0	
To John Robertson's, on Hibernia Road	5	0	0	
Devonshire to Minchin's	5	0	0	
Annapolis Road by Cander's	5	0	0	
Lunenburg County line, by T. Bryden's	5	0	0	
Road from Barnabas Harbour	5	0	0	
Harmony Road	5	0	0	
Northfield Road	7	10	0	
				85 0 0
				£600 0 0

RESOLVED, That the sum of Six Hundred and Eighty Pounds, granted for the service of Roads and Bridges in the County of Guysborough, be applied as follows:—

From Guysborough to County line on the Road to Antigonish, and to rebuild the Bridge at Aikin's, and pay over expenditure	£70	0	0
From Guysborough, on Saint Mary's Road, to Country Harbour Cross Roads, and to repair or rebuild the Salmon River Bridge	25	0	0
To rebuild the Bridge at Salmon River Lakes	12	10	0
To aid in rebuilding the Salmon River Bridge, on the Canso Road	100	0	0
From Salmon River to South East Pond, Crow Harbour, and to repair Bridges	12	10	0
From the South East Pond to Canso, and to repair Bridges	20	0	0
From Boylston's to Gut of Canso, and to repair Bridges	15	0	0
New line from Hull's, on the Clam Harbour Road to O'Donnel's Ferry, to explore and open it	7	10	0
To rebuild the Clam Harbour Bridge	40	0	0
From Broad Cove on the east side of Milford Haven to Marshall's Ferry, and to build the Bridge at said Cove	25	0	0
For old Tracadie Road	10	0	0
Aikin's to Curran's Bridge, on the new line to south River	10	0	0
Sandy Point to County line above Cape Porcupine, and to build Bridge at Steep Creek, and repair Bridge at Pirate Cove	20	0	0
New Harbour Road,	7	10	0
From the Half Way Run, on the Tracadie Road, to the County line	10	0	0
			From

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From Sherbrook to the Cross Roads below the Forks, on the Post Road to Antigonish, and to repair the Bridge on D. Archibald's Brook	£20	0	0
From the Cross Roads below the Forks, on the Post Road to Antigonish, to County line, and to repair East River Bridge	25	0	0
From the Cross Roads below the Forks to Meadow Brook, dan to repair the Forks Bridge	30	0	0
From Halifax County line to East Branch	20	0	0
West River Road, by the Mill, to Samuel Cumming's	10	0	0
S. Cumming's to County line up the East River	7	10	0
Fisher's Mills to Sinclair's Back Lands	5	0	0
Hugh Ross's to John McKenzie's, south side St. Mary's River	5	0	0
Sherbrooke to Eecum Secum and to repair Bridges	10	0	0
Sherbrooke to the mouth of the River	10	0	0
the mouth of the River to Holland's Harbour	5	0	0
Cross Roads at McGrath's to Country Harbour line	10	0	0
Cross Roads, Country Harbour, to the South River County line	7	10	0
Stormont to Country Harbour Cross Roads, and to build the Bridge across Mill Creek,	25	0	0
Archibald's Mills to Hurley's	5	0	0
To pay first instalment on the sum of One Thousand Pounds granted for the new Road leading through Musquedoboit to St. Mary's, to be repaid by instalments by the Counties of Halifax and Guysborough	£100	0	0
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	£680	0	0

RESOLVED, That the sum of Six Hundred and Seventy Pounds appropriated for the service of Roads and Bridges in the County of Annapolis, be applied as follows:—

For the Main Road, Potter's Mill, to Moose River, including Potter's Bridge	£20	0	0
Bridge and causeway at Allan's Creek	10	0	0
the Main Post Road from Daniel Whitman's to Mrs. Wheelock's	12	0	0
the Bridge near Samuel L. Chipman's, Main Road	5	0	0
the Dalhousie Road from Alexander Eason's to Thomas Fossy's	10	0	0
ditto from Thomas Fossy's to Sterling's Mill	15	0	0
ditto from Sterling's Mill to the Cross Road	10	0	0
the New Liverpool Road from Alexander Eason's, to Lamb's Brook	25	0	0
ditto from Indian Settlement to Queen's County line	25	0	0
the Main Road from the Moose River Bridge to the Hessian line	15	0	0
the Road from Moose River to Waldeck's corner	10	0	0
the Trumper Road from Waldeck line to the Bear River Bridge	10	0	0
the Shelburne Road from General's Bridge to Pardon Sander's	15	0	0
the eastern part of the Waldeck Road, in addition to Five Pounds granted for that service last Session, and undrawn	5	0	0
the Beals Cross Road	10	0	0
the Moir Cross Road	10	0	0
the Cross Road from Vroom's to the Waldeck line	8	0	0
the Ramsey Cross Road	5	0	0
the Road from the New Canaan Road to Phinney's Mills	5	0	0
the Road from New Harmony to New Canaan Road	10	0	0
the Stronach Road, from the School House to Margaretville	15	0	0
the Road by Aseph Bent's to Margaretville	10	0	0
Bayard's Bridge and Road	20	0	0
the Main Post Road near Parker Oakes's	25	0	0
Bay Road from Longley's corner to the Shore Road	15	0	0
Bridge and Ramparts on Main Road, Balcom Settlement	10	0	0

For

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For the Shore Road from the Hanly Mountain Road to Gates's Wharf	£15	0	0
the Bay Road, Marshall Settlement, from the School House to the Bay Shore	15	0	0
opening a piece of New Road near Zebulon Phinney's, Esq.	15	0	0
the Road from Marshall's Cove, west, to Granville	15	0	0
the Lunenburg Road from Lot Hut's to Peter Morris'	10	0	0
From the Lunenburg Road from John Heaton's, southerly	10	0	0
to finish a piece of New Road at New Albany	10	0	0
the Dalhousie Road, beginning at King's County line, west	20	0	0
the Road from Grenton Settlement to New Germany	10	0	0
the Liverpool Road from the Cross Road to the Queen's County line	50	0	0
repairing the Bridge at Bridgetown	5	0	0
the Sander's Cross Road from the Main Road to the Road under the Mountain	10	0	0
the James Cross Road from the limits of Bridgetown to the Lake at the top of the Mountain	12	10	0
the James Cross Road from the Lake at the top of the Mountain to the Shore Road	12	10	0
the Chute Cross Road from the Main Road to the Shore Road	10	0	0
the Phinney Cross Road from the Main Road to the Shore Road	7	10	0
the Young's Cross Road from the Main Road to the Shore Road	10	0	0
the Parker Cross Road from the Main Road to the Shore Road	10	0	0
the Johnson Cross Road by Mills's line, from the Main Road to the Bay Shore	7	10	0
the McKinzey Cross Road from the Main Road to the Road over the Mountain	10	0	0
the Lamberson Cross Road from the Main Road to the Road over the Mountain	10	0	0
the East and West Road over the Mountain, from the Lamberson Cross Road to John Quereau's west line	7	10	0
the Cross Road between the Townships of Wilmot and Granville	7	10	0
the Messenger Cross Road from the Shore Road to the East and West Road over the Mountain	7	10	0
The East and West Road over the Mountain, from the Young Cross Road, east, to build a Bridge over the Ruggles Brook	5	0	0
to assist the Inhabitants to build a Bridge over the Main Road, by Quinling's Mill	5	0	0
the East and West Road from Young's Cross Road, west, and to build a Bridge over the Brook at Morris' Lake	5	0	0
the East and West Road from the McKinsey Cross Road, and to build a Bridge over the Robblie Brook	7	10	0
the East and West Road over the Mountain, west from the Wilmot line to the James Cross Road	10	0	0
the Shore Road east from the Young Cross to Sand's Mills	5	0	0
to assist in cutting out the New Road west from the Robblie Brook, by John McCauls, over the Mountain	5	0	0
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	£670	0	0

RESOLVED, That the sum of Six Hundred and Eighty Pounds, granted for the service of Roads and Bridges, in the County of Yarmouth, be applied as follows:—

From Beaver River to Lander's Bridge	£10	0	0
To repair the Bridge near Chipman Porter's	10	0	0
From Starr's to Vickary's	20	0	0
	From		

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From Jacob Tedford's to Salmon River	£10	0	0
John Pitman's to Pitman's Road	12	0	0
George Terfry's to John Ballam's, including repairs of Bridges	10	0	0
To repair Tusket Bridge, and the road from John Ballam's to Tusket Village	50	0	0
From Tusket Village to the Roman Chapel	5	0	0
Roman Chapel to Argyle Head	10	0	0
To alter and repair the road from Abuptic Head to Simeon Frost's	50	0	0
From Simeon Frost's to Walter Larkin's	10	0	0
Walter Larkin's to Still Water	20	0	0
Sea Shore, at Beaver River, to Crosby's Mill	7	10	9
Crosby's Mill to Lake George Road	7	10	0
Samuel Hilton's to the east side of Salmon River Bridge, at Pleasant Valley	40	0	0
Isaiah Crosby's, Junior, up the east side of Lake George	10	0	0
To repair the Bridge at Carlton's, between Crawley's and Millar's	12	0	0
From the head of Lake Carlton to Bethune's Mill	12	0	0
Joel Allen's to Yarmouth line	34	0	0
Head of Lake Carlton to William Halstead's	40	0	0
Nathaniel Churchill's to the head of Lake Carlton	10	0	0
Isaac Millar's to the old Kemptville road	30	0	0
David Jeffery's to the Lake George Road, near Nathaniel Allen's, Junior	14	0	0
Head of Little River to Elijah Pinkney's	10	0	0
To repair the Bridge between Cook's and Parfett's	8	0	0
repair the Bridge over the Creek, near Cook's Beach	5	0	0
From Israel Lovitt's, across the Salt Pond, to Widow Sollow's	15	0	0
Widow Shaw's to Jegogin Dyke	10	0	0
Jegogin Dyke to Foot's Cove	10	0	0
Ansel Crosby's to Manassah Cook's	15	0	0
Pleasant Valley to John Hamilton's	15	0	0
Benjamin Terfry's to Tusket Wedge Point	10	0	0
Frederick White's to the main road	10	0	0
Eel Lake to the Forks	20	0	0
John Burke's to the head of Eel Lake	10	0	0
To repair the road called the pace de Praire	10	0	0
repair the road from Joshua Porter's to Joseph Robertson's, Robert's Island, including Bridges	15	0	0
From Simon D'Entremont's to Barrington road	15	0	0
Charles Ameroult's to Barrington line	10	0	0
To repair the Bridge near Hatfield's Falls	10	0	0
repair the Bride at Gavil's Falls	13	0	0
alter the road round Train's hill, at Pubnico	15	0	0
On the road across Pubnico Point, called Lewis D'Entremont's	10	0	0
From John D'Entremont's to Philip D'Entremont's	10	0	0
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	£680	0	0

RESOLVED, That the sum of Six Hundred and Thirty Pounds, granted for the service of Roads and Bridges in the County of Shelburne, be applied as follows:—

GREAT ROADS.

From Still Water to Allan Smith's	£20	0	0
Allan Smith's to Barrington Bridge	20	0	0
Barrington Bridge to Clyde River	80	0	0
Clyde River to Beaver Dam, including 60s. paid for Land in 1838, to alter the road	25	0	0
			From

APPENDIX No. 65.

From Beaver Dam to Shelburne Bridge, and to repair said bridge	£40	0	0
Shelburne to Jordan River	5	0	0
To repair Jordan bridge	40	0	0
From Jordan River to Sable River	45	0	0
Sable river, (including Sable Bridge,) to Queen's County line	15	0	0

CROSS ROADS, SHELBURNE.

From Solomon Smith's to Benjamin Perry's	17	0	0
North East Harbour to Bleek Point	7	0	0
Round Bay to Carlton Village	8	0	0
Post Road to Hamilton's, Clyde River	10	0	0
Shelburne Falls to New Cambria	10	0	0
James Hogg's to Ohio Settlement	20	0	0
Do. Do. McGill's Mills	16	0	0
Negro Hill to Morvin's	10	0	0
Holder's bars to Crowell's brook	7	0	0
To repair Augden's bridge, eastern side Jordan River	7	0	0
From Jordan River to Green's Harbour, and to repair the Western Bridge at head of Green's Harbour	12	0	0
Green's Harbour to Ragged Islands	8	0	0
Richard Wall's to Little Harbour, and to repay George Wall £6, for re-building a Bridge over Ragged Island Falls	16	0	0
Richard Wall's to Sable River	10	0	0
Widow Ringer's to Lathem's	5	0	0
Tom Tidney River to John Loyd's	10	0	0
Edward Dunn's to Little Harbour	7	0	0
Head of Port-le-Bare to John McDonald's	10	0	0

BARRINGTON.

From Judah Crowell's to Garmon's	20	0	0
For Shero's Island Bridge	5	0	0
From Wood's Harbour to Birch hill	30	0	0
Thomas Ross' to Lumbard Nickerson's	18	0	0
Samuel Trott's to Amos Brook's	5	0	0
Shelburne Road to Alexander Hogg's	13	0	0
Do. Do. Clam Creek	30	0	0
Reuben Swain's to Blanel Point	5	0	0
Baker's Run to James Snow's	16	0	0
Nathaniel Smith's to Backro Point	8	0	0

£630 0 0

RESOLVED, That the sum of One Thousand Pounds appropriated for the use of Roads and Bridges in the County of Colchester, be applied as follows:—

To re-build the Canal Bridge, and another Bridge near it, on the Road from Shubenacadie to Halifax Road	£20	0	0
repair the Road and Bridges from Gage River to the line of Pictou, including Lower Salmon River Bridge in Truro	60	0	0
re-build the Bridge at Middle Stewiacke, and for the Road to Polley's	60	0	0
From Middle Stewiacke to Brookfield, and to pay Ebenezer Fulton an over-expenditure of £8. 17s.	14	0	0
Pollock's to Green's Creek and Bridges	20	0	0
To re-build the Bridge in Stewiacke, near the Rev. James Smith's	22	0	0
re-build Blackie's Bridge in Stewiacke	22	0	0
re-build a Bridge across the South Branch in Stewiacke	12	0	0
Road to Pictou from Stewiacke	50	0	0

From

APPENDIX No. 65.

From Graham's to Musquedoboit	£5	0	0
Truro to Green Field	10	0	0
Pictou road to Kempt Town, South side of Salmon River	5	0	0
Tatamagouche to Onslow	40	0	0
To assist in rebuilding the Bridge in Tatamagouche	140	0	0
From Pictou line to Duoar's, on the main road	10	0	0
Bridge at Black Rock, and to open the road to River John road	14	0	0
French River to Mattital's Lake	6	0	0
Samuel Wang's to Nelson's	5	0	0
Tatamagouche to Oliver's Bridge	10	0	0
John Wilson's to Byers' Mill	4	0	0
Gaffin Bell's to Christopher Langell's	5	0	0
Oliver's Bridge to Byers' Mill	3	0	0
John Wilson's to Onslow road, past McCombie's	3	0	0
Upham's to McKay's Mills	10	0	0
Onslow road to Widow McLeod's	8	0	0
McKay's Mills to David Nelson's	9	0	0
Widow McLeod's to Hugh Munro's	6	0	0
Fall Bridge to Widow Sutherland's	4	0	0
George Ross' to George Langill's	7	0	0
Matheson's to John Nelson's	6	0	0
Paul McDonald's, past Baillie's, to River John	4	0	0
Hugh Munro's to West Branch of River John	3	0	0
McKay's Mills to Andrew McIntosh's	3	0	0
Economy to New Boston	5	0	0
Over Gareshire Mountain	5	0	0
From Economy to River Philip	10	0	0
To open the road from John Campbell's towards River Philip	5	0	0
repair the back road from Francis Fulton's, Bass River, towards Economy			
River	10	0	0
From Luke Upham's to Blair's Bridge	10	0	0
Towards building a bridge near McNutt's on Lynd's River	15	0	0
To pay Robert Blair an over-expenditure	13	0	0
From Blair's Mill to Alexander Blois'	10	0	0
To repair the bridge near Eph. Blois'	5	0	0
From Ephraim Blois' towards Tatamagouche	8	0	0
Blackmore's to the main road	5	0	0
To repair the Bridge on the Post Road	9	0	0
From Tatamagouche road to James Hoar's	5	0	0
To repair the road from Crow's Mills through the Hemlock Woods	25	0	0
repair a bridge on the cross road from Lynd's to John Dickson's, Sen.	5	0	0
repair the bridge near Alexander Barnhill's	5	0	0
From Onslow Meeting-House to Barnhill's, on the back road	10	0	0
Gunn's Creek to Shubenacadie	10	0	0
Old Barns to Black Rock	20	0	0
Old Barns to Shubenacadie on the shore road	4	0	0
Old Barns to Philips'	6	0	0
Green's Creek to Pleasant Valley	6	0	0
Robert Moor's towards Stewiacke	10	0	0
Robert Moor's to Thomas Lynd's	10	0	0
Charles Moor's to Upper Brookfield	5	0	0
Hamilton's to Halifax road	4	0	0
Stewiacke road to Henderson's Mill	5	0	0
Jesse Gourley's to Irwin's	5	0	0
Crow's Mills to Samuel Dunlap's, and to repair the Bridge over the Dam	10	0	0
Brookfield Meeting-House to Shubenacadie, on the new line of road	15	0	0

For

APPENDIX No. 65.

For the Township of Londonderry £125—to be expended as follows :

From Joseph Crow's to Robert McNatte's	£5	0	0
John Pepperd's to John Cottom's	3	0	0
Alexander Dearmond's to Deburt River	4	0	0
Captain Fletcher's to Deburt River Meeting-House	6	0	0
To pay Joel Slack an over-expenditure in 1837	7	0	0
For repairing Folly Mountain Bridge	9	0	0
Bridge near John Campbell's	5	0	0
From Widow Flemming's to Cumberland road	6	0	0
Folly's to James McElman's	5	0	0
Widow Flemming's to Robert Burris'	13	9	0
William Layton's to George Murray's	4	0	0
Robert Fletcher's to George Murray's	3	0	0
Portipicque to Castlereagh	7	0	0
David Davison's to Widow Fulton's	9	0	0
Big Bass River to Little Bass	3	0	0
Francis Fulton's to William Young's	5	0	0
Bass River to Portipicque, and to alter the road round Birch Hill	18	0	0
Great Village to Cumberland line, and to pay Daniel Urquhart 20s. over- expended by him in 1838, and to pay James Sutherland 20s.	7	0	0
Chigonishe Plains to McNeal's, by McElhinney's Mills	3	0	0
Widow Flemming's to Wallace	3	0	0
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	£1000	0	0

RESOLVED, That the sum of Six Hundred and Seventy Pounds, granted for the service of Roads and Bridges in the County of Digby, be applied as follows:—

From Corning's Brook to Gabriel Deveau's	£10	0	0
For repairing Salmon River Bridge	15	0	0
From Archangel Deveau's to Malkahi Settlement	10	0	0
the main road, on Jesse Oakes' line	10	0	0
Oliver Doucett's to Benonia Dugat's,	10	0	0
Mathurine M. Commeau's to Joseph Deveau's	10	0	0
Joseph Amirault's to the back Settlement	10	0	0
Patrick Thibodeaux's to Corberi Settlement	25	0	0
Grossecocque's River to Corberi Settlement	25	0	0
Bonasant's to the back Settlement	10	0	0
For repairing Meteghan River Bridge	15	0	0
the line Road between Digby and Clare	18	0	0
the Corberi Road leading to the Yarmouth line	40	0	0
From the Corberi Road to Payson's meadow	8	0	0
For the road on Patrick Nowlan's line	7	0	0
From the Sissaboo road to Francis Doucett's	10	0	0
For the road between the first and second location	10	0	0
From the main road to Hatfield's Farm, on Francis Thenan's line	10	0	0
For improving the road through Long Island	25	0	0
From Cornelius Tidd's to Medow hill	20	0	0
Mink Cove to Little River	10	0	0
Sandy Cove to Trout Cove	10	0	0
Stephen Nichol's to the Sea Wall	20	0	0
Donagan's to Gulliver's Hole	10	0	0
Hines' Farm to Small's road	15	0	0
Ross' Farm to John McKay's	10	0	0
Edward Middleton's to Balcomb's mill brook	15	0	0
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			From

APPENDIX No. 65.

From Beman's Farm to John Litteney's	£10	0	0
Bear River Ferry; on the Post Road, to Benjamin Potter's	20	0	0
Bear River Ferry to Harris' brook	10	0	0
Bear River Bridge to the fork's of the River	10	0	0
the forks of the River to Lake Hill Settlement	10	0	0
Jacob Trocp's to the line between Digby and Hillsburgh	15	0	0
Robert Spittel's to the back road	10	0	0
Lea's mills, on the Shelburne road, to John Warn's	10	0	0
Charles Tucker's to Hunt's farm	10	0	0
North range to South range road	15	0	0
South range cross road to Barnes' farm	10	0	0
John Buskirk's to the North range cross road	10	0	0
St. Mary's Bay to the North range road	15	0	0
James Everitt's to the middle branch of Sissaboo River	20	0	0
the main road to Brook's farm, in District No. 45	10	0	0
Samuel Dicks to Hains McConnel's	20	0	0
the old bridge, on Sissaboo River, to Abraham Dunbar's	10	0	0
the Tusket road to David Sabean's	15	0	0
Sissaboo bridge to the Township line road	12	0	0
McConnal's mill brook to Hillar White's	10	0	0
the Gulliver's Hole road to St. Mary's Bay marsh	10	0	0
Sissaboo road to Morgan's mills	10	0	0
New bridge, at Sissaboo, to Cereno Jones'	10	0	0
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	£670	0	0

RESOLVED, That the sum of Three Hundred and Ninety-eight Pounds, out of the sum of Six Hundred and Eighty Pounds, voted for the service of Roads and Bridges in the County of Sydney, be appropriated as hereinafter mentioned; the remainder of the said sum of Six Hundred and Eighty Pounds to be placed at the disposal of His Excellency the Lieutenant-Governor, for the Main and Cross Road service in said County.

For rebuilding the Lower South River Bridges, on the Main Post Road to Cape Breton,	£100	0	0
rebuilding South River Bridge, at Angus Kennedy's, on the Post Road to Guysborough,	20	0	0
rebuilding Bridge at Pushee's, Village of Antigonish,	24	0	0
Ohio Bridge, at Joseph Baxter's	25	0	0
Bridge at the west side of Ohio Beaver Meadow Settlement	30	0	0
Bridge at Pomquet Fork's Main Post Road	25	0	0
Bridge at Little River, on the Main Post Road to Cape-Breton	25	0	0
Bridge west side Upper South River	20	0	0
Bridge at John McMillan's, Ohio Settlement	15	0	0
Bridge at the Weaver's West River, on the Main Post Road to St. Mary's	25	0	0
Bridge on the road from Fraser's grant to the Guysborough Post Road	15	0	0
From Whidden's mill to McLean's mill, Ohio Road	12	0	0
Pictou County line to Cross Roads at Malignant Cove, and to re-build Bridges at Peter McNeil's and Rev. C. Grant's, on said Road	25	0	0
Cross Roads at Malignant Cove to Bridge at Levi Irish's, and to pay over-expenditure of last year	37	0	0
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	£398	0	0

RESOLVED, That the sum of Six Hundred and Seventy Pounds appropriated for the service of Roads and Bridges in the County of Richmond, be applied as follows, that is to say:—

APPENDIX Nos. 65, 66.

MAIN POST ROADS.

From Ship Harbour to the Bridge at River Inhabitants	£15	0	0
From River Inhabitants Bridge to Widow McPherson's	10	0	0
Widow McPherson's to John Madden's Bridge	15	0	0
John Madden's Bridge to Daniel Sheean's, St. Peters	50	0	0
Daniel Sheean's to Corbit's Brook, on the Sydney Road, and to compensate for alteration	100	0	0
Grand Dique Ferry to Arichat	30	0	0
Arichat to Disgoose	30	0	0
To build a Bridge over River Teeyar, and alter the road	140	0	0
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	£390	0	0

CROSS ROADS.

From Soldier's Cove to John Cashe's, at Red Islands	15	0	0
Framboise to St. Esprit	10	0	0
St. Esprit to Grand River	9	0	0
Grand River to Lock Lomond	10	0	0
Lewis' Cove, Bras d'Or, to Grand River	10	0	0
Forks, at Grand River, to L'Ardois	10	0	0
Point Mechaux to Arthur Brymer's House	10	0	0
Silvester Simpson's to Francis Potter's House	12	0	0
L'Ardoise to St. Peter's	35	0	0
St. Peter's to the Bridge at River Teeyar	18	0	0
River Bourgeois to River Teeyar	28	0	0
Bridge at River Teeyar to Pringle's mill, at West Bay	20	0	0
River Inhabitant Bridge to the head of west Bay	15	0	0
To assist the people of west Bay, called Black River, to build a Bridge over said River	38	0	0
From McNab's, Bras d'Or, to Grand River Lake	20	0	0
Great Arichat to Little Arichat	10	0	0
Thomas Wood's to Disgoose Road, to Rocky Bay	10	0	0
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	£670	0	0

No. 66.

(See Page 598.)

RESOLVED, That the sum of Eight Hundred Pounds be appropriated for the service of Roads and Bridges in the County of Lunenburg, for the year 1839, to be applied as follows, viz :—

NEW DUBLIN.

On main Post Road from Queen's County line to Petit Riviere, and to pay Vogel £3 5s. over-expenditure last year	£10	0	0
From Petite Riviere to LaHave River, £12 10s. of which to avoid Huey and Conrod's Hills	20	0	0
Krouse's mills (New Italy,) to Conquer All	5	0	0
Maple Hill, west side LaHave River, from Michael Snyder's to Frederick Henn's	25	0	0
LaHave Bridge to John Fancy's, Pleasant River Road	10	0	0
John Fancy's to Pleasant River	10	0	0
Pleasant River Road to Chelsea Settlement	8	0	0
G. M. Fancy's to Western Branch	7	10	0
LaHave River to Conquer All	8	0	0

LUNENBURG AND NEW DUBLIN.

For Rebuilding LaHave Bridge, being in addition to a separate grant of £100 for the same, making together £350	250	0	0
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	Lunenburg		

APPENDIX No. 66.

LUNENBURG TOWNSHIP.

For Road from Pernet's Ferry to Acker's Mills	£10	0	0
From Sandy Hollow to Kedy's Bridge,	10	0	0
Kedy's Bridge to Martin's River	10	0	0
Town of Lunenburg to Leonard Young's	10	0	0
Leonard Young's to Block House	10	0	0
Block House to Robar's Mill	10	0	0
Robar's Mill to Peter Lantzs'	10	0	0
Peter Lantzs' to New Germany	10	0	0
Leonard Young's to John Longill's	10	0	0
John Longill's to Hertle's Mills	10	0	0
Hertle's Mills to George Hertle's	10	0	0
George Hertle's to New Germany	10	0	0
New Germany to Annapolis County line, (Grinton Settlement)	10	0	0
N. W. Street to James Vienot's 300 acre lot	10	0	0
Clear Land to Sherbrooke and Dalhousie	10	0	0
Melchor Zwicker's, N. W. Street, to Mahone Bay	10	0	0
Meeting-House, N. W. range, to Casper Kaulback's, and outwards	10	0	0
New Germany Road to George Slawinwhite's, Jun.	6	12	6
Mullock's to Nicholas Krouse's outwards	10	0	0
John Silver's to LaHave River	10	0	0
John Lohnas's south to Rou Bay	10	0	0
Nelson Chessly, for repairing Bridge at Mossman's grant, per account rendered	11	7	6

CHESTER TOWNSHIP.

To pay John Swinehammer over-expenditure from Martin's River, to avoid hills on Main Post Road	38	18	5
pay John Longille for site on new Road	6	0	0
pay George Duncan over-expenditure in alteration of Main Post Road, to avoid Gorkham's hills	97	3	9
pay W. S. Morris for survey of said Road	6	10	0
Rebuilding Sherbrooke or Rou Bank Bridge	40	0	0
Crandel's to Sherbrooke	10	0	0
Rebuilding Bridge between Sherbrooke and Dalhousie Settlement	20	0	0
Post Road from Chester to Hants' County line	9	17	10
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	£800	0	0

RESOLVED, That the sum of Eight Hundred Pounds, appropriated for the service of Roads and Bridges in the County of Cumberland, be applied as follows:—

From the Main Post Road to the Salt Springs	£7	0	0
Filmore's Mills to James Dewer's, north side of Pugwash	10	0	0
Menudie to the south Joggin's, Lower Cove	9	0	0
For an over-expenditure James M. Atkinson	5	0	0
an over-expenditure James Shipley	11	0	0
an over-expenditure on Wallace Bridge, Isaac Rindress	11	13	0
From Joseph Keiver's to Calvin Bent's	10	0	0
For the Bridge near Humphrey's Mills, Amherst	12	10	0
From Francis Beharrel's to Tidnish, near J. W. Oxley's	12	0	0
James Chappel's to Toby's Mills, up Tidnish River	5	0	0
the mouth of Little River Road to the Ferry, near William Brownell's	6	0	0
Lewis K. Purdy's, through Porter Town, to the Main Road	5	0	0
Ragged Reef to River Hebert	5	0	0
the Colchester line to River Philip, including Campbell's Bridge	20	0	0
the River Philip to McGenny's	25	0	0
the Widow Foshner's to Chandler's Mill	6	0	0

From

APPENDIX No. 66.

From the Methodist Wentworth Chapel to John Angevine's	£6	0	0
William Angevine's to the new Bridge	4	0	0
the Widow Foshner's to Daniel King's	5	0	0
For the Little Road near Chapman's	6	0	0
From Jeremiah Brownel's to Robert Brownel's	6	0	0
Goose River to Leicester Road	5	0	0
Leicester Road to River Philip	5	0	0
For the Little River Road on the mile next Leicester	5	0	0
the Road from John Forest's to Shinimicas Bridge	12	0	0
From Martin Hunter's to Shinimicas Bridge	10	0	0
Robert Harrison's to George Well's	10	0	0
the Point to John Dotten's	5	0	0
Frederick Bergman's to Pugwash, by Bigelow's	5	0	0
Pugwash to the Gulf Road, by Abraham Brown's	5	0	0
Charles Oxley's to the new Bridge, by Stephen's	8	0	0
Caleb Horton's to Malagash	10	0	0
Caleb Horton's to the Main Road, by Fulton's	5	0	0
Westchester to Wentworth, to be expended between Ralston's and Bee-			
bee's	12	0	0
White's Ship Yard to River Philip Bridge	12	0	0
Cyprian Steven's to James Ryan's	5	0	0
Montrose's to James Ryan's, by Crawford's	5	0	0
Alexander McNab's to Henry Purdy's	10	0	0
Maxwell's to Collingwood Oxley's	10	0	0
Abraham Seaman's to White's Ship Yard	10	0	0
Tuttle's to Gulf Shore	5	0	0
Widow Taylor's to Ralph Hodgson's	5	0	0
For the Bridge between Maxwell's and Widow Taylor	5	0	0
From Bland's to John Rindress's, by Harrison's	5	0	0
Dewer's Bridge to John Waugh's	6	0	0
Dewer's to Malagash	5	0	0
Widow Webb's to Isaac Ruston's	5	0	0
John Filmore's to New Town, to Ryan's	5	0	0
Palmer's, by Henderson's, for Road and Bridge	10	0	0
Jasper Fulton's, by Steven's Mill, to Dewer's	5	0	0
Little River to Spencer's Bridge, Leicester,	10	0	0
Spencer's Bridge to the Post Road, Leicester,	7	0	0
Fountain's Barn to Castlereagh	5	0	0
Tate's to William Moore's for Road and Bridge	11	0	0
Sutherland's to Portique	5	0	0
North end of Hart's clear to the Folly Lake	12	0	0
Henry Teed's to Matatall's Lake	5	0	0
Teed's hill to east branch Flintiff Purdy's	6	0	0
Londonderry Road to New Annan, by Beebee's	5	0	0
Pugwash River, at Domingo line, to the Main Road	5	0	0
the three Sisters to Advocate Harbor	5	0	0
For the alteration in Maccan, by Harrison's and others	20	0	0
the alteration at Blenkhorne's	15	0	0
From David Herrett's to Little Fork Bridge	5	0	0
For the Bridge over Macan, near George Atkinson's	13	0	0
From the Salt Spring Road, by George Smith's, to River Philip Road	5	0	0
the little forks, near R. Goold's, to Napan	10	0	0
the little forks to John Stewart's	5	0	0
David Herrett's to Salt Spring's	5	0	0
West Brook to the River Hebert	5	0	0
Peter Nelson's to George Smith's Road	5	0	0

From

APPENDIX No. 66.

From George Smith's Road to Oxley's	£5	0	0
Daniel Casey's to the Post Road, near John Bent's	6	0	0
Maccan to Five Islands	6	7	0
For the River Hebert Bridge	50	0	0
the Black River Bridge	17	0	0
the River Philip Bridge, near Dixon's	20	0	0
the Wallace Bridge, near Stevens'	90	0	0
the repair of Napan Bridge	11	0	0
From William Tuttle's to Martin King's	5	0	0
Martin Hunter's to Black Ferry	8	0	0
Amherst Marsh, (for draining the same,) and Bridge at the Bend	15	0	0
McGinney's to Page's	5	0	0
Montrose's to James Ryan's	5	0	0
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	£800	0	0

RESOLVED, that the Sum of One Thousand Four Hundred Pounds, granted for the service of Roads and Bridges in the County of Halifax, be applied as follows:—

For the Main Road west from Halifax, to line of the County of Hants	£170	0	0
the Nine Mile River Bridge	62	12	0
Road from North West Arm to Margaret's Bay	75	0	0
Road to Ferguson's Cove	7	8	0
Road from Harriet's Fields to Sambro	20	0	0
Road leading to Prospect	20	0	0
Road down east side of Margaret's Bay to Peggy's Cove	20	0	0
Road from intersection of Main Post Road to Hammond's Plains	30	0	0
Road from North West Arm to Beech Hill	10	0	0
Road from French Village, Margaret's Bay, towards Hammond's Plains	20	0	0
Road from County of Lunenburg line, towards Hammond's Plains	30	0	0
Road alteration, Wellington Settlement	30	0	0
Road from Dutch Village to Margaret's Bay	20	0	0
Road from intersection of Main Post Road near Hamilton's, to line of County of Hants	25	0	0
the Main Post Road from Dartmouth to line of County of Colchester	170	0	0
To pay first instalment on the sum of One Thousand Pounds, granted for the New Eastern Road through Musquedoboit to Saint Mary's	150	0	0
For Cow Bay Road	10	0	0
Bridge at Cow Bay	10	0	0
Eastern Passage Road	10	0	0
Road from Dartmouth to Little Salmon River	15	0	0
Road from Little to Great Salmon River, and to repair Bridges thereon	20	0	0
Alteration of Road at Beech Hill	15	0	0
Road from eastern extremity of Beech Hill alteration to Chizetcook	15	0	0
Road up west side of Porter's Lake	10	0	0
Road from Chizetcook to Musquedoboit Harbour via Petpiswick	40	0	0
Road from Three Fathom Harbour towards Lawrence Town	10	0	0
From New to Old Preston Road	10	0	0
For Road alteration at Lawrence Town	25	0	0
Road from intersection of Main Road to Cape Jarvis	30	0	0
Road Lake to Musquedoboit Harbour	10	0	0
Road at Clam Harbour	10	0	0
Road from Tangier to Pope's Harbour	10	0	0
To complete Survey from Head of Chizetcook to Eecum Seecum	20	0	0
open Road (on the New Survey) from Musquedoboit River to Shoal Bay	20	0	0
For Road at Taylor's Head	5	0	0

APPENDIX No. 66.

For Survey from Musquedoboit Harbour to Grant Settlement	£5	0	0
Lake Egmont Road	15	0	0
Road from Gay's River to Middle Settlement, Musquedoboit, and to repair Bridges thereon	20	0	0
Bridge and repair of Road from Main Eastern Road to New Antrim Settlement	20	0	0
Bridge and alteration at Little River, Musquedoboit	15	0	0
Road from Musquedoboit to Sheet Harbour, and to erect Bridges thereon	30	0	0
Repair of Bridge across Sheet Harbour River	10	0	0
To complete alteration in Upper Musquedoboit, between Benvie's Brook and Hutchison Road, and to pay W. Reynold's over-expenditure	45	0	0
repair Brown's Bridge, Middle Musquedoboit	10	0	0
Bridge at Cauldback's	8	0	0
re-build Bridge between Higgin's Settlement and Upper Settlement, Musquedoboit	18	0	0
re-build Bridge leading to Hutchison Settlement, Musquedoboit	18	0	0
Bridge on Mill Road, Upper Musquedoboit	6	0	0
For Road from line between Halifax and Guysboro' Counties, to line between Halifax and Pictou Counties	10	0	0
Road from Upper Musquedoboit to line of County of Colchester	5	0	0
Road on east side of Bedford Basin	10	0	0
	<hr/>		
	£1,400	0	0

RESOLVED, That the sum of One Thousand Pounds, granted for the service of Roads and Bridges in the County of Pictou, for the present year, be appropriated as follows:—

From the County line of Colchester to the 10 Mile Inn, by Kempt Bridge	£10	0	0
Reid's, Mount Tom, to the West River, on the new line, and to pay an over-expenditure of £67 19s. 6d. on the same line, in 1838	80	0	0
Carriboo River, through River John, to the County line	20	0	0
To John McCabe, to pay for repairs on the River John Bridge, in 1838	18	0	0
John McKay, to pay for repairs on the Bridge over the West River, at the 10 Mile Inn, in 1838, £30 10s. and for rebuilding the Salt Spring Bridge, in the same year, £42 10s., and for an over-expenditure in 1837, on the Road from the West River to the Mill Brook, £5	78	0	0
Thomas Campbell, to pay for an over-expenditure in 1838, and to repair the Road from William Graham's to T. Campbell's	6	10	0
John Gass, to pay for repairs done in 1838, on the Road from Lippencutt's to West River	5	0	0
Peter Crerar, to pay for an over-expenditure in 1836, on the Lower West River Bridge	168	4	0
From New Larig, on Crerar's line, on the road to Stewiacke	20	0	0
the Middle River to the East River, and to pay an over-expenditure of £13 15s. in 1838	20	0	0
New Glasgow to Sutherland's River	5	0	0
Colchester County line, through new Larig, on Crerar's line	20	0	0
To repair the Bridge at New Glasgow	50	0	0
rebuild the Bridge over the Middle River, at the Meeting-House	30	0	0
From Sutherland's River, through Merigomishe, to the County line	20	0	0
To finish the Bridge and Embankments at Bailey's Brook	60	0	0
rebuild the Bridge at Barney's River	40	0	0
From McGee's, at the Mill Brook Gulf, past Bayley's Brook, to the Mountain Road	5	0	0
the County line, at McKinnon's, towards Bayley's Brook	5	0	0
the Post Road, at Bayley's Brook, through the Gushet and Glendhu Settlements	5	0	0
			From

APPENDIX No. 66.

From George McLeod's to the back Settlement of Bayley's Brook	£5	0	0
David Murray's, up the west side of Barney's River, to Robertson's Bridge	10	0	0
Robertson's Bridge, up the west side of the West Branch of Barney's River	5	0	0
Robertson's Bridge, past Adam McKenzie's and Irwin's, to the rear Settlement	6	0	0
David Murray's Mills, up the East side Barney's River, and across the Bridge	6	0	0
McPhee's, up the east side of Barney's River	5	0	0
the French River, on the new Road to Barney's River, called "Gillis' Road"	7	10	0
the Main Road to the Back Settlement, at Lamont's	2	10	0
the Main Road to the back Settlement, at Patrick Sallinger's	2	10	0
the Earl Town Road, near Harburn's, to John McKenzie's, west side River John	15	0	0
John McKenzie's to David Langill's, Miller	7	10	0
the Tatamagouche Road to the County line, on the Point Breula Road	2	10	0
River John to the County line, on the Road to Onslow	5	0	0
the Cross Road at River John, to the Cape, past Murphy's	2	10	0
River John Cross Roads to Alexander McDonald's, Gulf Shore	5	0	0
Alexander McDonald's to Carriboo River, on the Cape John Road	10	0	0
Carriboo River, on the Cape John Road, to Israel Stile's	12	10	0
Murdock's Barn to Carriboo River, past Ruddick's mills	5	0	0
Ruddick's mills to William Graham's	5	0	0
the Three mile Inn to the Burying Ground, Scotch Hill	5	0	0
Duncan Cameron's, West River to the Meeting House, Rogers' Hill	5	0	0
Sutherland's Store, Rogers' Hill, to the West Branch, River John	5	0	0
the West Branch, River John, to the County line	5	0	0
the Cross Road, Rogers' Hill, to Alexander McKay's, Mount Dalhousie	5	0	0
Alexander McKay's, Mount Dalhousie, to the County line	5	0	0
Andrew Munroe's, past R. McConnel's, to the River John Road	2	10	0
Ritchie's, West River, to the head of the Six Mile Brook	5	0	0
Donald McKenzie's, Four Mile Brook, to the Six Mile Brook	5	0	0
the Salt Springs to the head of the West River	5	0	0
Samuel Wilson's to Donald Leslie's, Carriboo	5	0	0
Little Harbour towards Fisher's grant	5	0	0
To assist the Inhabitants in building a Bridge at James Grant's, East Branch East River	35	0	0
assist the Inhabitants in building a Bridge at James Fraser's, ogg, East Branch East River	10	0	0
assist the Inhabitants in building a Bridge at the Meeting-House, East Branch East River	10	0	0
assist the Inhabitants in building a Bridge at Fraser's mill, East Branch East River,	10	0	0
From the Albion Mines to Hopewell, including the Bridge, and to pay an over-expenditure in 1838	20	0	0
the Blue Mountains towards Saint Mary's, by the Garden of Eden	20	0	0
Fraser's Mill to the County line, on the Saint Mary's Road	5	0	0
Chisholm's, West Branch, East River, to the head of the River	5	0	0
Big Brook to the head of the West Branch East River, on the west side	5	0	0
the Meeting House, McLellan's Mountain, to the Cross Roads at Webster's	7	6	0
the School-House to Cummings'	5	0	0
Barclay's, West Branch East River, to the Middle River,	5	0	0
the Big Brook, West Branch East River, to the Middle River, by McLean's	5	0	0
Mill Brook to the Middle River	5	0	0
Joseph Bigg's Middle River, towards the Ferry, at Fraser's Point	5	0	0
the Town Gut Brook on the back road towards Carriboo	5	0	0
	£1000	0	0

APPENDIX No. 67.

No. 67.

(See Page 604.)

The Committee of public expenditure having had various accounts submitted to them since their last report to the House, all of which have received their attention and mature consideration, beg leave to report finally, and as follows:—

On Messrs. John Howe & Son's account for the year 1838, for Printing, &c, the aggregate of which is £664 12s. That amount contains charges for Publishing the Laws of the Province, in the Royal Gazette, £117 5s. Printing Journals belonging to the House of Assembly, £265; Printing Laws, £65.—£447 5s. The Committee on referring to the Appendix of the Journal, of 1835, page 65, observe an agreement recognized by a Committee of this House, and apparently assented to by Messrs. Howe & Son, to Print 200 copies of the Journals, with Appendix, but without Index, and 450 copies of the Laws enacted during each Session, besides inserting the latter in the Gazette, for £350 per annum, which sum has been paid them for the year 1838; and as it does not appear to the Committee, that any subsequent agreement has been entered into, to warrant the charge of the difference between the larger sum of £447 5s. set forth in their account, and the sum of £350 granted and paid to them; the Committee therefore cannot recommend to the House the payment of the difference, which is £97 5. With respect to the extra Printing and Binding, amounting to £97 7s. no evidence appears before your Committee of the work having been done, except the charges as exhibited by the account, and the Committee submit to the House, whether vouchers and certificates ought not, in future, to accompany such account; they however recommend the payment of the latter sum, for the extra service of last year; also, the sum of £120 for the Journals supplied the Legislative Council.

The Committee, from their individual knowledge of the Queen's Printers, know, that nothing intentionally wrong could appear in their accounts with the public, yet they cannot discharge their duty as a Committee of public expenditure, without having before them all the information which would be required from one less known to them, and which would enable them to make their report with that accuracy and confidence which is expected from them. And in order that their accounts may in some manner explain themselves, your Committee would recommend that hereafter, when a grant of money is made by the House to the Queen's Printers, for a specific time and service, and it should be necessary for them to advert to that sum in their accounts with the public, the time such grant was made, the conditions required, the services to be rendered or to be performed, should, by way of revival, be clearly and intelligibly specified. Such a course would render the queries and research, which must otherwise take place on those subjects, quite unnecessary, and would beside save much time to the Committee before whom such accounts may hereafter come.

On the account and vouchers submitted, embracing the expenses incurred by the Humane Establishment, on the Island of Scatarie, the expenditure appears to be within the meaning of the Act relating to that Establishment, and the Committee therefore recommend the payment of £173.

The accounts of Alexander Millar and Gaius Lewis, the former amounting to £20 4s. the latter to £9, for Surveying the line between the Counties of Cumberland and Colchester, the Committee recommend to be paid, the duty having been performed.

On the account of Scott Tremain, Registrar and Clerk of the Court of Vice Admiralty, for expenses incurred in the Trial of John Longmire for Murder on the High Seas:

Your Committee recommend the payment of the Fees of the Registrar of that Court £14 17 4—of the Marshall £1 1—of the Crier £1—of the Sheriff £3 13—all of which sums are to be paid in Currency; but they do not feel justified in recommending to the House the payment of the Fees of the Solicitor-General charged in the said account.

THOMAS FORRESTER, Chairman,
WM. HOLLAND,
JAMES B. UNIACKE.

The Committee appointed by a Resolution of this Honorable House, to enquire into the evils resulting from the Sale of Ardent Spirits within this Province, and to report upon the best method of suppressing those evils, submit, that, in prosecution of the duties assigned to them, they addressed Circulars to Clergymen, Medical Practitioners, and persons of respectability, residing in different parts of the Province, with a view to obtain the most extensive information possible on the subject; that the Circulars have been answered from every County in the Province; and although your Committee cannot arrive at a just knowledge of the number of Shops and Taverns opened for the Sale of Liquors throughout the Province, yet their information warrants them to assert, that that number is exceedingly great, far exceeding, in their opinion, what would be necessary, even if no evil was to result from such Sale.—They also report that they are informed, that Spirituous Liquors are sold in small quantities within the Province, not only by Licensed dealers, but in several places, by those who are not Licensed, and the universal testimony they have received is, that evils of the greatest magnitude accrue to families and Individuals, by the easy way in which Liquors can be obtained by such persons: They are warranted to assert, that, from the Sale of Ardent Spirits, families have been brought to ruin and disgrace—Parents and Children have become its victims, and those who have been once in comfortable circumstances, have thereby been reduced to want, and instances have been reported to them upon respectable authority, where Houses have been Mortgaged, and others sold to pay the Rum Seller for his Liquors: neither have Education, Talent, and professional knowledge, resisted their baneful influence; for those haunts of vice have entrapped some, who once moved in the best circles of Society, and whose death has been in the Poor House of the Town in which we are now assembled; your Committee are also authorised to report, that every mode by which Ardent Spirits can be obtained, leads to a much more extended range of evil than that immediately caused by their use, upon the system, inasmuch that as profanity of the Sabbath, Thefts, Murders, Assaults, and Debaucheries of every description, in both Males and Females, have resulted. From all which your Committee report, the evils that result from the use of Ardent Spirits, caused by the easy, ready way in which they can be obtained, to be immense, and such as call loudly upon the wisdom of this Honorable House, as the guardians of the public good, to prevent. With respect to the best method of suppressing the evils, many suggestions have been presented to your Committee, such as not allowing the Sale of Liquors in smaller quantities than twenty Gallons, except by Druggists or other proper persons, for Medicinal use,—The prohibiting of their Importation and Sale altogether; a confining of the number of Licenses to a small number throughout the Province, in proportion to a definite number of Inhabitants; the raising of the Duties on the Imported article, and the License Monies to a heavy amount; and the Constitutionality of Legislative Enactments in the cause of Temperance, has also been before your Committee, and received their consideration, and which they have considered, and now mention as a foundation upon which they build what they are now about to report, and upon which they hope to see a superstructure hereafter raised,—It is said by some, to be unconstitutional to restrain or break down a particular branch of Commerce, or of Manufactures: This question, as your Committee believe, originated in the United States—there the Legislative Bodies act in virtue of limited powers conferred on them by the people, under written Constitutions; whatever power the people have not expressly delegated, they reserve to themselves, and questions are frequent in the American Courts, where the State Acts and Acts of Congress are subjected to comparison with the Constitution, and either affirmed or rejected, as being unconstitutional; under the British Law, the principle of Government your Committee believes to be directly the reverse,—Our Parliaments have always exercised the fullest powers of Legislation, limited only by the immutable rules of justice. The only reserved right of the people in the British Constitution, is that of re-electing their Representatives in Parliament at stated periods. The Legislative power under the British system, has no limits but the public good—your Committee therefore have considered that a British people, having a Colonial Legislature, where a Law is proposed for adoption, would naturally inquire

quire first into the Justice of the Act, next with regard to its expediency, and lastly, whether it militated against any regulation or principle enjoined by the Imperial Parliament, for the general interests of the empire, your Committee are of opinion that no other kind of constitutionality can be sought in our system of Law.—The words “Constitutional” and “Unconstitutional,” are often used vaguely, but the meaning generally attached to them has reference to the justice or injustice of a Law, and not to its conformity to any written charter or standard.—Justice is a wide and protecting principle, and under her broad shield freedom, honor and virtue, may always find shelter.—Your Committee therefore report that there can be little doubt of the justice of any coercive regulation to restrain the traffic in Ardent Spirits, yet they cannot think it would be expedient, in the present state of Society, to go to any decided and prohibitory Penal Laws on this head—men can never be driven contrary to their inclinations without great difficulty—if the minds of persons are convinced and persuaded of the utility and justice of a regulation, the general feeling is in its favor—if then passed into a Law, it will no longer be looked upon as compulsory, but will be obeyed with readiness.—But viewing this Honorable House as the guardians of the public good and public morals, and as the Grand Inquest of the Province, to suppress all evils, they recommend that the cause of Temperance should receive the most unqualified sanction of this Honorable House, and for the purpose of gaining the voice of public opinion in its favour, with a view hereafter to adopt such wise regulations for the suppression of those evils as may seem meet—that a correspondence should be held with the Legislatures of New-Brunswick and Prince Edward Island, inviting their attention to the subject.

GAIUS LEWIS, Chairman.

No. 69.

(See Page 605.)

The Committee to whom was referred the subject of the Crown Lands in Nova-Scotia, have had the same under consideration, and submit to this Honorable House the conclusions to which they have arrived, accompanied with some suggestions as to the changes which might be adopted with advantage to the Colony :

The Committee are unanimous in pronouncing the existing system to be opposed to the peace and prosperity of Nova-Scotia—it prevents the settlement of the young and industrious Natives—it discourages Emigration, and it is attended with an expence far beyond what would be required for carrying out a plan much better adapted to our situation and circumstances.

In those opinions the Committee are strengthened not merely by their own investigations, but by the expressed voice of the Representative Branch of the Legislature in former discussions, and that of Her Majesty's Executive Council, when the same subject was considered by them some years since.

In the opinion of the Committee this subject ought to be considered with a view to the peculiar situation of Nova-Scotia, as contrasted with the Colonies of Upper and Lower Canada and New Brunswick, which abound with immense Tracts of valuable Lands lying together in bodies, valuable as well for Agricultural as for Lumbering purposes, whilst this Province, tho' it still contains considerable quantities of unlocated Land of the same description, possesses it in such detached parcels as holds out no encouragement to Land Companies, and consequently none of the facilities for settlement, which their capital and enterprize are calculated to produce.

In the opinion of the Committee the arrangement for disposal of the Lands should have reference to the two qualities above mentioned—those adapted for Agricultural purposes to be granted gratuitously to Natives and Emigrants, desirous of immediate settlement, in Lots not exceeding Two Hundred Acres, upon condition that they pay all expenses of Survey and of the Letters Patent—and those Lands fit only for Lumbering, to be sold under, and subject to such regulations as should be established by the Lieutenant-Governor and Her Majesty's Executive Council, who have the means of acquiring information as to their situation and value.

APPENDIX No. 69.

The Committee further report, that in recommending the gratuitous grants, they are influenced by the knowledge they possess of the general impossibility which exists of commanding money in those parts of the Province where settlements are formed—these are usually in the immediate proximity of those Tracts in the interior, which were formerly gratuitously bestowed upon the Inhabitants, and whose Children, growing up around them, naturally desire a residence in the same neighbourhood. In these Settlements, labor is seldom rewarded with money, it is oftener given by the Inhabitants in exchange with each other, and the produce of their Farms also is usually disposed of in the way of barter, thus leaving to the young and industrious but little opportunity of realizing the means of complying with the terms of a money payment, now imposed by the Government. Besides this, the new Settler has to encounter the obstacles and difficulties incident to a climate like ours, in the commencement and progress of reclaiming from the Forest a sufficient spot to give support to himself and Family. The time occupied, and expense incurred in cutting down the Wood and clearing the Land, and erecting the necessary Buildings, are considerations which must have their weight, and indeed lead to the conclusion, that they are sufficient to be borne without the addition of the original purchase money.

These difficulties added to the price, have deterred hundreds of young men from attempting to take up Lands under the present system, some of whom have abandoned altogether their native Province, whilst others are waiting in expectation of more favorable terms from Her Majesty's Government.

The Sales of Lands which have taken place, afford no argument against these views,—Whilst it is undeniable, that but a portion of those anxious to settle have become purchasers; it will also be found that a considerable portion of the Lands sold have been valuable Tracts of Land, fit for Lumbering purposes—much of which is now passing out of the hands of Government, at a rate far below their actual value, and in a manner injurious to the future interests of this Province.

But in addition to the unwise as well as injurious practice of selling this description of Land, your Committee must observe, that the entire system is defective; the practice of selling detached parcels of Land scattered all over a County, without reference to any general survey, or to the lines of Road which must be provided and supported by the Legislature, throws upon its funds a burthen and expense that ought as far as possible to be avoided, and promises hereafter a confusion with respect to lines and bounds, which would not arise if the Lands were surveyed and laid out into Blocks, with corresponding Roads accommodated to the Settlers, and where the lines were distinctly traced, and not likely to be altered.

Your Committee must also condemn the practice of making Sales of Lands by Auction, and at stated times—frequently as the Committee is informed, have Emigrants arrived in this Province, with the means of making purchases, and with a desire to remain, but unacquainted with the Country, without the aid or advice of any Board competent to give them the necessary information, and unable to support the delay consequent upon a search after a suitable tract of Land, and the time requisite for giving the notice of Sale imposed by the instructions, they have passed on and become Aliens, in a foreign land, furnishing an additional proof that the system is in all its details, opposed to the best interests of the Province.

To obviate these defects, to put the Executive in possession of all necessary information respecting the quantity, quality, and situation of the Lands of Nova-Scotia—to facilitate the immediate settlement of hundreds of our native youth—to give encouragement to Emigration—to preserve and render available to the public use those valuable tracts of Timber Land still undisposed of, and to quiet the minds and murmurs of a loyal and industrious population, were the objects of the Bill introduced and unanimously passed by this House at their last Sitting, and which your Committee are still of opinion would be a great improvement upon the system now in operation.

But whilst your Committee entertain the strongest hopes of the surrender of these Lands to the people of Nova-Scotia, upon terms and conditions with which they can reasonably comply, and with power to the Legislature to regulate the mode and manner as well as the expence of disposing of them—they cannot overlook the possibility that their wishes may not be realized in their full extent—and therefore they feel it to be their duty to suggest, that if the practice of selling the Lands be still adhered to, notwithstanding the expressed opinions

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opinions of the Legislature as to its injurious tendency, it would afford some relief to the Poor Settlers if payment of the purchase money might in whole or part be received in labour, by requiring their assistance to run out and survey the Lands, and where practicable, to set them off into Lots, and in laying out and making of Roads, by which means the value of the Lands would be increased—the difficulty of payment in cash would be avoided or lessened—and the confusion referred to effectually prevented.

And they would lastly suggest, that a credit might be given upon the purchasers furnishing sufficient security to pay by instalments.

House of Assembly, 23d March, 1839.

SAMUEL P. FAIRBANKS, Chairman,
 GAIUS LEWIS,
 JAMES W. ALLISON,
 W. F. DESBARRES,
 FREDERICK A. ROBICHEAU,
 BENJAMIN SMITH.

No. 70.

(See Page 608.)

ABSTRACT of the returns made by the several Magistrates of this Province, with the exception of the Town of Halifax, of the number of Suits commenced before them respectively, within the last two years, distinguishing the names of the Plaintiff and Defendant, &c. &c. as required by a Resolution of the House of Assembly, of 17th January, 1839.

COUNTY OF HALIFAX.		Francis R. Parker	16	George McLeod	9
Samuel Albro	1	John Bonnyman	17	John McLean	10
Adams Archibald	2	James M. Spencer	18	David Creighton	11
William K. Reynolds	3	William Campbell	19	Adam Carr	12
Henry Y. Mott	4	COUNTY OF HANTS.		James Fraser, junr.	13
William Logan	5	W. H. Shey	1	Robert Murray	14
Edward H. Lowe	6	B. Dewolf	2	Peter Ross	15
George B. Creighton	7	Joseph Sentell	3	COUNTY OF KING'S COUNTY.	
H. A. Gladwin	8	John Dimock	4	William Campbell	1
T. B. Desbrisay	9	R. Smith	5	William A. Chipman	2
Joseph Green	10	J. Allison	6	Samuel Bishop	3
John Cooper	11	Thomas King	7	H. V. Buskirk	4
William Anderson	12	John Cochran	8	John Wells	5
Angus McInnis	13	J. Withrow	9	S. Dennison	6
COUNTY OF COLCHESTER.		Francis Parker	10	D. Lockart	7
John Dickson	1	William Mumford	11	James Fullerton	8
Nathaniel J. Marsters	2	Charles Boggs	12	James D. Harris	9
Thomas J. Brown	3	Asa Torry	13	James N. Crane	10
E. B. Blanchard	4	J. Dill	14	H. Harrington	11
David Crowe	5	Thomas Moxon	15	Jesse Lewis	12
John Wier	6	John R. Grant	16	Elisha Dewolf	13
Alexander Campbell	7	COUNTY OF PICTOU.		Nathaniel Davison	14
Samuel Archibald	8	R. Lowden	1	Wm. C. Campbell	15
Silas H. Crane	9	John Fraser	2	Samuel Chipman	16
Duncan Black	10	Abraham Patterson	3	Simon Fitch	17
Alexander Kent	11	William Matherson	4	H. L. Dickey	18
Joseph Fulton	12	David McLean	5	Seth Burgess	19
David B. Lynds	13	Robert McKay	6	Caleb R. Bill	20
William Cutten	14	James Carmichael	7	James V. Bent	21
Charles D. McCurdy	15	John Olding	8	Henry Magee	22

Jonathan

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Jonathan Crane	23	John Ward	13	John Smith	6
John Patterson	24	John McHeale	14	Charles Brodie	7
Edward Palmer	25	COUNTY OF LUNENBURG.		Spinney Whitman	8
Thomas Tupper	26	Edward James	1	Francis Cook	9
James Ratchford	27	John Pernette	2	H. Cowley	10
COUNTY OF ANNAPOLIS.		John Heckman	3	Abner Atwater	11
George Robinson	1	John C. Rudolf	4	William Bent	12
J. R. Lovett	2	William Alexander	5	Joseph H. Hadley	13
Samuel Chesley	3	James Walker	6	William O. Heffernan	14
James Hall	4	John Hunt	7	D. Dobson	15
William Randall	5	George Mitchell	8	COUNTY OF CAPE-BRETON.	
Richard James	6	James S. Wells	9	John G. Marshall	1
Z. Phinney	7	William Rudolf	10	Charles E. Leonard	2
John H. Chipman	8	John S. Morris	11	P. H. Clarke	3
Seth Leonard	9	William Greaves	12	Robert Gammell	4
John Ditmars	10	COUNTY OF QUEEN'S COUNTY.		John McKinnon	5
I. W. Ruggles	11	Snow Parker	1	John Meloney	6
H. Hudson	12	James R. Dewolf	2	Charles Barrington	7
John Tupper	13	John Barrs	3	Charles McAlpine	8
Charles Whitman	14	James Barrs	4	William Ousley	9
Major Chipman	15	Nathaniel Smith	5	T. S. Brown	10
George Vroom	16	John Campbell	6	C. A. Ward	11
William Spurr	17	Freeman Tupper	7	J. D. Clarke	12
Peter Delancy	18	COUNTY OF SHELBURNE.		P. J. Dodd	13
COUNTY OF CUMBERLAND.		Robert Currie	1	G. F. Hill	14
D. MacFarlane	1	William B. Sargent	2	D. McLeod	15
George Bergman	2	James Geddes	3	COUNTY OF INVERNESS.	
H. Pineo	3	COUNTY OF YARMOUTH.		John L. Tremain	1
James McNab	4	H. G. Farish	4	Nathaniel Clow	2
Stephen Oxley	5	G. Van Norden	5	Andrew McDonald	3
John Johnston	6	B. Bingay	6	Hugh Skinner	4
William Smith	7	James Bond	7	William Burk	5
M. Gordon	8	Amos Baker	8	P. J. Bronard	6
Luther Lusby	9	David Van Norden	9	James Hawley	7
H. G. Pineo	10	Ab. Lent	10	John McLeod	8
Jacob G. Purdy	11	John Ryder	11	John D. Tremain	9
Charles Baker	12	Simon D'Entremont	12	John McLellan	10
John Bent	13	John Landers	13	Angus McLellan	11
W. W. Bent	14	Robert Clements	14	John Beaton	12
Gilbert Lawrence	15	COUNTY OF SYDNEY.		Irard Hart	13
Joseph N. B. Kerr	16	John Cunningham	1	Henry Taylor	14
William Waugh	17	A. McDonald	2	Mathew Hawley	15
J. Huestis	18	Robert N. Henry	3	D. Cameron	16
Amos Black	19	James Randall	4	Thomas Etheridge	17
COUNTY OF DICBY.		Hugh McDonald	5	D. McLean	18
Elkanah Morton	1	Joseph Symonds	6	COUNTY OF RICHMOND.	
Phineas Lovett	2	W. H. Hurliby	7	John Jean	1
Charles Budd	3	George Brennan	8	Andrew Madden	2
John Robinson	4	A. Fisher	9	D. B. McNab	3
Cereno U. Jones	5	A. A. Ogden	10	John Janvrin	4
Samuel Campbell	6	Robert McDonald	11	William Crichton	5
Colin Campbell	7	COUNTY OF GUYSBOROUGH.		Peter DeCarteret	6
Charles Jones	8	Joseph Marshall	1	J. T. Ballaine	7
Elisha Payson	9	William Taylor	2	Arthur Brymer	8
Abbe Sigogne	10	Charles Archibald	3	John Smith	9
Samuel Doucette	11	William McKeen	4	George E. Bissett	10
Benjamin Potter	12	Thomas Glencross	5		

(See Page 609.)

Dr. *Account of the Receipts and Disbursements of the King's Casual Revenue, in Nova-Scotia, for the year ending the 31st December, 1833.*

1833.

STERLING.

July 1st.—To paid Mr. Noad's Pension, as late Naval Officer of Cape-Breton, at £50 per annum, from 1st July to 14th August, 1832, when the Pension ceased on his being appointed Surveyor-General of Newfoundland	£6 4 10½
Paid for Bills of Exchange, amounting together to £120, at 15½ per cent. premium, remitted in payment of the Pensions of Mr. Hyde and Mrs. Cox, £50 each, and of Mrs. Hartley £20, for the half year ending 30th June	138 12 0
Paid equally between His Excellency Sir Peregrine Maitland and the acting Governor of the Province, £1500 Stg. being the Lieutenant-Governor's Salary for the half year, ending the 30th June, equal in Dollars, at 4s. 4d. to	1557 13 10
Paid to the late Chief-Justice Blowers, his Salary from 1st to 31st January, when he resigned, £70 16s. 8d. Stg. equal in Dollars at 4s. 4d. to	73 11 2
Paid to Chief-Justice Halliburton, his Salary from 1st February, the date of his appointment, to 1st July, £354 3s. 4d. Sterling, equal in Dollars at 4s. 4d. to	367 15 9
Paid the Secretary of the Province his Salary for the half year, ending the 30th June, £500 Sterling, equal in Dollars at 4s. 4d. to	519 4 7½
Paid the Attorney-General's Salary for the same half year £75 Sterling, equal in Dollars at 4s. 4d. to	77 17 8¼
Paid the Surveyor-General's Salary for the same half year, £75 Sterling, equal in Dollars at 4s. 4d. to	77 17 8¼
Paid the Surveyor-General of Cape-Breton, his Salary for the same half year, £50, equal in Dollars at 4s. 4d. to	51 18 5½
Paid the Superintendent of the Cape-Breton Coal Mines, his Salary for the same half year	50 0 0
Paid the Harbor Master at Sydney, his Salary for the same half year	50 0 0
Paid for a Bill of Exchange for £50, at 15 per cent. premium, remitted to Mr. Thomson, in payment of his Salary as Prothonotary, for the same half year	57 10 0
Paid the Secretary of the Province, towards payment of his Clerks and the Contingencies of his office, for the half year ending 30th June	150 0 0
Decr. 31st To paid equally between His Excellency Sir Peregrine Maitland and the acting Governor of the Province, two thirds of the Lieutenant-Governor's Salary for the half year ending 31st of December, 1833, equal in Dollars at 4s. 4d. to	1038 9 2¾
Paid to Chief-Justice Halliburton two thirds of his Salary for the same half year, in Dollars at 4s. 4d.	294 4 7½
Paid the Secretary of the Province two thirds of his Salary for the same half year, in Dollars at 4s. 4d.	346 3 1
Paid the Attorney-General two thirds of his Salary for the same half year, in Dollars at 4s. 4d.	51 18 5½
	Decr.

APPENDIX No. 71.

Decr. 31st. To Paid the Surveyor-General two thirds of his Salary for the same half year, in Dollars at 4s. 4d.	£51 18 5½
Paid the Surveyor-General of Cape-Breton two thirds of his Salary for the same half year, in Dollars at 4s. 4d.	34 12 3¾
Paid the Prothonotary two thirds of his Salary for the same half year, in Dollars at 4s. 4d.	34 12 3¾
Paid Superintendant of Coal Mines two thirds of his Salary for the same half year	33 6 8
Paid Harbour Master at Sydney two thirds of his Salary for the same half year	33 6 8
Paid for a Bill of Exchange remitted to England, in payment of the Pensions in full of Mr. Hyde and Mrs. Cox, for the same half year, at 11½ per Cent. premium	111 10 0
Paid the Secretary of the Province two thirds of the amount due to him for Clerks and Contingencies of Office, for the same half year	110 10 0
Paid Office Rent of the Surveyor-General of Cape-Breton, for the year 1833	18 0 0
Paid for a Bill at 11½ per Cent. premium, remitted in payment of Mrs. Hartley's Pension, at £40 per annum, for 46 days, viz: from 1st July to 15th August, (when she died,)	5 12 5
	<hr/>
	£5342 0 3¾

	CR.
	STERLING
1833	
Jany. 1st—By Balance in hand at this date	£1182 16 0
Dec. 31st— Rent of the reserved Mines at Cape-Breton and Pictou, for the year ending 31st December, 1833	3000 0 0
This amount advanced by the Mining Association, according to their late arrangement with His Majesty's Government, for the half year ending 31st December	450 0 0
Seven years rent of the Mines in Nova-Scotia, under the General Lease thereof to the June last, at £1 per ann.	7 0 0
Amount of Crown Fees received at the Secretary's Office, and in Cape-Breton, during the year ending 31st December, 1833	627 8 10½
Balance due to the Treasurer	74 15 5¼
	<hr/>
	£5342 0 3¾

RUPERT D. GEORGE.

DR. *Account of the Receipts and Disbursements of the King's Casual Revenue in Nova-Scotia, for the year ending 31st December, 1834.*

	STERLING.
1834.	
July 1st.—To paid the arrears of last year, as detailed in a paper transmitted to Mr. Secretary Stanley, with Mr. Jeffery's Letter of the 8th March, 1834, (a copy whereof is hereto annexed,) exclusive of the allowance of £400 for the Establishment on Sable Island.	£1089 1 4
Sir P. Maitland a moiety of the Lieutenant-Governor's Salary, from the 1st to the 24th January, the date of Sir Colin Campbell's appointment, in Dollars at 4s. 4d.	98 3 1
The Acting Governor of the Province one-third of a moiety of the Lieutenant-Governor's Salary for the half year ending the 30th June 1834; in Dollars at 4s. 4d.	259 12 4

July

APPENDIX No. 71.

July 1st.—To paid into the Provincial Treasury in reserve towards the payment of a third of a moiety of the Lieutenant-Governor's Salary, from the 24th January to the 30th of June, in Dollars at 4s. 4d. (See Note.)	£226 18 0
Chief Justice Halliburton, one third of his Salary, for the half year ending the 30th June, 1834, in Dollars at 4s. 4d.	147 2 4
The Secretary of the Province one third of his Salary for the same half year, in Dollars at 4s. 4d.	173 1 6
The Attorney General one third of his Salary for the same half year, in Dollars at 4s. 4d.	25 19 3
The Surveyor-General one third of his Salary for the same half year, in Dollars at 4s. 4d.	25 19 3
The Surveyor-General of Cape-Breton one third of his Salary for the same half year, in Dollars at 4s. 4d.	17 6 2
The Prothonotary one third of his Salary for the same half year, in Dollars at 4s. 4d.	17 6 2
The Superintendent of Mines one third of his Salary for the same half year, in Dollars at 4s. 6d.	16 13 4
The Harbour Master at Sydney one third of his Salary for the same half year, in Dollars at 4s. 6d.	16 13 4
The Secretary of the Province one third of the amount due to him for Clerks and Contingencies of Office for the same half year, in Dollars at 4s. 6d.	60 0 0
For a Bill of Exchange, at 10 per cent. premium, remitted in payment of a moiety of the Pensions of Mrs. Hyde, and Mrs. Cox, for the same half year	55 0 0
	£2,228 16 1

(Note.)—This sum was subsequently paid to the Lieutenant-Governor.

1835.

Jan. 1st.—To deposited in the Provincial Treasury in reserve towards the payment of the balance due to Sir C. Campbell on 1st July last, being two thirds of a moiety of the Lieutenant-Governor's Salary, at £3000 Sterling per annum, in Dollars at 4s. 4d. from the 24th January, the date of Sir C. Campbell's appointment, to the 1st July. (See Note.)	453 16 0
To paid the late Acting Governor of the Province the balance due to him on the 1st July last, being two thirds of a moiety of the Lieutenant-Governor's Salary from the 1st January to the 1st July, 1834, in Dollars at 4s. 4d.	519 4 7
To the following Officers the arrears due to them on 1st July, 1834, being two thirds of their respective Salaries, as per statement transmitted to the Colonial Office, with the Despatch above referred to, viz :	
To the Chief-Justice (in Dollars at 4s. 4d.)	294 4 8
Secretary of the Province do.	346 3 1
Attorney-General do.	51 18 5
Surveyor-General do.	51 18 5
Do. Cape-Breton	34 12 4
Prothonotary	34 12 4
Superintendent of Mines Cape-Breton	33 6 8
Harbour Master at Sydney	33 6 8
Secretary for Clerks and Contingencies	120 0 0
The Surveyor-General of Cape-Breton, for Office Rent for the year ending the 31st December, 1834	18 0 0
	Jan.

Jan. 1st.—To paid for Bills of Exchange for £75 Sterling, at 8 per cent. premium, remitted in payment of the Pension of Mrs. and the Misses Cox, for 3 quarters, viz: from the 1st April to the 31st December, 1834	£81	0	0
For a Bill of Exchange for £65 1 4, at 8 per cent. premium, remitted in payment of the Pension of Joshua Hyde, Esq. late Provost Marshal of Cape-Breton, from 1st April to 14th November last, the date of his death	70	5	5
The Commissioner of Crown Lands for Nova-Scotia proper, on account of Salary for year ending 31st December, 1834, in Dollars at 4s. 4d.	396	13	6
To Commissioner of do. Cape-Breton, on account of his Salary for the year ending 31st December, 1834, in Dollars at 4s. 4d.	402	5	5
To paid to the Superintendant of the Cape-Breton Coal Mines, his Salary for the half year ending 31st December, 1834	50	0	0
To the Harbor Master at Sydney, his Salary for the same half year	50	0	0
To balance	25	14	6
	£5,295	18	1

(Note.)—This sum was subsequently paid to the Lieutenant-Governor.

	CR. STERLING.		
1835.			
Jan. 1st.—By Rent of the Reserved Mines of Cape-Breton and Pictou, for the year ending the 31st day of December, 1834, in Dollars at 4s. 6d.	£3000	0	0
By this amount advanced by the General Mining Association for the same year, according to their late arrangement with H. M. Government, in Dollars at 4s. 6d.	900	0	0
By amount of Crown Fees on Documents issued from the Secretary's Office for the same year, in Dollars at 4s. 6d.	596	19	2
By received from the Commissioner of Crown Lands for Nova-Scotia proper, being the net amount of the proceeds of Land sold by him during the year 1834, in Dollars at 4s. 4d.	396	13	6
By received from the Commissioner of Crown Lands for Cape-Breton, being the net amount of the proceeds of Land sold by him during the same year, in Dollars at 4s. 4d.	402	5	5
	£5,295	18	1
	RUPERT D. GEORGE.		

Statement of the Arrears of the Casual Revenue referred to, as paid in the preceding Account.

Balance due to the Treasurer, as per last year's account, transmitted to the Secretary of State	£74	15	5
One third of the Lieutenant-Governor's Salary for the half year ending the 31st December, 1833	519	4	7
One third of the Chief-Justice's Salary for same half year	147	2	4
Provincial Secretary's ditto	173	1	6
Attorney-General's ditto	25	19	3
Surveyor-General's ditto	25	19	3
Surveyor-General, C. Breton ditto	17	6	2
Prothonotary's ditto	17	6	2
Superintendant of Mines C. B. ditto	16	13	4
Harbour Master at Sydney, Cape-Breton	16	13	4
			One

APPENDIX No. 71.

One third of the Secretary's Clerks and Contingencies of Office	£55 0 0
Amount of arrears on 1st January, 1834, exclusive of the allowance of £400 to the Establishment on Sable Island	£1,089 1 4

ACCOUNT of the Receipts and Disbursements of the King's Casual Revenue in Nova-Scotia, from 1st January to 1st July, 1835.

Dr.		
1835.		STERLING.
July 1st—To deposited in the Provincial Treasury, in reserve, to pay two thirds of the arrears of the Lieutenant-Governor's Salary, due to Sir Colin Campbell on the 1st day of January last, amounting to £2,042 1s. 4d. Sterling, as per statement transmitted to the Secretary of State, with His Excellency's Despatch of the 18th February, 1835.		£1361 7 7
Paid to the undermentioned Officers two thirds of the arrears of Salaries due to them respectively on 1st of January last, as per statement above referred to, viz :—		
To the Chief Justice	}	294 4 8
Secretary of the Province		346 3 1
Attorney General		51 18 5
Surveyor General		51 18 5
Surveyor General, Cape-Breton		34 12 4
Prothonotary		34 12 4
Secretary for his Clerks, and contingencies of his Office	125 17 4	
To paid for a Bill of Exchange for £50 Sterling, at 9 per cent. premium, remitted in payment of the pension of the Misses Cox, for the half year, ending the 30th June		54 10 0
		£2355 4 2

(Note) The Salaries and allowances of these Officers for the half year ending on the 31st December, 1834, having been provided for by a vote of the Imperial Parliament, the payments to them herein noted became applicable towards the payment of their Salaries for the half year ending 30th June, 1835.

Halifax, 5th November, 1835.

	CR.
1835.	STERLING.
July 1st—By Balance in the Treasurer's hands on the 1st January, 1835	£25 14 6
Rent of the reserved Mines of Cape-Breton and Pictou, for the half year ending the 30th June, in Dollars, at 4s. 6d.	1500
Amount of Crown Fees on Document issued from the Secretary's Office for the same half year, including £109 1s. 2d. Sterling, transmitted by Mr. Crawley, from Cape Breton, in February last	365 9 2
This amount advanced as a Loan by the General Mining Association for the same half year, according to their agreement with Her Majesty's Government	450
Balance due to the Treasurer	14 0 6
	£2355 4 2

Halifax, 1st July, 1835.

(E. E.)

RUPERT D. GEORGE.

DR. *Account of the Receipts and Disbursements of the King's Casual Revenue in Nova-Scotia, for the half year ending the 31st December, 1835.*

1835		STERLING.
Novr. 5th—To paid the following Officers the one third of their respective Salaries and allowances remaining unpaid, for the half year ending the 30th June last, viz :—		NOV.

APPENDIX No. 71.

Novr. 5th.—The Chief Justice	£147	2	3
Secretary of the Province	173	1	7
Attorney-General	155	15	7
Surveyor-General, Nova-Scotia	25	19	3
Surveyor-General, Cape-Breton	17	6	2
Prothonotary	17	6	2
Provincial Secretary for Clerks	54	2	8
To Paid the Lieutenant-Governor's Salary at £1500 for the Quarter ending 31st March last	389	8	6
Paid the Attorney General towards the arrears due to him as authorized by Lord Glenelg's Despatch of 3d September, 1835	158	4	11
Paid the Superintendant of Mines, his Salary for the half year ending the 30th June last	50	0	0
Paid the Harbor Master at Sydney do. do	50	0	0
Paid the Surveyor General C. B. Office Rent for same half year	9	0	0
Paid Commissioners Sable Island for quarter ending 31st March	100	0	0
Paid the Treasurer of the Casual Revenue, ba- lance due on last account	14	0	6
			£1361 7 7
Dec. 31st—To paid the Chief Justice his Salary for the half year ending this day, in Dollars, at 4s. 4d. each		441	6 11
Paid Provincial Secretary his Salary for same half year		519	4 8
Paid Attorney General, do do		207	14 0
Do. being balance of arrears of Salary, as authorized by Lord Gle- nelg's Despatch of the 3d Sept. 1835		620	10 4
Paid the Surveyor General his Salary for half year ending this day		77	17 8
Paid the Surveyor General, Cape Breton, his Salary for do.		51	18 6
Paid the Prothonotary his Salary for do.		51	18 6
Paid the Superintendant of Mines, Sydney, C. B. for do. do.		50	0 0
Paid the Harbour Master at Sydney, his Salary for do.		50	0 0
Paid the Secretary for Clerks and Contingencies		225	0 0
Paid the Misses Cox by a Bill of Exchange, at 12½ per cent. prem.		56	5 0
Paid the Surveyor General of Cape Breton for Office Rent		9	0 0
Paid the Commissioner of Crown Lands for Nova Scotia, his Salary for the year ending this day, in Dollars at 4s. 4d. each		576	18 5
Paid the Commissioner of Crown Lands, Cape Breton, his Salary for do.		£281	4 11
		£4580	6 6
To balance in hand		37	11 8
		£4617	18 2

	CR. STERLING.
1835.	
Nov. 5th.—To withdrawn from the Provincial Treasury, being the sum there deposited, as appears by last half year's account, towards the payment of the arrears due to the Lieutenant-Governor, as stated in this account—the said arrears having been provided by the Imperial Parliament	£1361 7 7
Dec. 31st.—By Rent of the Reserved Mines of Cape Breton and Pictou, for the half year ending this day	1500 0 0
By this amount advanced as a Loan by the General Mining Association, for the same half year, according to the agreement with His Majesty's Government	450 0 0
By amount of Crown Fees received on Documents issued from the Secretary's Office for the same half year	448 7 3
By amount received from the Commissioner of Crown Lands for Nova Scotia proper, being the net amount of the proceeds of Land sold by him during the year 1835	576 18 5
By amount received from the Commissioner of Crown Lands for Cape Breton, being the net amount of the proceeds of Land sold by him during the same year	281 4 11
	£4617 18 2

RUPERT D. GEORGE.

No. 72.

(See Page 609.)

Statement of the intended appropriation and expenditure of the Casual and Territorial Revenue in Nova-Scotia, for the year 1839, as authorized by Her Majesty's Principal Secretary of State for the Colonies.

	STERLING.
Lieutenant-Governor (difference between permanent appropriation and proposed Salary.)	£1000 0 0
Provincial Secretary	1000 0 0
Chief Justice	1000 0 0
Assistant Judges (difference between permanent appropriation and proposed Salaries)	510 0 0
Master of the Rolls ditto.	170 0 0
Attorney-General	500 0 0
Solicitor-General	100 0 0
Miss Cox's Pension	100 0 0
Superintendent of Mines	100 0 0
Lieutenant-Governor's contingencies	200 0 0
Surveyor-General	150 0 0
Ditto Cape-Breton	100 0 0
Ditto ditto for Office Rent	16 0 0
Harbor Master, Sydney Cape-Breton	100 0 0
First Clerk in the Secretary's Office	250 0 0
Second ditto ditto	100 0 0
For extra assistance, Stationary, Fuel, Messenger, and Printing for Government, &c. about	100 0 0
	£5496 0 0

APPENDIX No. 73.

AN ABSTRACT of the Sales of Crown Land—amount paid in on account of such Sales—amount of Quit Rents paid—proceeds of Timber seized and sold—Cost of Surveying Lots of Land sold and intended for Sale—Contingent expenses of the Crown Land Department—Fees paid—amount paid as Salary to the Commissioner, and the actual Sum paid to the Receiver General as Surplus Revenue, from the 4th May, 1827 to the 31st December, 1838.

Years.	No. of Acres.	Amount of Sales paid in.	Instalments pre- ceding years.	Quit Rents and proceeds, Tim- ber.	Gross Proceeds.	Cost of Surveys.	Cost of Printing and Advertising.	Instalments repaid.	Net Proceeds.	Contingent expen- ses.	Amount paid as Salary.	Surplus Revenue.	Incidental ex- penses.
1827	6485	£ 140 6 0	£	£ 30 15 11½	£ 171 1 11½	£ 4 2 6	£ 5 15 9	£ 3 1 6	£ 51 12 11½	£ 50 5 0	£ 1 7 11¼	£	£
1828	2935	89 9 5	89 9 5	10 10 0	89 9 5	119 9 0	48 14 6	7 10 0	80 9 5	5 16 8	83 12 9	5 16 8	8 10 0
1829	2470	99 19 5	99 19 5	10 10 0	110 9 5	24 2 0	14 14 0	3 1 6	110 9 5	8 10 0	101 19 5	5 16 8	5 16 8
1830	10411	340 2 4	305 9 11	12 0 0	657 11 6	21 15 0	5 15 9	29 1 8	630 0 9	51 6 10	576 18 5¼	58 13 4½	51 6 10
1831	10411	707 0 2½	356 7 11	18 14 2	1082 2 3¼	24 2 0	14 14 0	6 19 6	1009 5 9½	61 6 10	576 18 5¼	257 13 9	51 6 10
1832	14879	840 2 4	452 15 10¼	23 10 3	1076 0 3½	158 7 6	7 18 9	3 1 6	899 17 3¼	181 7 8½	576 18 5¼	191 11 1½	51 6 10
1833	11451	628 4 5	340 15 5½	23 10 3	836 4 7½	179 18 5	7 18 9	6 19 6	619 6 2½	165 12 7	458 18 7¼	229 10 1½	51 6 10
1834	18921	471 18 11	340 15 5½	23 10 3	1349 9 5¼	314 8 7	1 16 0	36 16 9	939 8 1½	189 19 6	576 18 5¼	229 10 1½	51 6 10
1835	24942	1006 11 14	348 18 4½	23 10 3	1354 19 4½	366 17 9	10 10 6	7 10 0	970 1 14	141 18 2	576 18 5¼	251 9 6¼	51 6 10
1836	14884	581 14 8	778 4 81	23 10 3	1638 0 7½	488 12 0	18 1 6	46 12 6	1189 14 7½	148 1 14	576 18 5¼	414 15 0¾	51 6 10
1837	17419	844 10 7	793 10 0½	23 10 3	1484 14 11	237 8 0	7 6 0	30 12 4½	1159 8 6	126 9 10	576 18 5¼	456 0 2½	51 6 10
1838	6866	890 9 3½	544 5 7½	23 10 3	1484 14 11	237 8 0	7 6 0	30 12 4½	1159 8 6	126 9 10	576 18 5¼	456 0 2½	51 6 10
	123863	5794 6 4	3910 7 2½	95 10 4½	9800 4 0	1860 0 9½	114 17 0	153 14 4½	7675 14 3½	1193 16 0	4627 5 14	1854 13 1½	40 18 2

REMARKS, &c.—Before 1832, the cost of Survey was borne by the purchaser, but a few large tracts were laid out at the expense of Government. In 1828, an order was given for the collection of the Quit Rents, and an extra Clerk was required to abstract the Grants and prepare Books at a cost of £43 15 charged in the contingent account.

In 1832, £44 11 11 charged in the contingent account was paid as Commissions to my Deputies.
 In 1833, £27 9 11 charged in the contingent account was paid as Commissions.
 In 1834, £27 10 was paid for an extra Clerk, preparatory to the collection of Quit Rents.
 In 1835, £44 5 was paid on the above account, all by authority.
 The purchase money repaid has been in cases where a portion of the Lot was found to be included in a previous Grant.
 Amount paid to Sir R. D. George up to 31st December, 1838
 " " to Sir R. D. George 23d January, 1839
 " " Crown Officers and other Fees, by authority.
 Balance in hand.

£1311 17 1½—Nova-Scotia Currency
 200 0 0
 40 18 2
 301 17 104
 £1354 13 1½

In addition to the amount charged in the contingent account, upwards of £200 has been paid out of my own pocket for the services of a Draftsman, which were indispensable, as in 1832 all Grants of Land sold by the Crown were ordered to be prepared in Duplicate by this Department, whereas, before that period, they were completed in the Secretary's Office, and upwards of 480 Grants have since passed this Office.

JOHN SPRY MORRIS, Commissioner of Crown Lands.

APPENDIX No. 74.

No. 74.

(See Page 609.)

STATEMENT of the gross proceeds of the Lands sold by the Commissioner of Crown Lands in Cape-Breton, since his appointment, of the deductions therefrom for expenses of Survey, Clerk and Contingencies, of the amounts retained by him for Salary, and the sums, if any, paid into the Casual Revenue by such Commissioner, as required by the Resolution of the House of Assembly of the 18th February, 1839.

Year	Gross proceeds	Surveys, &c.	Net proceeds.	Commissioners Salary of net proceeds on £500 St.	Clerks & con- tingencies not to exceed 1-6 of the net pro- ceeds.	Balance.
	Currency.					
1832	£569 1 0	£7 1 0	£562 0 0	£468 6 8		£93 13 4
1833	901 5 2	94 9 2	806 16 0	576 18 5	£43 9 9	186 7 10
1834	694 13 5	121 17 8	572 15 9	477 6 6	108 12 7	
1835	418 16 11	31 18 8	386 18 3	322 16 11	105 13 4	
1836	346 6 2	12 0 3	334 5 11	278 11 7	38 6 8	17 7 8
1837	566 1 5	33 10 8	532 10 9	443 15 8	28 3 6	60 11 7
1838	679 10 3	44 17 8	634 12 7	528 17 2	22 18 0	82 17 5
	4175 13 9	345 15 1	3829 19 3	3096 12 11	347 3 10	440 17 10

Deduct over-expended, on account of contingencies, by authority in 1834

£13 3 4

Do. in 1835

41 12 0 £54 15 4

Balance in the Commissioners hands on 31st December, 1838

£386 2 6Cy.

The Commissioner has not made any payment into the Casual Revenue, he being allowed by his instructions to retain £500 in his hands for future contingent expenses.

RUPERT D. GEORGE.

Provincial Secretary's Office, }
Halifax, 21st March, 1839. }

APPENDIX No. 75.

PORT OF HALIFAX NOVA-SCOTIA.

No. 75.

(See Page 609.)

AN ACCOUNT of Duties collected under the Imperial Acts, at this and the several Out Ports, distinguishing the same, for the last five years ended 5th January, 1839.

	1834		1835		1836		1837		1838																								
	Passed prior to 18th, Geo. III. Chap. 12.	Subsequent to 18th, Geo. III. C. 12.	Passed prior to 18th, Geo. III. C. 12.	Subsequent to 18th, Geo. III. C. 12.	Passed prior to 18th, Geo. III. C. 12.	Subsequent to 18th, Geo. III. C. 12.	Passed prior to 18th, Geo. III. C. 12.	Subsequent to 18th, Geo. III. C. 12.	Passed prior to 18th, Geo. III. C. 12.	Subsequent to 18th, Geo. III. C. 12.																							
Halifax	£ 1414	s. 1	d. 9	£ 8246	s. 15	d. 8	£ 1472	s. 17	d. 8	£ 9953	s. 12	d. 2	£ 1410	s. 17	d. 4	£ 11896	s. 16	d. 9	£ 1617	s. 10	d. 10	£ 14571	s. 2	d. 9	£ 1098	s. 17	d. 8	£ 15104	s. 14	d. 8			
Liverpool	£ 155	s. 13	d. 5	£ 149	s. 17	d. 7	£ 82	s. 19	d. 4	£ 115	s. 0	d. 3	£ 119	s. 11	d. 5	£ 60	s. 1	d. 1	£ 99	s. 18	d. 4	£ 52	s. 4	d. 5	£ 105	s. 18	d. 5	£ 105	s. 19	d. 11	£ 105	s. 19	d. 11
Lunenburg	£ 219	s. 17	d. 1	£ 0	s. 15	d. 0	£ 144	s. 17	d. 5	£ 12	s. 1	d. 3	£ 119	s. 11	d. 5	£ 6	s. 8	d. 9	£ 6	s. 8	d. 9	£ 131	s. 3	d. 8	£ 84	s. 1	d. 0	£ 84	s. 1	d. 0	£ 7	s. 9	d. 5
Shelburne	£ 41	s. 11	d. 8	£ 0	s. 15	d. 8	£ 24	s. 15	d. 8	£ 19	s. 17	d. 6	£ 1	s. 13	d. 7	£ 98	s. 18	d. 11	£ 15	s. 2	d. 3	£ 15	s. 2	d. 3	£ 1	s. 7	d. 9	£ 11	s. 15	d. 0	£ 55	s. 15	d. 9
Barrington	£ 9	s. 1	d. 8	£ 14	s. 9	d. 11	£ 184	s. 8	d. 0	£ 184	s. 8	d. 0	£ 110	s. 8	d. 0	£ 131	s. 0	d. 8	£ 192	s. 7	d. 5	£ 22	s. 1	d. 8	£ 11	s. 15	d. 0	£ 146	s. 14	d. 2	£ 245	s. 10	d. 3
Ayle	£ 397	s. 5	d. 0	£ 569	s. 15	d. 4	£ 57	s. 1	d. 8	£ 99	s. 13	d. 7	£ 3	s. 9	d. 11	£ 13	s. 1	d. 11	£ 0	s. 0	d. 8	£ 7	s. 0	d. 11	£ 2	s. 15	d. 10	£ 2	s. 4	d. 0	£ 2	s. 4	d. 0
Yarmouth	£ 43	s. 6	d. 8	£ 0	s. 0	d. 0	£ 8	s. 16	d. 6	£ 16	s. 8	d. 9	£ 8	s. 5	d. 1	£ 8	s. 0	d. 10	£ 17	s. 0	d. 5	£ 39	s. 4	d. 7	£ 1	s. 12	d. 9	£ 1	s. 12	d. 9	£ 2	s. 10	d. 10
New Edinburgh	£ 19	s. 9	d. 2	£ 3	s. 2	d. 6	£ 7	s. 11	d. 3	£ 11	s. 16	d. 0	£ 2	s. 5	d. 1	£ 8	s. 0	d. 10	£ 0	s. 0	d. 8	£ 7	s. 0	d. 11	£ 2	s. 15	d. 10	£ 2	s. 15	d. 10	£ 7	s. 16	d. 4
Dieby	£ 3	s. 13	d. 11	£ 0	s. 0	d. 0	£ 8	s. 16	d. 6	£ 16	s. 8	d. 9	£ 2	s. 5	d. 1	£ 8	s. 0	d. 10	£ 0	s. 0	d. 8	£ 7	s. 0	d. 11	£ 2	s. 15	d. 10	£ 2	s. 15	d. 10	£ 7	s. 16	d. 4
Annapolis	£ 31	s. 17	d. 11	£ 0	s. 0	d. 0	£ 7	s. 11	d. 3	£ 16	s. 8	d. 9	£ 2	s. 5	d. 1	£ 8	s. 0	d. 10	£ 0	s. 0	d. 8	£ 7	s. 0	d. 11	£ 2	s. 15	d. 10	£ 2	s. 15	d. 10	£ 7	s. 16	d. 4
Cornwallis	£ 0	s. 0	d. 0	£ 0	s. 0	d. 0	£ 0	s. 0	d. 0	£ 0	s. 0	d. 0	£ 0	s. 0	d. 0	£ 0	s. 0	d. 0	£ 0	s. 0	d. 0	£ 0	s. 0	d. 0	£ 0	s. 0	d. 0	£ 0	s. 0	d. 0	£ 0	s. 0	d. 0
Windsor	£ 23	s. 12	d. 1	£ 11	s. 16	d. 0	£ 23	s. 12	d. 1	£ 16	s. 8	d. 9	£ 7	s. 19	d. 4	£ 8	s. 0	d. 10	£ 17	s. 0	d. 5	£ 39	s. 4	d. 7	£ 1	s. 12	d. 9	£ 1	s. 12	d. 9	£ 2	s. 10	d. 10
Parsonsborough	£ 7	s. 10	d. 0	£ 0	s. 0	d. 0	£ 0	s. 0	d. 0	£ 0	s. 0	d. 0	£ 0	s. 0	d. 0	£ 0	s. 0	d. 0	£ 0	s. 0	d. 0	£ 0	s. 0	d. 0	£ 0	s. 0	d. 0	£ 0	s. 0	d. 0	£ 0	s. 0	d. 0
Pictou	£ 20	s. 2	d. 0	£ 419	s. 3	d. 1	£ 2	s. 4	d. 6	£ 324	s. 16	d. 1	£ 0	s. 14	d. 4	£ 6	s. 16	d. 1	£ 418	s. 2	d. 1	£ 27	s. 9	d. 9	£ 1	s. 16	d. 2	£ 587	s. 10	d. 2	£ 587	s. 10	d. 2
Cumberland	£ 2	s. 1	d. 5	£ 99	s. 18	d. 10	£ 2	s. 4	d. 6	£ 19	s. 15	d. 5	£ 0	s. 8	d. 11	£ 9	s. 2	d. 9	£ 418	s. 2	d. 1	£ 27	s. 9	d. 9	£ 1	s. 16	d. 2	£ 587	s. 10	d. 2	£ 587	s. 10	d. 2
GuySBorough	£ 2	s. 1	d. 5	£ 15	s. 3	d. 7	£ 4	s. 14	d. 2	£ 1	s. 16	d. 5	£ 0	s. 8	d. 11	£ 9	s. 2	d. 9	£ 418	s. 2	d. 1	£ 27	s. 9	d. 9	£ 1	s. 16	d. 2	£ 587	s. 10	d. 2	£ 587	s. 10	d. 2
Cape-Breton	£ 10	s. 0	d. 5	£ 520	s. 19	d. 2	£ 4	s. 14	d. 2	£ 322	s. 15	d. 7	£ 0	s. 8	d. 11	£ 603	s. 19	d. 6	£ 428	s. 9	d. 9	£ 428	s. 9	d. 9	£ 1	s. 16	d. 2	£ 587	s. 10	d. 2	£ 587	s. 10	d. 2

THOMAS N. JEFFERY, Collector.

Custom-House, 19th March, 1839.

(See Page 609.)

RETURN of the Gross Amount of the Registrar's Fees received at Halifax for the period of five years, ending 31st December 1837, in respect of Deeds and other Papers recorded, and Searches had in Halifax, and of the Gross Amount of Fees received in other parts of the Province, by the several Deputy Registrars for the same period.

COUNTIES.	1833	1834	1835	1836	1837
	CURRENCY.	CURRENCY.	CURRENCY.	CURRENCY.	CURRENCY.
Halifax	£272 4 0	£265 19 0	£221 16 6	£236 17 0	£230 11 0
Hants	95 11 0	85 18 6	101 11 9	84 4 0	77 9 6
King's	89 17 4	87 0 9	101 16 0	98 0 3	103 12 9
Annapolis	75 0 0	50 0 0	65 19 5	82 15 0	82 18 6
Digby	30 11 0	25 19 6	30 3 11	31 16 0	37 2 11
Yarmouth	43 0 3	72 5 3	65 7 6	90 19 3	66 1 3
Shelburne	13 17 6	21 11 6	8 0 0	25 0 6	24 6 6
Queen's	43 16 3	45 10 9	38 9 9	45 16 9	39 2 0
Lunenburg	69 19 6	81 7 6	86 14 0	98 16 0	103 7 6
Colchester	48 0 0	53 5 0	48 5 0	72 0 6	40 0 6
Pictou	75 14 0	72 5 0	71 0 0	158 8 5	152 9 9
Sydney	28 17 6	42 10 0	31 13 0	38 3 0	33 8 0
Guysborough	21 19 0	25 15 0	31 8 0	27 2 0	28 17 0
Cumberland	23 3 6	68 11 0	46 18 0	86 15 4	121 19 9
Cape-Breton	58 12 9	77 14 0	65 16 9	40 16 4	39 4 1
Richmond	32 3 0	18 14 0	23 17 0	32 14 0	28 10 0
Inverness	7 6 6	24 10 0	22 3 6	14 17 6	16 12 6
	£1029 14 1	1118 16 9	1061 9 1	1265 1 10	1225 7 6

RUPERT D. GEORGE, Registrar.

22d March, 1839.

(See Page 613.)

THE Committee appointed to examine and report to this House upon the subject of the Petition of Peter Morriscy and others, have examined the Street referred to in said Petition, (called Albemarle Street) and have examined several Persons interested therein, and find that the Street, prior to 1831, had been neglected. Since that time, Mr. Curry, the Overseer, states that it has received a fair proportion of attention from the Commissioners of Streets, and this last year has had expended upon it £233 7s.; but the Committee observe that the Gutters are unpaved, and that no Sewer leads through it to enable the Inhabitants to drain their Cellars, and believe the Street to be much injured by ashes being thrown into the Gutters.

The Committee conceive that, under the existing Law, the proper quarter to have applied to for redress would have been the Executive—this they beg leave to state without the least intention of inferring that the Commissioners of Streets have neglected their duty. The duty of Commissioners of Streets being intrusted to but few individuals, the Committee would therefore offer as a suggestion to this Honorable House, the propriety of having the Law so amended as to give them power to appoint a Superintendent to each Street. This Committee, consisting only of two, have thought it advisable to report the facts, that this House may adopt such action thereon as to them may deem advisable.

JOHN MORTON,
RICHARD J. FORRESTALL.

APPENDIX Nos. 78, 79, 80.

No. 78.

(See Page 614.)

ABSTRACT of Bounties and Drawbacks allowed for the encouragement of the Fisheries for the last ten years.

1828	Nil			
1829	Fish Bounty	£4529	11	0
Do.	Whale Bounty	822	10	0
				5352 1 0
1830	Fish Bounty	4605	14	8
Do.	Whale Bounty	822	10	0
				5428 4 8
1831	Fish Bounty	4521	10	4
Do.	Whale Bounty	1136	5	0
				5657 15 4
1832	Fish Bounty			288 17 0
1833	Seal Bounty			493 0 0
1834	Ditto			503 10 0
1835	Ditto			654 5 0
1836	Whale Bounty	842	0	0
Do.	Seal Bounty	543	10	0
				1385 10 0
1837	Whale Bounty	518	10	0
Do.	Seal Bounty	500	10	0
				1019 0 0
1838	Whale Bounty	37	10	0
Do.	Seal Bounty	746	10	5
				784 0 5
Do.	Drawback			474 7 1
				£22040 10 6.

Treasurer's Office, Halifax, 31st December, 1838.

CHARLES W. WALLACE, Treasurer.

No. 79.

(See Page 617.)

THE Committee to whom was referred the Bill relative to an alteration in the line of that part of Water Street near the Ordnance, on Property lately purchased by D. & E. Starr, formerly owned by the Hon. Alexander Brymer, beg leave to report that the alteration described in the said Bill will be decidedly advantageous to the Public in widening that part of Water Street where it was inconveniently narrow, and will not, in the opinion of the Committee, be injurious to any portion of the Community, they therefore recommend that the Bill be passed.

28th February, 1839.

THOMAS DICKSON, Chairman.

H. BELL,

THOMAS FORRESTER.

No. 80.*

(See Page 624.)

The Committee to whom the subject of the manner in which Coins are paid out of the Treasury under the existing Law, was referred, beg leave to report,—That, by the present mode, the Revenue of the Province is diminished, without any counterbalancing advantage

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APPENDIX No. 80.

to the Public. The Committee will not undertake to decide on the reasons or on the wisdom of the policy of the Imperial Government, in directing Dollars to be received at the advanced rate of 4s. 4d. Sterling, whether to assimilate to the rate at which they were paid to the Troops, or otherwise—but here a benefit evidently accrues to the importer, in reducing the amount of the Imperial Duties, to the extent of the over-valuation of the Dollar, and the benefit extends indiscriminately to every Importer, and to every part of the Province; and although the Revenue is thereby decreased, the Public are thereby relieved to the extent of that decrease, in the payment of Duties. This reasoning cannot apply, or, at least, to a very limited and partial extent, to the payment of Coins out of the Provincial Treasury, at less than their current value, thus, to a still further extent, diminishing the Revenue. The idea of fixing the value by the standard of the old Halifax Currency, is, in the judgment of the Committee, altogether a fiction; the base on which it stood is gone, the Dollar at 4s. 6d. Sterling, is not in existence, and no enactment, and no authority can retain it at a valuation which, for many years, has been abandoned by the whole trading world. Every Dollar therefore that is paid out of the Treasury at less than its market value, is an unnecessary and negligent waste of the Funds of the Province, without any counteracting advantage; the few who derive the benefit, being so small a portion of the community, as to make it very limited and partial, and therefore improper and unjust. The Committee are of opinion that the Law should be revised and amended, so as to authorise and direct the Treasurer to pay all Dollars out of the Treasury at their current market value, to be ascertained and determined by him. The option of receiving either Province Paper, or Dollars at that rate, to be with the person to whom payment is made.—All which is respectfully submitted.

T. A. S. DEWOLF, Chairman.

*For Despatch from Lord Glenelg, relative to Indians, also marked as Appendix, No. 80, *vide infra*.

No. 80*.

(See Page 627.)

(Copy.)

No. 172.

Downing-Street, 22d August, 1838.

SIR—

I have to request that you will, at your early convenience, furnish me with a report on the state of any of the aboriginal Inhabitants who may still exist in the Province under your Government, shewing their numbers and present condition, increase or decrease, which has, during the last few years, occurred among them—their moral state, and any efforts which have been made for their civilization,—the proportion settled on the land and cultivating it, and the numbers who still adhere to the habits of savage life,—the amount of any, of property belonging to them, and the effect of any local Statutes which may have been passed for their Government. I would request you to add to this Report any other information which you may consider important, and more especially to favor me with any suggestions as to the measures which would be best calculated to ameliorate the condition of these people.

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

(Signed)

GLENELG.

Lieutenant-General SIR COLIN CAMPBELL, K. C. B. &c. &c. &c.

*For Report from Committee on subject of Dollars paid from Customs into Treasury, also marked as Appendix No. 80, *vide supra*.

(See Page 627.)

THE Committee appointed to examine and enquire into the present state of the Bridewell in Halifax, and of the Prisoners confined therein; and also, touching various other subjects connected therewith, beg to report that they have visited and examined that Establishment, and find the same in a very delapidated and insecure state, and quite insufficient to contain any Prisoners disposed to make their escape. That there are confined within its walls 22 Culprits, viz: 7 men, 14 women, and 1 infant. Two of the men and one woman having been committed prior to 1838, and the term of their confinement not being yet expired.—That one of the men last mentioned was sent from Windsor—the remaining individuals being vagrants and persons committed during the present year by the Authorities of Halifax. Your Committee find that the expense of the Establishment exceeds the amount arising from the labour of its inmates; and that although the Establishment was originally intended, and may now be considered as almost exclusively, for the accommodation of the Town of Halifax, yet they, with surprise, learn that the Grand Jury and Court of General Sessions for the County of Halifax have contributed nothing from the County Funds towards its support since 1835. That no Criminals were sent to this Establishment from the several Counties of the Province previous to 1816, and such as have since that period been sent thereto have, either from the insufficiency of the Establishment or other causes, rarely remained therein their full term of confinement. That while your Committee are unanimously of opinion that this delapidated and inefficient Establishment ought not hereafter to receive any further Legislative aid, they recommend that the sum of £371 16s. 10d. be granted and placed at the disposal of His Excellency the Lieutenant-Governor, to re-imburse him in the amount drawn by his authority from the Provincial Treasury, leaving any balance claimed, and all further expenses or debts that may have been, or may hereafter be, contracted for the support of the Establishment to be assessed upon, and paid by, the Inhabitants of the County of Halifax; and your Committee are of opinion that no further sum of Money should be granted by this House under any pretence whatever for the support of this Establishment, more especially as the several Counties in the Province have been instructed to provide for their own Criminals, until some efficient Provincial Establishment shall be erected.

Committee Room, House of Assembly, 2d April, 1839.

JOHN MORTON,
RICHARD J. FORRESTALL,
SAMUEL CHIPMAN,
W. F. DESBARRES,
THOS. DICKSON.

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