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**JOURNAL**

OF

**THE HOUSE OF ASSEMBLY**

OF

**PRINCE EDWARD ISLAND.**

**ANNO SEXTO VICTORIÆ REGINÆ.**

**FIRST SESSION OF THE SIXTEENTH GENERAL ASSEMBLY.**



CHARLOTTETOWN:  
COOPER & BREMNER,  
EAST CORNER OF POWNAL AND WATER STREETS.  
1843.

*Cade from the archives,  
the Canada, Co*







BY HIS EXCELLENCY

SIR HENRY VERE HUNTLEY, KNIGHT,

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

H. V. HUNTLEY,  
*Lieutenant Governor.*

### A PROCLAMATION.

**W**HEREAS the General Assembly of this Island stands prorogued until Wednesday the Sixth day of July next: I have thought fit to DISSOLVE the said General Assembly, and the same is hereby Dissolved accordingly.

And I do hereby give Notice to the Members for the several Electoral Districts and Towns and Royalties within the said Island, that they are discharged from further attendance in the said General Assembly.

And I do further declare, that I have this day given orders, that Writs for calling a new General Assembly be issued in due form—the said Writs to bear teste on Tuesday the Thirty-first instant, and be returnable on Wednesday the Seventeenth day of August next.

Given under my Hand and the Great Seal of this Island, at Charlottetown, in the said Island, this Thirteenth day of May, in the Year of our Lord One thousand eight hundred and forty-two, and in the Fifth year of Her Majesty's Reign.

By His Excellency's command,

T. H. HAVILAND, Secretary.

*God save the Queen.*

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BY HIS EXCELLENCY

SIR HENRY VERE HUNTLEY, KNIGHT,

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

H. V. Huntley,  
*Lieutenant Governor.*

### A PROCLAMATION.

**W**HEREAS the Writs for Electing Members to serve in General Assembly for the several Districts, Towns and Royalties of this Island, are returnable on Wednesday the 17th day of August, instant:

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

Given under my Hand and the Great Seal of this Island, at Charlottetown, in the said Island, this Fifteenth day of August, in the year of our Lord One thousand eight hundred and forty-two, and in the Sixth year of Her Majesty's Reign.

By His Excellency's command,

T. H. HAVILAND, Secretary. -

*God save the Queen.*

BY HIS EXCELLENCY

SIR HENRY VERE HUNTLEY, KNIGHT,

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

H. V. HUNTLEY,

*Lieutenant Governor.*

### A PROCLAMATION.

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

I have thought fit further to prorogue the said General Assembly, and the same is hereby prorogued until Tuesday the Twenty-fourth day of January next, then to meet for the DISPATCH of BUSINESS—of which all persons concerned are required to take notice, and govern themselves accordingly.

Given under my Hand and the Great Seal of this Island, at Charlottetown, in the said Island, this Twelfth day of December, in the year of our Lord One thousand eight hundred and forty-two, and in the Sixth year of Her Majesty's Reign.

By His Excellency's command,

T. H. HAVILAND, Secretary.

*God save the Queen.*

# JOURNAL

OF

## THE HOUSE OF ASSEMBLY

OF

### PRINCE EDWARD ISLAND.

FIRST SESSION OF THE SIXTEENTH GENERAL ASSEMBLY.

TUESDAY, January 24, 1843.

**H**IS Excellency Sir HENRY VERE HUNTLEY, Knight, Lieutenant Governor, having, by his several Proclamations (hereunto annexed), dissolved the last General Assembly, and called a new one; and having appointed the same to meet and sit at Charlottetown, this day, being the Twenty-fourth day of January, 1843; the following are the names of the Members returned to represent the several Counties, Towns and Royalties, in the General Assembly, viz:

COUNTY OF PRINCE COUNTY.

FIRST DISTRICT.

*James Yeo, John Cambridge.*

SECOND DISTRICT.

*Alexander Rae, Allan Fraser.*

THIRD DISTRICT.

*Hon. Joseph Pope, Richard Hudson.*

COUNTY OF QUEEN'S COUNTY.

FIRST DISTRICT.

*Duncan Maclean, George Coles.*

SECOND DISTRICT.

*Hon. J. S. Macdonald, Alex. Macgregor.*

THIRD DISTRICT.

*Alexander Maclean, William Douse.*

COUNTY OF KING'S COUNTY.

FIRST DISTRICT.

*John Macintosh, Donald Macdonald.*

SECOND DISTRICT.

*William Cooper, William Dingwell.*

THIRD DISTRICT.

*John Dalziel, Joseph Wightman.*

CHARLOTTETOWN.

*Hon. Edward Palmer, Francis Longworth, jr.*

PRINCETOWN.

*Donald Montgomery, William Beairsto.*

GEORGETOWN.

*Edward Thornton, Roderick Macaulay.*

In virtue of a Commission from His Excellency the Lieutenant Governor, to the Honorables *Thomas Heath Haviland, Robert Hodgson* and *George Richard Goodman*, a copy of which is as follows:—

PRINCE EDWARD ISLAND.

VICTORIA, by the Grace of God, of the United Kingdom of Great Britain and Ireland, *H. V. Huntley*, Queen, Defender of the Faith, &c. *Lt. Governor. &c. &c.*

To our trusty and well beloved the Honorables *Thomas Heath Haviland, Robert Hodgson* and *George Richard Goodman*.

WHEREAS we have by our Writs commanded our High Sheriffs to assemble the several Inhabitants, Electors of this our Island Prince Edward, and thereout to cause them to choose and elect Twenty-four proper and fit persons to serve us in a General Assembly, to be held for our service at Charlottetown, in our said Island: And whereas our said High Sheriffs have, as commanded, held the said Elections, and returned to our Secretary of

our said Island, the names of Twenty-four proper and fit persons, duly elected and qualified to serve us in our said Assembly: These are therefore to command you, or any two of you, that at such certain day and place as our Lieutenant Governor of our said Island shall appoint and direct, you go to such place, and on such day as aforesaid, and then and there administer unto each and every of the said Twenty-four persons who are returned as aforesaid, the Oaths appointed by Law to be by them taken; and when you shall have so administered the said Oaths, you shall send the same unto our said Secretary, certifying, under your Seals, what you shall have done in the premises, together with this Writ.

Witness our trusty and well-beloved Sir Henry Vere Huntley, Knight, Lieutenant Governor and Commander in Chief, in and over our said Island Prince Edward, at Charlottetown, in the said Island, this Twentieth day of January, in the year of our Lord One thousand Eight hundred and forty-three, and in the Sixth year of Her Majesty's Reign.

By His Excellency's Command,  
T. H. HAVILAND, Sec'y.

Two of the said Commissioners, the Honorables *T. H. Haviland* and *G. R. Goodman*, came, between One and Two of the Clock, into the place where the Assembly usually sit—all the Members being present—and administered to them the usual Oaths prescribed by Law.

A Message from His Excellency the Lieutenant Governor, by *Henry Palmer, Esquire*, Usher of the Black Rod:

Gentlemen;

His Excellency the Lieutenant Governor commands the immediate attendance of this Honorable House in the Council Chamber.

Accordingly, the Members present went up to attend His Excellency in the Council Chamber.

The Honorable the President of the Legislative Council then said—

Gentlemen;

I am commanded by His Excellency the Lieutenant Governor, to acquaint you, that His Excellency does not intend to declare the cause of calling this General Assembly until there be a Speaker of the House of Assembly; and, therefore, you, Gentlemen of the House of Assembly, are to repair to the place where the House of Assembly usually meet, and there proceed to the election of a fit person to be your Speaker, whom you are to present to His

Excellency here, immediately, for his approbation.

The Members having returned, the Hon. *Edward Palmer*, addressing *Mr. Cullen*, the Clerk, proposed the Hon. *Joseph Pope*, a Member for the Third Electoral District of Prince County, to be their Speaker; which was seconded by *William Douse, Esquire*.

*Edward Thornton, Esquire*, then proposed the Hon. *John Small Macdonald*, a Member for the Second Electoral District of Queen's County; which was seconded by *Alexander Maclean, Esquire*.

The Gentlemen proposed then withdrew from their seats.

The question being then put, whether the Honorable *Joseph Pope* be elected to the Office—

The House divided:

YEAS:

Hon. Mr. <i>Palmer</i> ,	Mr. <i>Douse</i> ,
Mr. <i>Dingwell</i> ,	Mr. <i>Macgregor</i> ,
Mr. <i>Cambridge</i> ,	Mr. <i>Beairsto</i> ,
Mr. <i>Coles</i> ,	Mr. <i>Montgomery</i> ,
Mr. <i>Dalsiel</i> ,	Mr. <i>Longworth</i> ,
Mr. <i>Hudson</i> ,	Mr. <i>Yeo</i> ,
Mr. <i>Wightman</i> ,	Mr. <i>Macaulay</i> .

NAYS:

Mr. <i>Thornton</i> ,	Mr. <i>A. Maclean</i> ,
Mr. <i>Fraser</i> ,	Mr. <i>Macintosh</i> ,
Mr. <i>D. Macdonald</i> ,	Mr. <i>D. Maclean</i> ,
Mr. <i>Rae</i> ,	Mr. <i>Cooper</i> .

So it was carried in the affirmative.

The Honorable Mr. *Pope* having been declared by the Clerk to be duly elected, he was conducted to the Chair by the Hon. Mr. *Palmer* and *William Douse, Esquire*; and standing on the upper step, he returned his humble acknowledgments to the House, for the great honour they had been pleased to confer upon him, by choosing him to be their Speaker.

Mr. Speaker elect, with the House, then went up to attend His Excellency in the Council Chamber; when Mr. Speaker elect acquainted His Excellency that the House had chosen him to be their Speaker, and humbly trusted their election would meet His Excellency's approbation.

Whereupon the Honorable the President of the Legislative Council said—



Honorable JOSEPH POPE ;

I am commanded by His Excellency the Lieutenant Governor to acquaint you, that he hath so good an opinion of your integrity, diligence and sufficiency for executing the important office to which you have been elected, that His Excellency is perfectly satisfied with the choice which the House of Assembly have made, and doth allow and confirm you to be their Speaker.

And hereupon Mr. Speaker addressed His Excellency to the following effect :—

May it please your Excellency ;

As you have been pleased to approve of the choice of the House of Assembly, in appointing me to be their Speaker, it now becomes my duty, as such, to request of your Excellency, as the privilege of the House, that the Members thereof, during the Session, may be freed from arrest ; that they may have freedom of speech in their debates, and have free access to your Excellency on all occasions ; and I do also, in their name and behalf, beg leave to claim all their ancient rights and privileges.

The President of the Council then replied :

MR. SPEAKER ;

I am commanded by His Excellency the Lieutenant Governor to say, that His Excellency, being fully assured of the prudence, loyalty and good affection of the House of Assembly, most willingly grants to them, all their privileges, conformably to ancient usage, the laws of the land, and Her Majesty's Instructions.

The House being returned, Mr. Speaker reported, that when the House did attend His Excellency this day in the Council Chamber, His Excellency was pleased to make a Speech to both Houses of the Legislature, of which, Mr. Speaker said, he had, to prevent mistakes, obtained a copy, which was read by the Clerk, and is as followeth :—

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

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

I have a sincere gratification in again meeting the Houses of Legislature, fully convinced that they will zealously unite with me for the great object of advancing the general interests of this Island. I avail myself of this occasion to assure you that I shall warmly support all measures based upon the constitutional principles of the Empire ; and I ardently offer to your notice the infinite importance of using every endeavor to promote the diffusion of Religious and Civil Instruction amongst the poorer classes.

I wish to bring before your attention the Laws relating to the Repairs of the Roads and Bridges in this Colony ; with a most liberal expenditure annually upon them, they do not seem to be in that good condition which the people have a right to expect, and so especially necessary to the pursuits of the Agriculturists, to whose industry and welfare this Colony must look for its advancement. I hold this subject to be worthy of your careful examination in all its relations.

I think the public would derive a benefit from a Revision of the Laws regulating the Small Debt Courts.

I would also suggest the advantage of assimilating the Laws between Debtor and Creditor, as far as circumstances will permit, to those in force in Great Britain.

The facility with which Marriage Licenses can be legally obtained, has led to some extremely improper practice, and I feel it my duty to ask your consideration of the laws upon this subject.

The operation of the Assant and Battery Court seems not sufficiently efficacious ; some offenders have escaped punishment, solely from the delays necessarily occurring under the construction of this Court. I recommend the adoption of a more summary method of adjudicating the minor cases of offence.

I had hoped to have been in possession of such information as would have enabled me to have placed before your notice the possible advantage of giving encouragement to a Fishery, proposed to be established upon a large scale in this Island ; and although events of, I trust, only a temporary nature, have interfered to prevent me, yet I feel that I may express the anxiety which I entertain upon this subject, fully satisfied that the Colony in general, but the Agricultural interest in particular, will derive incalculable benefit from such an Establishment. I would here call your attention to the well-founded complaints which are annually made by the Inhabitants, of the encroachments upon our shores by the American fishing vessels, in the hope that you will be able to devise some effectual means of compelling them to regard the limits laid down by the Treaty.

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

The Public Accounts shall be laid before you without delay.

In the Impost Duties, a deficiency will be found, but by no means so extensive as might reasonably have been expected under the recent general depression of Trade ; in the Imperial Duties, there will, however, be found an increase, nearly if not quite equal to the loss upon the Impost Duties, independently of any Duties that may arise from goods now in the Bonded Warehouse.

The Imperial Government having, with an enlightened liberality and consideration of the Colonies, materially altered the Duties upon Foreign Articles, (the papers relating to which shall, at an early moment, be laid before you,) it will be necessary to reconsider the Revenue Laws of this Colony.

I rely with confidence upon you for the Supplies necessary for the Public Service.

Amongst other papers which I shall lay before you, there will be some relating to a circumstance that occurred about the termination of the last Session, involving the confidence that should exist between the Executive and the House of Assembly : this subject will, I am satisfied, receive every proper attention.

*Mr. President, and Hon. Gentlemen of the Legislative Council :*

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

Be pleased to accept the assurance of the confidence I place in the deliberation which you may feel it right to extend to my suggestions, and other communications which it will be expedient to make by means of Message ; and I trust that you will also believe me to be most anxious to co-operate with you for the prosperity of the Colony.

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

*Resolved,* That Mr. William Cullen be re-appointed and re-sworn to the office of Clerk of the House of Assembly—and he took the usual Oaths accordingly.

*Resolved,* That Mr. John Macneill be Clerk Assistant to the House—and he took the Oaths and his seat.

*Resolved*, That *Solomon Desbrisay*, Esq. be Sergeant at Arms.

*Resolved*, That *Mr. Henry William Lobban* be the Messenger to the House.

*Ordered*, That the Sergeant at Arms do appoint a fit and proper person to be Door-keeper.

*Mr. Douse* moved to Resolve, That it is the opinion of this House, that a Chaplain be requested to attend this House, in accordance with the established and constitutional practice of the Imperial Parliament.

The House divided on the question :

Yeas, 9,

Nays, 11.

So it passed in the negative.

*Resolved*, That a Committee of five Members be appointed, to prepare and report Standing Rules and Orders for the governance of this House.

*Ordered*, That *Mr. Cooper*, *Mr. D. Maclean*, *Mr. Macgregor*, *Mr. Rae* and *Mr. D. Macdonald* do compose the said Committee.

*Resolved*, That a Committee of seven Members be appointed, to prepare and report, with all convenient speed, the draught of an Address, in answer to the Speech of his Excellency the Lieutenant Governor, delivered this day to both Houses of the Legislature.

*Ordered*, That *Mr. Longworth*, *Mr. Douse*, *Mr. Thornton*, *Mr. Cooper*, *Hon. Mr. Palmer*, *Mr. Montgomery* and *Mr. D. Maclean* do compose the said Committee.

*Resolved*, That a Committee be appointed, to revise the Journal of each day, after the adjournment.

*Ordered*, That *Mr. D. Macdonald*, *Mr. Wightman*, *Mr. Coles*, *Mr. Longworth* and *Mr. Thornton* do compose the said Committee.

*Resolved*, That a Committee of three Members be appointed, to receive Tenders for the printing of the Journals of this House, for the present Session, and to report thereon to the House.

*Ordered*, That the *Hon. Mr. Palmer*, *Mr. Coles* and *Mr. Douse* do compose the said Committee.

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

*Ordered*, That the *Hon. J. S. Macdonald*, *Mr. Macaulay*, *Mr. Longworth*, *Mr. Montgomery* and *Mr. Beairsto* do compose the said Committee.

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

*Ordered*, That the *Hon. J. S. Macdonald* do carry the said Message to the Council.

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

*Ordered*, That *Mr. Fraser*, *Mr. D. Macdonald*, *Mr. Rae*, *Mr. Thornton* and *Mr. Wightman* do compose the said Committee.

*Resolved*, That a Committee be appointed, to examine what Laws have lately expired, or are near expiring.

*Ordered*, That *Mr. Yeo*, *Mr. Longworth* and *Mr. D. Macdonald* do compose the said Committee.

*Resolved*, That a Committee of seven Members be appointed, to examine and report on the Public Accounts—with power to send for persons, papers and records.

*Ordered*, That *Mr. Longworth*, *Mr. Cambridge*, the *Hon. Mr. Palmer*, *Mr. D. Macdonald*, *Mr. Thornton*, *Mr. Wightman* and *Mr. Beairsto* do compose the said Committee.

*Resolved*, That a Committee of five Members, of whom three shall be a Quorum, be appointed, to whom shall be referred every Private Bill, to report thereon.

*Ordered*, That *Mr. D. Macdonald*, *Mr. Cooper*, *Mr. Macaulay*, *Mr. D. Maclean* and *Mr. Rae* do compose the said Committee.

*Ordered*, That a Copy of the Journal of this House be sent to His Excellency the Lieutenant Governor, each day, as soon as may be after the adjournment.

*Resolved*, That a Reporter be appointed for this House.

Mr. *Macaulay* moved, that Mr. R. B. Irving be appointed to the said situation.

Mr. *Thornton* moved the previous question—"Shall the question be now put?"—which being seconded and put, passed in the negative.

*Ordered*, That One hundred and fifty copies of the Journals of this House be printed, and that the same be disposed of as follows:

3 Copies to each Member of this House.

2 Copies to each Member of the Legislative Council.

6 Copies for the Library.

6 Copies for the Colonial Department.

3 Copies to His Excellency the Lieutenant Governor.

1 Copy each to the Assemblies of the Provinces of Canada, Nova Scotia, New Brunswick, Newfoundland and Jamaica.

1 Copy each to the Legislative Councils of the Provinces of Nova Scotia and New Brunswick;—and the remainder to such Members of the British Parliament, or other persons, as the Speaker may direct.

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

## WEDNESDAY, January 25, 1843.

**R**ESOLVED, That a Committee be appointed, to provide Stationery for the use of the House.

*Ordered*, That Mr. *Cooper*, Mr. *Thornton* and Mr. *D. Maclean* do compose the said Committee.

*Resolved*, That a Committee of Twelve Members be appointed, to whom shall be referred every Petition praying aid for Paupers and Lunatics, to examine the same, and report thereon—with power to send for persons, papers and records.

*Ordered*, That Mr. *Hudson*, Mr. *Yeo*, Mr. *Beursto*, Hon. *J. S. Macdonald*, Mr. *Longworth*, Mr. *Douse*, Mr. *Wightman*, Mr. *Dingwell*, Mr. *Thornton*, Mr. *Rae*, Mr. *Macintosh* and Mr. *D. Maclean* do compose the said Committee.

*Resolved*, That no Petition praying aid for Roads and Bridges, or for any object of a local or private nature, be received after Wednesday the Fifteenth day of February next.

*Ordered*, that the above Resolution be inserted in each of the Newspapers published in Charlottetown.

Mr. *Cooper* reported, from the Committee appointed to prepare and report Standing Orders for the governance 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.

*Ordered*, That the said Report be now committed to a Committee of the whole House.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. *Thornton* took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *Thornton* reported, that the Committee had gone into the consideration of the Report of the Special Committee referred to them, had amended and then adopted the same; and he delivered it in at the Clerk's Table, where it was again read, and is as followeth:

FIRST—That Twelve Members and the Speaker make a *Quorum*, to act as if all the Members were present, and to proceed to any business.

SECOND—That Six Members and the Speaker be a *Quorum*, to meet and adjourn as they see convenient, and to send for absent Members.

THIRD—When the Speaker assumes the Chair, every Member to take his place, privileged to keep his head covered when seated only.

FOURTH—No Member upon coming into the House, or in removing from his place, is to pass between the Speaker and any other Member then speaking.

- FIFTH**—When any Member intends to speak, he is to stand up with his head uncovered, and address himself to the Speaker.
- SIXTH**—If two or more Members stand up and address the Chair, the Speaker is to determine the prior right of speech in favour of him who stood up first.
- SEVENTH**—No Member to interrupt another while speaking—to the end that regularity and good order may prevail.
- EIGHTH**—That no Bill shall pass this House until the same be three times audibly and distinctly read.
- NINTH**—Upon any material question or business being agitated in the House, and it is deemed necessary that a Committee of the whole House shall be formed, and the same being made by motion, and agreed to by a majority, the Speaker shall leave the Chair, and a Chairman shall be chosen, who is to report the proceedings of such Grand Committee in the body of the House.
- TENTH**—That no Bill shall have more than one reading on the same day; and that every Bill shall be introduced by a motion for leave, specifying the object of the Bill; or by a motion to appoint a Committee to prepare and bring it in; or by an order of the House on the report of a Committee; and when any Bill shall be brought down to this House from the Council, or when any Bill sent up from this House to the Council shall be returned with amendments, such Bill so brought down, or the amendments, shall undergo the same readings and formal consideration, and the same shall be committed, and be subjected to the same order, forms and stages, as are observed upon Bills originating in this House—unless upon special motion and order to the contrary.
- ELEVENTH**—That during the proceedings of this House, upon the decision of any question, a division may be called for, and the names of the Members voting thereon shall be taken down, at the request of any one Member.
- TWELFTH**—That all Orders of the Day, which by reason of any adjournment, shall not have been proceeded upon, shall be considered as postponed until the next day on which the House shall sit, and shall then stand first on the order of the day.
- THIRTEENTH**—That an Order Book be kept by the Clerk, in which Members desirous of introducing any subject to the consideration of the House, unconnected with any measure actually in progress, shall be required to enter notice thereof, specifying the day on which the same shall be brought forward, giving at least twenty-four hours notice—not to extend to questions of privilege.
- FOURTEENTH**—That no Resolution on the State of the Colony, or upon which it is proposed to found any Address to Her Majesty, shall be received by the House, unless such Resolution, or a copy thereof, be laid on the Table of this House at least Twenty-four hours before the question be put on the same.
- FIFTEENTH**—That when a Call of the House is ordered, such Members as shall not attend at the time appointed (unless a sufficient excuse is made when their names are called over, and their absence for some special reason expressed,) shall be taken into custody—and their excuses shall not be heard until the day following.
- SIXTEENTH**—That the papers and accounts presented to this House be carefully preserved by the Clerk, to whose custody they are intrusted; and that no person be permitted, without leave of the House, to take the same from the House under any pretence whatever; and if any person shall presume to take any accounts or papers from the House, that the said Clerk do forthwith acquaint Mr. Speaker, that the House may be informed thereof.
- SEVENTEENTH**—That at the end of each Session, the principal Clerk do see that the Journal of the Session is properly made out and fairly transcribed, from the Minute Book, the printed Votes, and the original Papers that have been laid before the House; and that he shall prepare a suitable Index to the printed Journals, to be attached thereto.

**EIGHTEENTH**—That no person whatever (not a Member of this House, or of the Legislative Council,) shall be permitted to enter the Clerk's Copying Room.

**NINETEENTH**—That every day, immediately after the Speaker shall have taken the Chair, the Minutes of the preceding day shall be read by the Clerk, to the end that any mistake therein may be corrected by the House; and that during the reading of the Minutes, the doors shall be closed.

**TWENTIETH**—That no Member of this House shall speak twice to any Bill at any one time of reading, nor to any report, motion, or other matter, unless it be to explain some material point of his speech (but not to bring forward new argument,) and that not without leave of the House first obtained, except the Member bringing forward such Bill, report, motion, or other matter, who, at the close of the debate, shall be privileged to reply.

**TWENTY-FIRST**—That during any debate in this House, the Speaker do, as often as explanation shall seem to require, upon any point of order or practice, inform the House every thing he knows upon the subject from the Journals of this House or the History of Parliament; but that the said Speaker shall, on no account, argue or draw any conclusions from such information, nor, in any matter of doubt, attempt to sway this House; and that the Rule of the House of Commons of Great Britain, passed the 27th April, 1604, be strictly conformed to in the several matters before mentioned.

**TWENTY-SECOND**—That the Serjeant at Arms shall be entitled to take and receive the following Fees:

For taking a Member of the House into custody	£0 3 9
For taking a stranger into custody	0 3 9
For every day in custody	0 5 0
For bringing a Member of the House to the Bar, to be reprimanded	0 2 6
For bringing any other person to the Bar, to be reprimanded	0 5 0
For travelling charges, when ordered by the House, for every mile travelled	0 0 6

**STANDING ORDERS RELATIVE TO PRIVATE BILLS.**

1. That all Petitions for private Bills be presented within Fourteen days after the commencement of every Session.

2. That no private Bill be brought into this House but upon a Petition first presented, truly stating the case, at the peril of the parties preferring the same; and that such Petition be signed by the parties who are suitors for such Bill.

3. That a Committee be appointed, at the commencement of every Session, consisting of Five Members, of whom three shall be a quorum, to be denominated 'The Private Bill Committee,' to whom shall be referred every private Bill; and that no proceedings be had upon any such Bill until such Committee have reported thereupon to the House.

4. That as soon as the Committee have reported any Bill, such Bill, together with the amendments, if any, suggested by the Committee, be printed at the expense of the parties who are suitors for such Bill, and printed copies thereof delivered to the Members before the second reading, if deemed necessary by the Committee.

5. That no Bill for the particular interest of any person or persons, corporation or corporations, or body or bodies of people, be read a second time, until all Fees be paid for the same into the hands of the Clerk of the House.

A motion being made, that the Report of the Committee be agreed to;

Mr. *Rae* moved, by way of amendment, that the Report be amended, by adding the following words to Rule Fourteenth—"and that any amendment, to alter the principle of any such Resolution, or of such Address, shall not be admitted, unless such amendment have been first laid on the Table of the House for an equal period of time."

The House divided on the motion of amendment:

**YEAS:**

Mr. <i>Rae</i> ,	Mr. <i>Cooper</i> ,
Mr. <i>Macgregor</i> ,	Mr. <i>Fraser</i> ,
Mr. <i>Dingwell</i> ,	Mr. <i>D. Macdonald</i> ,
Mr. <i>D. Maclean</i> ,	Mr. <i>Macintosh</i> .

**NAYS:**

Hon. <i>J. S. Macdonald</i> ,	Mr. <i>Macaulay</i> ,
Mr. <i>Hudson</i> ,	Mr. <i>Wightman</i> ,
Hon. <i>Mr. Palmer</i> ,	Mr. <i>Beairsto</i> ,
Mr. <i>Douse</i> ,	Mr. <i>Coles</i> ,
Mr. <i>Thornton</i> ,	Mr. <i>Longworth</i> ,
Mr. <i>Yeo</i> ,	Mr. <i>Dalziel</i> ,
Mr. <i>Cambridge</i> ,	Mr. <i>Montgomery</i> .

So it passed in the negative.

The question being then put on the main motion, it was agreed to by the House.

The Hon. Mr. *Palmer*, from the Committee appointed to receive Tenders for printing the Journals of this House, presented to the House the Report of the said Committee; which Report was again read at the Clerk's Table, and is as followeth:—

The Committee appointed to receive Tenders for the printing of the Journals have to report, that having caused notice to be given to the several Printers in Charlottetown, of the limited time for the reception of such Tenders, your Committee have received two Tenders, the one from Messrs. Cooper & Bremner, offering to print such Journals at the rate of Two Pounds, currency, per half sheet of four pages, if the Contract extend only to the Journals of the first Session, and binding, in half calf skin, at the rate of 4s. 6d., each volume, and stitched copies at 1s. 6d. each; but if the Contract include the printing the Journals of the several

Sessions of the present House, then at the rate of One Pound and fifteen shillings for every four pages—the printing to be executed on paper agreeable to a specimen accompanying the Tender.

The other Tender having been received from Mr. John Ings, offering to print the said Journals at the same rate for the first Session; but if for the several Sessions of the House, then at the rate of One Pound and seventeen shillings for every half sheet of four pages, and binding at the rate of Five shillings per volume—specimen paper not furnished, nor price of stitching, per copy, mentioned.

*Ordered*, That the same Committee who prepared the Report, be a Committee to contract with Messrs. Cooper & Bremner for the printing and binding of the Journals of the several Sessions of the present House, on the terms proposed by them, and for such extra copies as may be ordered.

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

## THURSDAY, January 26, 1843.

**M**R. LONGWORTH, from the Special Committee appointed to prepare and report the draught of an Address in answer to the Speech of His Excellency the Lieutenant Governor to both Houses, at the opening of the present Session, reported the draught of an Address, as prepared by the Committee—and he read the same in his place, and afterwards delivered it in at the Clerk's Table, where it was again read, and is as followeth:

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

May it please your Excellency;

We Her Majesty's faithful Subjects, the House of Assembly of Prince Edward Island, respectfully tender to your Excellency our thanks for your Speech at the opening of the present Session; with our fullest assurance, that, in every measure calculated to advance the general interest of the Island, we will most zealously act in union with your Excellency. We will gladly avail ourselves of your Excellency's valuable support, in all measures based upon the constitutional principles of the Empire; and we shall not fail to observe, nor duly to promote, by every means at our disposal, the diffusion of Religious and Civil Instruction amongst the poorer classes, fully sensible that the object of our endeavours on such a subject is one of the most infinite importance.

To the Laws relating to the repairs of the Roads and Bridges, we shall give our most serious attention; and we sincerely trust, that we may accomplish such alterations therein as may secure to the people of the Colony that improvement in their condition which the large sums annually expended upon them naturally lead them to expect, and which, by facilitating the pursuits of the Agriculturists, must especially add to the advancement of the Colony—so necessarily dependent upon the industry and welfare of that class of its Inhabitants.

So far as it may appear the public will derive a benefit from any alteration of the Laws regulating the Small Debt Courts, we shall feel it our duty to revise them.

We shall readily adopt your Excellency's suggestion, in whatever respect it may appear advantageous, in assimilating the Laws between Debtor and Creditor to those in force in Great Britain, as far as the local circumstances and the exigencies of the Colony will permit.

The Laws by which Marriage Licenses can be obtained with such facility shall receive our consideration.

We coincide with your Excellency, and feel convinced, that the Assault and Battery Court, in its construction and operation, is not sufficiently efficacious for the prompt and necessary administration of Justice, in cases within, or intended to be placed within, its jurisdiction; and we fully concur with your Excellency in the propriety of adopting a more summary mode of adjudicating the minor cases of offence. We beg, therefore, to assure your Excellency, that we will give these subjects such share of our attention as their great importance demands.

Fully aware of the great advantage which this Colony would derive from the establishment within its limits of a

Fishery upon a large scale, we regret to learn that any thing should have transpired to prevent your Excellency from obtaining possession of such information as would warrant us in giving encouragement to such an undertaking; and the expression of your Excellency's anxiety on this subject we take to be an earnest of the conviction of your mind, as, in our own opinion, we believe that such an Establishment, founded upon a substantial basis, must be productive of incalculable benefit to the Colony, and to the Agricultural interest in particular.

The encroachment on our shores by the American Fishing Vessels is an evil for which we shall devise such remedy as may be deemed within our power; and we sincerely hope, that, by our endeavours in this respect, the well-founded complaints of the Inhabitants—to which your Excellency has so justly called our attention—may be removed.

We shall proceed to an investigation of the Public Accounts, immediately that your Excellency may be pleased to lay them before us.

Although it appears that a deficiency will be found in the amount of Impost Duties, yet, under the general depression of Trade, we have no reason to be surprised at the information; while, at the same time, it affords us every gratification to learn, that an increase is to be found in the Imperial Duties, nearly, if not quite, equal to the deficiency in those of the Imposts.

The Imperial Government having materially altered the Duties upon Foreign articles imported into the Colonies, it will be our duty to reconsider the Revenue Laws of the Island—having a due regard to the various interests involved in the question.

Your Excellency may confidently rely upon us for the supplies necessary for the Public Service.

The papers which your Excellency intends laying before us, respecting a circumstance which appears to have taken place about the termination of the last Session of the late House, involving the confidence which should subsist between the Executive and the House of Assembly, shall have our most serious attention.

The generous assurance of your Excellency's confidence in our deliberations, claims our best thanks—a confidence which we shall be ever desirous to render mutual; and it shall, at all times, be our most anxious desire to co-operate with your Excellency in every measure that may tend to the prosperity of the Colony.

*Ordered*, That the said draught Address be now committed to a Committee of the whole House.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Longworth took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Longworth reported, that the Committee had gone through the Address reported from the Special Committee, paragraph by paragraph, without making any amendment thereto.

*Ordered*, That the said Address be engrossed.

*Resolved*, That the said Address be presented to His Excellency the Lieutenant Governor by the whole House.

*Ordered*, That the Hon. Mr. Palmer, Mr Longworth and the Hon. J. S. Macdonald be a Committee to wait on His Excellency, to know his pleasure when he will be attended by the House with the Address.

Then the House adjourned for one hour.

And being met—

Mr. Yeo, from the Committee appointed to examine what Laws have lately expired, or are near expiring, presented to the House the Report of the Committee, which was again read at the Clerk's Table, and is as followeth:

The Act, 7 Will. 4, cap. 9, intituled "An Act for consolidating and amending the Act for the appointment of Limits and Rules for the Jail in Charlottetown, and the Act for regulating the Jails of King's and Prince Counties," will expire on the last day of the present Session.

The Act, 3 Vict., cap. 20, intituled "An Act to facilitate the intercourse between this Island and the Provinces of Nova Scotia and New Brunswick," will expire on the 29th day of April next.

The Act, 5 Vict., cap. 4, intituled "An Act for the increase of the Revenue of this Island," will expire on the 5th day of May next.

*Ordered*, That the said Report be now committed to a Committee of the whole House.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Yeo took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Yeo reported, that the Committee had come to two Resolutions; which Resolutions, were again read at the Clerk's Table, and, on the question being separately put thereon, agreed to by the House, and are as follow:

1. **RESOLVED**, That it is the opinion of this Committee, that the Act, 7 Will. 4, cap. 9, for consolidating and amending the Act for the appointment of Limits and Rules for the Jail of Charlottetown, and the Act for regulating the Jails of King's and Prince Counties, be continued.

2. RESOLVED, That it is the opinion of this Committee, that it is expedient that the Act, of 3 Vict., cap. 20, to facilitate the intercourse between this Island and the Provinces of Nova Scotia and New Brunswick, be continued and amended.

*Ordered*, That Mr. *D. Macdonald*, Mr. *Montgomery* and Mr. *Wightman* be a Committee to prepare and bring in a Bill in accordance with the First of the above reported Resolutions.

*Ordered*, That Mr. *Yeo*, Mr. *Longworth* and Mr. *Thornton* be a Committee to prepare and

bring in a Bill in accordance with the Second of the above reported Resolutions.

RESOLVED, That this House will, to-morrow, resolve itself into a Committee of the whole House, to consider the several subjects adverted to in the Speech of His Excellency the Lieutenant Governor, at the opening of the present Session.

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

## FRIDAY, January 27, 1843.

**M**R. *D. MACDONALD*, from the Committee appointed to prepare and bring in a Bill, to continue the Act, 7 Will. 4, cap. 9, relating to the appointment of Limits and Rules for the Jail of Charlottetown, and for regulating the other Jails in this Island, presented to the House a Bill, as prepared by the Committee; and the same was read the first time, and ordered to be read a second time to-morrow.

Mr. *Cooper* laid before the House certain Letters and Correspondence which passed between him and Joseph Hume, Esq., M. P., Agent of the House of Assembly in England, and the same were read by the Clerk, *vide* licit:

Copy of a letter, signed "William Cooper," to Joseph Hume, Esq., dated Charlottetown, 16th April, 1842.

Letter from Joseph Hume, Esq., to the Hon. W. Cooper, &c., dated London, 3d August, 1842.

Letter from the same to the same, dated 13th August, 1842.

Letter from the same to the same, dated 24th August, 1842.

Letter from Joseph Hume, Esq., addressed to the "Hon. William Cooper, Speaker, or to the Speaker for the time being, of the House of Assembly of Prince Edward Island," dated London, 26th August, 1842.

Mr. *Cooper* moved, that the Correspondence above referred to be printed as an Appendix to the Journals.

The Hon. Mr. *Palmer* moved, in amendment, that after the words "referred to," all be struck out, and the following inserted; "do lie on the Table."

The House divided on the motion of amendment:

### YEAS:

Hon. Mr. <i>Palmer</i> ,	Mr. <i>Wightman</i> ,
Mr. <i>Beairsto</i> ,	Mr. <i>Douse</i> ,
Mr. <i>Macaulay</i> ,	Mr. <i>A. Maclean</i> ,
Mr. <i>Coles</i> ,	Mr. <i>Cambridge</i> ,
Mr. <i>Thornton</i> ,	Mr. <i>Yeo</i> ,
Mr. <i>Hudson</i> ,	Mr. <i>Longworth</i> ,
Hon. <i>J. S. Macdonald</i> ,	Mr. <i>Dalziel</i> .

### NAYS:

Mr. <i>Cooper</i> ,	Mr. <i>Fraser</i> ,
Mr. <i>Rae</i> ,	Mr. <i>Dingwell</i> ,
Mr. <i>D. Macdonald</i> ,	Mr. <i>D. Maclean</i> ,
Mr. <i>Macintosh</i> ,	Mr. <i>Macgregor</i> .
Mr. <i>Montgomery</i> ,	

So it was carried in the affirmative.

The main motion, as amended, was then put and carried.

*Ordered*, that Mr. *Thornton* have leave to introduce a Bill to secure to ejected Settlers, or occupiers of Land, compensation for improvements made at their own cost.

He accordingly presented the said Bill to the House; and the same was read the first time, and ordered to be read a second time on Friday next.

*Ordered*, that Fifty copies of the said Bill be printed, for the use of Members.



Mr. *Yeo*, from the Committee appointed to prepare and bring in a Bill to continue and amend the Act, 3 Vict., cap. 20; to facilitate the intercourse between this Island and the Provinces of Nova Scotia and New Brunswick, presented to the House a Bill, as prepared by the Committee; and the same was read the first time, and ordered to be read a second time on Monday the 6th day of February next.

The Hon. Mr. *Palmer*, from the Committee appointed to wait on His Excellency the Lieutenant Governor, to know his pleasure when he will be attended by the House with their Address, reported, that His Excellency had been pleased to appoint this day, at half-past Two o'clock, to receive the House.

The Order of the Day, for the House in Committee, to take into consideration the several matters referred to in His Excellency the Lieutenant Governor's Speech at the opening of this Session, being read;

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. *Fraser* took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

Mr. *Speaker* laid before the House the Impost and Light Duty Accounts for Colville Bay, for the past year.

Mr. *Thornton*, in his place, presented to the House the Impost and Light Duty Accounts for Georgetown, for the past year.

Ordered, That the above Accounts be referred to the Committee appointed to examine and report on the Public Accounts.

Then the House adjourned for one hour.

And being met—

And the hour appointed by His Excellency the Lieutenant Governor, to receive the Address, having arrived, Mr. Speaker and the House went up—and being returned, Mr.

Speaker reported, that the House had attended upon His Excellency, and presented their Address, to which His Excellency was pleased to make the following reply:—

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

Independently of devoting myself to the promotion of the welfare of this Colony, as a duty incumbent upon the position in which it has pleased Her Majesty to place me, I cannot but feel myself stimulated to greater exertion, under the support I derive from your cheerful and unanimous assurances of cordial assistance, for which, Mr. Speaker, and Gentlemen, be pleased to accept my best thanks.

Government House, Jan. 27, 1843.

*Resolved*, That this House do now resolve itself into a Committee of the whole House, on the further consideration of the several matters referred to in His Excellency the Lieutenant Governor's Speech at the opening of this Session.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. *Fraser* took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *Fraser* reported, that the Committee had come to three Resolutions, which they had directed him to report to the House; and he read the same in his place, and delivered them in at the Clerk's Table.

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

The several Resolutions reported from the Committee were then read by the Clerk, and on the question being separately put thereon, agreed to by the House, and are as follow:—

1. **RESOLVED**, That it be recommended to the House, to appoint a Special Committee, to consider the expediency of consolidating and amending the several Acts relating to Statute Labour, to report by Bill or otherwise.

2. **RESOLVED**, That it be recommended to the House, to appoint a Special Committee, to report by Bill or otherwise, on the Laws now in force between Debtor and Creditor, with a view of assimilating the same to those of Great Britain, so far as the local circumstances and the exigencies of the Colony will permit.

3. **RESOLVED**, That it be recommended to the House, to appoint a Special Committee, to inquire into the expediency of amending the Marriage Act, to report by Bill or otherwise.

*Ordered*, That Mr. *Douse*, Hon. *J. S. Macdonald*, Mr. *Thornton*, Hon. Mr. *Palmer*, Mr. *Macaulay*, Mr. *Beairsto* and Mr. *Rae* be a Committee for the purpose mentioned in the First of the above reported Resolutions.

*Ordered*, That the Hon. Mr. *Palmer*, Mr. *Longworth*, Mr. *Macaulay*, Mr. *Coles* and Mr. *Beairsto* be a Committee for the purpose mentioned in the Second of the above reported Resolutions.

*Ordered*, That the Hon. Mr. *Palmer*, Mr. *D. Maclean*, Mr. *Rae*, Mr. *Macgregor* and Mr. *Dingwell* be a Committee for the purpose mentioned in the Third of the above reported Resolutions.

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

## SATURDAY, January 28, 1843.

**M**R. *D. MACDONALD*, in his place, presented to the House the Impost Account for the District of St. Margaret's.

*Ordered*, That the said Account be referred to the Committee appointed to examine and report on the Public Accounts.

*Ordered*, That Mr. *Yeo* have leave to introduce a Bill to amend the Act regulating the floating of Logs, Scantling, and other kinds of Wood down the Rivers and lesser streams in this Island.

He accordingly presented the said Bill to the House, and the same was read the first time, and ordered to be read a second time on Tuesday next.

The Hon. *J. S. Macdonald* moved, that the House do come to a Resolution, as followeth :

That in order to expedite the business of the Legislature, the House should not insist on the privilege claimed and exercised by them, of laying aside Bills sent from the Legislative Council, because they impose pecuniary penalties; nor of laying aside Amendments made by the Legislative Council, because they introduce into or alter pecuniary penalties in Bills sent to them by this House; provided, that all such penalties thereby imposed, are only to punish or prevent crimes and offences, and do not tend to lay a burthen on the subject, either as aid and supply to Her Majesty, or for any general or special purposes, by Rates, Tolls, Assessments, or otherwise.

And the motion being seconded, and the question put thereon, it was agreed to by the House.

*Ordered*, That the said Resolution be a Standing Order of the House.

The Bill to continue the Act relating to the Limits and Rules of Jails in the several Counties, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. *D. Macdonald* took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *D. Macdonald* reported, that the Committee had gone through the Bill, without making any amendment thereto.

*Ordered*, That the said Bill be engrossed, and that the Title be *An Act to continue the Act relating to the Limits and Rules of Jails in the several Counties in this Island*.

*Resolved*, That a Supply be granted to Her Majesty.

Then the House adjourned until Monday next, at 10 o'clock.

## MONDAY, January 30, 1843.

**R**EAD a third time, as engrossed, the Bill intituled *An Act to continue an Act relating to the Limits and Rules of Jails in the several Counties in this Island.*

*Resolved*, That the Bill do pass.

*Ordered*, That the Hon. J. S. Macdonald do carry the said Bill to the Legislative Council, and desire their concurrence.

*Resolved*, That the Postage on all Inland Letters, and on printed Papers, to and from Members of this House, during the present Session, shall be charged to the contingencies of the House; and that the Postmaster be requested to keep an account thereof, to be furnished to the House at the close of the Session.

Then the House adjourned for one hour.

And being met—

A Message from His Excellency the Lieutenant Governor:

Mr. Secretary Haviland, by command of His Excellency, delivered the following

### M e s s a g e :

H. V. HUNTLEY, Lieut. Governor.

The Lieutenant Governor transmits to the House of Assembly, copies of the following Despatches and Documents, viz:

No. 1.—Despatch from Lord Stanley, No. 19, dated 4th April, 1842, in answer to the Joint Address of the Council and Assembly to the Queen, congratulating Her Majesty on the Birth of the Prince of Wales.

No. 2.—Despatch from Lord Stanley, No. 21, dated the 27th May, 1842, in answer to the Joint Address of the Council and Assembly to the Queen, praying that Corn and other articles, the growth of this Colony, may be admitted into the United Kingdom duty free.

No. 3.—Despatch from Lord Stanley, No. 24, dated 16th June, 1842, in answer to the Address of the late House of Assembly to the Queen, praying for an additional Grant out of the money arising from the Sale of Crown Lands, for the purchase of ground for the Lunatic Asylum, and for other purposes.

Nos. 4 and 5.—Despatches from Lord Stanley, Nos. 25 and 42, dated 1st July, and 3d September, 1842, in answer to the Joint Address of the Council and Assembly to the Queen, praying that the Moneys arising from the

sale of the School Lands, under the Provincial Act of the 5th Will. 4, cap. 13, may be invested with the Treasurer of this Island in the public funds.

No. 6.—Despatch from Lord Stanley, No. 27, dated the 14th July, 1842, acknowledging the receipt of the Address and Petition to the Queen, and the Petition to the House of Commons, of the late House of Assembly, regarding the rights of the original Grantees of Crown Lands, and the Fishery Reserves in this Island. The Despatch also communicates the decision of Her Majesty's Executive Government upon the former question.

No. 7.—Despatch from Lord Stanley, No. 32, dated 4th August, 1842, with reference to the Act passed in the Session of 1842, to create a fund for defraying the expense of medical assistance for sick Emigrants, and enabling indigent persons of that description to proceed to the place of their destination.

No. 8.—Despatch from Lord Stanley, No. 33, dated 11th August, 1842, stating an objection to the wording of the Act relating to the admission of Barristers, Attorneys and Solicitors, passed in the Session of 1842, and suggesting the propriety of amending the Act.

No. 9.—Despatch from Lord Stanley, No. 34, dated 19th August, 1842, transmitting copy of an Act of Parliament of the 5th and 6th of Victoria, cap. 49, to amend the Laws for the regulation of the Trade of the British Possessions abroad; together with a copy of a Despatch addressed to the Governor General, explaining the policy by which Her Majesty's Government has been governed, in recommending to Parliament the adoption of the important changes in the Laws affecting the Trade of the Colonies which are sanctioned by this Act. Also, a circular Despatch from Lord Stanley, dated 20th August, 1842, on the same subject.

No. 10.—Despatch from Lord Stanley, No. 56, dated 22d December, 1842, with reference to the Act for the increase of the Revenue of this Island, passed in the Session of 1842.

No. 11.—Despatch from Lord Stanley, No. 58, dated the 31st December, 1842, communicating the disallowance by Her Majesty's Government of the Act to authorise the issue of a Copper Coinage in this Colony, and to prohibit the circulation of base coppers, passed in the Session of 1842. Also, Despatch from Lord Stanley, No. 36, dated 20th August, 1842, on the same subject.

No. 12.—Order of Her Majesty in Council, dated 27th April, 1842, leaving to their operation an Act passed by the Legislature of this Island, in the Session of 1841—an Act to amend an Act of the 7th Year of the Reign of His late Majesty King William the Fourth, entitled "An Act to repeal certain parts of an Act entitled An Act for the limitation of Actions, and for avoiding

Law-suits, so far as the same relate to Actions concerning Real Estate, and to make other provisions in lieu thereof"—and an Act passed in the Session of 1842, "To confirm and render valid certain proceedings of the Executive Government of this Island."

No. 13.—Order of Her Majesty in Council, dated the 11th August, 1842, especially confirming an Act to authorise the erection of a building near Charlottetown as an Asylum for Insane persons, and other objects of Charity, and to provide for the future maintenance of the same.

No. 14.—Order of Her Majesty in Council, dated the 11th August, 1842, leaving to their operation Seventeen Acts, passed by the Legislature of this Island in the Session of 1842.

No. 15.—Order of Her Majesty in Council, dated the 2d November, 1842, leaving to their operation an Act for the Incorporation of the Prince Edward Island Steam Navigation Company; and an Act to authorize the appointment of Commissioners to manage certain Shares and Property in the Prince Edward Island Steamboat Company, on behalf of the Government of this Colony, passed in the Session of 1842.

No. 16.—Order of Her Majesty in Council, dated the 10th December, 1842, leaving to their operation an Act to amend an Act made and passed in the Third year of the Reign of Her present Majesty, intituled 'An Act to prohibit the exportation of Oysters from this Island for a limited period'—and an Act to amend an Act for the appointment of Fish Inspectors, and to continue and extend the provisions of the Act now in force regulating the size and quality of Fish Barrels and Tierces, and the weight of Fish made up therein.

Government House, January 30th, 1843.

[For the Documents referred to in the above Message, see Appendix (A).]

*Ordered*, That the foregoing Message, and the accompanying Documents, do lie on the Table.

A Message from the Legislative Council, by Mr. Desbrisay, their Acting Clerk:

' COUNCIL CHAMBER,  
' Monday, 30th January, 1843.

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

' *Ordered*, That the Honorable Mr. Young, the Honorable Mr. Dalrymple, and the Honorable Mr. Hensley do compose the said Committee.

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

And then he withdrew.

Mr. *Speaker* laid before the House the Impost and Light Duty Accounts for the District of Bedeque, for the past year.

*Ordered*, That the said Accounts be referred to the Committee appointed to examine and report on the Public Accounts.

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

## TUESDAY, January 31, 1843:

**T**HE Bill to amend the Act regulating the floating of Logs, Scantling, and other kinds of Wood, down the Rivers and lesser streams in this Island, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Yeo took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had

directed him to move for leave to sit again—which the House agreed to.

A Message from His Excellency the Lieutenant Governor:

Mr. Secretary Haviland, by command of His Excellency, delivered the following

**M E S S A G E :**

H. V. HUNTLEY, Lieut. Governor.

The Lieutenant Governor brings under the notice of the House of Assembly, a material discrepancy between a manuscript Petition of the late House of Assembly to the Imperial Parliament, relative to the Fishery Reserves in this Island, wherein "repeated conferences" upon that subject are

alleged to have been held with the Legislative Council, (and which "repeated conferences" are denied to have taken place by a Resolution of the Legislative Council,) which Petition was presented to him by a Committee of the House, a few days previous to the termination of the last Session, and a printed Petition, professing to be a true copy of the Manuscript Petition, wherein the words "repeated conferences" are changed for the words "repeated communications, by means of amendments," which he received from the hands of William Cooper, Esquire, the late Speaker, some time subsequent to the last Session. The Lieutenant Governor deems it necessary to direct the attention of the House to the subject, as it will appear by the Correspondence which took place upon the occasion, copies of which accompany this Message, that an interpolation has been made in the original draft of the Petition, unauthorized by the House of Assembly, and involving the confidence which should exist between the Executive and the House of Assembly.

Government House, January 31st, 1843.

The said Message, and Papers accompanying the same, being read by the Clerk;

*Ordered*, That this House do now resolve itself into a Committee of Privileges, on the consideration thereof.

*Ordered*, That the said Committee have power to send for persons, papers and records, and to examine all persons that come before them.

And then the House resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Beairsto took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

Then the House adjourned for one hour.

And being met—

*Resolved*, That this House do now resolve itself into a Committee of Privileges, on the further consideration of His Excellency the Lieutenant Governor's Message, of this day, with the accompanying papers.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Beairsto took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Beairsto reported, that the Committee had come to a Resolution; which Resolution,

being again read at the Clerk's Table, was agreed to by the House, and is as followeth:

WHEREAS His Excellency the Lieutenant Governor, having transmitted certain Documents to this House, bringing to its notice a material discrepancy between a manuscript Petition of the late House of Assembly to the Imperial Parliament, relative to the Fishery Reserves in this Island, and a printed copy of the same; and the House in Committee of the whole on Privileges, having investigated the matter, and several Members of this House, who were Members of the late one, viz: D. Montgomery, J. Macintosh and A. Fraser, Esquires, having declared that the alteration was made on the reading of the Journals the following day, viz: the 14th day of April, 1842, apparently after a copy had been prepared for His Excellency, and with the consent of the House, as then composed, several Members thereof being absent; *Therefore, Resolved*, That it is the opinion of this Committee, that no blame can be attached to any Member of this House (who was in the former one), in the subject matter under consideration.

*Resolved*, That a Committee of seven Members be appointed, to consider the expediency of amending the Act for levying an Assessment on Land, to report by Bill or otherwise; with power to send for persons, papers and records.

*Ordered*, That Mr. Coles, Mr. Longworth, Hon. J. S. Macdonald, Hon. Mr. Palmer, Mr. Beairsto, Mr. Thornton and Mr. A. Maclean do compose the said Committee.

*Resolved*, That a Committee of seven Members be appointed, to report on the increased rates of Postage between this Colony and the neighbouring Provinces; and also to report on the Post Office department generally; with the view of founding an Address on the subject to his Excellency the Lieutenant Governor—with power to send for persons, papers and records.

*Ordered*, That Mr. Thornton, Hon. Mr. Palmer, Mr. Macaulay, Mr. Longworth, Mr. Wightman, Hon. J. S. Macdonald and Mr. D. Maclean do compose the said Committee.

Mr. Cambridge, in his place, presented to the House the Impost Accounts for Charlottetown, for the past year.

*Ordered*, That the said Accounts be referred to the Committee appointed to examine and report on the Public Accounts.

Then the House adjourned until to-morrow, at 10 o'clock.

## WEDNESDAY, February 1, 1843.

**O**RDERED, That the Committee appointed to provide Stationery do cause the Maps accompanying Bouchette's Work on British North America to be backed with canvas, and put on rollers.

*Resolved*, That this House do now resolve itself into a Committee of the whole House, on the further consideration of the Bill regulating the floating of Logs, Scantling, and other kinds of Wood, down the Rivers and lesser Streams of this Island.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Yeo took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Yeo reported, that the Committee had gone through the Bill, and made several amendments thereto; which amendments were again read at the Clerk's Table, and agreed to by the House.

*Ordered*, That the said Bill, as amended, be engrossed, and that the Title be *An Act to amend the Act regulating the floating of Logs, Scantling, Deals, and other kinds of Wood, down the Rivers and lesser Streams in this Island.*

*Resolved*, That this House do now resolve itself into a Committee of the whole House, on the further consideration of the several

matters referred to in His Excellency the Lieutenant Governor's Speech at the opening of this Session.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Fraser took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Fraser reported, that the Committee had come to a Resolution, which they had directed him to report to the House.

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

The Resolution reported from the Committee was then read by the Clerk, and, on the question put thereon, agreed to by the House, and is as followeth:

**RESOLVED**, That it is the opinion of this Committee, that it is expedient to amend the Act 4 Will. 4 cap. 2, for the summary trial of Common Assaults and Batteries.

*Ordered*, That the Hon. Mr. Palmer, Mr. Cooper, Mr. Thornton, Mr. Macgregor, Hon. J. S. Macdonald, Mr. Hudson and Mr. Montgomery, be a Committee to prepare and bring in a Bill in accordance with the above reported Resolution.

Then the House adjourned until to-morrow, at 10 o'clock.

## THURSDAY, February 2, 1843.

**R**EAD a third time, as engrossed, the Bill intituled *An Act to amend the Act regulating the floating of Logs, Scantling, Deals, and other kinds of Wood, down the Rivers and lesser Streams in this Island, and for other purposes therein mentioned.*

*Resolved*, That the Bill do pass.

*Ordered*, That Mr. Yeo do carry the said Bill to the Legislative Council, and desire their concurrence.

*Resolved*, That a Message be sent to His Excellency the Lieutenant Governor, praying that he will be pleased to acquaint this House whether any information has been received from the Imperial Government, as to the opinion of the Crown Officers relative to the Fishery Reserves of this Island.

*Ordered*, That Mr. Fraser, Mr. Rae and Mr. Wightman be a Committee to wait upon His Excellency the Lieutenant Governor with the said Message.

A Petition of divers Settlers on the Road commonly called Douse's Road, leading from the Murray Harbour Road to Three Rivers, was (with the consent of His Excellency the Lieutenant Governor, that the House may proceed thereon as they shall think fit,) presented to the House by Mr. *Wightman*, and the same was received and read—praying an aid to improve the said Road.

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

The Hon. Mr. *Palmer*, from the Committee appointed to enquire into the expediency of amending the Marriage Act, with power to report by Bill or otherwise, reported a Bill, as prepared by the Committee; and the same was

read the first time, and ordered to be read a second time to-morrow.

*Resolved*, That a Message be sent to His Excellency the Lieutenant Governor, requesting that His Excellency will be pleased to lay before this House any such Returns of the amount of Fees received in the Courts of the Commissioners of Small Debts, and other matters relating thereto, as His Excellency may have lately procured on such subject.

*Ordered*, That the Hon. Mr. *Palmer* and Mr. *Wightman* be a Committee to wait upon His Excellency with the said Message.

Then the House adjourned until to-morrow, at 10 o'clock.

## FRIDAY, February 3, 1843.

**M**R. *DOUSE*, from the Committee appointed to consider the expediency of consolidating and amending the Laws relating to Statute Labour, with power to report by Bill or otherwise, reported a Bill, as prepared by the Committee; and the same was read the first time, and ordered to be read a second time on Monday next.

Mr. *A. Maclean*, in his place, presented to the House the Impost Accounts for St. Peter's, for the past year.

Mr. *Yeo*, in his place, presented to the House the Impost and Light Duty Accounts for the District of Richmond Bay, for the past year.

Also, the Impost Account for New London, for the Quarter ending 31st December, 1842.

*Ordered*, That the said Accounts be referred to the Committee appointed to examine and report on the Public Accounts.

Then the House adjourned for one hour.

And being met—

*Ordered*, That Mr. *Yeo* have leave of absence until Wednesday next.

The Order of the Day, for the second reading of the Bill to secure to ejected Settlers, or occupiers of Land, compensation for im-

provements made at their own cost, being read;

*Ordered*, That the said Order of the Day, be postponed until Wednesday next.

The Bill to amend the Marriage Act was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. *Cambridge* took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *Cambridge* reported, that the Committee had gone through the Bill, and made several amendments thereto; which amendments were again read at the Clerk's Table, and agreed to by the House.

*Ordered*, That the said Bill, as amended, be engrossed, and that the Title be *An Act to amend the Marriage Law*.

*Resolved*, That a Message be sent to His Excellency the Lieutenant Governor, praying that he will cause the usual Returns of Exports and Imports; Vessels launched and registered; Vessels which have left the Island

under Certificate; Vessels transferred to other Ports; number and tonnage of Vessels engaged in Foreign Trade and in Fishing; Detailed Account of Imperial Duties collected in this Island, with the application thereof, during the past year, to be laid before the House.

*Ordered*, That Mr. Longworth and Mr. Coles

be a Committee to wait upon His Excellency with the said Message.

*Ordered*, That Mr. Beirsto have leave of absence until Tuesday next.

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

## SATURDAY, February 4, 1843.

**R**ESOLVED, That this House do now resolve itself into a Committee of the whole House, on the further consideration of the several matters referred to in His Excellency the Lieutenant Governor's Speech at the opening of this Session.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Fraser took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Fraser reported, that the Committee had come to a Resolution, which they had directed him to report to the House.

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

The Resolution reported from the Committee was then read by the Clerk, and, on the question put thereon, agreed to by the House, and is as followeth:

**RESOLVED**, That it is the opinion of this Committee, that it is expedient to consolidate and amend the several Acts now in force relating to the recovery of Small Debts, and to extend the Jurisdiction of Small Debt Commissioners to the recovery of sums not exceeding Ten Pounds.

*Ordered*, That Mr. Thornton, Mr. D. Macdonald, Mr. Wightman, Hon. J. S. Macdonald, Mr. Montgomery, Mr. Rae and Mr. Longworth be a Committee to prepare and bring in a Bill in accordance with the above reported Resolution.

Four Petitions were (with the consent of His Excellency the Lieutenant Governor, that the House may proceed thereon as they shall

think fit,) presented to the House, and the same were received and read, viz:

By Mr. A. Maclean—A Petition of divers Inhabitants of the Wood Islands Settlement, praying an aid of Fifteen Pounds, towards completing a Road from the Murray Harbour Road to the Shore.

A Petition of divers Settlers on the Wood Island Road, praying pecuniary aid towards opening a Road from the Upper Wood Island Road to the Harbour of Pinette.

A Petition of divers Inhabitants of Murray Harbour Road Settlement, praying an aid towards the completion of the Road from the said Settlement, on the North side of Montague River, to Georgetown.

By Mr. Hudson—A Petition of divers Inhabitants of Township Twenty-eight, and others, praying an aid to improve that part of the old Tryon Road on the said Township, between the County Line and the main road to Tryon.

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

*Ordered*, That there be a Call of the House on Wednesday the 8th instant.

Then the House adjourned for one hour.

And being met—

Mr. Fraser, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Message, desiring to be informed whether any information had been received as to the opinion of the Crown Officers on the subject of the Fishery Reserves in this Island, reported the delivery thereof, and that His Excellency was pleased to say, that a Despatch had been received, but that it was not sufficiently explicit to warrant him in lay-



ing it before the House, as the Crown Officers required to be furnished with copies of the Grants before giving a final opinion on the subject.

Mr. *Wightman*, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Message, praying that he would furnish the House with any such Returns of the amount of Fees received in the Courts of the Small Debt Commissioners, and other matters relating thereto, as he may have lately received, reported the delivery thereof,

and that His Excellency was pleased to say, he would comply with the desire of the House.

Mr. *Longworth*, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Message, praying that he will cause the usual Custom House Returns to be laid before the House, reported the delivery thereof, and that His Excellency was pleased to say, he would comply with the desire of the House.

Then the House adjourned until Monday next, at Ten o'clock.

## MONDAY, February 6, 1843.

**T**HE Bill to consolidate and amend the Statute Labour Laws, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Douse took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

Mr. *Speaker*, by command of His Excellen-

cy the Lieutenant Governor, laid before the House the Returns of Fees received by the several Small Debt Commissioners throughout the Island, during the past year, in compliance with the Message of this House to His Excellency of the 2d inst.

*Ordered*, That the said Papers be referred to the Committee appointed to prepare and bring in a Bill for consolidating and amending the Acts for the Recovery of Small Debts.

Mr. *Speaker* also laid before the House the School Visiter's Report for the past year, agreeably to the Act, 4 Vict., cap. 6.

[See Appendix (B.)]

Then the House adjourned until to-morrow, at 10 o'clock.

## TUESDAY, February 7, 1843.

**O**RDERED, That Mr. *Wightman* have leave to introduce a Bill to compel persons who have been appointed Constables to serve as such.

He accordingly presented the said Bill to the House; and the same was read the first time, and ordered to be read a second time to-morrow.

A motion being made, that the Bill intituled *An Act to amend the Marriage Law* be now read the third time;

The House divided on the question:

### YEAS:

Mr. <i>Cambridge</i> ,	Mr. <i>Hudson</i> ,
Hon. Mr. <i>Palmer</i> ,	Mr. <i>Longworth</i> ,
Mr. <i>Macaulay</i> ,	Mr. <i>Macgregor</i> .

### NAYS:

Mr. <i>A. Maclean</i> ,	Hon. <i>J. S. Macdonald</i> ,
Mr. <i>D. Macdonald</i> ,	Mr. <i>Rae</i> ,
Mr. <i>Thornton</i> ,	Mr. <i>Macintosh</i> ,
Mr. <i>Montgomery</i> ,	Mr. <i>Dalziel</i> ,
Mr. <i>Coles</i> ,	Mr. <i>Fraser</i> ,
Mr. <i>Wightman</i> ,	Mr. <i>D. Maclean</i> .

So it passed in the negative.

A motion being made, that the Order of the Day be now proceeded upon;

The House divided on the question :

Yeas, 15,

Nays, 5.

So it was carried in the affirmative.

The Order of the Day, for the second reading of the Bill to continue and amend the Act for facilitating the intercourse between this Island and the Provinces of Nova Scotia and New Brunswick, being read ;

*Ordered*, That the said Order of the Day be postponed until Thursday the 16th instant.

*Resolved*, That this House do now resolve itself into a Committee of the whole House, on the further consideration of the Bill to consolidate and amend the Acts relating to Statute Labour.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Douse took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

A Message from the Legislative Council, by Mr. Desbrisay :

Mr. Speaker ;

The Legislative Council have passed the Bill intituled *An Act to continue the Act relating to the Limits and Rules of Jails in the several Counties in this Island*, with several amendments—to which they desire the concurrence of the House of Assembly.

And then he withdrew.

The amendments made by the Legislative Council to the Bill intituled *An Act to continue the Act relating to the Limits and Rules of Jails in the several Counties in this Island*, were read the first time, and are as follow :—

*Folio 1, line 5*—After the word ‘to,’ insert ‘repeal certain parts, amend, and.’”

*Folio 2, line 4*—After the word ‘longer,’ insert the following clause ; ‘And be it further enacted, That so much of the said Act as extends the Limits of the said Jails, in King’s and Queen’s Counties, to the Wharves and Water Lots, shall be, and the same is hereby, repealed ; and that the said limits, in the said Counties, shall not hereafter be held to extend to any Water Lots or Wharves in the said Counties. Provided always, that all Limit Bonds in King’s and Queen’s Counties, given before the passing hereof, shall with respect to all breaches of the conditions thereof committed after the passing of this Act, have the same effect as if the limits defined by this Act were inserted therein.’

*In the Title, folio 1, line 1*—After the word ‘to,’ insert ‘repeal certain parts, amend, and.’

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

Then the House adjourned for one hour.

And being met—

*Resolved*, That this House do now resolve itself into a Committee of the whole House, on the further consideration of the Bill for consolidating and amending the Acts relating to Statute Labour.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Douse took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again ; which the House agreed to.

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

## WEDNESDAY, February 8, 1843.

**A**CCORDING to order, the List was called over; and, it appearing that Mr. Yeo was absent with leave—

*Ordered*, That Mr. Yeo be excused.

The Bill to secure to ejected Settlers, or Occupiers of Land, compensation for improvements made at their own cost, was, according to order, read a second time.

*Ordered*, That the said Bill be committed to a Committee of the whole House in the afternoon sitting.

The Bill to compel persons who have been appointed to the office of Constable, to serve as such, was, according to order, read a second time.

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

Then the House adjourned for one hour.

And being met—

The Order of the Day, for the House in Committee on the Bill to secure to ejected

Settlers, or Occupiers of Land, compensation for improvements made at their own cost, being read;

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Beairsto took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Beairsto reported, that he was directed by the Committee to move back the Bill to the House—and the Report was again read at the Clerk's Table.

*Resolved*, That the said Bill be referred to a Committee of seven Members, to report thereon, by amendments or otherwise—with power to send for persons, papers and records.

*Ordered*, That Mr. Thornton, Hon. Mr. Palmer, Mr. Macaulay, Hon. J. S. Macdonald, Mr. Wightman, Mr. A. Maclean and Mr. Rae do compose the said Committee.

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

## THURSDAY, February 9, 1843.

**T**HE amendments made by the Legislative Council to the Bill intituled *An Act to continue the Act relating to the Limits and Rules of Jails in the several Counties in this Island*, were, according to order, read a second time.

*Resolved*, That this House doth not agree to the said amendments.

*Resolved*, That a Committee be appointed, to draw up reasons, to be offered to the Council at a Conference, for disagreeing to their amendments to the said Bill.

*Ordered*, That Mr. D. Macdonald, Mr. Rae, Mr. Thornton and the Hon. Mr. Palmer do compose the said Committee.

The Order of the Day, for the House in Committee on the Bill to compel persons who are appointed Constables, to serve, being read;

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Wightman took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Wightman reported, that the Committee had gone through the Bill, without making any amendment thereto.

*Ordered*, That the said Bill be engrossed, and that the Title be *An Act to compel persons appointed to the office of Constable, to serve as such*.

Then the House adjourned for one hour.

And being met—

Mr. Thornton, from the Committee appoint-

ed to prepare and bring in a Bill for consolidating and amending the several Acts relating to the recovery of Small Debts, reported a Bill, as prepared by the Committee; and the

same was read the first time, and ordered to be read a second time to-morrow.

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

## FRIDAY, February 10, 1843.

**T**HE Bill to consolidate and amend the several Acts relating to the recovery of Small Debts, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Hudson took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again; which the House agreed to.

A Message from the Legislative Council, by Mr. Desbrisay:

Mr. Speaker;

The Legislative Council have passed a Bill intituled *An Act to authorize the Justices of the Supreme Court to try Criminal Offences during Easter and Michaelmas Terms, at Charlottetown*—to which they desire the concurrence of the House of Assembly.

And then he withdrew.

Read a third time, as engrossed, the Bill intituled *An Act to compel persons appointed to the office of Constable to serve as such*.

An amendment was proposed to be made to the Bill in the 1st Clause, by striking out the words "Two Pounds," and inserting "One Pound" instead thereof.

The House divided on the motion of amendment:

YEAS:

Mr. Cooper,  
Mr. Fraser,  
Mr. Macintosh,

Mr. D. Maclean,  
Mr. D. Macdonald.

NAYS:

Hon. Mr. Palmer,	Mr. A. Maclean,
Mr. Longworth,	Mr. Wightman,
Mr. Yeo,	Mr. Thornton,
Mr. Dalziel,	Mr. Cambridge,
Mr. Coles,	Mr. Montgomery,
Mr. Beairsto,	Mr. Macaulay,
Mr. Hudson,	Mr. Macgregor,
Hon. J. S. Macdonald,	Mr. Dingwell.

So it passed in the negative.

*Resolved*, That the Bill do pass.

*Ordered*, That Mr. Wightman do carry the said Bill to the Legislative Council, and desire their concurrence.

An engrossed Bill from the Council, intituled *An Act to authorize the Justices of the Supreme Court to try Criminal Offences during Easter and Michaelmas Terms, at Charlottetown*, was read the first time, and ordered to be read a second time on Wednesday next.

Then the House adjourned for one hour.

And being met—

Five Petitions were (with the consent of His Excellency the Lieutenant Governor, that the House may proceed thereon as they shall think fit,) presented to the House, and the same were received and read, viz:

By Mr. Yeo—A Petition of divers Inhabitants of Townships Thirteen and Fourteen, praying a grant to extend the Wharf on the North side of Ellis River Ferry.

A Petition of Thomas Hopgood, Ferryman, at Ellis River, praying the House to allow a sum sufficient to keep the Scow at the said Ferry in repair.

By Mr. Wightman—A Petition of John Peters, of Georgetown, Ferryman, praying a grant to enable him to procure suitable boats for the said Ferry.

By Mr. Coles—A Petition of divers Inhabitants of Township Thirty-four, praying an aid of Fifty Pounds, for the purpose of raising the Bridge over Goff's Creek, on the St. Peter's Road, and cutting down the acclivities on the sides thereof.

A Petition of divers Inhabitants of the Suffolk Road Settlement, praying an aid of Twelve Pounds, to improve the said Road.

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

*Resolved*, That this House do now resolve itself into a Committee of the whole House, on the further consideration of the Bill to consolidate and amend the several Acts relating to the recovery of Small Debts.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Hudson took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

*Ordered*, That Mr. Thornton have leave of absence until Monday next.

*Ordered*, That Mr. Wightman have leave of absence until Monday next.

Then the House adjourned until to-morrow, at 10 o'clock.

## SATURDAY, February 11, 1843.

**M**R. RAE, from the Committee appointed to draw up reasons, to be offered to the Legislative Council at a Conference, for disagreeing to their amendments to the Bill intitled *An Act to continue the Act relating to the Limits and Rules of Jails in the several Counties in this Island*, presented to the House the Report of the said Committee; and the Report was again read at the Clerk's Table.

*Ordered*, That the said Report be now committed to a Committee of the whole House.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. D. Macdonald took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. D. Macdonald reported, that the Committee had gone through the Report, paragraph by paragraph, had amended and then adopted the same; and the Report, as amended, being again read at the Clerk's Table, was agreed to by the House, and is as followeth:—

Because the House of Assembly conceive, that by excluding the Water Lots and Wharves in the Limits to the Jails of King's and Queen's Counties, it will, in a great measure, prevent unfortunate debtors from earning a livelihood. In many instances, they have been employed within the limits

of the Water Lots—many of which are inhabited. In all instances in which they do obtain employment, they would probably require (in the pursuit of such employment,) occasionally to go upon the Wharves, and to the Post Office, Custom House, Excise Office, and Bonded Warehouse, from all which, by the purposed amendments, they would be excluded.

Because, in some cases, there is no visible boundary, dividing the Water Lots from the Town Lots; and thus the Debtor employed in the Town Lots might unconsciously enter some of the Water Lots, and thereby subject his Bail to pay the debt.

Because, in the absence of a Bankrupt Law, the privilege of living unmolested on the Limits may enable some Debtors, not only to earn their livelihood, but to save as much as to discharge their debts.

Because the House of Assembly are not aware of any inconvenience having resulted from the privilege now proposed to be abolished.

*Resolved*, That a Conference be desired with the Legislative Council, on their amendments to the said Bill; and that, upon such Conference, the Managers on the part of this House do communicate to the Committee of the Council the above Reasons for disagreeing to their amendments.

*Ordered*, That Mr. Rae do go to the Legislative Council, and desire the said Conference.

*Ordered*, That Mr. Rae, Mr. Montgomery, Hon. Mr. Palmer and the Hon. J. S. Macdonald be a Committee to manage the said Conference.

The Hon. *J. S. Macdonald*, by command of His Excellency the Lieutenant Governor, presented to the House a Memorial addressed to His Excellency, and also a Memorial to this House, of Thomas Irwin, praying the House to grant a sum sufficient to pay for the publication of such a primary book as may enable him to convey the elementary principles of education to the Aborigines of this Colony in their native language.

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

Then the House adjourned for one hour.

And being met—

A Petition of Alexander Pickering, of Hope River, New London, praying for a grant to remunerate him for expenses incurred during the last illness and at the burial of John J. Artman Betture, a deceased pauper, was presented to the House by Mr. *D. Maclean*, and the same was received and read.

*Ordered*, That the said Petition be referred to the Committee appointed to examine and report on Pauper Petitions.

Four Petitions were presented to the House, and the same were received and read, viz :

By Mr. *D. Maclean*—A Petition of divers Inhabitants of Townships Eighteen and Twenty, praying a grant towards the construction of a Wharf at Long River, New London.

A Petition of divers Inhabitants of New London, praying a grant of Ten Pounds, towards making a road from Harding's Bridge to the Princetown Road.

A Petition of divers Inhabitants of Township Twenty, praying an aid of Fourteen Pounds, for the purpose of building two Bridges on the road between Graham's Road and the head of Mill River.

By the Hon. Mr. *Palmer*—A Petition of divers Inhabitants of Charlottetown, praying a grant, in aid of individual subscription, towards the construction of a Wharf at the end of Pownal Street, Charlottetown.

*Ordered*, That the four last preceding Petitions do lie on the Table.

Then the House adjourned until Monday next, at Eleven o'clock.

## MONDAY, February 13, 1843.

**E**LEVEN Petitions were presented to the House, and the same were received and read, viz :

By Mr. *Montgomery*—A Petition of divers Inhabitants of New London, setting forth the dilapidated state of Schooner Creek Bridge, on the South West River, and praying an aid of Fifty Pounds towards repairing the same; and for opening up three quarters of a mile of road between Cole's and the said Bridge.

By Mr. *Macgregor*—A Petition of divers Inhabitants of Township Forty-eight, praying an aid to repair the road from Keppoch to the Charlottetown Ferry.

A Petition of Alexander Macgregor and others, of Frenchfort, praying a grant of Forty Pounds, towards the erection of two Bridges on a line of road proposed to be opened from the Settlement of Frenchfort, running Westward and Northward, to the St. Peter's Road, and for clearing the said road.

By Mr. *Rae*—A Petition of divers Inhabitants of Prince County, praying a grant to enable Anthony Simpson to run a Packet between Bedeque and Shediac.

A Petition of John Cameron, of Township Fifty-nine, Farmer, setting forth—that in the year 1842, a Petition was presented to the Legislature praying that a new line of road might be opened from the Farm of James Macfarlane, in a direct course to the Ferry-slip opposite Georgetown, through the premises of the Petitioner and others. That under the impression that sufficient compensation would be allowed to the parties interested in the several farms intersected by the intended road, for their trouble in keeping up their fences along the line, and that the present shore road would be closed, provided they would agree to give a right of way through their farms for the purpose contemplated, they were induced to sign the said Petition. That they were also induced to sign another Petition in May last, with-

out perusing it, having been led to believe that it contained the same conditions as the previous one. That the new road has been opened through your Petitioner's farm, who sustains loss and inconvenience therefrom, being under the necessity of keeping lawful fences along the old and new lines of road, which are only nineteen chains apart, and consequently cut up his clearances very materially—and praying relief.

By Mr. *A. Maclean*—A Petition of divers Inhabitants of Township Forty-eight, praying an aid to repair the road from Forbes's Mill to Johnston's River Bridge.

By Mr. *Cambridge*—A Petition of divers Inhabitants of Township Four, praying an aid to repair Westlake's Bridge.

A Petition of divers Inhabitants of Hill's River Settlement, praying an aid to repair the Bridge on the road from said Settlement to the Main Road.

By Mr. *Douse*—A Petition of divers Inhabitants of Township Fifty, praying an aid of Sixteen Pounds, to improve the road from Musick's Point to Cherry Valley.

A Petition of divers Inhabitants of Townships Forty-nine and Fifty, praying a grant, in aid of individual subscription, towards the construction of a Wharf at China Point.

By Mr. *D. Macdonald*—A Petition of divers Inhabitants of Launching Place, Township Fifty-five, praying a grant, in aid of individual subscription, towards the construction of a Wharf at Launching Place.

*Ordered*, That the Eleven preceding Petitions do lie on the Table.

*Resolved*, That this House do now resolve itself into a Committee of the whole House, on the further consideration of the Bill to consolidate and amend the several Acts relating to the recovery of Small Debts.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Hudson took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again; which the House agreed to.

Mr. *Coles*, from the Committee appointed to consider the expediency of amending the Land Assessment Act, and to report by Bill or otherwise, reported a Bill, as prepared by the Committee; and the same was read the first time, and ordered to be read a second time on Thursday next.

Mr. *Longworth*, in his place, presented to the House the Light Duty Account for the District of Cascumpeque, for the past year.

*Ordered*, That the said Account be referred to the Committee appointed to examine and report on the Public Accounts.

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

## TUESDAY, February 14, 1843.

**T**HREE Petitions were presented to the House, and the same were received and read, viz:

By the Hon. *J. S. Macdonald*—A Petition of divers Inhabitants of Fort Augustus, Monaghan, and adjacent Settlements, praying for the establishment of a Post Office at Fort Augustus.

A Petition of divers Inhabitants of St. Peter's Lake and Savage Harbour, praying for the establishment of a Post Office at Macdermot's, on the St. Peter's Road.

By Mr. *Coles*—A Petition of divers Inhabitants of Covehead, Brackley Point, and adjacent Settlements, praying that the Inland Mail may be sent through these Settlements.

*Ordered*, That the three foregoing Petitions be referred to the Committee appointed to report on the state of the Post Office Department.

A Petition of Peter Campbell, of Cascumpeque, was presented to the House by Mr. *D. Maclean*, and the same was received and read;

setting forth—that Petitioner, in the year 1838, became a purchaser of One hundred acres of Land, on Township Seventeen, sold for non-payment of the Land Assessment, of which he has never yet been able to obtain possession; and praying that such enactment may be made, as may enable him to obtain the land he purchased and paid for.

A motion being made, that the said Petition do lie on the Table;

Mr. Yeo moved, by way of amendment, that the prayer of the said Petition be rejected.

The House divided on the motion of amendment:

## YEAS:

Mr. Yeo,	Mr. Thornton,
Mr. Dalziel,	Mr. D. Macdonald,
Mr. Beairsto,	Mr. Longworth,
Mr. Wightman,	Hon. J. S. Macdonald,
Mr. Coles,	Mr. Montgomery.

## NAYS:

Mr. D. Maclean,	Mr. Macgregor,
Mr. Rae,	Mr. Macintosh,
Mr. Cooper,	Mr. A. Maclean,
Mr. Dingwell,	Mr. Fraser.

So it was carried in the affirmative.

Twelve Petitions were presented to the House, and the same were received and read, viz:

By Mr. Longworth—A Petition of divers Inhabitants of Birch Hill Settlement, praying for a grant towards the making of a road on the division line between Lots Forty-eight and Forty-nine, leading from the said settlement to the Birch Hill Road, being a distance of about a mile and a half, and for the erection of a new Bridge on the said Birch Hill Road.

By Mr. Hudson—A Petition of Richard Cole, of Bedeque, setting forth—that during the last year he contracted to make a Block for the Wharf at Hurd's Point, for the sum of Seventy-five Pounds, and for which service, which has been well and faithfully performed, the sum of Fifty-six Pounds ten shillings only was appropriated by the Legislature, leaving a balance due the Petitioner of Eighteen Pounds ten shillings—and praying that his case may be taken into consideration, and the money granted to him.

A Petition of divers Inhabitants of Augustine Cove, praying a grant for the purpose of repairing a Bridge on the Cape Traverse Road.

By Mr. D. Maclean—A Petition of divers Inhabitants of Campbelltown and others, praying for a grant to finish the road running through the said District, and to bridge a Brook thereon.

A Petition of divers Settlers on Graham's Road and South West River, praying a grant of Twenty-three Pounds, to build a Bridge at White's Brook.

A Petition of divers Inhabitants of New London, praying a grant for the repair of the floating Bridge on Campbell's Pond, and for the removal of obstructions on the Road leading to New London Harbour.

By Mr. Yeo—A Petition of divers Inhabitants of Township One, praying an aid to repair the road from Reilly's to the West side of North Cape.

By Mr. Coles—A Petition of divers Inhabitants of Covehead, praying a grant of Twenty Pounds, for the repair of Auld's Mill Bridge.

A Petition of divers Settlers on the Winsloe Road, praying an aid of Fifty Pounds, towards the improvement of said Road.

A Petition of divers Inhabitants of West-end Tracadie Road, praying a grant of Fourteen Pounds, for the erection of two Bridges thereon.

By Mr. Cambridge—A Petition of divers Inhabitants of the Northern part of Prince County, praying an aid towards the erection of a Bridge near Fox Point Ferry, on Township Five.

By Mr. Dingwell—A Petition of divers Settlers on the West side of Morel River, praying an aid of Six Pounds, to repair a road in that Settlement.

Ordered, That the twelve preceding Petitions do lie on the Table.

Mr. Speaker communicated to the House the following Letter:—

TO THE HONORABLE THE SPEAKER OF THE HOUSE OF ASSEMBLY.

Sir;

Having noticed several Petitions to the Legislature, for grants in aid of building an additional Wharf in this Town, and having myself a Wharf in progress of building, which may be made to suit the immediate wants of the shipping interests, I am induced to make your Honorable House the following offer, viz:

That in consideration of a grant of—say not less than 250*l.*, I will undertake to carry out the said Wharf to the edge of the channel, placing thereon a large and substantial Block—the main body of the Wharf will then be 20 feet wide, for 250 feet from the shore; and 30 feet wide (one block being



35 feet wide,) from thence to the outer block, about 350 feet—thereby affording nearly an equal accommodation of wharfrage for shipping with the Queen's Wharf.

In consideration of such grant, I should propose to reserve for the Steamboat a berth at the end of the said Wharf, free of charge, during the term of her present contract of seven years; at the expiration of which term, the Company to pay a reasonable consideration for that privilege. The Wharf to be kept in repair at the expense of proprietor.

The whole to be completed in all the month of July next.

I have the honor to be, Sir,

Your obedient servant,

THOMAS B. TREMAIN.

Charlottetown, 14th February, 1843.

*Resolved,* That this House do now resolve itself into a Committee of the whole House, on the further consideration of the Bill to

consolidate and amend the several Acts relating to the recovery of Small Debts.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Hudson took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

Then the House adjourned until to-morrow, at 10 o'clock.

## WEDNESDAY, February 15, 1843.

**T**WENTY-NINE Petitions were presented to the House, and the same were received and read, viz:

By the Hon. *J. S. Macdonald*—A Petition of divers Inhabitants of Pisquid, and adjacent Settlements, praying an aid of Twenty Pounds, for cutting down Power's Hill, on the road across Township Thirty-six, and Fifteen Pounds for repairing the said road.

A Petition of divers Inhabitants of Mill Cove and Donaldston Settlements, praying a grant to alter the road between Donaldston and the Mill Cove road, and for the erection of a new Bridge over Mill Cove Stream.

A Petition of divers Inhabitants of the Northern Sections of Townships Thirty-eight and Thirty-nine, praying for a grant to improve a certain Road.

A Petition of divers Inhabitants of Township Thirty-six, praying an aid of Twenty Pounds, to widen and improve the road from Portage to Tracadie Cross Roads.

A Petition of divers Inhabitants of Township Thirty-six, praying an aid of Twenty Pounds, for an alteration on the high road, South side of the Hillsborough Ferry.

A Petition of divers Inhabitants of Township Thirty-five, praying an aid of Ten Pounds, to improve the road from Johnston's River Point to the main road.

A Petition of divers Inhabitants of Townships Thirty-five and Thirty-six, praying for a grant of Twenty Pounds, to improve the road from Macdonald's Saw Mill to Johnston's River.

A Petition of divers Inhabitants of Glenfinnan Settlement, praying an aid of Ten Pounds, to improve the Glenfinnan road.

A Petition of divers Inhabitants of Tarentum, Glenfinnan and Monaghan Settlements, praying an aid of Forty Pounds, for opening out the Tarentum road to Monaghan; and of Ten Pounds, for building a Bridge over Glenfinnan River.

A Petition of divers Inhabitants of Monaghan Settlement, praying for a grant of Fifty Pounds, for improving the Monaghan Road across Township Thirty-six.

A Petition of divers Inhabitants of Donagh and Tarentum Settlements, praying an aid of Twenty-five Pounds, for opening up and repairing the Glenfinnan Road.

A Petition of divers Settlers at Tracadie Sand Hills, praying for a grant of Ten Pounds, to repair Ready's Bridge; and also for a grant to finish the road called Steel's Road.

A Petition of divers Settlers on the South side of Elliot River, praying for a grant to raise the Bridges over French Creek and Murphy's Creek.

A Petition of divers Settlers on the St. Peter's Road and adjacent Settlements, praying a grant to raise the Bridge over Frenchfort Creek, at Macdonald's Mill-dam.

A Petition of divers Settlers on the division-line of Townships Thirty-one and Sixty-five, praying an aid to improve their road communication, from the Tryon road, at Mabey's, to the new Bedeque Road.

By Mr. *Wighman*—A Petition of divers Inhabitants of Montague Settlement, on Township Fifty-one, praying for a grant to widen the Road on the South side of Montague River, from the County line to the old bridge.

A Petition of divers Inhabitants of Brown's Creek Settlement, on Township Fifty-nine, setting forth—that Petitioners are new settlers in the interior of the forest, four or five miles distant from salt water, and are deprived of all means of intercourse with the older settlements; and praying that a road may be opened between the Eastern end of said Settlement and the nearest point of the road on the South side of Montague River.

By Mr. *A. Maclean*—A Petition of divers Inhabitants of the back settlement on Lot Forty-nine, praying an aid of Five Pounds, towards making a road from said settlement to the main road.

A Petition of divers Inhabitants of Orwell, Newtown, and Murray Harbour Road, praying for a grant, in aid of individual subscription, towards the construction of a Wharf at Orwell Point Ferry.

By Mr. *Dalziel*—A Petition of divers Settlers on the South side of Montague River, setting forth—that the late House of Assembly appropriated a sum of money to open a road from Macfarlane's Mill to Montague Ferry—that part of the said line of road is already opened, which, if continued Eastward, would prove injurious to petitioners; and the present shore road will fall into disuse, and thereby deprive petitioners of the means of access to the Schoolhouse, which is also used as a place of worship, and also to the Ferry; and praying that the new road may not be further carried on.

By Mr. *Douse*—A Petition of divers Inhabitants of Township Forty-eight, praying for a grant to repair a road from the shore of Hillsborough Bay towards the Charlottetown Ferry.

By Mr. *Macgregor*—A Petition of divers Settlers on the Princetown Road, residing near the head of York River, praying for a grant to raise Swyndlass's Bridge.

By Mr. *Fraser*—A Petition of divers Inhabitants of the Western Section of Township Sixteen, and South-western Section of Township Seventeen, praying for a grant to improve their road communications.

A Petition of divers Inhabitants of the Western Section of Township Seventeen,

praying for a grant to finish a road from Muddy Creek to the Main Western Road, near Ellis River Bridge.

A Petition of divers Inhabitants of Township Seventeen, and others, praying for a grant to complete the Wharf at Green's Shore, Bedeque, and to repair a road leading thereto.

By the Hon. Mr. *Palmer*—A Petition of W. H. Nelis, Teacher of the National School, Charlottetown, praying that his usual Legislative grant may be increased, in order that a greater number of free Scholars may be admitted into the said School; and also, that a sum may be granted sufficient to provide ladders, erect a green house, and for necessary repairs to the building.

By Mr. *D. Macdonald*—A Petition of divers Inhabitants of Townships Forty-four, Forty-five, Forty-six and Forty-seven, praying for a grant, to enable them to alter the highway from Souris to the East Point, at the settlement of Little Harbour.

By Mr. *Hudson*—A Petition of divers Inhabitants of Wilmot Creek, praying for a grant to make a road from Wilmot Creek Bridge to Sand Point, and to make a bridge over Small River.

A Petition of divers Inhabitants of Tryon Back Settlement, praying for a grant to finish a road from thence to the highway.

*Ordered*, That the Twenty-nine preceding Petitions do lie on the Table.

A Petition of divers Inhabitants of Indian River was presented to the House by Mr. *Rae*, and the same was received and read; praying that a Post Office may be established at that place.

*Ordered*, That the said Petition be referred to the Committee appointed to report on the state of the Post Office department.

A Petition of divers Inhabitants of Bedeque and its vicinity was presented to the House by Mr. *Yeo*, and the same was received and read; praying for a grant to enable Richard Cole to run a covered stage once a week between Bedeque and Charlottetown.

*Resolved*, That the prayer of the said Petition be rejected.

A Petition of divers Inhabitants of Township Thirty was presented to the House by the Hon. *J. S. Macdonald*, and the same was received and read; setting forth—that Petitioners are all settled on lands in the rear of farms

in the possession of John Mackay, John Macdougall, and others, whose farms are bounded on the South by the Gulf Shore, and that Petitioners are desirous of having a road opened from their Settlement to the said Gulf Shore; and praying the House to grant leave for them to cut said road.

*Ordered*, That the said Petition be withdrawn by Mr. Macdonald.

Then the House adjourned for one hour.

And being met—

*Ordered*, That the Rule, requiring Twenty-four hours notice of new matter; be suspended for this day, so far as respects the presentation of Petitions.

A Message from the Legislative Council, by Mr. Desbrisay :

Mr. Speaker ;

The Legislative Council do agree to a Conference, as is desired by the House of Assembly, on the amendments made to the Bill intitled *An Act to continue the Act relating to the Limits and Rules of Jails in the several Counties in this Island*; and have appointed the Hon. Mr. Young and the Hon. Mr. Hensley a Committee to manage the said Conference; to meet in the Committee Room instanter.

And then he withdrew.

And the names of the Managers being called over, they went to the Conference :

And being returned,

Mr. Rae reported, that the Managers had been at the Conference, and had complied with the instructions given them by this House.

A Petition of Murdoch Maclean, of Orwell, Trader, was presented to the House by Mr. Macaulay, and the same was received and read; setting forth—that in the year 1841, Petitioner contracted to build a Bridge over Vernon River—that the length of the Bridge, as specified in the contract, was to be Six hundred feet; whereas, by actual measurement, after being completed, it turned out to be Six hundred and thirty-six feet—and praying to be remunerated for the thirty-six feet not included in his contract.

A motion being made, that the said Petition do lie on the Table;

Mr. Longworth moved, by way of amendment, that the prayer of the said Petition be rejected.

The House divided on the motion of amendment :

YEAS :

Mr. Longworth,	Mr. Cambridge,
Mr. Dingwell,	Mr. Coles,
Mr. Rae,	Mr. Hudson,
Mr. Wightman,	Mr. D. Macdonald,
Mr. Cooper,	Mr. Fraser,
Mr. Thornton,	Mr. Yeo,
Mr. Montgomery,	Hon. J. S. Macdonald,
Mr. Beairsto,	Mr. Macintosh.
Mr. Dalziel,	

NAYS :

Mr. Macaulay,	Mr. D. Maclean,
Mr. A. Maclean,	Mr. Douse.

So it was carried in the affirmative.

Ten Petitions were presented to the House, and the same were received and read, viz :

By Hon. J. S. Macdonald—A Petition of divers Inhabitants of Townships Thirty-six and Thirty-seven, praying for a grant of Eighty Pounds, towards the construction of a Wharf at Cranberry Point, on the South side of the Hillsborough.

A Petition of divers Inhabitants of Grand Tracadie, praying for a grant of Twenty Pounds, to repair the road from Corranban Bridge to the new Stanhope road.

A Petition of divers Inhabitants of Township Thirty-five, praying for a grant of Ten Pounds, to finish a road from the South side of the Hillsborough, at Wood Island, to the main road.

A Petition of divers Inhabitants of Johnston's River Settlement, praying for a grant of Six Pounds, for improving a road from Johnston's River Point to the main road.

By Mr. D. Maclean—A Petition of James Proudfoot, of Brackley Point Road, praying remuneration for expenses incurred in a suit at law instituted against him, as Overseer of Roads, and decided in his favour—the Plaintiff having absconded.

By Mr. Longworth—A Petition of divers Inhabitants of Charlottetown, praying for a grant, in aid of individual subscription, towards the construction of a Wharf at the end of George's Street, Charlottetown.

A Petition of the Office Bearers of the Charlottetown Mechanics' Institute, praying

for a grant in aid of the funds of that Institution.

By Mr. Coles—A Petition of divers Inhabitants of Covehead, and its vicinity, praying for an additional grant of Ten Pounds towards building a Bridge at the West end of Auld's Mill-dam.

A Petition of divers Settlers on Friston Road and its vicinity, praying for a grant of Twenty-five Pounds, to improve the said Road.

By Mr. Douse—A Petition of divers Inhabitants of Township Thirty-four, praying for a grant for rebuilding the old York River Bridge.

*Ordered*, That the Ten last preceding Petitions do lie on the Table.

A Petition of divers Inhabitants of St. Peter's Road and Black River Settlement was presented to the House by the Hon. J. S. Macdonald, and the same was received and read; praying a grant of Fifteen Pounds, to make a new piece of Road near the new Chapel on Lot Thirty-five.

Mr. Coles moved, that the prayer of the Petition be rejected; which being seconded and put, passed in the negative.

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

A Petition of divers Settlers on the New Glasgow Road was presented to the House by Mr. Coles, and the same was received and read—praying for a grant to enable them to build a Schoolhouse.

*Resolved*, That the prayer of the said Petition be rejected.

The Hon. J. Spencer Smith, Colonial Treasurer, by command of His Excellency the Lieutenant Governor, presented the following documents to the House, viz :

A General Account of all Moneys received at, and payments made from, the Colonial Treasury, between 1st February, 1842, and 20th January, 1843.

A list of Bonds in the Treasury, with the balances due thereon, to 20th January, 1843.

An account of Interest paid on outstanding

Warrants, for the year ending 20th January, 1843.

Return of Land Assessment received in the year 1842, under the Act 7 Will. 4, cap. 31.

Return of cultivated and uncultivated Lands in the several Townships, for which Assessments have been paid.

[For the two last mentioned Documents, see Appendix (C.)]

*Ordered*, That the above Accounts and Papers be referred to the Committee appointed to examine and report on the Public Accounts.

An engrossed Bill from the Council, intituled *An Act to authorize the Justices of the Supreme Court to try Criminal Offences during Easter and Michaelmas Terms, at Charlottetown*, was, according to order, read a second time.

*Resolved*, That the said Bill be committed to a Committee of five Members, to report thereon with all convenient speed; with power to send for persons, papers and records.

*Ordered*, That the Hon. Mr. Palmer, Mr. Thornton, Hon. J. S. Macdonald, Mr. Longworth and Mr. Coles do compose the said Committee.

*Ordered*, That the Bill intituled *An Act to amend the Marriage Law*, be read the third time to-morrow.

*Resolved*, That this House do now resolve itself into a Committee of the whole House, on the further consideration of the Bill to consolidate and amend the several Acts relating to the recovery of Small Debts.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Hudson took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

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

## THURSDAY, February 16, 1843.

**R**ESOLVED, That this House do now resolve itself into a Committee of the whole House, on the further consideration of the Bill to consolidate and amend the several Acts relating to the recovery of Small Debts.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Hudson took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again; which the House agreed to.

A Message from the Legislative Council, by Mr. Desbrisay:

Mr. Speaker;

The Legislative Council have passed the following Bills, to which they desire the concurrence of the House of Assembly, viz:

*An Act relating to Landlord and Tenant.*

*An Act to prevent the burning of Limestone within the Town of Charlottetown.*

And then he withdrew.

Then the House adjourned for one hour.

And being met—

An engrossed Bill from the Council, intituled *An Act relating to Landlord and Tenant*, was read the first time, and ordered to be read a second time on Saturday next.

An engrossed Bill from the Council, intituled *An Act to prevent the burning of Limestone within the Town of Charlottetown*, was read the first time, and ordered to be read a second time on Saturday next.

The Hon. Mr. Palmer, by command of His Excellency the Lieutenant Governor, laid before the House the Report of the Visiting Magistrates of Charlottetown Jail, for the past year.

[See Appendix (D.)]

The Hon. Mr. Palmer, by command of His Excellency the Lieutenant Governor, presen-

ted to the House a Petition of William Weeks, of Baie de Verte, to this House, which had been enclosed to His Excellency; and the same was read, praying the House to grant a sum to enable him to run a Packet between Baie de Verte and this Island.

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

*Resolved*, That this House do now resolve itself into a Committee of the whole House, on the further consideration of the Bill to consolidate and amend the several Acts relating to the recovery of Small Debts.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Hudson took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Hudson reported, that the Committee had gone through the Bill, and made several amendments thereto; which amendments were again read at the Clerk's Table, and agreed to by the House.

*Ordered*, That the said Bill, as amended, be engrossed, and that the Title be *An Act to provide for the Summary Trial of Small Debts, and to regulate proceedings in cases of Summary Capias*.

A Petition of divers Inhabitants of Townships Twenty-nine and Thirty was presented to the House by the Hon. J. S. Macdonald, and the same was received and read; setting forth—That owing to the depressed state of Trade in this and the neighbouring Colonies, Petitioners have recently had their cattle distrained for arrears of rent, which they, however willing to pay, were unable to make up; that as it appears that in cases of this kind three weeks only are allowed between the seizure and sale; and as, at this season of the year, even in more prosperous times, cattle would not produce a fourth of their value, the industrious Settler may be reduced to destitution for want of a few pounds, by the complete sacrifice of his stock, which is a preliminary to re-entering upon his hard earned improvements. That Petitioners, from the gloomy

prospects before them, have reason to dread that distraint may again be resorted to, either among themselves, or others similarly situated—and praying the House for an alteration in the Law, by lengthening the time between the seizure and sale of chattels taken in distraint for rent to six months.

*Resolved*, That the said Petition be referred to a Committee of seven members, to report thereon by Bill or otherwise; with power to send for persons, papers and records.

*Ordered*, That the Hon. J. S. Macdonald, Mr. D. Macdonald, Mr. Longworth, Mr. Thornton, Mr. Cooper, Mr. Macaulay and Mr. Rae do compose the said Committee.

Mr. Thornton, from the Special Committee to whom was referred the Bill to secure to ejected settlers, or occupiers of land, compensation for improvements made at their own cost, reported, that the Committee had gone through the Bill, and made several amendments thereto; and the said Report was again read at the Clerk's Table.

*Ordered*, That the said Bill and Report be committed to a Committee of the whole House to-morrow.

Then the House adjourned until to-morrow, at 10 o'clock.

## FRIDAY, February 17, 1843.

**T**HE Order of the Day, for the second reading of the Bill for facilitating the intercourse between this Colony and the Provinces of Nova Scotia and New Brunswick, being read;

*Ordered*, That the said Order of the Day be postponed until this day fortnight.

The Bill to alter and amend the Land Assessment Act was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Cambridge took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

A Message from the Legislative Council, by Mr. Desbrisay;

Mr. Speaker;

The Legislative Council have passed a Bill, intituled *An Act to enable married Women to convey freehold property to which they may be entitled in their own right*—to which they desire the concurrence of the House of Assembly.

And also—

The Legislative Council have passed the Bill intituled *An Act to compel persons appointed to the office of Constable, to serve as such*, with an amendment—to which they desire the concurrence of the House of Assembly.

And also—

The Legislative Council desire a further Conference with the House of Assembly, on the subject matter of the last Conference; and have appointed the Hon. Mr. Holl and the Hon. Mr. Irving a Committee to manage this further Conference—to meet in the Committee Room on Monday next, at Two o'clock.

And then he withdrew.

*Resolved*, That this House do agree to a further Conference, as is desired by the Legislative Council, on the subject matter of the last Conference.

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

*Ordered*, That the Committee who managed the last Conference be a Committee to manage this further Conference.

An engrossed Bill, intituled *An Act to amend the Marriage Law*, was, according to order, read the third time.

An amendment was proposed to be made to the Bill, in clause 5, line 11, by inserting, after the word "License," the words "if by him required;" which being seconded and put,

was carried in the affirmative—and the Bill was amended at the table accordingly.

A motion being made, that the Bill do now pass;

Mr. *D. Maclean* moved, in amendment, to leave out the word "now," and at the end of the question, insert the words "this day three months."

The House divided on the motion of amendment:

## YEAS:

Mr. <i>D. Maclean</i> ,	Mr. <i>Montgomery</i> ,
Mr. <i>Coles</i> ,	Mr. <i>Macaulay</i> ,
Mr. <i>Wightman</i> ,	Mr. <i>A. Maclean</i> ,
Mr. <i>Rae</i> ,	Mr. <i>D. Macdonald</i> ,
Mr. <i>Macintosh</i> ,	Mr. <i>Fraser</i> .

## NAYS:

Hon. Mr. <i>Palmer</i> ,	Mr. <i>Longworth</i> ,
Mr. <i>Hudson</i> ,	Mr. <i>Cooper</i> ,
Mr. <i>Cambridge</i> ,	Mr. <i>Dingwell</i> ,
Mr. <i>Douse</i> ,	Mr. <i>Thornton</i> ,
Mr. <i>Dulziel</i> ,	Mr. <i>Macgregor</i> .
Mr. <i>Yeo</i> ,	

So it passed in the negative.

The question being then put on the main motion, "That the Bill do pass,"

It was resolved in the affirmative.

*Ordered*, That Mr. *Cambridge* do carry the said Bill to the Legislative Council, and desire their concurrence.

Mr. *Longworth*, in his place, presented to the House a copy of the Warrant Book for the past year.

*Ordered*, That the said document be referred to the Committee appointed to examine and report on the Public Accounts.

Then the House adjourned for one hour.

And being met—

A Petition of Edward Foley, of Township Three, was presented to the House by the Hon. Mr. *Palmer*, and the same was received and

read; setting forth—that petitioner purchased two hundred acres of land on said Township, which had been sold for non-payment of the assessment, to Daniel Brenan, Esq., and transferred to petitioner, of which he has never been able to obtain possession; and praying the House to take his case into consideration, and cause such enactment to be made as may enable him to obtain his just right.

A motion being made, that the said Petition do lie on the Table;

Mr. *D. Maclean* moved, by way of amendment, that the prayer of the said Petition be rejected; which being seconded and put, was carried in the affirmative.

Mr. *Cambridge* moved, that the time limited for the reception of petitions praying aid for Roads and Bridges, or for objects of a local or private nature, be extended, so as to include the present day; and the motion being seconded, and the question put thereon;

The House divided:

Yeas, 7,

Nays, 9.

So it passed in the negative.

*Resolved*, That this House do now resolve itself into a Committee of the whole House, on the further consideration of the Bill to alter and amend the Land Assessment Act.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. *Cambridge* took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again; which the House agreed to.

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

## SATURDAY, February 18, 1843.

**T**HE amendment made by the Legislative Council to the Bill intituled *An Act to compel persons appointed to the office of Constable, to serve as such*, was read the first time, and is as followeth:—

*Folio 3, line 19*—After the word “days,” insert—

“And be it further enacted, that in cases where any Constable appointed under and by virtue of this Act shall neglect or refuse to serve, it shall and may be lawful to and for the Chief Justice, or any of the Justices of the said Court, to appoint other persons in the place of such person or persons as may so refuse or neglect to serve as aforesaid, and so often as similar cases may arise; and such persons so appointed shall be subject to the like penalties for refusal or neglect to serve, as are provided in and by this Act.”

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

An engrossed Bill from the Council, intituled *An Act to enable married Women to convey freehold property to which they may be entitled in their own right*, was read the first time, and ordered to be read a second time on Monday next.

An engrossed Bill from the Council, intituled *An Act relating to Landlord and Tenant*, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Macaulay took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Macaulay reported, that the Committee had gone through the Bill, and made several amendments thereto; which amendments were again read at the Clerk’s Table, and agreed to by the House, and are as follow:—

*Folio 1, line 4*—After the word “Premises,” leave out the words “situate within Charlottetown, Georgetown and Princetown, in this Island.”

*Same folio, line 15*—Leave out from the word “premises” to the word “Island,” in line 17, both inclusive, and insert “any message, tenement or premises situate within this Island, where any land held therewith shall not exceed one acre.”

*Folio 4, line 13*—After the word “for,” insert “any one of the Justices of.”

*Same folio, line 14*—Leave out the words “in term time.”

*Ordered*, That the said Bill, with the amendments, be read the third time on Wednesday next.

Then the House adjourned for one hour.

And being met—

An engrossed Bill from the Council, intituled *An Act to prevent the burning of Limestone within the Town of Charlottetown*, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. D. Macdonald took the Chair of the Committee.

Mr. Speaker resumed the Chair.

*Resolved*, That this House do now resolve itself into a Committee of the whole House, on the further consideration of the Bill for consolidating and amending the Acts relating to Statute Labour.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Douse took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again; which the House agreed to.

Then the House adjourned until Monday next, at Eleven o’clock.



## MONDAY, February 20, 1843.

**R**ESOLVED, That the following Address to His Excellency the Lieutenant Governor do now pass :

To His Excellency Sir HENRY VERR HUNTLEY, Knight, Lieutenant Governor and Commander-in-Chief in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral, and Ordinary of the same, &c. &c. &c.

May it please Your Excellency ;

The House of Assembly respectfully request that your Excellency will be pleased to direct the proper officer to furnish the House with an account of the gross receipts at the Post Office for the past year, showing the different sources of Postage from whence the same is derived, and the distinct amount of each (including the receipts at the different district offices respectively ; ) and also the expenditure of the Post Office department for the past year ; together with a copy of the regulations under which Public Documents, whether written or otherwise, are transmitted within this Colony, and to the neighbouring Provinces.

*Ordered*, That the said Address be engrossed.

*Ordered*, That Mr. Thornton, Hon. Mr. Palmer and Mr. Rae be a Committee to wait upon His Excellency with the said Address.

The amendment made by the Legislative Council to the Bill intituled *An Act to compel persons appointed to the office of Constable, to serve as such*, was, according to order, read a second time.

*Ordered*, That the Tenth Rule of this House be suspended, so far as relates to the said amendment.

And then the said amendment was read the third time.

An amendment was proposed to the said amendment, by inserting after the word "Court," the words "out of the list returned by the Grand Jury, as now by law prescribed."

And the said amendment being thrice read, was, on the question put thereon, agreed to by the House.

A motion being made, that the said amendment, as amended, do pass.

The House divided on the question :

YEAS :

Mr. Wightman,	Mr. Longworth,
Mr. Thornton,	Mr. Douse,
Mr. Macaulay,	Mr. Coles,
Mr. Dalziel,	Mr. A. Maclean,
Mr. Dingwell,	Hon. J. S. Macdonald,
Hon. Mr. Palmer,	Mr. D. Maclean,
Mr. D. Macdonald,	Mr. Cambridge.

NAYS :

Mr. Cooper,	Mr. Macintosh,
Mr. Rae,	Mr. Fraser.

So it was resolved in the affirmative.

*Ordered*, That Mr. Cambridge do carry back the said Bill to the Legislative Council, and acquaint them that this House hath agreed to their amendment, with an amendment, to which it doth desire their concurrence.

An engrossed Bill from the Council, intituled *An Act to enable married women to convey freehold property to which they may be entitled in their own right*, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. D. Macdonald took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. D. Macdonald reported, that the Committee had gone through the Bill, and made several amendments thereto—which amendments were again read at the Clerk's Table, and agreed to by the House, and are as follow :—

*Folio 2, line 2*—Leave out the word "King's," and insert "Queen's."

*Same folio, line 20*—After the word "Ireland," insert "a."

*Ordered*, That the said Bill, with the amendments, be read the third time to-morrow.

The time for holding a further Conference with the Legislative Council, on the subject matter of the last Conference, having arrived ;

And the names of the Managers being called over, they went to the Conference ;

And being returned,

Mr. Rae reported, that the Managers had been at the Conference, and had met the Committee of the Legislative Council, who acquainted them that the Council do adhere to their amendment, for the following reasons :—

Because the Legislative Council conceive that the legitimate object of Jail Limits is, to afford air and exercise to persons confined for debt—which object the Council consider will be fully attained by confining the limits to the Towns and Royalties—they being sufficiently extensive for that purpose. The extension of the Limits to places where persons may obtain employment, is not, in the opinion of the Council, important, as, by the Act for the relief of Insolvent Debtors, a person not having property may compel his Creditor to pay the maintenance allowed by such Act, or otherwise obtain his discharge; and if such person has property, which he withholds from his Creditor, the Council think he has no right to complain if he suffer some inconvenience in consequence of his dishonesty, in endeavouring to deprive his Creditor of such property.

Because, by extending the Limits to the Wharves and Water Lots, persons residing in the Towns will suffer no inconvenience from being imprisoned, inasmuch as their ordinary business will not be thereby interfered with; and it is notorious that many persons have avoided the payment of their just debts in consequence of the said limits being so extended; and such extension virtually does away with imprisonment for debt, as to persons residing in the Towns, but leaves persons residing in the country liable to all its inconveniences.

Because the Limits of the Water Lots are not visible—some extending to the Channel, and some a very small distance from the shores—in consequence of which, persons confined are much more likely to commit involuntary breaches of their Bonds, than if the Limits were confined, according to the amendments made by the Council, to the Towns and Royalties—the boundaries of which are, in general, much more clearly defined.

The Council do not conceive that the recent English Acts, abolishing imprisonment for Debt, materially bear upon the present question, inasmuch as those Acts contain

provisions for the protection of the Creditor against fraudulent Debtors, which are not in force in, and cannot, in the opinion of the Council, be made applicable to this country.

The Council conceive that much inconvenience has already resulted from the extension of the limits; being fully impressed with the conviction, that many persons possessing means sufficient for the discharge of their debts, have thereby evaded the payment of them.

Then the House adjourned for one hour.

And being met—

*Resolved*, That this House do now resolve itself into a Committee of the whole House, on the further consideration of the Bill for consolidating and amending the Laws relating to Statute Labour.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Douse took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

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

## TUESDAY, February 21, 1843.

**A**N engrossed Bill from the Council, intituled *An Act to enable married women to convey freehold property to which they may be entitled in their own right*, with the amendments, was, according to order, read the third time.

*Resolved*, That the Bill, with the amendments, do pass.

*Ordered*, That Mr. *Wightman* do carry back the said Bill to the Legislative Council, and acquaint them that this House hath passed the same, with several amendments, to which it doth desire their concurrence.

A Message from the Legislative Council, by Mr. Desbrisay:

Mr. Speaker;

The Legislative Council have passed a Bill

intituled *An Act to repeal an Act made and passed in the Twenty-first year of the reign of King George the Third, intituled "An Act relative to Wills, Legacies and Executors, and for the settlement and distribution of the Estates of Intestates," and to make other provisions in lieu thereof*—to which they desire the concurrence of the House of Assembly.

And also—

The Legislative Council have agreed to the amendment proposed by the House of Assembly to the amendment made by the Council to the Bill intituled *An Act to compel persons appointed to the office of Constable, to serve as such*.

And then he withdrew.

An engrossed Bill from the Council, intituled

*An Act to repeal an Act made and passed in the Twenty-first year of the Reign of King George the Third, intituled "An Act relating to Wills, Legacies and Executors, and for the settlement and distribution of the Estates of Intestates," and to make other provisions in lieu thereof,* was read the first time, and ordered to be read a second time on Thursday next.

*Resolved,* That this House do now resolve itself into a Committee of the whole House, on the further consideration of the Bill for consolidating and amending the Laws relating to Statute Labour.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Douse took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

Mr. Speaker communicated to the House the following letter:—

*To the Honorable the Speaker of the House of Assembly.*

SIR;

The Directors of the Prince Edward Island Steam Navigation Company beg to transmit to you, for the information of the Honorable the House of Assembly, a copy of their Report, and statement of Accounts of the Company, for the past year—by which it will be seen, that, notwithstanding their utmost desire to fulfil the duties prescribed by the Act of Incorporation, they have found it impracticable to do so to the full extent. They therefore beg respectfully to request, that your Honorable House will be pleased to review that Act, for the purpose of making such alterations and

amendments as in its wisdom it may deem proper.

I have the honor to be, &c.

CHARLES HENSLEY, *Chairman.*  
Charlottetown, Feb. 20th, 1843.

*Ordered,* That the said letter and accompanying document do lie on the Table.

Then the House adjourned for one hour.

And being met—

The Order of the Day, for the House in Committee on the further consideration of the Bill to secure to ejected Settlers, or Occupiers of Land, compensation for improvements made at their own cost, being read;

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Beairsto took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again; which the House agreed to.

The Hon. Mr. *Palmer*, by command of His Excellency the Lieutenant Governor, laid before the House, in compliance with the Message of this House to His Excellency of the 3d inst., Returns of Exports and Imports, Vessels launched and registered, Vessels which have left the Island under certificate, Vessels transferred to other ports, Number and tonnage of vessels engaged in foreign trade and in fishing, Detailed account of Imperial Duties collected in this Island, with the application thereof, for the past year.

[For said Returns, see Appendix (E).]

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

## WEDNESDAY, February 22, 1843.

**O**RDERED, That the Order of the Day, for the third reading of an engrossed Bill from the Council, intituled *An Act relating to Landlord and Tenant*, with the amendments, be discharged.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Cambridge took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Cambridge reported, that the Committee had gone into the further consideration of the Bill, and made several amendments thereto; which amendments were again read at the Clerk's Table, and, on the question being separately put thereon, agreed to by the House, and are as follow:—

*Folio 4, line 8*—After the word “contained,” insert—  
 “Provided that where such Tenant shall  
 “give to such Justices sufficient security  
 “for the payment of such costs within  
 “thirty days from the time of judgment,  
 “then no prosecution shall issue against  
 “the body, or goods and chattels, of such  
 “person, during the said period of thirty  
 “days.”

*Folio 7, line 13*—Leave out the word “five,” and insert  
 “two.”

Mr. Cooper moved, that the following be added to the Bill, and do form the second clause thereof:—

“Provided always, and be it further enacted, That nothing in this Act contained shall extend, or be construed to extend, to authorize any Justice or Justices of the Peace to summon before him or them, or to grant any Warrant or Writ of possession and execution against any tenant or occupant in possession or occupation of any tenement or premises, where such tenant or occupant has, at his own cost, erected the buildings thereon, or cleared and fenced in one acre of land, or more, from its wilderness state, or has obtained possession or occupation of or the good will to such improvements, by purchase or inheritance.”

The House divided on the question :

YEAS :

Mr. Cooper,	Mr. D. Macdonald,
Mr. Macintosh,	Mr. Dingwell,
Mr. Dalziel,	Mr. D. Maclean,
Mr. Fraser,	Mr. Coles.

NAYS :

Hon. J. S. Macdonald,	Mr. Longworth,
Mr. Beairsto,	Mr. A. Maclean,
Mr. Montgomery,	Mr. Macaulay,
Mr. Cambridge,	Mr. Hudson,
Mr. Macgregor,	Mr. Douse,
Hon. Mr. Palmer,	Mr. Wightman.
Mr. Thornton,	

So it passed in the negative.

*Ordered*, That the said Bill, with the amendments, be read the third time to-morrow.

A Message from the Legislative Council, by Mr. Desbrisay :

Mr. Speaker;

The Legislative Council have passed a Bill intituled *An Act for the naturalization of Aliens in this Island*—to which they desire the concurrence of the House of Assembly.

And then he withdrew.

An engrossed Bill from the Council, intituled *An Act for the naturalization of Aliens in this Island*, was read the first time, and ordered to be read a second time to-morrow.

Mr. Longworth reported from the Committee appointed to examine and report on the Public Accounts; and he read the Report in his place, and afterwards delivered it in at the Clerk's Table, where it was again read.

*Ordered*, That the said Report be committed to a Committee of the whole House on Friday next.

Mr. Thornton, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address, praying that he would cause certain information relative to the Post Office Department to be laid before the House, reported to the House, that their Address had been presented to His Excellency, and that he was pleased to say he would give directions, as prayed for in the Address.

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

## THURSDAY, February 23, 1843.

**A**N engrossed Bill from the Council, intituled *An Act to repeal an Act made and passed in the Twenty-first year of the Reign of King George the Third, intituled “An Act relating to Wills, Legacies and Executors, and for the settlement and distribution of the Estates of Intestates,”* and to make other provisions in lieu thereof, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Macaulay took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again; which the House agreed to.

A Message from the Legislative Council, by Mr. Desbrisay :

Mr. Speaker;

The Legislative Council have passed the Bill, intituled *An Act to amend the Act regulating the floating of Logs, Scantling, Deals, and other kinds of Wood, down the Rivers and lesser Streams in this Island, and for other purposes therein mentioned*, without any amendment.

And then he withdrew.

An engrossed Bill from the Council, intituled *An Act relating to Landlord and Tenant*, with the amendments, was, according to order, read the third time.

Then the House adjourned for one hour.

And being met—

An engrossed Bill from the Council, intituled *An Act for the naturalization of Aliens in this Island*, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Hudson took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

*Resolved*, That this House do now resolve itself into a Committee of the whole House, on the further consideration of the Bill, intituled *An Act to repeal an Act made and passed in the Twenty-first year of the Reign of King George the Third, intituled "An Act relating to Wills, Legacies and Executors, and for the settlement and distribution of the Estates of Intestates," and to make other provisions in lieu thereof*.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Macaulay took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

*Resolved*, That this House will, to-morrow, resolve itself into a Committee of the whole House, to inquire into and take into consideration the state of the Colony.

*Ordered*, That the Committee appointed to report on all Petitions praying aid for Paupers and Lunatics do also report on all cases of pauperism brought under the consideration of the House, whether by petition or otherwise.

Then the House adjourned until to-morrow, at 10 o'clock.

## FRIDAY, February 24, 1843.

**A** PETITION of divers Shareholders in the Steam Navigation Company residing at or near Georgetown, was presented to the House by Mr. Thornton, and the same was received and read; complaining of the irregularity in the trips made by the Steam Packet to Georgetown during the past season; and praying that measures may be adopted for enforcing a more rigid compliance with the provisions of the Act of Incorporation in future, in that particular.

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

*Resolved*, That this House do now resolve itself into a Committee of the whole House, on the further consideration of an engrossed Bill from the Council, intituled *An Act for the naturalization of Aliens in this Island*.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Hudson took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

*Ordered*, That Mr. *Dingwell* have leave to absent himself from this House until Tuesday next.

Mr. *Cooper* moved, that the amendments made to an engrossed Bill from the Council, intituled *An Act relating to Landlord and Tenant*, so far as the same would have the effect of extending the operation of the Act to the country, be disagreed to.

The House divided on the question:

YEAS:

Mr. <i>Cooper</i> ,	Mr. <i>Dalziel</i> ,
Mr. <i>D. Macdonald</i> ,	Mr. <i>Rae</i> ,
Mr. <i>Fraser</i> ,	Mr. <i>Macintosh</i> ,
Mr. <i>Montgomery</i> ,	Mr. <i>D. Maclean</i> .

NAYS:

Hon. Mr. <i>Palmer</i> ,	Mr. <i>Macaulay</i> ,
Mr. <i>A. Maclean</i> ,	Mr. <i>Wightman</i> ,
Mr. <i>Hudson</i> ,	Mr. <i>Yeo</i> ,
Mr. <i>Coles</i> ,	Mr. <i>Douse</i> ,
Mr. <i>Cambridge</i> ,	Hon. <i>J. S. Macdonald</i> ,
Mr. <i>Macgregor</i> ,	Mr. <i>Beairsto</i> .
Mr. <i>Thornton</i> ,	

So it passed in the negative.

A motion being made, that the said Bill, with the amendments, do pass;

It was resolved in the affirmative.

*Ordered*, That Mr. *Wightman* do carry back the said Bill to the Legislative Council, and acquaint them that this House hath passed the same, with several amendments, to which it doth desire their concurrence.

Two Messages from His Excellency the Lieutenant Governor:

Mr. Secretary Haviland, by command of His Excellency, delivered the following Messages:

**First Message.**

H. V. HUNTLEY, Lieut. Governor.

The Lieutenant Governor lays before the House of Assembly copy of an Order of Her Majesty in Council, specially confirming "An Act to alter and in addition to an Act made and passed in the Tenth year of the Reign of his late Majesty King George the Fourth, relating to the laying out and altering of Highways, and for other purposes therein mentioned," passed during the last Session of the Colonial Legislature.

Government House, 24th February, 1843.

[For the document referred to in said Message, see Appendix (F.)]

**Second Message.**

H. V. HUNTLEY, Lieut. Governor.

The Lieutenant Governor transmits to the House of Assembly the several Returns of the Commissioners of Statute Labour for the past year, together with their remarks upon the existing state of the Roads and Bridges within their respective Districts.

Also, the Accounts of the Road Correspondent, shewing the application of the sum granted by the Legislature for Roads, Bridges and Wharves, for the past year. The contingencies for King's and Queen's Counties have been considerably increased, by an unavoidable expenditure upon the Roads and Bridges which were damaged by the severe storm of the Third of November last.

The Bridge over Darnley Basin, in Prince County, erected at a very considerable expense, was completely destroyed. The Lieutenant Governor recommends to the favourable consideration of the House a Petition, very numerously signed, praying for aid towards the reconstruction of this Bridge, so essential to the intercourse of that section of the Island.

The Lieutenant Governor also submits a Petition from certain Inhabitants of Lots Numbers Sixty-three and Sixty-four, and others, shewing the advantage of a new line of road from Vernon River to Murray Harbour, as delineated in a plan annexed thereto.

The Lieutenant Governor also lays before the House of Assembly certain Documents connected with the Wharf now in course of completion at Minchin's Point, Lot 48, in explanation of an additional outlay of £120, which has been incurred in the removal of the original site of the said Wharf.

The Lieutenant Governor also submits a Petition from Angus M'Isaac, the Contractor, praying for a remuneration for two additional Blocks and Bridges.

In making the necessary provision for the service of Roads, Bridges and Wharves for the current year, the Lieutenant Governor leaves the House to appropriate such sums for this important branch of the public expenditure as the increasing demands of the Colony may require, and as may be deemed consistent with its available resources.

Government House, February, 1843.

*Ordered*, That the papers referred to in the said Message do lie on the Table.

*Resolved*, That this House will, on Tuesday next, resolve itself into a Committee of the whole House, to consider of a Supply.

*Ordered*, That the second Message received this day from His Excellency the Lieutenant Governor be referred to the said Committee.

The Order of the Day, for the House in Committee on the consideration of the Report of the Special Committee appointed to examine and report on the Public Accounts, being read ;

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Cambridge took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

Then the House adjourned until to-morrow, at 10 o'clock.

## SATURDAY, February 25, 1843.

**T**HE Order of the Day, for the House in Committee, to inquire into and take into consideration the State of the Colony, being read ;

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Macgregor took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

Then the House adjourned until Monday next, at Eleven o'clock.

## MONDAY, February 27, 1843.

**M**R. SPEAKER, by command of His Excellency the Lieutenant Governor, laid before the House a copy of a circular Despatch from Lord Stanley, dated 26th September, 1842.

And the said Despatch was read, and is as followeth :—

(Copy—Circular.)

Downing Street, 26th September, 1842.

Sir ;

Referring to Lord Glenelg's Circular Instruction of the 11th of November, 1836, explanatory of the measures which his Lordship directed to be taken for vesting the Ordnance Property in Prince Edward Island in the principal Officers of the Ordnance, I have to instruct you to report to me whether any and what steps were taken for carrying that Circular Instruction into effect.

In the event of no enactment having been passed by the Legislature of Prince Edward Island, with a view to the object in question, you will consider it your duty to

propose a Law for the consideration of the Legislature, framed in conformity with the draft herewith enclosed. But if a Law should actually have been passed, in accordance with the Circular Instruction of 1836, you will move the Legislature to consider of the propriety of amending such Law in conformity with the enclosed draft.

I have, &c.

(Signed)

STANLEY.

Lieut. Governor,

Sir H. V. Huntley,

Prince Edward Island.

*Ordered*, That the said Despatch, with its enclosure, be referred to a Committee of three Members, to report thereon with all convenient speed, by Bill or otherwise.

*Ordered*, That the Hon. J. S. Macdonald, Mr. Thornton and the Hon. Mr. Palmer do compose the said Committee.

Read a third time, as engrossed, the Bill intituled *An Act to provide for the summary trial of Small Debts, and to regulate proceedings in cases of summary Capias.*

Two clauses were offered to be added to the Bill—the first regulating the mode of trying causes for sums not exceeding forty shillings, when more than one Commissioner is present; and the other providing a form of oath to be taken by the Commissioners.

And the said clauses were twice read, and committed to a Committee of the whole House.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Douse took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Douse reported, that the Committee had gone through the said clauses, and made several amendments thereto.

*Ordered,* That the Report be received to-morrow.

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

## TUESDAY, February 28, 1843.

**M**R. DOUSE, from the Committee of the whole House, on the consideration of the two clauses which were proposed to be added to the engrossed Bill intituled *An Act to provide for the summary trial of Small Debts, and to regulate the proceedings in cases of summary Capias,* reported, according to order, the amendments which they had made to the said clauses; which amendments were again read at the Clerk's Table, and agreed to by the House.

And the said clauses, so amended, were severally read the third time, and agreed to by the House, to be made part of the Bill.

*Resolved,* That the Bill do pass.

*Ordered,* That the Hon. J. S. Macdonald do carry the said Bill to the Legislative Council, and desire their concurrence.

The Order of the Day, for the House in Committee, to consider of a Supply, being read;

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Coles took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Coles reported, that the Committee had come to two Resolutions, which he was directed to submit to the House whenever it shall be pleased to receive the same.

*Ordered,* That the Report be received to-morrow.

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

*Resolved,* That this House will, to-morrow, take into consideration the several private Petitions before the House.

A Message from the Legislative Council, by Mr. Desbrisay:

‘ COUNCIL CHAMBER,

‘ Monday, 27th February, 1843.

‘ **RESOLVED,** That an humble Address be presented to Her Majesty, praying that Her Majesty will be graciously pleased to order that an armed Steamer, drawing but little water, may be placed upon this station during the summer season, instead of the Ships of War which have been hitherto stationed in the Gulph of St. Lawrence, to protect the Fisheries from encroachments by American vessels; and that the House of Assembly be requested, by Message, to join in the said Address.

‘ *Ordered,* That the Honorable Mr. Holl, the Honorable Mr. Young, and the Honorable Mr. Hensley be a Committee on the part of this House to prepare the said Address.

‘ *Ordered,* That a copy of the foregoing Resolution be communicated, by Message, to the House of Assembly.’

And then he withdrew.

Then the House adjourned for one hour.

And being met—



*Resolved*, That a Committee of this House be appointed, to join the Committee of the Legislative Council, to prepare a Joint Address to Her Majesty, praying that she will be pleased to order that an armed Steamer, of moderate draught of water, may be placed upon this station during the summer season, to protect the Fisheries from encroachments by American vessels.

*Ordered*, That Mr. Cooper, Mr. D. Maclean, Mr. Wightman, Hon. Mr. Palmer, Mr. Beairsto and the Hon. J. S. Macdonald do compose the said Committee.

*Ordered*, That a copy of the foregoing Resolution be communicated, by message, to the Legislative Council.

*Ordered*, That the Hon. J. S. Macdonald do carry the said message to the Council.

*Resolved*, That this House do now resolve itself into a Committee of the whole House, on the further consideration of the Bill to consolidate and amend the Laws relating to Statute Labour.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Douse took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Douse reported, that the Committee had gone through the Bill, and made several amendments thereto; which amendments were again read at the Clerk's Table, and agreed to by the House.

*Ordered*, That the said Bill, as amended, be engrossed, and that the Title be *An Act to consolidate and amend the Laws relating to*

*Statute Labour, and the expenditure of public moneys on the Highways.*

*Resolved*, That the following Address to His Excellency the Lieutenant Governor do now pass:

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

May it please your Excellency;

The House of Assembly respectfully beg leave to request that your Excellency will be pleased to inform the House whether any appropriation of the moneys arising from the sales of Crown Lands has been made since the accounts thereof were last furnished to the late House of Assembly; and that your Excellency will cause the House to be furnished with an account of the sales of Crown Lands since last rendered to the Legislature, and up to this date—a detailed account of the expenses incurred in regard to such sales, including the expense of deeds and surveys, so far as paid by Government; a statement of the amounts still due on Lands so sold—and also a statement of the Crown Lands remaining unsold in the Colony.

*Ordered*, That the said Address be engrossed.

*Ordered*, That Mr. Thornton, Mr. Wightman and Mr. Macaulay be a Committee to wait upon His Excellency with the said Address.

The Hon. Mr. Palmer, from the Committee appointed to prepare and bring in a Bill to amend the Acts for the summary trial of common Assaults and Batteries, reported a Bill, as prepared by the Committee; and the same was read the first time, and ordered to be read a second time on Thursday next.

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

## WEDNESDAY, March 1, 1843.

**T**HE Order of the Day, for taking into consideration the several private Petitions before the House, being read;

The House proceeded accordingly to take the same into consideration.

The Petition of divers Settlers on the Wood Island Road, for aid towards opening a road from the Upper Wood Island Road to the harbour of Pinette, was read; and thereupon,

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

The Petition of John Peters, of Georgetown, Ferryman, was read; and thereupon

Mr. Wightman moved, that the said Petition be referred to the Committee of Supply.

Mr. Montgomery moved, as an amendment, that the prayer of the Petition be rejected.

The House divided on the motion of amendment :

Yeas, 14.

Nays, 3.

So it was carried in the affirmative.

The Petition of Thomas Hopgood, Ferryman, at Ellis River, was taken up and again read ; and thereupon,

*Resolved*, That the prayer of the said Petition be rejected.

The following Petitions were also taken up and again read, viz :

The Petition of divers Inhabitants of Townships Thirteen and Fourteen, for a grant to extend the Wharf on the North side of Ellis River Ferry.

The Petition of divers Inhabitants of Wilmot Creek, for aid to make a road to Sand Point.

*Ordered*, That the two last preceding Petitions be referred to the Members from the different parts of Prince County, for consideration on the division of the road money for said County.

The following Petitions were also taken up and again read, viz :

The Petition of divers Inhabitants of Lots Eighteen and Twenty, for a Wharf at Long River, New London.

The Petition of divers Inhabitants of Townships Forty-nine and Fifty, for aid towards the construction of a Wharf at China Point.

The Petition from Orwell, Newtown and Murray Harbour Road Settlements, for aid towards the construction of a Wharf at Orwell Ferry Point.

The Petition for aid towards opening a road from the Back Settlement, Lot 49, to the main road.

The Petition for aid towards the construction of a Wharf at Cranberry Point.

*Ordered*, That the five last preceding Petitions be referred to the Members from the different parts of Queen's County, for consideration on the division of the road money for said County.

The following Petitions were also taken up and again read, viz :

The Petition of divers Inhabitants of New London, for an aid towards making a road from Harding's Bridge to the Princetown Road.

The Petition of Alexander Macgregor and

others, of Frenchfort, praying for a grant to open a road.

The Petition of divers Inhabitants of Birch Hill Settlement, for aid to open a road to the Birch Hill Road.

The Petition of divers Inhabitants of Mill Cove and Donaldston, for a grant to alter a road.

The Petition of divers Inhabitants of Township Thirty-six, for a grant to alter a road.

The Petition of divers Inhabitants of St. Peter's Road and Black River Settlements, praying for a grant to make a piece of road near the new chapel on Lot Thirty-five.

*Ordered*, That the six last preceding Petitions be withdrawn by the members who presented the same—the remedy being elsewhere.

The Petition of Thomas Irwin, for aid to enable him to publish a book of elementary instruction in the Micmac language, was taken up and again read ; and thereupon,

*Resolved*, That the said Petition be referred to a Committee of five Members, to examine the same, and report thereon ; with power to send for persons, papers and records.

*Ordered*, That the Hon. J. S. Macdonald, Mr. Thornton, Mr. Cooper, Mr. Maccaulay and the Hon. Mr. Palmer do compose the said Committee.

The Petition of John Cameron, of Township Fifty-nine, was taken up and again read ; and thereupon,

Mr. Rae moved, that the said Petition be referred to a Special Committee, to examine the same, and report thereon.

Mr. Wightman moved, in amendment, that after the word "that," all be struck out, and the following substituted—"the prayer of the said Petition be rejected."

The House divided on the motion of amendment :

YEAS :

Mr. Wightman,	Mr. Cambridge,
Mr. Dingwall,	Mr. Beairsto,
Hon. Mr. Palmer,	Mr. Douse,
Mr. Thornton,	Hon. J. S. Macdonald,
Mr. Yeo,	Mr. D. Maclean,
Mr. Hudson,	Mr. Montgomery.
Mr. A. Maclean,	

NAYS :

Mr. Rae,	Mr. D. Macdonald,
Mr. Cooper,	Mr. Fraser,
Mr. Macgregor,	Mr. Dalziel.
Mr. Maccaulay,	

So it was carried in the affirmative.

The main motion, as amended, was then put and carried.

The Petition of divers Inhabitants of Prince County, praying a grant to enable Anthony Simpson to run a Packet between Bedeque and Shediac, was taken up and again read; and thereupon,

*Resolved*, That a Bill being now before the House for continuing the Act relative to sailing Packets, it is inexpedient further to entertain the said Petition.

Then the House adjourned for one hour.

And being met—

A Message from the Legislative Council, by Mr. Desbrisay :

Mr. Speaker ;

The Legislative Council have agreed to the amendments made by the House of Assembly to the Bill intituled *An Act to enable married women to convey freehold property to which they may be entitled in their own right*.

And also—

The Legislative Council have agreed to the amendments made by the House of Assembly to the Bill intituled *An Act relating to Landlord and Tenant*, with an amendment, to which they do desire its concurrence.

And then he withdrew.

The amendment proposed by the Legislative Council to the amendments made by this House to the Bill intituled *An Act relating to Landlord and Tenant*, was read, and is as followeth :—

*Folio 2, line 4*—Strike out the word "Prosecution," and insert "Execution."

*Ordered*, That the Tenth Rule of this House be suspended, so far as relates to this amendment.

*Resolved*, That this House doth agree to the said amendment.

*Ordered*, That Mr. *Rae* do carry back the said Bill to the Legislative Council, and acquaint them that this House hath agreed to the amendment proposed by the Legislative Council to the amendments made by this House to the said Bill.

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The Hon. *J. S. Macdonald*, from the Committee to whom was referred the Petition of divers Inhabitants of Townships Twenty-nine and Thirty, praying for an alteration in the Law relating to distress for rent, to report thereon by Bill or otherwise, reported a Bill to amend the Act, 5 Will. 4, cap. 6, as prepared by the Committee; and the same was read the first time, and ordered to be read a second time on Friday next.

*Ordered*, That this House do again proceed to consider private Petitions.

The Petition of divers Inhabitants of Launching Place, praying for a grant towards the construction of a Wharf, was taken up and again read; and thereupon,

*Ordered*, That the said Petition be referred to the Members from the different parts of King's County, for consideration in the division of the road money for said County.

The Petition of divers Inhabitants of Brown's Creek Settlement, Lot 59, praying that a road may be opened from the Eastern end thereof to the road on the South side of Montague River, was taken up and again read; and thereupon,

*Ordered*, That the said Petition be referred to the same Members, for consideration as aforesaid.

The Petition of Richard Cole, of Bedeque, praying for payment of a balance due him on a contract for adding a block to the Wharf at Hurd's Point, was taken up and again read; and thereupon,

Mr. *Hudson* moved, that the said Petition be referred to the Committee of Supply.

The Hon. *J. S. Macdonald* moved, in amendment, that after the word "referred," all be struck out, and the following substituted—"to the Members from the different parts of Prince County, for consideration in the division of the road money for said County."

The House divided on the motion of amendment :

Yeas, 15.

Nays, 5.

So it was carried in the affirmative.

The main motion, as amended, was then put and carried.

The Petition of divers Inhabitants of the Northern part of Prince County, praying for a grant towards the erection of a Bridge near Foxley Point Ferry, on Township Five, was taken up and again read; and thereupon,

*Ordered*, That Mr. *Cambridge* have leave to withdraw the said Petition.

The Petition of divers Settlers on the South side of Montague River, relative to the road partly opened from Macfarlane's Mill to Montague Ferry, was taken up and again read; and thereupon,

*Resolved*, That the said Petition be referred to a Committee of three Members, to examine the same and report thereon—with power to send for persons, papers and records.

*Ordered*, That Mr. *Dalziel*, Mr. *Macaulay* and Mr. *Thornton* do compose the said Committee.

The Petition, praying for a grant to complete the Wharf at Green's Shore, Bedeque, and to repair a road leading thereto, was taken up and again read; and thereupon,

Mr. *Fraser* moved, that the said Petition be referred to the Committee of Supply.

Mr. *Macintosh* moved, in amendment, that after the word "referred," all be struck out, and the following substituted—"to the Members from the different parts of Prince County, for consideration in the division of the road money for the said County."

The House divided on the motion of amendment:

YEAS, 8.

NAYS, 13.

So it passed in the negative.

The question being then put on the main motion, it was agreed to by the House.

The Petition of William H. Nelis, Teacher of the National School, Charlottetown, was taken up and again read; and thereupon,

The Hon. Mr. *Palmer* moved, that the said Petition be referred to the Committee of Supply.

The House divided on the question:

YEAS, 5.

NAYS, 15.

So it passed in the negative.

*Resolved*, That the said Petition be referred to a Committee of seven Members, to examine

the same and report thereon—with power to send for persons, papers and records.

*Ordered*, That Mr. *Rae*, Mr. *D. Maclean*, Hon. *J. S. Macdonald*, Mr. *Macaulay*, Mr. *Douse*, Mr. *Hudson* and Mr. *Yeo* do compose the said Committee.

The Petition of divers Inhabitants of Lots 44, 45, 46, and 47, praying for a grant towards altering the highway at the settlement of Little Harbour, was taken up and again read; and thereupon,

*Resolved*, That the said Petition be referred to a Committee of two Members, to examine the same, and report thereon to the House at its next Session.

*Ordered*, That Mr. *D. Macdonald* and Mr. *Macintosh* do compose the said Committee.

The Petition of James Proudfoot, of Brackley Point Road, presented to the House on the 15th inst., was taken up and again read; and thereupon,

Mr. *D. Maclean* moved, that the said Petition be referred to a Committee of five Members, to examine the same and report thereon—with power to send for persons, papers and records.

The Hon. Mr. *Palmer* moved, in amendment, that after the word "that," all be struck out, and the following substituted, "the prayer of the said Petition be rejected"—which being seconded and put, passed in the negative.

The question being then put on the main motion, it was agreed to by the House.

*Ordered*, That Mr. *D. Maclean*, Mr. *A. Maclean*, Mr. *Coles*, Mr. *Rae* and Mr. *Thornton* do compose the said Committee.

The Petition of the Office-bearers of the Charlottetown Mechanics' Institute was taken up and again read; and thereupon,

*Resolved*, That the said Petition be referred to the Committee of Supply.

The Petition of divers Inhabitants of Township Thirty-two, praying a grant for the reconstruction of the old York River Bridge, was taken up and again read; and thereupon,

*Ordered*, That the said Petition be withdrawn by Mr. *Douse*.

The Petition of William Weeks, praying for a grant to enable him to run a Packet between Baie de Verte and this Island, was taken up and again read; and thereupon,

The Hon. Mr. *Palmer* moved, that the said Petition be referred to the Committee of Supply.

Mr. *D. Maclean* moved, in amendment, that after the word "that," all be struck out, and the following substituted "the prayer of the said Petition be rejected"—which being seconded and put, was carried in the affirmative.

The main motion, as amended, was then put and carried.

The Petition of divers Shareholders in the Steam Navigation Company residing at or near Georgetown, was taken up and again read; and thereupon,

*Resolved*, That the said Petition be referred to a Committee of five Members, to examine the same and report thereon, by Bill or otherwise—with power to send for persons, papers and records.

*Ordered*, That Mr. *Wightman*, the Hon. Mr. *Palmer*, Mr. *Coles*, Mr. *Macaulay* and Mr. *Yeo* do compose the said Committee.

*Ordered*, That the letter from the Chairman of the Directors of the said Company, laid before this House on the 21st ult., with its enclosure, be referred to the said Committee.

The Petition of divers Inhabitants of Road District Number Three, praying for a grant towards the reconstruction of Darnley Bridge, was taken up and again read; and thereupon,

Mr. *Montgomery* moved, that the said Petition be referred to the Committee of Supply.

Mr. *Cooper* moved, in amendment, that after the word "referred," all be struck out, and the following substituted—"to the Members from the different parts of Prince County, for consideration in the division of the road money for said County"—which being seconded and put, passed in the negative.

The question being then put on the main motion, it was agreed to by the House.

The Petition of divers Inhabitants of Townships 61, 63, and 64, praying for a new line of road between Murray Harbour and Vernon River, was taken up and again read; and thereupon,

Mr. *Thornton* moved, that the said Petition be referred to a Committee of five Members,

to examine the same, and report thereon—with power to send for persons, papers and records.

Mr. *Hudson* moved, in amendment, that after the word "that," all be struck out, and the following substituted, "the prayer of the said Petition be rejected—the remedy being elsewhere."

The House divided on the motion of amendment;

## YEAS:

Mr. <i>Hudson</i> ,	Mr. <i>Coles</i> ,
Mr. <i>Douse</i> ,	Mr. <i>Fraser</i> ,
Mr. <i>A. Maclean</i> ,	Mr. <i>Montgomery</i> .
Mr. <i>Yeo</i> ,	

## NAYS:

Hon. Mr. <i>Palmer</i> ,	Mr. <i>Beairsto</i> ,
Mr. <i>Dalziel</i> ,	Mr. <i>Macgregor</i> ,
Mr. <i>Thornton</i> ,	Mr. <i>Dingwell</i> ,
Mr. <i>Macaulay</i> ,	Mr. <i>D. Maclean</i> ,
Mr. <i>Cooper</i> ,	Hon. <i>J. S. Macdonald</i> ,
Mr. <i>Wightman</i> ,	Mr. <i>D. Macdonald</i> .

So it passed in the negative.

The question being then put on the main motion, it was agreed to by the House.

The Petition of Angus M'Isaac, the Contractor for building the Wharf at Minchin's Point, opposite Charlottetown, praying for a remuneration for two additional blocks and bridges, was taken up, and again read; and thereupon,

*Resolved*, That the said Petition be referred to a Committee of five Members, to examine the same and report thereon—with power to send for persons, papers and records.

*Ordered*, That Mr. *A. Maclean*, Mr. *Douse*, Hon. *J. S. Macdonald*, Mr. *Thornton* and the Hon. Mr. *Palmer* do compose the said Committee.

*Ordered*, That the several papers relating to the said Wharf, laid before this House by order of His Excellency the Lieutenant Governor on the 24th ult. be referred to the said Committee.

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

## THURSDAY, March 2, 1843.

**O**RDERED, That this House do proceed to further consider private Petitions.

The Petition of divers Inhabitants of Charlottetown, praying for a grant, in aid of private subscription, towards the construction of a Wharf at the end of Pownal Street, was taken up and again read; and thereupon,

*Resolved*, That the said Petition be referred to a Committee of five Members, to examine the same and report thereon—with power to send for persons, papers and records.

*Ordered*, That the Hon. Mr. Palmer, Mr. Longworth, Mr. Cooper, the Hon. J. S. Macdonald and Mr. Yeo do compose the said Committee.

The Petition of divers Inhabitants of Charlottetown, praying for a grant, in aid of private subscription, towards the construction of a Wharf at the end of George's Street, was taken up and again read; and thereupon,

*Ordered*, That the said Petition be referred to the last mentioned Committee, who are to examine also and report on this Petition.

*Ordered*, That Mr. Tremain's letter to the Speaker of this House, laid before the House on the 14th ult., relative to a Wharf in process of building by him, be referred to the same Committee.

The residue of the Petitions praying aid for Roads and Bridges were taken up and again severally read; and thereupon,

*Ordered*, That the said Petitions be referred to the several Members from the different Counties, for consideration in the preparing scales of sub-division of the moneys appropriated for Roads, Bridges and Wharves.

Mr. Coles, from the Committee of the whole House on the consideration of a Supply, reported, according to order, two Resolutions of the said Committee; which Resolutions were again read at the Clerk's Table, and on the question being separately put thereon, agreed to by the House, and are as follow:

1. **RESOLVED**, That it is the opinion of this Committee, that a sum not exceeding Three thousand three hundred Pounds be granted, for the service of Roads, Bridges and Wharves,

for the present year—and that such sum be equally divided between the three Counties.

2. **RESOLVED**, That the sum of Three hundred Pounds be granted, and placed at the disposal of the Lieutenant Governor, to be expended, if necessary, in opening new roads under the Road Compensation Act.

The Bill to repeal the several Acts for the summary trial of Common Assaults and Batteries, and to make other provisions in lieu thereof, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Cambridge took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

Mr. Rae moved, that a parliamentary paper on the subject of the affairs of this Island, printed by order of the House of Commons, and forwarded by Joseph Hume, Esq., M. P., the late Agent of the House of Assembly, to Mr. Cooper, the Speaker of the late House, be referred to the Committee of the whole House on the state of the Colony.

Mr. Thornton moved, in amendment, that after the word "that," in the said motion, all be struck out, and the following substituted—"this House do adjourn for one hour."

The House divided on the motion of amendment:

YEAS, 8.

NAYS, 12.

So it passed in the negative.

The question being then put on the main motion, it was agreed to by the House; and

*Ordered* accordingly.

Mr. Cooper moved, that Mr. Hume's written correspondence, laid before this House on the 27th January, be referred to the same Committee.

The Hon. *J. S. Macdonald* moved, in amendment, that after the word "that," in the said motion, all be struck out, and the following substituted—"this House do adjourn for one hour."

The House divided on the motion of amendment:

YEAS, 9.

NAYS, 11.

So it passed in the negative.

Mr. *Thornton* moved the previous question, "Shall the question be now put?"

The House divided on the question:

YEAS, 11.

NAYS, 10.

So it was carried in the affirmative.

The question being then put on the main motion, it was agreed to by the House; and

*Ordered*, accordingly.

Then the House adjourned for one hour.

And being met—

*Resolved*, That this House do now resolve itself into a Committee of the whole House, on the further consideration of the Bill to repeal the Acts for the summary trial of Common Assaults and Batteries, and to make other provisions in lieu thereof.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Cambridge took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

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

Then the House adjourned until to-morrow, at 10 o'clock.

## FRIDAY, March 3, 1843.

**O**RDERED, That Mr. *Cooper* have leave to introduce a Bill to regulate the taking of Sea-weed from the shores of this Island.

He accordingly presented the said Bill to the House; and the same was read the first time, and ordered to be read a second time on Wednesday next.

*Ordered*, That Mr. *Wightman* have leave to introduce a Bill to prevent Horses, Swine and Poultry being at large in the Town of Georgetown.

He accordingly presented the said Bill to the House; and the same was read the first time, and ordered to be read a second time on Wednesday next.

The Order of the Day, for the House in Committee, on the further consideration of the Bill to repeal the several Acts for the summary trial of Common Assaults and Batteries, and to make other provisions in lieu thereof, being read;

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Cambridge took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *Cambridge* reported, that the Committee had gone through the Bill, and made several amendments thereto; which amendments were again read at the Clerk's Table, and agreed to by the House.

*Ordered*, That the said Bill, as amended, be engrossed, and that the Title be *An Act to repeal the Acts now in force relating to the trial of Common Assaults and Batteries, and to make other provisions in lieu thereof.*

The Hon. Mr. *Palmer* moved, that the Order of yesterday, for referring to the Committee of the whole House on the state of the Colony, the written correspondence of Mr. Hume, laid before this House on the 27th January last, be rescinded.

Mr. *Cooper* moved the previous question, "Shall the question be now put?"

The House divided on the question :

YEAS :

Hon. Mr. Palmer,	Hon. J. S. Macdonald,
Mr. Cambridge,	Mr. Hudson,
Mr. Thornton,	Mr. Coles,
Mr. Yeo,	Mr. Beairsto,
Mr. Wightman,	Mr. Douse.
Mr. Macaulay,	

NAYS :

Mr. Cooper,	Mr. Fraser,
Mr. Macintosh,	Mr. A. Maclean,
Mr. D. Macdonald,	Mr. D. Maclean,
Mr. Dingwell,	Mr. Macgregor,
Mr. Dalziel,	Mr. Montgomery.
Mr. Rae,	

And the votes being equally divided, Mr. Speaker gave his casting vote in the affirmative.

The question being then put on the main motion, the House again divided :

YEAS, 11.

NAYS, 11.

And the names being called for, they were taken down as in the last preceding division.

And the votes being equally divided, Mr. Speaker gave his casting vote in the affirmative.

*Ordered*, accordingly.

Then the House adjourned for one hour.

And being met—

The Bill to amend the Act relating to Distress for Rent, and to regulate the practice of the Supreme Court in cases of Replevin, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Coles took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Coles reported, that the Committee had gone through the Bill, and made several amendments thereto; which amendments were again read at the Clerk's Table, and agreed to by the House.

*Ordered*, That the said Bill, as amended, be engrossed, and that the Title be *An Act to amend the Act relating to Distress for Rent, and to regulate the practice of the Supreme Court in cases of Replevin.*

*Ordered*, That the Committee appointed to report on the Post Office department have leave to report from time to time.

The Hon. Mr. Palmer, by command of His Excellency the Lieutenant Governor, laid before the House a Petition of the Clergy, Magistrates, and other Inhabitants of Georgetown, to the Lieutenant Governor, and by His Excellency referred to the consideration of the House—setting forth the advantages that would arise from a more frequent and regular Post communication between the Capital and Georgetown, and praying that measures may be adopted for its accomplishment.

*Ordered*, That the said Petition be referred to the last mentioned Committee.

The Hon. Mr. Palmer also, by command of His Excellency, laid before the House a Petition of divers Inhabitants of this Island to the Lieutenant Governor, and by His Excellency referred to the consideration of the House—praying for a grant, in aid of individual subscription, towards the erection of a Bridge over Elliot River, opposite M'Ewen's.

*Resolved*, That the said Petition be referred to a Committee of five Members, to examine the same and report thereon—with power to send for persons, papers and records.

*Ordered*, That the Hon. J. S. Macdonald, Hon. Mr. Palmer, Mr. Macgregor, Mr. Cooper and Mr. Rae do compose the said Committee.

A Petition of divers Inhabitants of this Island was presented to the House by Mr. Coles, and the same was received and read; setting forth—That from recent proceedings in the Supreme Court, it appears that the state of the law is extremely defective and inexplicit, with reference to the opening and closing roads of communication, which, if not remedied by statute, will inevitably be productive of much inconvenience and confusion; and praying that an Act may be passed to prevent the re-opening of such roads as have been abandoned and closed for a definite period,



unless by order of the Lieutenant Governor in Council.

*Resolved*, That the said Petition be referred to a Committee of three Members, to examine the same and report thereon, by Bill or otherwise—with power to send for persons, papers and records.

*Ordered*, That Mr. Coles, the Hon. Mr. Palmer and the Hon. J. S. Macdonald do compose the said Committee.

*Ordered*, That Mr. *Beairsto* have leave to absent himself from this House until Tuesday next.

*Ordered*, That Mr. *Cambridge* have leave to absent himself from this House until Tuesday next.

*Ordered*, That Mr. *Dalziel* have leave to absent himself from this House until Monday next.

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

## SATURDAY, March 4, 1843.

**O**RDERED, That Mr. *Yeo* have leave to introduce a Bill relating to Titles to Land acquired under the Land Assessment Act.

He accordingly presented the said Bill to the House; and the same was read the first time, and ordered to be read a second time on Friday next.

*Ordered*, That Mr. *Rae* have leave to introduce a Bill to cause claimants of Townships, or parts of Townships in this Island, to record their Titles in the proper Offices in this Island.

He accordingly presented the said Bill to the House; and the same was read the first time, and ordered to be read a second time on Tuesday next.

*Ordered*, That no new matter, on which a Bill can be founded, be introduced into this House after Monday the 13th inst.

A Petition of divers Inhabitants of the First Electoral District of Queen's County was presented to the House by Mr. *D. Maclean*, and the same was received and read; setting forth—That Petitioners are desirous of making known to the House the intolerable hardships they labour under from the impracticability of fulfilling the conditions of the Leases under which they hold their lands; and that it is utterly impossible for poor men who depend solely on their land for support to pay one shilling sterling per acre of annual rent; and praying the House to take their case into consideration, and, in conjunction with the Executive, and the other branches of the Legislature, to solicit Her Majesty to cause a just and

equitable settlement to be made between the Proprietors and the poor, distressed Tenantry of this Island—without which they can never expect peace or contentment; or to take such other measures for remedying the evils complained of, as to the House may seem meet.

*Ordered*, That the said Petition be referred to the Committee of the whole House on the state of the Colony.

*Ordered*, That Mr. *Cooper* have leave to withdraw Mr. *Hume's* written correspondence, laid before the House on the 27th January, with the exception of the letter addressed to the Speaker of the House of Assembly for the time being.

Mr. *Hudson*, from the Committee appointed to report on all Petitions praying aid towards the support of Paupers and Lunatics, and also generally upon all claims on behalf of Paupers, whether brought under the consideration of the House by Petition or otherwise, presented to the House the Report of the said Committee; which Report was again read at the Clerk's Table, and is as followeth:—

Your Committee, having maturely considered the subject to them referred, are of opinion, that the Petitioners, and others for whom aid is solicited, be relieved according to the amount respectively attached to their names in the following scale:—

### KING'S COUNTY.

	£	s.	d.
Richard Phelan,	3	0	0
Henry East,	4	0	0
John Walsh,	3	0	0
John Rowan,	3	0	0
Victoire De Coste,	2	10	0

Henry Prouse, - - -	4 0 0
Mrs. Walsh, - - -	3 0 0
John Griffin & Sisters, - - -	5 0 0
Thomas Devereaux, - - -	4 0 0
John Smith, - - -	4 0 0
Elizabeth Brow, - - -	2 10 0
Catherine Partridge, - - -	2 0 0
Mrs. Quinn, - - -	2 0 0
Widow Patience, - - -	2 0 0
John Macmillan, - - -	2 0 0

## QUEEN'S COUNTY.

James Maddox, - - -	6 0 0
Mary Macaulay, towards the support of her son, - - -	8 0 0
John Macleod, - - -	3 0 0
John Hynes, - - -	3 0 0
John Ready - - -	3 0 0
Robert Winter, - - -	2 10 0
Hercules Freeze, - - -	2 10 0
Three blind persons named Mackay, 15	0 0
Jeremiah Kehoe, - - -	2 10 0
Ann Maclean, - - -	3 0 0
Alexander Macleod, - - -	2 10 0
John Macdonald, Lot 37, - - -	3 0 0
Henry Windsor, - - -	2 10 0
Margaret M'Carthy, - - -	8 0 0
Widow Nicholson, - - -	2 0 0
Flora Macphee, - - -	2 0 0
John Macnamara, - - -	7 10 0
William Purcell, - - -	10 0 0
Joanna Redmond, - - -	3 0 0
Widow Reiley, - - -	2 10 0
Elizabeth Carson, - - -	3 0 0
Widow Macleod, Fort Augustus, - - -	3 0 0
James Conway, - - -	4 0 0
Patrick M'Carron, - - -	4 0 0
Flora Nicholson, - - -	4 0 0
Christy Currie, - - -	3 0 0
Mary Lannon, - - -	3 0 0
Alexander Pickering, to reimburse him for Board and funeral ex- penses for Joseph A. Betture, New London, a pauper, lately deceased, - - -	4 0 0
Widow Barret, - - -	3 0 0
Margaret Finlayson, - - -	5 0 0
Donald Munn, - - -	3 10 0
Catherine Macdonald, - - -	2 10 0
Ann Macdonald, - - -	2 10 0
Pierre Doucette, - - -	3 0 0

## PRINCE COUNTY.

Benjamin Parry, - - -	3 0 0
Maurice Curran, - - -	3 0 0
James & Catherine Gillis, - - -	3 10 0
George Murray, - - -	4 0 0
Jane Cotton, - - -	4 0 0

Mary Macinnis, Lot 27, - - -	5 0 0
Elizabeth Macdonald, - - -	3 0 0
Matthew Flinn, - - -	10 0 0
William Macneill, - - -	3 0 0
Mary Gallant, - - -	3 10 0
Widow Mackenna, - - -	3 0 0
Helen Moran, - - -	10 0 0

Your Committee are of opinion, that the last mentioned sum should be granted to S. Green Esq. and be paid for the relief of said pauper in quarterly instalments; provided she is confined to one place of abode, and not permitted to travel through the country begging as heretofore.

Your Committee are of opinion, that it is inexpedient to grant the prayer of Petitions from or on behalf of the following persons, they either having friends on the Island, or some other means of support.—Margaret Campbell, John Austin, William Holmes, Alexander Munro, Elfridey Whelan, Mrs. Ann Le Page, Adelaide Murphy, Philip Cooley. All which is respectfully submitted.

*Ordered,* That the said Report be referred to the Committee of Supply.

Mr. Thornton, from the Committee appointed to wait upon His Excellency the Lieutenant Governor, with the Address, praying for certain information on the subject of the Crown Lands, reported to the House that their Address had been presented to His Excellency, and that he was pleased to say, he would cause the desired information to be laid before the House.

*Resolved,* That this House do now resolve itself into a Committee of the whole House, on the further consideration of the Report of the Special Committee appointed to examine and report on the Public Accounts.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Hudson took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

Then the House adjourned for one hour.

And being met—

*Resolved,* That this House do now resolve

itself into a Committee of the whole House, to consider further of a Supply.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Coles took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

Then the House adjourned until Monday next, at Eleven o'clock.

## MONDAY, March 6, 1843.

**O**RDERED, That Mr. *Macaulay* have leave to introduce a Bill to prevent trespassing on the Common of Georgetown.

He accordingly presented the said Bill to the House; and the same was read the first time, and ordered to be read a second time on Friday next.

The Hon. *J. S. Macdonald*, by command of His Excellency the Lieutenant Governor, laid before the House the Estimates for the service of the current year.

[See Appendix (G).]

Ordered, That the said Document be referred to the Committee of Supply.

Mr. *Thornton*, from the Committee appointed to report on the increased rate of Postages, and upon the Post Office Department generally, with other references, with leave to report from time to time, presented to the House the First Report of the said Committee; which was again read at the Clerk's Table.

Ordered, That the said Report be now committed to a Committee of the whole House.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. *D. Macdonald* took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *D. Macdonald* reported, that the Committee had gone through the Report of the Special Committee, paragraph by paragraph, had amended, and then adopted the same; and the said Report, so amended, was again read at the Clerk's Table.

[See Appendix (H).]

Resolved, That this House doth concur with the Committee in the said Report; and that Mr. Speaker be requested to communicate a copy thereof to the Speakers of the Assemblies of Canada, Nova Scotia and New Brunswick respectively.

The engrossed Bill, intituled *An Act to consolidate and amend the Laws relating to Statute Labour, and the expenditure of public moneys on the Highways*, was read the third time.

Mr. *Rae* moved an amendment to the Bill, in that part of Clause 13, wherein the percentage to be allowed to the Commissioners on money expended by them is specified, by striking out the word "five," and inserting "three."

Mr. *Douse* moved, in amendment, that the further proceeding on the Bill be adjourned until Thursday next.

The House divided on the motion of amendment:

### YEAS:

Mr. <i>Douse</i> ,	Mr. <i>Coles</i> ,
Hon. <i>J. S. Macdonald</i> ,	Mr. <i>Hudson</i> ,
Mr. <i>Macaulay</i> ,	Mr. <i>A. Maclean</i> ,
Mr. <i>Montgomery</i> ,	Mr. <i>Wightman</i> .
Mr. <i>Longworth</i> ,	

### NAYS:

Mr. <i>Rae</i> ,	Mr. <i>Fraser</i> ,
Mr. <i>Cooper</i> ,	Mr. <i>Macgregor</i> ,
Mr. <i>Dalziel</i> ,	Mr. <i>D. Maclean</i> ,
Mr. <i>Macintosh</i> ,	Mr. <i>Dingwell</i> .
Mr. <i>D. Macdonald</i> ,	

And the votes being equally divided, Mr. Speaker gave his casting vote in the affirmative.

The main motion, as amended, was then put and carried.

*Ordered*, That the further proceeding on the said Bill be adjourned until Thursday next.

*Resolved*, That this House do now resolve itself into a Committee of the whole House, to consider further of a Supply.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Coles took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

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

## TUESDAY, March 7, 1843.

**R**ESOLVED, That a Free Conference be desired with the Legislative Council, on the subject matter of the last Conference.

*Ordered*, That Mr. *Rae* do go to the Legislative Council, and desire the said Conference.

*Ordered*, That Mr. *Rae*, Mr. *Montgomery*, Hon. Mr. *Pulmer*, the Hon. *J. S. Macdonald*, Mr. *Thornton* and Mr. *Coles* be a Committee to manage the said Free Conference.

Mr. *Speaker*, by command of His Excellency the Lieutenant Governor, laid before the House the following Returns, in compliance with the Address of this House of the 28th ult., viz :

Surveyor General's Return of Crown Lands sold during the year 1842.

Surveyor General's Account Sales of Crown Lands, from the 11th April to 31st December, 1842.

Surveyor General's Account of expenses on Sales of Crown Lands, from 11th April to 31st December, 1842.

Treasurer's Account of proceeds of sales of Crown Lands to 2nd March, 1843.

Return of Lands remaining in the Crown in this Colony.

*Ordered*, That the said Returns be printed as an Appendix to the Journals, together with the Returns laid before the late House of Assembly.

[See Appendix (I.)]

A Message from the Legislative Council, by Mr. *Desbrisay* :

Mr. *Speaker* ;

The Legislative Council do agree to a Free Conference, as is desired by the House of As-

sembly, on the subject matter of the last Conference ; and have appointed the Hon. Mr. *Solicitor General*, the Hon. Mr. *Holl* and the Hon. Mr. *Irving* a Committee to manage the said Free Conference—to meet in the Committee Room to-morrow, at half-past One o'clock.

And then he withdrew.

The Bill to cause claimants of Lands to place their Titles on record in the proper offices of record in this Island, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. *Speaker* left the Chair.

Mr. *D. Macdonald* took the Chair of the Committee.

Mr. *Speaker* resumed the Chair.

Mr. *D. Macdonald* reported, that the Committee had gone into the consideration of the said Bill, and had come to a Resolution thereupon ; which Resolution was again read, and is as followeth :—

**R**ESOLVED, That it be recommended to the House to appoint a Special Committee, to prepare an Address to Her Majesty, setting forth the evils which have resulted from there being no Law obliging Claimants of land to put their titles on record ; and praying that instructions may be given to His Excellency the Lieutenant Governor, that it is Her Majesty's pleasure that an Act be passed to compel claimants under titles in date posterior to the passing of the Act, to put such titles on record—and that the further consideration of the present Bill be postponed until next Session.

Mr. D. Maclean moved, in amendment to the said Report, to leave out the words "in date posterior to the passing of the Act."

The House divided on the motion of amendment :

Yeas, 6.

Nays, 12.

So it passed in the negative.

The question being then put on the said Report, it was agreed to by the House.

Ordered, That Mr. Rae, Mr. D. Maclean, Mr. Macaulay, Hon. J. S. Macdonald and Mr. Longworth be a Committee to prepare the said Address.

Resolved, That a Committee of five Members be appointed, to consider the expediency of further amending the Act for the appointment of Fish Inspectors, to report by Bill or otherwise.

Ordered, That Mr. Douse, Mr. Longworth, Hon. J. S. Macdonald, Mr. Wightman, and Mr. D. Maclean do compose the said Committee.

Mr. Coles, from the Committee to whom was referred the Petition of divers persons, praying for an alteration in the Law regulating the closing of roads which have ceased to be used by the public, to report thereon by Bill or otherwise, reported a Bill, in addition to the Act, 3 Will. 4, cap. 23, authorizing the Administrator of the Government to shut up such roads; and the same was read the first time, and ordered to be read a second time on Thursday next.

Read a third time, as engrossed, the Bill intituled *An Act to repeal the Acts now in force relating to the trial of Common Assaults and Batteries; and to make other provisions in lieu thereof.*

Resolved, That the Bill do pass.

Ordered, That the Hon. Mr. Palmer do carry the said Bill to the Legislative Council, and desire their concurrence.

Then the House adjourned until to-morrow, at 10 o'clock.

## WEDNESDAY, March 8, 1843.

THE Bill to regulate the taking of Sea-weed from the shores of this Island, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. D. Macdonald took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. D. Macdonald reported, that he was directed by the Committee to report back the Bill to the House; and that it be—

RESOLVED, as the opinion of this Committee, that no exclusive right to the Sea-weed when thrown up by the sea shall be exercised by the occupier of the land on the front of which such may be cast ashore; but that the same shall be taken by any individual, if found between high and low water mark.

And the said Report being again read;

The Hon. Mr. Palmer moved, in amendment

thereto, that after the word "land," the words "not being the owner of the sea-shore by certain bounds," be inserted—which being seconded and put, passed in the negative.

The question of concurrence being then put on the said Report,

The House divided :

YEAS :

Mr. Cooper,	Mr. Longworth,
Mr. Macaulay,	Mr. Macintosh,
Mr. Macgregor,	Mr. Cambridge,
Mr. Beairsto,	Mr. D. Maclean,
Mr. Dingwell,	Mr. Coles,
Mr. Wightman,	Mr. Rae,
Mr. Dalziel,	Mr. Hudson,
Mr. Fraser,	Mr. Thornton.
Mr. D. Macdonald,	

NAYS :

Hon. Mr. Palmer, Mr. Douse.

So it was carried in the affirmative.

Resolved, That the said Bill be referred to a Committee of five Members, to examine the same, and report thereon, by amendments or otherwise.

*Ordered*, That Mr. Cooper, Mr. Thornton, Mr. Dalziel, Mr. Rae and Mr. Macintosh do compose the said Committee.

The time for holding the Free Conference with the Legislative Council, on the subject matter of the last Conference, having arrived;

The names of the Managers were called over; and they went to the Conference.

And being returned,

Mr. Rae reported, that the Managers had been at the Free Conference; and he stated the substance thereof to the House.

Then the House adjourned for one hour.

And being met—

The Hon. Mr. Palmer, by command of His Excellency the Lieutenant Governor, laid before the House several Returns relating to the Post Office, and a letter from the Postmaster at Charlottetown to the Colonial Secretary, connected therewith, received in compliance with the Address to His Excellency of the 20th ult.

[See Appendix (H.)]

*Ordered*, That the said papers be referred to the Committee appointed to report on the increased rate of postages, and on the state of the Post Office department.

The Bill to prevent Horses, Swine and Poultry being at large within the Town of Georgetown, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Beairsto took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Beairsto reported, that the Committee had gone through the Bill, and made several amendments thereto; which amendments were again read at the Clerk's Table, and agreed to by the House.

*Ordered*, That the said Bill, as amended, be engrossed, and that the Title be *An Act to prevent the going at large of Swine and Geese at all seasons, and of Horses at certain seasons, in the Square and Streets of Georgetown.*

*Resolved*, That this House do now resolve itself into a Committee of the whole House, on the further consideration of an engrossed Bill from the Council, intituled *An Act for the naturalization of Aliens in this Island.*

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Hudson took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Order of the Day, for the second reading of the Bill to continue and amend the Act for facilitating the intercourse between this Island and the Provinces of Nova Scotia and New Brunswick, being read;

*Ordered*, That the said Order of the Day be postponed until Wednesday next.

*Resolved*, That this House will, on Friday next, resolve itself into a Committee of the whole House, on the consideration of various matters relating to Roads, Bridges and Wharves.

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

## THURSDAY, March 9, 1843.

**A** PETITION of John Lord, President of the Tryon Temperance Society, was presented to the House by Mr. Hudson, and the same was received and read; praying the House to revise the several enactments now in force regulating licenses for the retail of Spirituous liquors; so that by raising the price of licenses in the country, and enhancing the

qualifications of the venders, the traffic in such a dangerous commodity may be confined to more reputable and responsible persons than at present.

*Resolved*, That the said Petition be referred to a Committee of five Members, to examine the same, and report thereon, by Bill or otherwise.

*Ordered*, That Mr. Hudson, Mr. Dalziel, Mr. Thornton, Mr. D. Maclean and Mr. Coles do compose the said Committee.

Read a third time, as engrossed, the Bill intituled *An Act to amend the Act relating to Distress for Rent, and to regulate the practice of the Supreme Court in cases of Replevin.*

*Resolved*, That the Bill do pass.

*Ordered*, That the Hon. J. S. Macdonald do carry the said Bill to the Legislative Council, and desire their concurrence.

The Order of the Day, for resuming the adjourned proceeding upon the third reading of the engrossed Bill intituled *An Act to consolidate and amend the Laws relating to Statute Labour, and the expenditure of public moneys on the Highways*, being read;

The House resumed the said adjourned proceeding.

Mr. Rae moved to amend the said Bill, in Clause 13, specifying the per-centage to be allowed to Road Commissioners or other persons appointed to superintend the expenditure of public moneys, by leaving out the word "five," and inserting "three."

The House divided on the motion of amendment:

## YEAS:

Mr. Rae,	Mr. Macgregor,
Mr. D. Macdonald,	Mr. Dingwell,
Mr. Langworth,	Mr. Fraser,
Hon. Mr. Palmer,	Mr. Cooper,
Mr. Macintosh,	Mr. Dalziel.
Mr. D. Maclean,	

## NAYS:

Mr. Douse,	Mr. Thornton,
Mr. Yeo,	Mr. Coles,
Mr. Montgomery,	Mr. Beairsto,
Mr. Hudson,	Hon. J. S. Macdonald,
Mr. A. Maclean,	Mr. Cambridge,
Mr. Macaulay,	Mr. Wightman.

So it passed in the negative.

Mr. Dalziel then moved to amend the Bill, in the said Clause, by leaving out the word "five," and inserting "four."

The House divided on the motion of amendment:

YEAS, 12.

NAYS, 11.

So it was carried in the affirmative; and the Bill was amended at the Table accordingly.

*Resolved*, That the Bill do pass.

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*Ordered*, That Mr. Longworth do carry the said Bill to the Legislative Council, and desire their concurrence.

The Bill in addition to and in amendment of the Act relating to the closing of old roads, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Montgomery took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again; which the House agreed to.

Mr. D. Maclean, from the Committee to whom was referred the Petition of James Proudfoot, of Brackley Point Road, to report thereon, presented to the House the Report of the said Committee; which was again read at the Clerk's Table, and is as followeth:—

Your Committee have to submit, that having examined William Hodges, William Macneill and John Lawson, Esquires, and also the Petitioner, they consider it necessary that the expenses incurred by Petitioner (after being regularly taxed) should be paid by the public; that the Petitioner should be under obligation, in the event of George Carr returning to the Island to authorize the Attorney General to recover from said Carr (at the risk of the public) the amount awarded against Carr by the Rule of Court.

Your Committee have further to submit, that although there appears something unusual in the proceedings of the Magistrate who adjudicated against Proudfoot, yet that the want of clear and specific provisions in the Act indicating the various steps of procedure, is a sufficient excuse for the course taken by that Magistrate. They have seen an affidavit made in the Supreme Court by G. Carr, setting forth—that he had stated to the Magistrate that he (Carr) would not be the prosecutor, and that he (Carr) considered himself all along as a witness or spectator—but under all the circumstances elicited in the examinations, your Committee do not see that this affidavit is any sufficient warrant for recommending that Carr should be relieved of liability.

*Ordered*, That the said Report be referred to the Committee of Supply.

Then the House adjourned until to-morrow, at 10 o'clock.

## FRIDAY, March 10, 1843.

**T**HE Bill to prevent trespassing on Georgetown Common was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Dalziel took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

A Message from the Legislative Council, by Mr. Desbrisay :

Mr. Speaker ;

The Legislative Council have passed a Bill intituled *An Act to alter and amend the Act for the establishment of an Academy in Charlottetown*, to which they desire the concurrence of the House of Assembly.

And then he withdrew.

Mr. *Rae*, from the Committee appointed to prepare the draught of an Address to Her Majesty, praying that she would be graciously pleased to grant permission that an Act may be passed to cause persons claiming land in this Island to put their titles on record in the proper office of record in this Island, reported the draught of an Address, as prepared by the Committee, which draught Address was again read at the Clerk's Table.

*Ordered,* That the said draught Address be now committed to a Committee of the whole House.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Hudson took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *Hudson* reported, that the Committee had gone through the Address reported from the Special Committee, paragraph by paragraph, had amended and then adopted the

same—and the said draught Address, so amended, was again read at the Clerk's Table, and agreed to by the House, and is as followeth :—

TO THE QUEEN'S MOST EXCELLENT MAJESTY.

May it please your Majesty ;

We the Representatives of your Majesty's faithful and loyal people of Prince Edward Island, in Colonial Parliament assembled, humbly submit to your Majesty's Royal consideration, that the Inhabitants of this Colony have felt serious inconvenience from the want of a Law to oblige persons claiming land under any title, whether of purchase, devise, mortgage, or otherwise, to put their titles on record—that the want of such regulation occasions to several of the Agriculturists a feeling of insecurity, and thus impedes the cultivation of land, and tends to depreciate landed property.

That with the intent of remedying this evil, the Legislature of this Island, in 1832, passed a Bill intituled "An Act to require Landlords, or claimants of rents, to put the titles by which they claim upon record in the proper Offices of Record in this Island," which Bill contained a proviso, that no lessor or landlord should have power to exact rent for more than six years in arrear.

That said Bill was disallowed by the Crown, mainly on the ground that lessees had no right to investigate the titles of those from whom they had previously taken leases.

That in respect to the past, especially considering the system under which this Island was laid out and given away, there may be obstacles to such an enactment, and such is not now sought ; but in respect to the future, we submit, that as landed property, in the ordinary course of events, frequently changes owners, and as the nature and duration of the title is often altered at every change, it is desirable that the person entering henceforth on wild lands, either as lessee or purchaser, and the person who is in the habit of giving credit to the occupiers of land, should be enabled to ascertain, the one, if he may safely improve the wilderness, and pay rent or purchase money, and the other, how far he may safely credit such occupiers.

The House of Assembly therefore submit, that it would materially conduce to the advantage of all inclined to deal fairly, that all future transfers or changes of titles to land should be valid against occupants of land only from the date of registry.

The manifold inconveniences arising from the want of such Law, in Lower Canada, were repeatedly represented by the British residing in that Colony, and were, as is understood, remedied by the express direction of the Imperial Government.

The House of Assembly might have passed a Bill to the above effect ; but as such Bill, though very different in its effect from the Bill formerly disallowed, must have borne a similar title ; and as the Eighteenth Article of your Majesty's Royal Instructions of 1838, prohibits the Governor from giving his assent to the re-enacting of any law to which the Royal Assent has once been refused, without express leave for that purpose from the Crown, upon a full representation—the coincidence in title, and in some of the provisions, impose the necessity, in conformity with the Article to which reference has just been made, of forwarding this re-



presentation, which, it is trusted, will bear sufficient evidence of the propriety of the enactment for which permission is now sought.

May it therefore please your Majesty, to cause Instructions to be transmitted to the Lieutenant Governor of this Colony, that it is your Majesty's pleasure that an Act be passed to the above effect.

*Ordered*, That the said Address be engrossed.

*Ordered*, That the Committee who prepared the Address, be a Committee to wait upon His Excellency the Lieutenant Governor with the same; and to request that he will be pleased to transmit the same, with his favourable recommendation, to the right Honorable the Secretary of State for the Colonies, for the purpose of being laid at the foot of the Throne.

Then the House adjourned for one hour.

And being met—

Read a third time, as engrossed, the Bill intituled *An Act to prevent the going at large of Swine and Geese at all seasons, and of Horses at certain seasons, in the Square and Streets of Georgetown.*

*Resolved*, That the Bill do pass.

*Ordered*, That Mr. Wightman do carry the said Bill to the Legislative Council, and desire their concurrence.

Mr. Wightman, from the Committee to whom was referred the Petition of divers Shareholders of the Steam Navigation Company residing at or near Georgetown, with other references, to examine the same and report thereon, by Bill or otherwise, reported a Bill to alter and amend two several Acts relating to the Prince Edward Island Steam Navigation Company; and the same was read the first time, and ordered to be read a second time on Tuesday next.

The Order of the Day, for the House in Committee, on the consideration of various matters relating to Roads, Bridges and Wharves, being read;

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. D. Macdonald took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. D. Macdonald reported, that the Committee had come to a Resolution; which Resolution was again read at the Clerk's Table, and is as followeth:—

*RESOLVED*, That it is the opinion of this Committee, that the moneys appropriated for the service of Roads, Bridges and Wharves, be expended agreeably to the following Scale, viz:—

PRINCE COUNTY.

*District No. 1.*

Repairing Road from Reiley's to North Cape, Lot 1, - - -	14	0	0
Road from Kildare Bridge to Tignish, where most required, - - -	13	0	0
Road on Lots 2 and 3, Gulph Shore, - - -	16	0	0
Roads on Lot 4, - - -	23	0	0
Bridge at Westlake's, - - -	8	0	0
Bridge at Mill River, - - -	8	0	0
Road from Lot Five Mills to Halloran's, on Lot 7, - - -	25	0	0
From Fox Island to Cascumpeque Point, - - -	15	0	0
Road between Lots 5 and 6, to Yeo's Mill, - - -	13	0	0
Road on Lot 6, where most required, - - -	10	0	0
Western Road, - - -	9	0	0
From Large's Mills to Cascumpeque, - - -	18	10	0

*District No 2.*

Where most required on Lot 7, - - -	15	0	0
From Halloran's, Lot 7, to Western Road, - - -	15	0	0
Roads on Lot 8, where most required, - - -	25	0	0
Roads on Lot 9, where most required, - - -	20	0	0
Western Road, where most required, - - -	45	0	0
From Maclean's to Western Road, - - -	40	0	0
From Maclean's to Barlow's Mills, - - -	10	0	0

*District No. 3.*

Road from Cross River to Angus Macdonald's, - - -	8	0	0
Road and Bridge from Plasted's Mill to John Carr's, - - -	20	0	0
Western Road, Lot 14, - - -	6	0	0
Bridge near Craswell's Mill, - - -	15	0	0
Road from Port Hill to Brown's shore - - -	10	0	0
Western Road, Lot 13, - - -	9	0	0
Road, North and South of Ellis River Bridge, - - -	12	0	0
Road from St. Joseph's Village to Higgins's Ferry, - - -	8	0	0
Bridge on Egmont Bay Road, - - -	15	0	0
Road from Abraham's Village to Fifteen-point, - - -	6	0	0
Fifteen-point to Mascouche, - - -	8	0	0
Main Road, from Fifteen-point to the shore, - - -	7	0	0
Road from Ellis River Bridge to Egmont Bay, - - -	10	0	0
Road from Roderick Maclean's to Western Road, - - -	20	0	0
Road from Rogers's to Alexander Campbell's, - - -	6	0	0
Road from Hugh Smith's to Linkletter's Mills, - - -	5	0	0
Road from Hillson's to Green's shore, - - -	5	0	0

<i>District No. 4.</i>			
Bridge on road leading to James Cousins's,	6	0	0
Flag Pond Bridge, - - -	6	0	0
Indian River Bridge, - - -	10	0	0
Bridge at Dunphy's old road, - - -	5	0	0
Bridge near Alexander Mackinnon's,	7	10	0
Other Bridges, from Jamieson's to the Old Village, - - -	10	0	0
Causeway at Hillson's, - - -	11	0	0
Roads and Bridges on Fermoy,	8	0	0
Opening Dugald's Road, Lot 18, - - -	10	0	0
Roads and Bridges in Princetown Royalty,	18	10	0
Darnley Bridge—to be paid, when the Commissioner shall have certified that the subscriptions in aid thereof shall have been paid in, - - -	80	0	0
<i>District No. 5.</i>			
Repairing Aboiteau, Tryon River, - - -	20	0	0
Gouldrup's Mill Bridge, - - -	8	0	0
New Road to Back Settlement, Tryon,	8	0	0
For opening and repairing old Tryon Road, to County Line, - - -	5	0	0
Repairing Bridge and Causeway, at Callbeck's, - - -	20	0	0
Repairing Bridge and Causeway, near Michael Clark's, - - -	8	0	0
To repair Bridge and Causeway, Augustine Cove, - - -	14	0	0
Repairs of Hector Campbell's Bridge, Cape Traverse, - - -	18	0	0
New Road from South West to Burns's,	18	0	0
Road from Taylor's Mill to Anderson's Road,	5	0	0
Road on County Line, between Lots 67 & 27,	11	0	0
General repairs, where most required,	20	0	0
Wilmot Creek Bridge, - - -	20	0	0
Extending road between Lots 19 and 25, - - -	8	0	0
<i>WHARVES.</i>			
To Richard Cole, on account of last Year's Contract,	5	0	0
Repairs of Bedeque Wharf,	5	0	0
New Block and Bridge at Hurd's Point, - - -	60	0	0
Wharf at Green's Shore, - - -	145	0	0
Wharf at Ellis River, - - -	20	0	0
	£1,100 0 0		

**QUEEN'S COUNTY.**

<i>District No. 4, in Queen's County.</i>			
Floating Bridge at Campbell's Pond, - - -	35	0	0
Painter's Bridge, - - -	8	0	0
Bridge on Creek at Long River,	3	0	0
New Bridge near Marks's,	4	0	0
Spring Brook Bridge Railing,	5	0	0
Bridge at Burke's, Irishtown,	5	0	0
Wharf at Long River, in addition to £23 by private subscription,	23	0	0
	£83 0 0		

<i>District No. 5, Queen's County.</i>			
That part of Anderson's Road in Queen's County, - - -	40	0	0
<i>District No. 6.</i>			
New Bridge on Graham's Road (at White's Brook), - - -	10	0	0
Bridges on Princetown Road, between Bag-nall's and Haslem's, - - -	10	0	0
New Glasgow Road, from Bolt's, Westward,	10	0	0
Road from Johnston's, (on Princetown Road) to Anderson's Road, - - -	15	0	0
Bridge at Billings's Mill, - - -	10	0	0
Bridges on Road from Graham's Road to Mill River, - - -	5	0	0
Road from Campbelltown to Fyffe's Ferry,	10	0	0
Macleod's Bridge, Anderson's Road, Lot 22,	10	0	0
<i>District No. 7.</i>			
Road from Mabey's to Sable, - - -	17	0	0
Macnaught's Bridge, Crapaud, - - -	15	0	0
Sable Back Settlement Road, - - -	10	0	0
Road from Sable to Canoe Cove, - - -	14	0	0
From Elliot River Bridge to South Shore, Lot 30, - - -	16	0	0
From M'Ewen's to the shore, Canoe Cove,	14	0	0
From Bonshaw to Alexander M'Niven's,	11	10	0
To improve the road, and raise two Bridges on the road leading from Mackie's to Macneill's Creek, Lot 65, - - -	17	13	0
New Road from Mabey's to the new Settlement in the rear of Lot 65, - - -	18	0	0
Bannockburn Settlement road, - - -	10	0	0
Bridge on Sable Hill, - - -	8	0	0
From York River to Dog River, - - -	10	0	0
To reduce a Hill near Maclean's, New Bedeque Road, - - -	5	0	0
<i>District No. 8.</i>			
Bridges at Poplar Island, - - -	14	0	0
Road from Princetown Road to New Glasgow Road, by Crabb's Mill, - - -	8	0	0
Princetown Road, outside the Royalty,	10	0	0
Union Road (North end), - - -	15	0	0
Winsloe Road, North of Buxton's, - - -	20	0	0
Brackley Point Road, where most required,	15	0	0
Bridge over Mathewson's Mill Brook,	10	0	0
Roads within Charlottetown Royalty,	92	10	0
<i>District No. 9.</i>			
To raise a Bridge over a hollow near John Macdonald's, Allisary, - - -	14	0	0
Road leading from Vernon River, towards Pisquid, commencing from the rear of Lot 37, - - -	15	0	0
Main Road leading from Johnston's River Bridge, towards Pisquid, - - -	13	0	0
Monaghan Road, - - -	8	0	0
Road from Tracadie Cross-roads, towards the Sand Hills, including Ready's Bridge,	9	0	0
Road from the Portage towards Tracadie,	7	0	0

From Grand Tracadie towards Corranban,	8	0	0	Raising Green Marsh Bridge,	6	0	0
From Tracadie Sand Hills towards Point de Roche, Lot 37,	8	0	0	Raising the hollow at John Fraser's, near Pinette Mills,	8	0	0
For putting a substantial railing on Frenchfort Bridge, and repairing the same,	6	0	0	Road leading from Belfast towards Eoin's Point,	8	0	0
In aid of building a Wharf on the South side of Hillsborough River, opposite Cranberry Point, provided the inhabitants there subscribe and pay an equal sum towards the same object,	40	0	0	New Bridge near Colin M'Kenzie's, Wood Island Road,	40	0	0
Road leading from Stanhope towards Corranban,	10	0	0	New covering and raising Flat River-head Bridge,	6	0	0
Friston Road, between Suffolk Road and Stanhope,	15	0	0	A Mile and a half of Road from Belle Creek lower Bridge towards Wood Islands,	8	0	0
Suffolk Road and Bridges,	10	0	0	Wharf at East side of Orwell Ferry Point, Lot 57—to be paid, when the Commissioner shall have certified that the subscriptions in aid thereof shall have been paid in,	50	0	0
Bridge over Auld's Mill Stream,	15	0	0	To be expended where most required in the District.	6	15	8
Bridge at Auld's Mill Dam, in addition to £5 granted in the Session of 1842,	8	0	0				
West end of Tracadie Road and Bridges, and railing old Saw Mill Bridge, Covehead Road,	14	0	0				<u>£1,100 0 0</u>
Bridge over Goff's Creek, and cutting down hills there, and repairing St Peter's Road, Lot 34,	13	0	0				
<i>District No. 10.</i>				<b>KING'S COUNTY.</b>			
To repair the old Road from Hillsborough Bay to the shore of Hillsborough River, near Charlottetown Ferry,	7	0	0	<i>District No. 12.</i>			
Road leading from Keppoch to Charlottetown Ferry,	9	0	0	Midgelle Bridge	100	0	0
Road from Forbes's Mill towards Stewart's Saw Mill,	9	0	0	Road from County line to Macdermot's	5	0	0
Road from Macdonald's Saw Mill towards Johnston's River,	9	0	0	From Head of Hillsborough River, across the barrenes,	3	0	0
Road from Thomas M'Carthy's, Johnston's River Point, to the Main Road,	4	0	0	From Muilally's to Harbour's Mouth,	3	0	0
Tarentum Settlement Road, Lot 35, and Bridge on Glenfinnan River,	12	0	0	Morel Bridge,	15	0	0
Seal River Bridge,	37	0	0	Road West side of Morel,	5	0	0
Wharf at China Point—to be paid, when the Commissioner shall have certified that the subscriptions in aid thereof shall have been paid in,	50	0	0	Road through the settlement on Marsh Road,	5	0	0
Road from Georgetown Road to Orwell Head,	10	0	0	Head of St. Peter's Bay, towards Cardigan,	8	0	0
Main Road from Charlottetown to Georgetown,	14	11	4	Road to Bay Fortune,	3	0	0
<i>District No. 11.</i>				From Head of the Bay to O'Hanley's,	4	0	0
New line of Road leading from the Murray Harbour Road to the Shore, Wood Islands,	10	0	0	Leslie's Mill to Cablehead,	4	0	0
Road leading from the vicinity of Orwell Head, to join the new line of Road at the County line, north side Montague River,	10	0	0	Wharf at the end of Cablehead road,	55	0	0
Half Mile of new Road on the County line towards Brown's Creek,	8	0	0	Wharf at Wilt's shore, in addition to grant of last year,	10	0	0
Road from Murray Harbour Road to the County line, South side Montague River,	12	0	0	<i>District No. 13.</i>			
				To reduce Hill at M'Caskil's Bridge,	5	0	0
				To reduce Fox River Hills,	2	0	0
				Cow River Bridge,	12	0	0
				Naufrage Bridge,	5	0	0
				Line road between Lots 43 and 44,	20	0	0
				From Bay Fortune Church to line of Lot 42,	15	0	0
				From Macrae's to Dingwell's Mills,	14	0	0
				From Cooper's Mills to Head of Grand River,	25	0	0
				From Red-house to Grand River,	18	0	0
				To rail Bridge at Asa Lemon's,	1	10	0
				From head of Rollo Bay to James Coffin's,	5	0	0
				New Road from Dingwell's Mills to head of Grand River,	60	0	0
				To rail and repair Hollow River Bridge,	3	0	0
				Road from Strangman's to Robertson's,	4	10	0
				To Thomas Owen, Esq., to complete Grand River Wharf,	50	0	0
				<i>District No. 14.</i>			
				From Souris to East Point,	15	0	0

From Portage to Alexander Beaton's,	10	0	0
David Anderson's Bridge,	3	0	0
Murray's Mill Bridge,	6	0	0
Little River Bridge,	5	0	0
Big Pond Bridge,	15	0	0
Hay River Bridge, and to rail the Hill,	7	10	0
Bear River Bridge,	8	0	0
North Lake Bridge,	20	0	0
East Lake Bridge,	7	10	0
Flanagan's Bridge,	8	0	0
New Harmony road,	6	0	0
Mill road, through Lot 45,	25	0	0
North River Bridge,	10	0	0
Breast-works to guard Big Pond, Bear River, and Hay River Bridges,	15	0	0
Souris Mill roads, where most required,	10	0	0
Crooked River Bridge,	4	0	0
Wharf west side of Souris Harbour,	25	0	0
<i>District No. 15.</i>			
For three small Bridges and the Road from Peter Morrison's to Grand River Road,	9	0	0
To straighten and repair the old Grand River Road,	7	0	0
For the new Road from Narrow's Creek to Dingwell's Mill Pond,	12	0	0
From Goff's Mill to Grand River,	6	0	0
From ditto to Launching place,	4	0	0
For a new Bridge, and cutting down the hill, head of Mitchell's River,	4	0	0
From head of Cardigan River towards Launching Place,	10	0	0
From head of Cardigan towards St. Peter's,	15	0	0
From ditto towards Pisquid,	12	0	0
Georgetown Road,	12	0	0
Buck's Road,	10	0	0
From Buck's Road towards Murray Harbour Road,	12	0	0
From Buck's Road to Montague Bridge,	9	0	0
Bridge head of Brudenell River,	4	0	0
From Montague Bridge to head of Brudenell River,	5	0	0
To build a new Bridge, and straighten the Road from Sanphay's towards M'Avoy's, Georgetown Road,	12	0	0
Swamps on Dingwell's Mill Road,	15	0	0
To be placed at the Commissioner's disposal, to be applied where most required in the District,	15	0	0
For a Wharf at Launching Place, provided the Inhabitants subscribe and pay the additional sum of £20,	20	0	0
For the Streets in Georgetown, and the Main Road through the Royalty	20	0	0
Road south side Montague River, from the old Bridge towards Maclean's,	7	0	0

<i>District No. 16.</i>	
Road from White Sands to Little Sands,	20 0 0
Mink River Road,	20 0 0
St. Mary's Bay Wharf,	12 0 0
Sturgeon Bridge,	20 0 0
Road to Beers' Mill, South side,	18 0 0
Road from South River, Murray Harbour, to County Line,	10 0 0
Whim Road, East end, provided the Proprietors contribute an equal sum,	20 0 0
Douse's Road, Lot 59,	15 0 0
Road from Mill Road and to St. Andrew's Point,	6 0 0
Road from Sturgeon to Lewellin's Cross Roads,	10 0 0
Lewellin's Mill Dam,	6 0 0
New Road from Macfarlane's to Aitken's Mill Road,	5 0 0
To be placed at the Commissioner's disposal, to be applied where most required,	20 0 0
Shore Road, from G. Aitken's, Lot 59, to St. Andrew's Point,	30 0 0
For the Wharf at South River, Murray Harbour, provided the Inhabitants will engage to complete it without any further aid from the Legislature,	8 0 0
	<u>£1,100 0 0</u>

Sums unexpended of last year's appropriations to be applied to the purposes for which they were granted.

And the said Resolution being again read; Mr. Rae moved, in amendment thereto, that the appropriation towards the reconstruction of Darnley Bridge be reduced from Eighty Pounds to Fifty.

The House divided on the motion of amendment;

YEAS:

Mr. Rae, Mr. Macintosh,  
Mr. Fraser,

NAYS:

Mr. Macaulay, Mr. Thornton.  
Mr. Dalziel, Hon. J. S. Macdonald,  
Mr. Baird, Mr. Macgregor,  
Hon. Mr. Palmer, Mr. Coles,  
Mr. Cooper, Mr. D. Maclean,  
Mr. Douse, Mr. A. Maclean,  
Mr. Dingwall, Mr. Yeo,  
Mr. D. Macdonald, Mr. Hudson,  
Mr. Wightman, Mr. Montgomery.

So it passed in the negative.

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

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

**SATURDAY, March 11, 1843.**

**O**RDERED, That Mr. *Beairsto* have leave to introduce a Bill to further amend the Act, 3 Vict., cap. 5, prohibiting the exportation of Oysters for a certain period.

He accordingly presented the said Bill to the House; and the same was read the first time, and ordered to be read a second time on Wednesday next.

Mr. *Cooper*, from the Special Committee to whom was referred the Bill to regulate the taking of Sea-weed from the shores of this Island, reported, that the Committee had gone through the Bill, and made several amendments thereto; and the Report was again read at the Clerk's Table.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. D. Macdonald took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. D. Macdonald reported, that the Committee had gone through the Bill, and made several amendments thereto; which amendments were again read at the Clerk's Table, and agreed to by the House.

*Ordered*, That the said Bill, as amended, be engrossed, and that the Title be *An Act to authorize and regulate the collecting of Sea-weed on the shores of this Island*.

*Resolved*, That this House do now resolve itself into a Committee of the whole House, on the further consideration of the Report of the Special Committee appointed to examine and report on the Public Accounts.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Hudson took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Hudson reported, that the Committee had gone through the Report of the Special Committee, paragraph by paragraph, had

amended, and then adopted the same; and the said Report, so amended, was, on the question being separately put on each paragraph, agreed to by the House, and is as followeth:—

Your Committee, appointed to examine and report on the Public Accounts, have, after a careful examination, found correct all documents and accounts referred to them, with the exception of a slight error which appears in the Impost Account for the District of New London, and have respectfully to report as follows:—

**EXPENDITURE FOR THE YEAR ENDED JANUARY 20th, 1843.**

ROADS AND BRIDGES:		£	s.	d.
Sums paid by Correspondent of				
Road Commissioners,	£3575	0	0	
Road & Bridge leading towards				
Large's Ferry,	9	15	0	
Road from Hill's Mills to Tignish,	443	1	0	
Kildare Bridge, - - -	20	0	0	
Vernon River Bridge, - -	30	0	0	
Dunk River Causeway, -	109	0	0	
A. Macdonald, for taking charge of				
Mount Stewart Bridge, -	5	0	0	
Road from the main road to the				
Shipping Place at Crapaud,	59	5	0	
Road from St. Eleanor's to Mas-				
couche (right of way), -	5	0	0	
Road Correspondent's salary,	40	0	0	
Road Commissioners' salaries (17),	170	0	0	
		4466	1	0
<b>ROAD COMPENSATION ACT:</b>				
Awarded to Roderick Campbell,				
for damages, - - -	22	0	0	
Do. to Archibald Campbell, for				
damages, - - -	2	10	0	
Do. to Peter Ferguson, for do.	19	0	0	
Do. to Henry Palmer, Esq. for do.	11	0	0	
Expense of an Inquisition on the				
road leading from Barlow's Mills				
to Charles Palmer's, -	26	14	3	
Awarded to Ronald Macdonald, on				
account of road from Dingwell's				
Mill to Cardigan River, -	10	0	0	
Do. to John McKenzie, do. do.	5	0	0	
Do. to Samuel Nicholson, do. do.	20	0	0	
Do. to — Flanagan, do. do.	2	0	0	
		118	4	3
<b>WHARVES:</b>				
Wharf at Grand River, -	14	0	0	
Extending St. Mary's Bay Wharf,	12	0	0	
Wharf at Minchin's Point, oppo-				
site Charlottetown, -	349	13	4	
Removing do. from where com-				
menced, when partly built, to				
another site, - - -	120	0	0	
Queen's Wharf, Charlottetown,				
(repairs), - - -	33	13	4½	
		529	6	8½

<b>Buoys:</b>			<b>Inland:</b>		
Charlottetown, - - -	28 6 8		Western, . . . . .	160 7 2	
Bedeque Harbour, - - -	10 12 6		Georgetown, Belfast and Wood		
Three Rivers, - - -	7 19 0		Islands, . . . . .	78 14 0	
Cascumpeque, - - -	7 0 0		Eastern, - - - - -	60 13 6	
Murray Harbour, - - -	6 0 0		Conducting Inland Mails, . . .	30 0 0	
New London (one and a half year),	7 2 6				969 15 2
St. Peter's Harbour, - - -	4 9 6				
Grand River do. - - -	3 16 0				
		75 6 2			
<b>GOVERNMENT HOUSE:</b>			<b>SURVEYS, CHARTS AND PLANS:</b>		
David O'Neil's Account, - - -	2 7 6		Alexander Anderson, two Surveys		
Advances made by the Hon. J. S.			and Plan of a line of Road from		
Smith, for repairs, &c. - - -	80 15 7½		Barlow's Mills to Boyle's, Lot 11,	20 17 0	
Amount voted for repairs in			Isaac Smith, for sundry Plans and		
Session 1842, - - -	150 0 0		Specifications, . . . . .	9 18 0	
		233 3 1½	Surveyor General's Account for		
			Public Surveys, . . . . .	11 2 2	
<b>JAILS AND COURT HOUSES:</b>			Alexander Anderson, for a Plan		
<i>Queen's County:</i>			and Survey of part of the Island,		
Sheriff's Account, - - -	89 16 8		including £1 3s. 4d. to Wm.		
Firewood (Jail), - - -	69 17 11		Cundall, Esq. . . . .	26 3 4	68 0 6
Bread, do. - - -	28 14 7½				
Jailer's salary, - - -	40 0 0		<b>PRINTING AND STATIONERY:</b>		
Matron's do. - - -	15 0 0		J. D. Haszard's Quarterly Accounts,	266 14 6	
Medical attendance (Jail),	10 0 0		James B. Cooper & Co. . . . .	49 4 3	315 18 9
Two Stoves, and Backs for Stoves,	13 18 6				
Balance of expense incurred in			<b>LEGISLATIVE COUNCIL:</b>		
painting Court House, - - -	6 15 6	274 3 2½	Chaplain, . . . . .	40 0 0	
			Usher of the Black Rod,	35 10 0	
<i>Prince County:</i>			Clerk and Stationery, . . . . .	169 15 8	
Sheriff's Account, - - -	55 3 10		Printing Journals, . . . . .	92 6 0	
Medical Attendance (Jail),	3 0 0		Indexing Journals, . . . . .	7 10 0	
Jailer's salary, - - -	30 0 0	88 3 10	Messenger and Disbursements,	59 19 5	
			Doorkeeper, . . . . .	28 2 6	433 3 7
<i>King's County:</i>			<b>HOUSE OF ASSEMBLY:</b>		
Sheriff's Account, - - -	46 0 10½		Speaker and Members, . . . . .	764 12 4½	
Mr. Owen's & Jailer's accounts for			Clerk, . . . . .	180 0 0	
sundries purchased for Jail,	36 7 8		Sergeant-at-Arms, . . . . .	32 8 0	
Medical Attendance (Jail), - - -	4 0 0		Do. for Disbursements,	152 16 0	
Jailer's Salary, - - -	30 0 0		Printing, . . . . .	238 9 10	
Matron of Jail, - - -	3 0 0		Messenger, . . . . .	27 7 6	
Painting Court House and Jail,	30 0 0	149 8 6½	Doorkeeper, . . . . .	26 11 6	1422 5 2½
			<b>CROWN PROSECUTIONS:</b>		
<b>EDUCATION AND SCHOOLS:</b>			Attorney General's Fees, . . . . .	113 12 9	
District Schools, - - -	954 16 0		Solicitor General's do. . . . .	5 16 8	
Acadian Teachers, - - -	20 0 0		Acting Solicitor General's do. . .	25 1 8	
School Visiter's Salary, - - -	100 0 0		Clerk of the Crown's Fees,	84 0 7	
Tuition of three Indian Children,			Clerk of the Crown's Disbursement		
for 6 months, - - -	4 10 0		Account, . . . . .	65 19 5½	
National School, - - -	25 0 0		Deputy Clerk of the Crown's Fees		
St. Andrew's College, - - -	75 0 0		for King's County, . . . . .	27 5 6	
Secretary to Board of Education,	15 0 0		His Disbursement Account,	32 15 7	
Members of the Board, - - -	13 0 0		Deputy Clerk of the Crown's Fees		
	1207 6 0		for Prince County, . . . . .	10 1 4	
<i>Central Academy:</i>			His Disbursement Account,	10 16 0	
Masters' Salaries, - - -	300 0 0	1507 6 0	Attorney General's Account for		
			miscellaneous services, . . . . .	44 6 8	419 16 2½
<b>MAILS:</b>			<b>COLONIAL BUILDING:</b>		
By Steamer Pocahontas, - - -	200 0 0		Advanced on account of Slates . .	150 0 0	
" " St. George, . . . . .	300 0 0		Nova Scotia Stone . . . . .	21 0 0	
Winter Mails, including £41 19s 6d			Attorney-General, for drawing Con-		
for conveyance and conducting			tracts and Bonds . . . . .	20 13 4	191 13 4
Mails between Cape Tormentine					
and Amherst, - - -	140 0 6				

ELECTION EXPENSES.					
Queen's County	74 16 5			William Smardon, for sundry	
Prince do	58 11 2			Bags, to enclose Despatches for	
King's do	42 15 3			the Secretary of State,	4 10 0
		176	2 10	Coroner's Accounts (4 Inquests),	18 13 7
FISH BOUNTY ACT.				Steam Navigation Company, three	
George McKenzie, schooner Armada				Instalments on 150 Shares,	2587 10 0
(Summer 1841),		10	0 0	Georgetown Market House, moi-	
				ty of sum granted,	72 0 0
SALARIES.				Commissioners for issuing Trea-	
Chief Justice's Travelling Expenses	100 0 0			sury Notes,	45 0 0
Colonial Secretary	400 0 0			Central Agricultural Society,	50 0 0
Treasurer	500 0 0			Legislative grant towards the Sur-	
Collector of Imposts, Charlottetown	260 0 0			vey of the line of the proposed	
Adjutant General	75 0 0			Canal between the Bay of Fun-	
Sheriffs, £20 each	60 0 0			dy and the Gulf of St. Lawrence,	230 0 0
Sub-Collectors of Customs	180 0 0			Removing Market House,	41 14 10
Librarian to Legislature	10 0 0			Repairs in Central Academy,	9 12 6
Assayer of Weights and Measures	10 0 0			Stationery for the use of the Co-	
Wharfinger	30 0 0			lonial Secretary's Office,	8 6 7
Messenger to Executive-Council	40 0 0			Stove for Market House,	8 0 0
Market Clerk	40 0 0	1705	0 0	Two Scows (Coles' and Fyffe's	
				Ferries),	21 10 0
MISCELLANEOUS.				Moorings for do.	5 10 0
Ladies' Benevolent Society (out of				Apprehending Deserters,	10 0 0
£80 granted last Session),	60 0 0			Treasurer's Small Disbursement	
Board of Health, cost of the erection				Account,	44 3 3½
of a Building for the use of Sick				Town Major's do. do.	10 13 9
Emigrants,	45 0 0			Drawback on Goods exported,	22 9 8½
Lunatics and Paupers,	203 0 0			Pump and Well Assessors, being	
Diet of a Lunatic confined in Char-				the amount received for Dog Tax,	18 4 0
lottetown Jail,	12 5 0			Bears and Loupcerviers,	8 15 0
Presents to the Indians, by order				Interest on Warrants that were	
of the Government,	26 5 3			paid into the Treasury,	578 12 10
Lieutenant Governor's Fees,	14 9 0			Annual Interest paid on outstand-	
Assessment on Government Pews				ing Warrants,	381 10 0
in St. Paul's Church,	10 10 0				4252 9 6
Charlottetown Mechanics' Institute,	15 0 0			Total Expenditure,	£17,751 18 2
Public Postages,	35 14 5				

RECEIPTS AT THE TREASURY FOR THE YEAR ENDED  
JANUARY 20th, 1843.

IMPOST DUTIES :			
Charlottetown,	6732 3 3½		
Three Rivers,	653 17 8½		
Colville Bay,	299 18 11		
Richmond Bay,	113 7 10½		
Bedeque,	85 12 10½		
New London,	61 19 8		
St. Peter's,	25 4 4½		
Cascumpeque,	15 16 2		
Crapaud,	6 10 4½		
St. Margaret's,	5 19 4	8000	10 7½
LIGHT DUTY :			
Charlottetown,	57 11 0		
Three Rivers,	15 3 11½		
Bedeque,	10 2 5		
Colville Bay,	9 18 7		
Richmond Bay,	9 2 11½		
Cascumpeque,	1 2 5	103	1 4

Her Majesty's Customs,	1425 0 0
Post Office,	677 15 0
MISCELLANEOUS :	
J. D. Macdonnell, Esq., Collector	
of Impost, balance due the Go-	
vernment, on sundry seizures,	23 8 7½
Amount received from Emigrants	
under the Act 5th Vic. cap. 5,	27 2 6
George Campbell, Collector of	
Impost, on account of seizure	
made by him at New London,	5 0 9½
Amount of License Duty,	189 15 0
Fees received by Colonial Secretary,	170 12 7
Charlottetown Wharf,	133 0 7
Fines and Penalties,	21 0 0
Warren Farm, (one year's rent)	27 15 6
Secretary to Board of Education,	
paid in under the Act 5th Vic.	
cap. 33,	15 0 11
Net proceeds of School Lands,	
sold under the Act, 5 Will. 4th,	
cap. 13,	843 15 0
Carried forward,	

Brought forward, £		Market House, on account of	
From Attorney General, being Judge's fees advanced on three Warrants of Attorney, . . . . .	0 10 0	Rent of Stalls, . . . . .	9 11 5
Alexander Rae, Esq., under Road Compensation Act, . . . . .	0 17 6	Interest on Bonds, . . . . .	232 3 3½
Proceeds of a Barrel of Fish, sold by direction of Fish Inspector, . . . . .	0 4 6	Amount received under the operations of the Land Assessment Act, . . . . .	1835 11 4½
James Watts, late Hog Reeve, moiety of the amount of sale of a Pig, . . . . .	0 2 6		<u>3538 13 8¾</u>
Proceeds of two Grates from Government House, sold, . . . . .	3 1 8	Total, Receipts, . . . . .	13745 0 8½
		Balance against the Colony, for the year ended January 20th, 1843, . . . . .	4006 17 5½
			<u>£17751 18 2</u>

## ISLAND OF PRINCE EDWARD.

Dr.		Cr.	
To amount of Treasury Warrants afloat, and bearing interest, . . . . .	£16,947 11 1½	By amount of Bonds in Treasurer's hands (£1,258 5s. 11½d. of the amount bearing interest), exclusive of the following, . . . . .	£8,049 15 0½
" amount of Treasury Notes in circulation, 11,500 0 0		Viz:—Bond of R. Hyndman and others—balance due after all available property being sold, . . . . .	£262 11 11
		Duncan M'Kay and John M'Gregor's bond, there being no assets—balance due, . . . . .	46 13 9
		Robert Rogerson & Jas. M'Innis' bond—no assets, . . . . .	12 3 10
		James Mooney and James Keating's bond, there being no assets—balance due, . . . . .	30 12 10½
		James Mooney & Nicholas Marquand's bond, there being no assets—balance due, . . . . .	88 6 9
		Wm. Connery & Robert Thompson's bond, no assets—balance, . . . . .	18 5 8
			<u>£458 14 9½</u>
		By amount of Bonds in the Attorney General's hands, . . . . .	99 2 7½
		" Treasury Notes and Cash in Treasurer's hands, for balance of amount received for Land Assessment, over amount expended in calling in Warrants under the Act, 5 Vic., cap. 13, . . . . .	3,986 8 4½
		" Cash in Treasurer's hands, for Warrants called in, up to Jan. 13th, 1842, . . . . .	1,680 2 5¾
		" Cash in Treasurer's hands, available, . . . . .	2,562 1 8½
		" Balance against the Colony (which amount includes all the Treasury Notes in circulation, £11,500), . . . . .	12,070 0 11½
			<u>£28,447 11 1½</u>
	<u>£28,447 11 1½</u>		

On a reference to the statement of Expenditure and Receipts for the past year, it will appear that the Expenditure has been £17,751 18s. 2d., and the Receipts £13,745 0s. 8½d., thereby shewing a Balance against the Colony for that period of £4006 17s. 5½d., but in this statement it must be borne in mind that the sum of £2387 10s. invested in the Prince Edward Island Steam Navigation Company, under the Act, 5 Vic. Cap. 3, has been charged as expenditure;

therefore, the actual amount expended, over the Receipts for that time, should be taken at £1429 7s. 5½d.

On comparing the Expenditure and Receipts of the past year with that of the year previous, it will be seen that the Expenditure of the past year (after deducting the sum embarked in the Steam Navigation Company) is £672 19s. 0½d. less than that of the preceding one; and in the Receipts at the Treasury (which include £843 15s.—the net proceeds of



School Lands sold under the Act, 5 Will. 4 Cap. 13) there appears to be an increase of £45 18s. 6½d. It must also be remarked, that the Interest paid on Warrants during the past year, and charged as Expenditure, amounts to £337 3s. over that of the preceding year—which your Committee conceive to be in consequence of the Treasurer having been enabled to call in a larger amount of Warrants than usual, by the appropriation during the last Session of £4000 of the Land Assessment Money for that purpose.

By the Report on Public Accounts, agreed to by the House of Assembly in its last Session, it will be found, that up to that time, the sum of £1141 5s. had been advanced to complete roads laid out under the Road Compensation Act, and during the past year the sum of £443 1s. has been advanced for the same purpose, amounting in all to the sum of £1584 6s.—no part of which sum, according to the said Act, has been reimbursed to the Government; which circumstance your Committee are at a loss to account for, and beg respectfully to call the immediate attention of the House to the inatter.

On a general reference to the former part of this Report, it will be seen that the present financial state of the Colony stands thus—Warrants afloat and bearing Interest, £16,947 11s. 1½d.; Treasury Notes in circulation, £11,500—to meet which, there are Bonds in the hands of the Treasurer and Attorney General to the amount of £8,148 17s. 8d., Cash and Notes in Treasurer's hands amounting to £8228 12s. 6½d., the amount recoverable from Proprietors under the Road Compensation Act, and the interest of Government in the Steam Navigation Company. Your Committee have further to remark, that the whole amount collected under the operation of the Land Assessment Act (£8225 12s. 10½d.) and appropriated towards the erection of a Colonial Building, has been placed to the credit of the Colony, and out of which £191 13s. 4d. have only been expended.

Your Committee have further to remark, that interest to the extent of £81 5s. has been received by the Commissioners of Glebe and School Land Money, on the amount of money realized from the sale of School Lands sold under the Act, 5 Will. 4, cap. 13. and not paid into the Treasury with the principal. This appears to have occurred in consequence of the House of Assembly not being aware that any interest had accrued thereon, at the time of their making the application for it to merge in the general Revenue of the Colony

—but your Committee have every reason to believe that it only requires an application to the proper quarter for that amount of interest to be paid into the Treasury.

Your Committee have further to call the attention of the House to an account (without any Vouchers) rendered to the Treasurer by George Campbell, Esq., Collector of Excise for the District of New London, wherein it would appear, that the extraordinary expense of £42 14s. 7d. has been incurred by that Officer on a seizure of Goods, which only realized the sum of £77 11s. 4d.,—£24 15s. 1½d. of which amount was paid to the Collector of Customs as Imperial duty, and the sum of £5 0s. 9½d. only paid into the Treasury as the moiety of the remaining balance.

Your Committee further recommend that the Vouchers hereunto annexed be printed, as an Appendix to the Journals.

[See Appendix (J).]

*Resolved*, That a Committee of seven Members be appointed, to inquire into the subject matter of the third paragraph of the Report of the Committee on the Public Accounts, relative to certain sums of money having been advanced by Government to complete roads laid out under the Road Compensation Act—no part of which appears to have been reimbursed—with power to send for persons, papers and records.

*Ordered*, That Mr. Rae, Mr. Yeo, Mr. Hudson, Mr. Beairsto, Mr. Fraser, Mr. Montgomery and Mr. Cooper do compose the said Committee.

The Order of the Day, for the second reading of the Bill relating to Titles to Land derived under the Land Assessment Act, being read;

*Ordered*, That the said Order of the Day be postponed until Wednesday next.

Then the House adjourned until Monday next, at Three o'clock.

## MONDAY, March 13, 1843.

**O**RDERED, That Mr. Hudson have leave to introduce a Bill to continue and amend the Act, 6 Will. 4, cap. 9, for the relief of Insolvent Debtors.

He accordingly presented the said Bill to the House; and the same was read the first time, and ordered to be read a second time on Wednesday next.

*Ordered*, That Mr. D. Macdonald have leave to introduce a Bill to regulate the mode by

which parties sustaining loss through the rising of the water of Mill Dams may be compensated.

He accordingly presented the said Bill to the House; and the same was read the first time, and ordered to be read a second time to-morrow.

*Ordered*, That Mr. Coles have leave to introduce a Bill to prevent the running at large of Hogs within the Royalty of Charlottetown.

He accordingly presented the said Bill to the House; and the same was read the first time, and ordered to be read a second time tomorrow.

*Ordered*, That Mr. Longworth have leave to introduce a Bill to extend the provisions of the Act, 3 Will. 4, cap. 37, for making and keeping in repair the Pumps and Wells of Charlottetown.

He accordingly presented the said Bill to the House; and the same was read the first time, and ordered to be read a second time tomorrow.

*Ordered*, That Mr. Macgregor have leave to introduce a Bill to regulate the practice of Medicine in this Island.

He accordingly presented the said Bill to the House; and the same was read the first time, and ordered to be read a second time on Thursday next.

Mr. Hudson, from the Committee to whom was referred the Petition of John Lord, President of the Tryon Temperance Society, to report thereon by Bill or otherwise, reported a Bill, as prepared by the Committee, to amend the Act relating to Licenses for retailing Spirituous Liquors; and the same was read the first time, and ordered to be read a second time on Thursday next.

*Resolved*, That the following Address to His Excellency the Lieutenant Governor do now pass:

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

May it please your Excellency;

The House of Assembly not being aware at the time the Address to Her Majesty, in the last Session of the Legislature, was agreed to, praying that Her Majesty would be graciously pleased to direct that the moneys in the Treasury arising from the sale of the School lands sold under the Act of 5 Will. 4 Cap. 13, might be invested in the public funds of this Colony, and that the interest arising therefrom be applied towards the education of the children of the destitute poor in the District Schools of this Island, that any interest at that time was accruing thereon, have therefore humbly to request that your Excellency will be pleased to direct that the amount of interest which had arisen on this money, prior to the receipt of Her Majesty's instructions to appropriate it, as prayed for in the said address, be paid into the Treasury, for the same purpose as the interest to arise on the said money is intended to be applied.

*Ordered*, That the said Address be engrossed.

*Ordered*, That Mr. Longworth, Mr. Thornton and Mr. Cambridge be a Committee to wait upon His Excellency with the said Address.

Mr. Rae read in his place a Petition of Abercrombie Willock, of Pownal Bay, praying the House not to pass any Bill for the prohibition of the use of Spirituous Liquors.

Mr. Rae then moved, that the said Petition be received and read; which being seconded and put, passed in the negative.

Mr. Dalziel, from the Committee to whom was referred the Petition of divers Settlers on the South side of Montague River, relative to a road partly opened from Macfarlane's Mill to Montague Ferry, and other matters, presented to the House the Report of the said Committee; which was again read at the Clerk's Table, and is as followeth:—

That it appears to your Committee, the present Road from George Aitken's to St. Andrew's Point may answer the Public accommodation for some years to come, if it is opened the width of sixty feet from the margin of the bank.

That the persons through the front of whose farms the road runs have agreed to give up without compensation, sixty feet for such Road, with the exception of Roger D. Westaway, who refuses to allow the road to the Eastward of his House to be made in the only direction it can be of any service to the public; and therefore it will be necessary to have the shore road through that portion of his Land opened under the provisions of the Act of 5, Vict., cap. 22; as also the present road on the division line between him and J. Wightman, which is for some distance not sufficiently wide.

That the attention of your Committee has been called to the propriety of opening a new road from Aitken's Mill Road (at the junction of the road from M'Farlane's) to the Georgetown Ferry, at Peters's, and to St. Andrew's Point; and though this line might be eventually the best, yet, as it would cost a considerable sum for compensation, and as the parties before stated, have agreed to give the full breadth of 60 feet without any cost to the public, for the shore road, your Committee cannot recommend the opening at present of a new road through the farms from the junction of the Road opened last year.

The House of Assembly, in Committee on Roads and Bridges, has appropriated the sum of £30 for the shore Road; and your Committee recommend that an inquiry be taken on the said road, and the road between the said R. D. Westaway's and J. Wightman's (the latter as far as the clearance extends along the said

Road) under the above mentioned Act; and that a Message be sent to His Excellency the Lieutenant Governor to that effect.

*Resolved*, That the said Report be received and adopted by the House.

*Resolved*, That a Message be sent to the Lieutenant Governor, acquainting His Excellency that the House, having had under consideration the necessity of widening the shore road from George Aitken's to St. Andrew's Point, and the road on the division line between R. D. Westaway's and J. Wightman's, have to request that he will be pleased to direct an Inquisition to be taken under the Act, 5 Vict., cap. 22, on that part of the shore road on the front of R. D. Westaway's farm; and also on the road between the said farm and J. Wightman's, as far as the clearance extends.

*Ordered*, That Mr. Dalziel and Mr. Thornton be a Committee to wait upon His Excellency with the said Message.

*Resolved*, That this House do now resolve itself into a Committee of the whole House, on the further consideration of the Bill to prevent trespassing on the Common of Georgetown.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Dalziel took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Dalziel reported, that the Committee had gone through the Bill, and made several amendments thereto; which amendments were again read at the Clerk's Table, and agreed to by the House.

*Ordered*, That the said Bill, as amended, be engrossed, and that the Title be *An Act to prevent trespassing on the Common of Georgetown*.

Read the third time, as engrossed, the Bill intituled *An Act to authorize and regulate the collecting of Sea-weed on the shores of this Island*.

A motion being made, that the Bill do pass;

The House divided on the question:

## YEAS :

Mr. Cooper,	Mr. D. Maclean,
Hon. J. S. Macdonald,	Mr. Macaulay,
Mr. Fraser,	Mr. Dingwell,
Mr. Longworth,	Mr. Macgregor,
Mr. Montgomery,	Mr. Beairsto,
Mr. Cambridge,	Mr. Macintosh,
Mr. Dalziel,	Mr. Rae,
Mr. Thornton,	Mr. Coles,
Mr. Hudson,	Mr. D. Macdonald.

## NAY :

Mr. Douse.

So it was resolved in the affirmative.

*Ordered*, That Mr. Dalziel do carry the said Bill to the Legislative Council, and desire their concurrence.

An engrossed Bill from the Council, intituled *An Act to alter and amend the Act for the establishment of an Academy in Charlottetown*, was read the first time; and thereupon,

*Resolved*, That as the Bill just read contains a clause appropriating some certain amount annually for the repairs of the Academy, and for the purchase of Apparatus, which appropriation is in addition to the sum appropriated for the Academy by the Act at present in force; and as the said Bill further authorizes the exacting certain fees for the tuition of pupils at the Academy—both of which provisions ought of right to originate in the House of Assembly, and not in the Legislative Council; therefore this House cannot consistently with its privileges consider further of said Bill.

*Resolved*, That this House do now resolve itself into a Committee of the whole House, on the further consideration of His Excellency the Lieutenant Governor's Speech at the opening of this Session.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Fraser took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Fraser reported, that the Committee had come to a Resolution; which Resolution, being again read at the Clerk's Table, was, on the question put thereon, agreed to by the House, and is as followeth:

**RESOLVED**, That it is expedient to alter and

amend the Act for the establishment of an Academy in Charlottetown.

*Resolved*, That a Committee of five Members be appointed, to prepare and bring in a Bill to alter and amend the Act for the establishment of an Academy in Charlottetown—with power to send for persons, papers and records.

*Ordered*, That Mr. Longworth, Mr. Thornton, Mr. Macaulay, Mr. Beairsto and the Hon. J. S. Macdonald do compose the said Committee.

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

## TUESDAY, March 14, 1843.

**A** PETITION of divers Inhabitants of the First Electoral District of Queen's County was presented to the House by Mr. D. Maclean, and the same was received and read; setting forth the serious hardships they sustain from the unjust oppression of tyrannizing landlords, the cruelty of agents, and the impracticability of paying the enormous rents, and rent arrears, which are extorted, and which they are so unjustly compelled to pay—and praying the House to take their case into consideration, and cause such proceedings to be taken to alleviate the distress so justly complained of, as to its wisdom may seem meet; and further praying, should its endeavours prove ineffectual, that it will supplicate Her Most Gracious Majesty that this unfortunate Colony may be annexed to Nova Scotia, or some neighbouring Colony.

*Ordered*, That the said Petition be referred to the Committee of the whole House on the State of the Colony.

The Bill to alter and amend two several Acts relating to the Steam Navigation Company, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Cambridge took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Cambridge reported, that the Committee had gone through the Bill, and made several amendments thereto—and the Report was again read at the Clerk's Table.

Mr. Cooper moved, that the Fourth, Fifth

and Seventh Clauses, relating to the purchase of an additional Steamer, be left out of the said Bill.

The House divided on the question :

YEAS :

Mr. Cooper,	Mr. D. Macdonald,
Mr. Dingwell,	Mr. Beairsto,
Mr. Fraser,	Mr. Macintosh.

NAYS :

Hon. J. S. Macdonald,	Mr. A. Maclean,
Mr. Cambridge,	Mr. Longworth,
Mr. Yeo,	Mr. Dalziel,
Mr. Hudson,	Mr. Wightman,
Mr. Coles,	Mr. Macaulay,
Mr. Montgomery,	Mr. Thornton,
Mr. Macgregor,	Mr. Douse.

So it passed in the negative.

Mr. Cooper then moved, that the Eighth Clause be struck out of the Bill.

The House divided on the question :

YEAS :

Mr. Cooper,	Mr. D. Macdonald,
Mr. Dingwell,	Mr. Beairsto.
Mr. Macintosh,	

NAYS :

Mr. Thornton,	Mr. A. Maclean,
Mr. Douse,	Hon. J. S. Macdonald,
Mr. Longworth,	Mr. Cambridge,
Mr. Dalziel,	Mr. Yeo,
Mr. Wightman,	Mr. Hudson,
Mr. Macaulay,	Mr. Coles,
Mr. Montgomery,	Mr. Fraser.
Mr. Macgregor,	

So it passed in the negative.

*Ordered*, That the Report of the Committee be agreed to.

*Ordered*, That the said Bill, as amended, be engrossed, and that the Title be *An Act to alter and amend the several Acts therein men-*

*tioned relating to the Prince Edward Island Steam Navigation Company.*

The Bill to regulate the mode by which parties sustaining loss through the rising of the water of Mill Dams, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. A. Maclean took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Bill to prevent the running at large of Hogs within the Common and Royalty of Charlottetown, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Beairsto took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *Beairsto* reported, that the Committee had gone through the Bill, and made several amendments thereto; which amendments were again read at the Clerk's Table, and agreed to by the House.

*Ordered,* That the said Bill, as amended, be engrossed, and that the Title be *An Act to prevent the running at large of Hogs within the Common and Royalty of Charlottetown.*

The Bill to amend the Act for making and keeping in repair the Pumps and Wells of Charlottetown, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Douse took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

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

## WEDNESDAY, March 15, 1843.

**A** PETITION of divers Inhabitants of King's County was presented to the House by Mr. *Dingwell*, and the same was received and read—setting forth the inability of the Tenantry to pay a money rent, and praying that measures may be adopted for their relief.

*Ordered,* That the said Petition be referred to the Committee of the whole House on the State of the Colony.

The Bill to further amend the Act prohibiting the exportation of Oysters from this Island for a limited period, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Hudson took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *Hudson* reported, that the Committee had gone through the Bill, and made several amendments thereto; which amendments were again read at the Clerk's Table, and agreed to by the House.

*Ordered,* That the said Bill, as amended, be engrossed, and that the Title be *An Act to further amend an Act intituled "An Act to prohibit the exportation of Oysters from this Island for a limited period."*

The Bill to continue and amend the Act for facilitating the intercourse between this Island and the Provinces of Nova Scotia and New

Brunswick, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Beairsto took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *Beairsto* reported, that the Committee had gone through the Bill, and made several amendments thereto; which amendments were again read at the Clerk's Table, and agreed to by the House.

*Ordered*, That the said Bill, as amended, be engrossed, and that the Title be *An Act to continue and amend the Act for facilitating the intercourse between this Island and the Provinces of Nova Scotia and New Brunswick, by means of sailing Packets.*

Then the House adjourned for one hour.

And being met—

The Bill to continue and amend the Act for the relief of Insolvent Debtors, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. *Hudson* took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *Hudson* reported, that the Committee had gone through the Bill, and made several amendments thereto; which amendments were again read, at the Clerk's Table, and agreed to by the House.

*Ordered*, That the said Bill, as amended, be engrossed, and that the Title be *An Act to continue and amend an Act therein mentioned, for the relief of Insolvent Debtors.*

The Order of the Day, for the second reading of the Bill relating to Titles to Land derived under the Land Assessment Act, being read;

*Ordered* That the said Order of the Day be postponed until Wednesday next.

Read a third time, as engrossed, the Bill intituled *An Act to prevent trespassing on the Common of Georgetown.*

*Resolved*, That the Bill do pass.

*Ordered*, That Mr. *Macauley* do carry the said Bill to the Legislative Council, and desire their concurrence.

Mr. *Longworth*, from the Committee appointed to prepare and bring in a Bill to alter and amend the Act for the establishment of an Academy in Charlottetown, presented to the House a Bill, as prepared by the Committee; and the same was read the first time, and ordered to be read a second time on Friday next.

Read a third time, as engrossed, the Bill intituled *An Act to alter and amend the several Acts therein mentioned relating to the Prince Edward Island Steam Navigation Company.*

A motion being made, that the Bill do now pass;

Mr. *Fraser* moved, in amendment, to leave out the word "now," and at the end of the question, insert the words "this day three months."

The House divided on the motion of amendment;

YEAS:

Mr. <i>Fraser</i> ,	Mr. <i>Dingwell</i> ,
Mr. <i>D. Macdonald</i> ,	Mr. <i>Macintosh</i> .
Mr. <i>Cooper</i> ,	

NAYS:

Mr. <i>Wightman</i> ,	Mr. <i>A. Maclean</i> ,
Mr. <i>Dalziel</i> ,	Mr. <i>Thornton</i> ,
Mr. <i>Beairsto</i> ,	Mr. <i>Hudson</i> ,
Mr. <i>Cambridge</i> ,	Hon. <i>J. S. Macdonald</i> ,
Mr. <i>Yeo</i> ,	Mr. <i>Coles</i> ,
Mr. <i>Macauley</i> ,	Mr. <i>Longworth</i> .

So it passed in the negative.

The question being then put on the main motion, "That the Bill do pass;"

It was resolved in the affirmative.

*Ordered*, That Mr. *Wightman* do carry the said Bill to the Legislative Council, and desire their concurrence.

Mr. *Speaker* laid before the House an Account of the gross amount of Foreign and Provincial Postage received at the Post Offices of this Island, for the Quarter ending January 5th, 1843, with the application thereof.

[See Appendix (H).]

*Ordered*, That the said Account be referred to the Committee appointed to report on the increased rate of postages, and upon the Post Office Department generally.

*Resolved*, That this House do now resolve itself into a Committee of the whole House, to consider further of a Supply.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Coles took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

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

## THURSDAY, March 16, 1843.

**O**RDERED, That the Thirteenth Standing Rule of this House, respecting the introduction of new matter, be for the present suspended; and thereupon,

*Resolved*, That a Special Committee be appointed, to inquire into the proceedings of the Solicitor General, taken against the Tenantry and Squatters, in his capacity of Land Agent; and also into the manner in which the Agents of Mr. David Stewart are settling the Inhabitants upon the Lands claimed by him—with power to send for persons, papers and records.

*Ordered*, That Mr. Cooper, Mr. D. Maclean, Mr. D. Macdonald, Mr. Douse, Mr. Thornton, Hon. J. S. Macdonald, Mr. Macintosh, Mr. Longworth and Mr. Rae do compose the said Committee.

The Bill to amend the Acts relating to Licenses for retailing Spirituous Liquors, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Rae took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Rae reported, that the Committee had gone through the Bill, and made several amendments thereto; which amendments were again read at the Clerk's Table, and agreed to by the House.

*Ordered*, That the said Bill, as amended, be engrossed, and that the Title be *An Act in addition to the several Acts relating to Licenses*

*for the retailing of Spirituous and Fermented Liquors.*

Mr. A. Maclean, from the Committee to whom was referred the Petition of Angus MacIsaac, the Contractor for building a Wharf, now in course of completion, at Minchin's Point, opposite Charlottetown, praying to be remunerated for two additional Blocks and Bridges thereto, with other references, to report thereon, presented to the House the Report of the said Committee, which was again read at the Clerk's Table.

*Ordered*, That the said Report be now committed to a Committee of the whole House.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Wightman took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

The Bill to regulate the practice of Medicine in this Island, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. D. Macdonald took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Then the House adjourned until to-morrow, at 10 o'clock.

## FRIDAY, March 17, 1843.

**R**EAD a third time, as engrossed, the Bill intituled *An Act to prevent the running at large of Hogs within the Common and Royalty of Charlottetown.*

*Resolved,* That the Bill do pass.

*Ordered,* That Mr. Coles do carry the said Bill to the Legislative Council, and desire their concurrence.

Read a third time, as engrossed, the Bill intituled *An Act to continue and amend an Act therein mentioned, for the relief of Insolvent Debtors.*

*Resolved,* That the Bill do pass.

Read a third time, as engrossed, the Bill intituled *An Act in addition to the several Acts relating to Licenses for the retailing of Spirituous and Fermented Liquors.*

*Resolved,* That the Bill do pass.

Read a third time, as engrossed, the Bill intituled *An Act to further amend an Act intituled "An Act to prohibit the exportation of Oysters from this Island for a limited period."*

*Resolved,* That the Bill do pass.

*Ordered,* That Mr. Hudson do carry the three last preceding Bills to the Legislative Council, and desire their concurrence.

Read a third time, as engrossed, the Bill intituled *An Act to continue and amend the Act for facilitating the intercourse between this Island and the Provinces of Nova Scotia and New Brunswick, by means of sailing Packets.*

*Resolved,* That the Bill do pass.

*Ordered,* That Mr. Wightman do carry the said Bill to the Legislative Council, and desire their concurrence.

The Hon. J. S. Macdonald read in his place a Petition of divers Inhabitants of De Sable, begging leave to suggest the expediency of a Law being enacted, prohibiting distillation by any person not holding a Freehold or Leasehold property in this Island.

And then Mr. Macdonald moved, that the Order of the 4th inst. be suspended, and that the said Petition be received and read; which being seconded and put, passed in the negative.

Then the House adjourned for one hour.

And being met—

Mr. Longworth, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address, praying that he would cause the money in the hands of the Commissioners for selling the Glebe and School Lands, arising from interest on the money derived from the sale of the School lands, to be paid into the Colonial Treasury, reported to the House that their Address had been presented to His Excellency, and that he was pleased to say, he would give directions, as desired by the said Address.

Mr. Dalziel, from the Committee appointed to wait upon His Excellency the Lieutenant Governor, with the Message relative to the widening of the shore road on the South of the Montague, leading to St. Andrew's Point, reported the delivery thereof, and that His Excellency was pleased to say, he would comply with the desire of the House.

The Order of the Day, for the House in Committee, to consider of Ways and Means, being read;

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Fraser took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

The Order of the Day, for the second reading of the Bill to alter and amend the Act for the establishment of an Academy in Charlottetown, being read;

*Ordered,* That the said Order of the Day be postponed until Tuesday next.

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



## SATURDAY, March 18, 1843.

**T**WO Petitions of the same purport of divers Inhabitants of the Northern parts of Queen's County, were presented to the House by Mr. *D. Maclean*, and the same were received and read; setting forth, that much injury and inconvenience have been sustained from the shutting up of part of a Road along the shore between Rustico and Grenville Bay, by order of the Commissioner of the District—that Petitioners understand a Petition has been presented to the House, praying for an alteration of the Act relating to the closing of roads which have ceased to be used by the public—and praying that no alteration may be made in the said Law.

*Ordered*, That the said Petition be referred to the Committee of the whole House, on the consideration of the Bill for confirming the closing of old Roads in certain cases.

And then the House resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Montgomery took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *Montgomery* reported, that the Committee had gone through the Bill, and made several amendments thereto; which amendments were again read at the Clerk's Table, and agreed to by the House.

*Ordered*, That the said Bill, as amended, be engrossed, and that the Title be *An Act to confirm the closing of old Roads, in certain cases*.

Mr. *Rae*, from the Committee to whom was referred the Petition of William H. Nelis, Teacher of the National School, Charlottetown, to examine the same and report thereon, presented to the House the Report of the said Committee, which was again read at the Clerk's Table.

*Ordered*, That the said Report be now committed to a Committee of the whole House.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. *D. Macdonald* took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *D. Macdonald* reported, that the Committee had gone through the Report of the Special Committee, paragraph by paragraph, had amended, and then adopted the same; and the Report, so amended, was again read at the Clerk's Table.

[See Appendix (K).]

*Ordered*, That the said Report be referred to the Committee of Supply.

*Resolved*, That this House will, on Monday next, resolve itself into a Committee of the whole House, to inquire into and take into consideration the state of the Colony.

Then the House adjourned until Monday next, at Ten o'clock.

## MONDAY, March 20, 1843.

**T**HE Hon. *J. S. Macdonald*, from the Committee to whom was referred the Memorial of Thomas Irwin, presented to the House the Report of the Committee; which Report was again read at the Clerk's Table, and is as followeth:—

Your Committee have to report, that they have examined the work prepared by Mr. Irwin, upon which, in the opinion of your Committee, he must have bestowed considerable mental labour; but, from their ignorance of the language in which it is written, they are incompetent to judge of its merits. The members of the Board of Education also say, in their Certificate, accompanying the Petition, that the

form of the work is well calculated for the purpose intended; yet of its merits respecting the Mickmac language they are not qualified to express an opinion. And the Right Rev. B. D. Macdonald, Bishop of Charlottetown, states, in his Certificate, also accompanying the said Petition, that 'the Manuscripts which Mr. Irwin has laid before the Board of Education have been written by persons who were competent masters of the Mickmac Language, and if printed, would serve as an elementary book to instruct and convey sound and moral education to the hitherto too-much neglected Mickmac Tribe.'

Your Committee have also examined Mr. Irwin, the compiler, who states, that if his manuscripts were printed, he would willingly devote twelve months gratis to the in-

struction of the Indians; and he feels convinced, from his experience of their aptitude to learn, that in the course of that period he would be enabled to convey such instruction to some of them as to render them competent to teach others. He also states, that in his opinion, the cost of publishing a sufficient number of copies of the manuscripts, for the use of the Indians of this Colony, would be about £100; but from the uncertainty they labour under, as to the merits of the work in question, and also from the limited number of Indians that usually reside on this Island, they deem it at present inexpedient to recommend the printing of a work, the utility of which, for the reasons above stated, may appear doubtful, and particularly as it has been intimated to your Committee that books of a similar nature have been printed in the neighbouring Provinces; but they have no means at present of ascertaining the truth of such statements; but should such prove to be the case, then books of the nature required might be obtained at a much less expense than the publishing of Mr. Irwin's work would cost the Colony. But as the said work might be of service to the Indians of Nova Scotia, where they are much more numerous than in this Island, the Committee recommend Mr. Irwin to submit his manuscripts to the examination of the Commissioner on Indian affairs in that Province.

Your Committee would therefore recommend, that an Address be presented to His Excellency the Lieut. Governor, respectfully requesting that he would be pleased to cause enquiry to be made of the Commissioner on Indian affairs in Nova Scotia, as to whether books of the nature alluded to are to be procured in that Colony or not; and that a sum of money be placed at His Excellency's disposal, to purchase such books, if obtainable, and adapted for the instruction of the Mickmac tribe: and in the event of such Books not being extant, to grant the sum of                      Pounds, to defray Mr. Irwin's expenses to Halifax, for the purpose of enabling him to submit his work, if he should be so inclined, to the said Commissioner; and if approved of by him, that His Excellency be requested to contribute a sum out of the moneys placed at his disposal towards the publication of the work in question.

A motion being made, that the said Report be adopted by the House;

The Hon. Mr. *Palmer* moved, in amendment, that after the word "that," in the said motion, the following be inserted, "the two first paragraphs only of."

The House divided on the motion of amendment:

## YEAS:

Hon. Mr. <i>Palmer</i> ,	Mr. <i>Hudson</i> ,
Mr. <i>Dingwell</i> ,	Mr. <i>Fraser</i> ,
Mr. <i>Cambridge</i> ,	Mr. <i>Coles</i> ,
Mr. <i>Macgregor</i> ,	Mr. <i>Dalsiel</i> ,
Mr. <i>Macaulay</i> ,	Mr. <i>Longworth</i> ,
Mr. <i>Yeo</i> ,	Mr. <i>Beairsto</i> ,
Mr. <i>Montgomery</i> ,	Mr. <i>Rae</i> .
Mr. <i>A. Maclean</i> ,	

## NAYS:

Hon. J. S. <i>Macdonald</i> ,	Mr. <i>Macintosh</i> ,
Mr. <i>D. Macdonald</i> ,	Mr. <i>D. Maclean</i> ,
Mr. <i>Thornton</i> ,	Mr. <i>Dunse</i> ,
Mr. <i>Cooper</i> ,	Mr. <i>Wightman</i> .

So it was carried in the affirmative.

The main motion, as amended, was then put and carried.

Read a third time, as engrossed, the Bill intituled *An Act to confirm the closing of old Roads, in certain cases.*

*Resolved*, That the Bill do pass.

*Ordered*, That Mr. *Coles* do carry the said Bill to the Legislative Council, and desire their concurrence.

Then the House adjourned for one hour.

And being met—

*Ordered*, That the Order of the Day, for the House in Committee, to inquire into and take into consideration the state of the Colony, be now read;

And the same being read;

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. *Macgregor* took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again; which the House agreed to.

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

## TUESDAY, March 21, 1843.

**A** PETITION of divers Inhabitants of Townships 42, 43, 44, 45 and 46, was presented to the House by Mr. *D. Macdonald*, and the same was received and read; praying for the interference of the House, with a view of effecting an amelioration of the tenure on which they hold their land.

*Ordered*, That the said Petition be referred to the Committee of the whole House on the State of the Colony.

*Resolved*, That this House do now resolve itself into a Committee of the whole House, on the further consideration of an engrossed

Bill from the Council, intituled *An Act to repeal an Act made and passed in the Twenty-first year of the Reign of King George the Third, intituled "An Act relating to Wills, Legacies and Executors, and for the settlement and distribution of the Estates of Intestates."*

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Hudson took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

*Resolved*, That this House do now resolve itself into a Committee of the whole House, on the further consideration of the Bill to amend the Act relating to the Pumps and Wells of Charlottetown.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. D. Macdonald took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. D. Macdonald reported, that the Committee had gone through the Bill, and made several amendments thereto; which amend-

ments were again read at the Clerk's Table, and agreed to by the House.

*Ordered*, That the said Bill, as amended, be engrossed, and that the Title be *An Act to amend the Act relating to the Pumps and Wells of Charlottetown.*

Then the House adjourned for one hour.

And being met—

The Bill to alter and amend the Act for the establishment of an Academy in Charlottetown, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Fraser took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Fraser reported, that the Committee had gone through the Bill, and made several amendments thereto; which amendments were again read at the Clerk's Table, and agreed to by the House.

*Ordered*, That the said Bill, as amended, be engrossed.

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

## WEDNESDAY, March 22, 1843.

**R**EAD a third time, as engrossed, the Bill intituled *An Act to amend the Act relating to the Pumps and Wells of Charlottetown.*

*Resolved*, That the Bill do pass.

*Ordered*, That Mr. Longworth do carry the said Bill to the Legislative Council, and desire their concurrence.

A Message from the Legislative Council, by Mr. Desbrisay :

Mr. Speaker ;

The Legislative Council desire a Conference with the House of Assembly, on the Bill intituled *An Act to consolidate and amend the*

*Laws relating to Statute Labour, and the expenditure of public moneys on the Highways;* and have appointed the Hon. the Solicitor General, the Hon. Mr. Young and the Hon. Mr. Hensley a Committee to manage the said Conference—to meet in the Committee Room to-morrow, at half-past One o'clock.

And then he withdrew.

*Resolved*, That this House do agree to a Conference, as is desired by the Legislative Council, on the Bill intituled *An Act to consolidate and amend the Laws relating to Statute Labour, and the expenditure of public moneys on the Highways.*

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

*Ordered*, That Mr. *Thornton*, Hon. Mr. *Palmer*, Mr. *Montgomery*, Mr. *Coles*, Mr. *Cooper* and Mr. *Rae* be a Committee to manage the said Conference.

The Hon. Mr. *Palmer* read in his place a Petition of divers persons, being members of various Temperance and Total Abstinence Societies in this Island, praying that a Law may be immediately enacted, to entirely and forever prohibit the importation into this Island, and distillation, brewing, manufacturing and vending therein, of all alcoholic liquors or drinks.

And then Mr. *Palmer* moved, that the Order of the 4th inst., with reference to the introduction of new matter, be suspended with respect to this Petition.

The House divided on the question :

YEAS :

Hon. Mr. <i>Palmer</i> ,	Mr. <i>Yeo</i> ,
Mr. <i>Longworth</i> ,	Mr. <i>Hudson</i> ,
Mr. <i>Douse</i> ,	Mr. <i>Dalziel</i> .

NAYS :

Mr. <i>Macaulay</i> ,	Hon. J. S. <i>Macdonald</i> ,
Mr. <i>Cambridge</i> ,	Mr. <i>Rae</i> ,
Mr. <i>Coles</i> ,	Mr. <i>Montgomery</i> ,
Mr. <i>Fraser</i> ,	Mr. <i>D. Maclean</i> ,
Mr. <i>Cooper</i> ,	Mr. <i>Thornton</i> ,
Mr. <i>Macgregor</i> ,	Mr. <i>Dingwell</i> ,
Mr. <i>Wightman</i> ,	Mr. <i>Macintosh</i> .
Mr. <i>D. Macdonald</i> ,	

So it passed in the negative.

The Bill relating to Titles to Land purchased under the Land Assessment Acts was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. *Fraser* took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

*Ordered*, That the Order of yesterday, for engrossing the Bill to alter and amend the Act for the establishment of an Academy in Charlottetown, be discharged; and that the said Bill be recommitted to a Committee of the whole House.

And then the House resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. *Fraser* took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *Fraser* reported, that the Committee had gone into the further consideration of the said Bill, and made several amendments thereto; which amendments were again read at the Clerk's Table, and agreed to by the House.

*Ordered*, That the said Bill, as amended, be engrossed, and that the Title be *An Act to alter and amend the Act for the establishment of an Academy in Charlottetown*.

Mr. *Thornton*, from the Committee to whom was referred the Petition of divers Inhabitants of Townships 61, 63 and 64, praying for a new line of road between Murray Harbour and Vernon River, to examine the same, and report thereon, presented to the House the Report of the said Committee, which was again read at the Clerk's Table.

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

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

## THURSDAY, March 23, 1843.

**R**ESOLVED, That the Committee appointed to inquire into the subject-matter of the third paragraph of the Report of the Committee on the Public Accounts, have also power to inquire into the proceedings taken last year under the Acts relating to the laying out and altering of Highways.

Mr. *Thornton*, from the Committee appointed to report on the increased rate of Post-

ages, and upon the Post Office department generally, with other references, with leave to report from time to time, presented to the House the Second Report of the said Committee, which was again read at the Clerk's Table.

*Ordered*, That the said Report be now committed to a Committee of the whole House.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. D. Macdonald took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

A Message from His Excellency the Lieutenant Governor:

Mr. Secretary Haviland, by command of His Excellency, delivered the following

**Message:**

H. V. HUNTLEY, Lieut. Governor.

The Lieutenant Governor lays before the House of Assembly copy of a communication which he has received from His Excellency Major General Sir John Harvey, Governor of Newfoundland, relative to the maintenance of a Light House proposed to be erected on the S. W. Coast of Newfoundland. As such an establishment would prove highly advantageous to the trade of this Island, the Lieutenant Governor recommends the subject-matter of the communication to the serious consideration of the House of Assembly.

Government House, 23d March, 1843.

The Despatches and other papers accompanying the foregoing Message were read by the Clerk, as followeth:—

1. Copy of a Despatch from His Excellency Major General Sir John Harvey to His Excellency Sir Henry Vere Huntley, dated Government House, Newfoundland, 27th February, 1843.

2. Copy of a Despatch from Sir John Harvey to His Excellency the Governor General, dated 27th February, 1843.

3. Address of the Chamber of Commerce of St. John's, Newfoundland, to His Excellency the Governor of this Island, dated 28th October, 1841.

4. Address of the House of Assembly of Newfoundland, dated 25th February, 1843.

[See Appendix (L).]

The time for holding the Conference with the Legislative Council, on the Bill intituled *An Act to consolidate and amend the Laws relating to Statute Labour, and the expenditure of public moneys on the Highways*, having arrived;

The names of the Managers were called over; and they went to the Conference.

And being returned,

Mr. Thornton reported, that the Managers had been at the Conference; and he stated the substance thereof to the House.

Then the House adjourned for one hour.

And being met—

A Message from the Legislative Council, by Mr. Desbrisay:

Mr. Speaker;

The Legislative Council have passed the following Bills, with several amendments; to which amendments they desire the concurrence of the House of Assembly, viz:

*An Act to amend the Marriage Law.*

*An Act to amend the Act relating to Distress for Rent, and to regulate the practice of the Supreme Court in cases of Replevin.*

And also—

The Legislative Council have passed the following Bills, without any amendment:

*An Act to prevent the going at large of Swine and Geese at all seasons, and of Horses at certain seasons, in the Square and Streets of Georgetown.*

*An Act to prevent the running at large of Hogs within the Common and Royalty of Charlottetown.*

*An Act to further amend an Act intituled "An Act to prohibit the exportation of Oysters from this Island for a limited period."*

And then he withdrew.

The amendments made by the Legislative Council to the Bill intituled *An Act to amend the Marriage Law* were read the first time, and are as follow:—

Folio 1, line 15—After the word "Act," strike out the words "it shall not be lawful for the  
" Lieutenant Governor, or other Adminis-  
" trator of the Government for the time

"being, to grant any License," and insert, "No License shall be granted."

*Folio 2, line 11*—Strike out the word "credible."

*Same folio, line 12*—Strike out from the word "and" to the word "year," in *folio 4, line 21*, both inclusive, and insert the following:

"And be it enacted, that no License for Marriage shall be granted without a Bond being previously given by the Applicant, and one sufficient security, (according to the form set forth in the Schedule to this Act annexed).

"And be it enacted, That the Deputy Prothonotaries in Prince and King's Counties be empowered to issue Marriage Licenses, and to take the Bonds required in such cases, under such regulations as the Governor, or the Administrator of the Government for the time being, may think proper to prescribe; and all such Bonds shall, on or before the First day of January, in each and every year, be transmitted to the Office of the Colonial Secretary of this Island, and there deposited—such Deputy Prothonotary receiving the fees due to the Lieutenant Governor and Private Secretary for such License, and be responsible therefor, together with the fee of Five shillings and sixpence to himself, for the issuing such License and taking such Bond.

"And be it further enacted, That it shall and may be lawful to and for the Lieutenant Governor, or for any of his successors in office, on application to him made, by any person or persons aggrieved, to assign the said bond to him or them, by endorsement thereon; and which said endorsement shall, to all intents and purposes, operate as an assignment thereof; and the penalty in said bond may be recovered, together with costs, by suit in the name of the said Assignee in Her Majesty's Supreme Court of Judicature for this Island.

#### " SCHEDULE.

##### " FORM OF BOND.

" Prince Edward Island.

" Know all men by these Presents, that we \_\_\_\_\_ are held and firmly bound to His Excellency Lieutenant Governor and Commander-in-Chief in and over Her Majesty's Island Prince Edward, and its dependencies, &c. &c. &c. and to his successors in

Office, in the sum of One hundred Pounds, lawful money of Great Britain, to be paid to the said \_\_\_\_\_ or his certain Attorney, Executors, Administrators or Assigns; for the true payment whereof we bind ourselves, and each of us by himself, for the whole and every part thereof, and the Heirs, Executors and Administrators of us, and each of us, firmly by these presents, sealed with our seals, dated the \_\_\_\_\_ day of \_\_\_\_\_ in the \_\_\_\_\_ year of the Reign of our Sovereign Lady Victoria, by the Grace of God, of the United Kingdom of Great Britain and Ireland, Queen, Defender of the Faith, and so forth, and in the year of our Lord One thousand eight hundred and \_\_\_\_\_

" The condition of this obligation is such, that if hereafter there shall appear any lawful let or impediment, by reason of consanguinity, affinity, or any other lawful means whatever, why the said \_\_\_\_\_ may not lawfully solemnize Marriage together, and in the same afterwards to remain and continue for man and wife, according to the Law in that behalf provided: [if the License be directed to a Magistrate, insert, "and if the same Marriage shall be openly solemnized according to the form of the Book of Common Prayer now established,"] and if the above bounden \_\_\_\_\_ do save harmless the said \_\_\_\_\_ and other his officers whatsoever, by reason of the premises, then this obligation to be void, or else to remain in full force and virtue.

" Signed, sealed, and delivered }  
in the presence of " }

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

The amendments made by the Legislative Council to the Bill intituled *An Act to amend the Act relating to Distress for Rent, and to regulate the practice of the Supreme Court in cases of Replevin*, were read the first time, and are as follow:—

*Folio 2, line 4*—Strike out the word " May," and insert " June."

*Same folio, line 10*—Strike out the word " May," and insert " June."

*Folio 3, line 2*—Strike out from the word " the," to the word " directed," in line 10, and insert " persons giving the usual Warrant of

"Attorney in cases of Replevin, shall be forced and obliged to produce such horses or cattle on the said First day of June, or at the time legally appointed for the sale thereof, and also not to convert such fodder to any other use than as herein directed."

*Folio 4, line 10*—Strike out from the word "Two" to the word "made," in the 19th line, both inclusive, and insert "threepence."

*Ordered*, That the said amendments be read a second time on Friday next.

Read a third time, as engrossed, the Bill intituled *An Act to alter and amend the Act for the establishment of an Academy in Charlottetown.*

*Resolved*, That the Bill do pass.

*Ordered*, That Mr. Longworth do carry the said Bill to the Legislative Council, and desire their concurrence.

*Resolved*, That this House do now resolve itself into a Committee of the whole House, on the further consideration of the Second Report of the Special Committee on the subject of the Post Office.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. D. Macdonald took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. D. Macdonald reported, that the Committee had gone through the Report of the Special Committee, paragraph by paragraph, had amended, and then adopted the same; and the Report, so amended, was again read at the Clerk's Table.

The Hon. Mr. Palmer moved, that so much of the Report as recommends that the Inland Mail beyond Cascumpeque shall be forwarded only once a fortnight, instead of once a week, as formerly, be disagreed to.

The House divided on the question :

YEAS :

Hon. Mr. Palmer,	Mr. Douse,
Mr. Cambridge,	Mr. Montgomery,
Mr. Beirsto,	Mr. Longworth.
Mr. Yeo,	

NAYS :

Mr. Fraser,	Mr. Thornton,
Mr. Dalziel,	Mr. Macaulay,
Mr. Hudson,	Mr. Coles,
Mr. Macintosh,	Mr. D. Maclean,
Mr. Cooper,	Mr. Macgregor,
Mr. Dingwell,	Mr. D. Macdonald.
Mr. Wightman,	

So it passed in the negative.

*Ordered*, That the Report of the Committee be agreed to.

[See Appendix (H).]

A Petition of William Morrison, of Georgetown, Fish Inspector, was offered to the House by Mr. Douse.

*Ordered*, That under the special circumstances of the case, the said Petition be received.

Then the said Petition was read; setting forth—that he has been involved in heavy expenses in consequence of certain law proceedings taken against several individuals for what he considered to be a breach of the laws regulating the inspection of pickled Fish—and praying the aid of the House.

*Ordered*, That the said Petition be referred to the Committee appointed to report on the expediency of altering and amending the Acts regulating the inspection of pickled Fish.

*Resolved*, That this House do now resolve itself into a Committee of the whole House, on the further consideration of the Bill for securing to ejected settlers and occupiers of land, compensation for improvements made thereon at their own cost.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Beirsto took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

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

Then the House adjourned until to-morrow, at 10 o'clock.

## FRIDAY, March 24, 1843.

**O**RDERED, That the Order of the 4th instant be for the present suspended, and that Mr. *Cambridge* have leave to introduce a Bill to further amend the Act for ascertaining the Boundary Lines of Counties and Townships.

He accordingly presented the said Bill to the House; and the same was read the first time, and ordered to be read a second time on Monday next.

A Message from the Legislative Council, by Mr. Desbrisay:

Mr. Speaker;

The Legislative Council have passed the following Bills, with several amendments; to which amendments they do desire the concurrence of the House of Assembly, viz:

*An Act to provide for the summary trial of Small Debts, and to regulate proceedings in cases of summary Capias.*

*An Act to prevent trespassing on the Common of Georgetown.*

And then he withdrew.

The amendments made by the Legislative Council to the Bill intituled *An Act to provide for the summary trial of Small Debts, and to regulate proceedings in cases of Summary Capias*, were read the first time, and ordered to be read a second time on Monday next.

The amendments made by the Legislative Council to the Bill intituled *An Act to prevent trespassing on the Common of Georgetown*, were read the first time, and are as follow:—

Strike out the second clause, and insert:

"And be it enacted, That it shall and may be lawful for the Administrator of the Government for the time being, in the month of July in each year, to nominate and appoint three householders, resident in Georgetown, to act as conservators of the Common of said Town, for one year, and no longer.

*Folio 3, line 16*—Strike out the third clause.—Strike out the word "elected," and insert "appointed,"

*Folio 5, line 9*—After the word "after," insert "notice of"—and in the same line, strike out the word "election," and insert "appointment."

*Folio 7, line 13*—Strike out the words "the event," and insert "case."

*Ordered*, That the Tenth Rule of this House be suspended, with respect to the said amendments.

And then the said amendments were read the second and third time.

*Resolved*, That the said amendments do pass.

*Ordered*, That Mr. *Longworth* do carry back the said Bill to the Legislative Council, and acquaint them that this House hath agreed to their amendments.

Then the House adjourned for one hour.

And being met—

The Order of the Day, for the House in Committee, on the further consideration of the Bill for securing to ejected Settlers and Tenants at will compensation for improvements made on the lands occupied by them at their own cost.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. *Beairsto* took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *Beairsto* reported, that the Committee had gone through the Bill, and made several amendments thereto.

Mr. *Cooper* moved, that the Bill be recommitted, for the purpose of amending the same, by striking out all after the word "Whereas," in the said Bill, and substituting the following in lieu thereof:—

"Her Majesty's Ministers have stated, in their Despatches, that the conditions contained in the original Grants were impracticable, and that it would be unfair to deprive the proprietors of such Grants of the Land for the non-performance of such conditions; but as the proprietors have imposed conditions upon per-



sons who have improved the land, which are so oppressive as to deprive such persons of the benefit of their improvements; it is, therefore, not only necessary, but just and equitable, that while the proprietors of such grants are allowed to retain the fee simple of the land so granted in its wilderness state, that persons who have cleared such land, and brought it into a state fit for cultivation at their own cost and labour, and have erected dwelling houses and other buildings thereon, should be secured in their improvements, by a settlement upon the land; or in case of being ejected or deprived of their land (by the proprietors of the original grants), to be allowed a fair and reasonable compensation for their improvements: Be it therefore enacted, by the Lieutenant Governor, Council and Assembly, That from and after the passing of this Act, it shall and may be lawful to and for any person or persons who have improved land from its wild state, or who have purchased such improvements, or are entitled to the same by inheritance or otherwise, and being in the occupation or possession of such improved land as squatters, or having purchased said land from—attorned to, or taken a lease or agreement for land, from—any person who appeared to be the owner or agent, but were not legally entitled to, or authorized to sell or lease the same, or tenants being deficient of the quantity of land they are entitled to by lease or agreement, and persons under a high rent, which they are unable to pay; or who are liable to be deprived of their improvements, or the value thereof, by the expiration or other termination of their lease or agreement, or being tenants at will; that all such persons as aforesaid, on being served by the proprietor of the land, or his or her attorney, with notice to quit, to attorn or pay rent; or being distrained upon for rent, or in any way disturbed in his or her possession by the proprietor, or his or her attorney; it shall and may be lawful for the tenant or occupant to give notice to the proprietor or agent, in writing, setting forth the tenant's or occupant's claim to the improvements and land in question, whether as freehold, leasehold or occupancy, together with an estimate of his or her improvements, distinguishing the value for clearing, fencing and improving the land from that of buildings and other improvements; and in cases where a deficiency of land is in question, the tenant or occupant shall state in said notice the nature of such deficiency, and the estimated loss sus-

tained thereby; and in cases where the tenant or occupant is desirous of purchasing the fee-simple interest, or of remaining upon the land as tenant, the notice aforesaid shall set forth the price or rent the tenant or occupant offers to pay—as also the mode of payment, whether in money or produce, or in parts of both—and likewise the stated times for payment; which notice as aforesaid shall be fairly written, together with a copy or counterpart of the same—both of which shall be signed with the name of the tenant or occupant, in presence of the nearest Justice of the Peace, or the next Justice of the Peace (in case the nearest Justice should be the proprietor or agent), who is hereby required to certify that such notice was acknowledged and signed in his presence; and the said tenant or occupant shall cause to be delivered, at the usual place of residence of the proprietor or agent, one of the said notices; and the said proprietor or agent, on receiving such notice, shall return an answer in writing, stating his or her agreement or objections to the several statements or items contained in the notice aforesaid, or to the charges made in the same—which answer shall be delivered to the tenant or occupant who sent the said notice, or to the aforesaid Justice of the Peace, who shall cause the said tenant or occupant to be informed thereof: Provided always, and be it enacted, that such notice, served as aforesaid, shall not be pleaded or admitted in evidence of attornment in any Court of Law or Equity in this Island, to establish any right or title to lands, or to the rents or profits thereof, to the party on whom such notice shall have been served.

“ And be it enacted, That in case the proprietor or agent do not settle with the tenant or occupant by mutual agreement, it shall and may be lawful to and for the proprietor or agent, together with the tenant or occupant, to submit the differences in dispute to three arbitrators, who shall be chosen, nominated or balloted, as may be agreed upon by the parties, in presence of the said Justice of the Peace—which arbitrators, so chosen, shall be sworn before the said Justice of the Peace, in the form prescribed, to this Act annexed, to do justice between the parties, noting in their decision or award each matter in dispute separately, as submitted to them in the tenant's or occupant's notice, and the proprietor's or agent's answer; and the decision or award thus agreed to by the said arbitrators shall be final

and conclusive—two copies of which award, signed by the arbitrators, shall be delivered, one to the proprietor or agent, and another to the tenant or occupant; and the party whom the arbitrators shall direct shall file the said award in the Prothonotary's Office, and also cause the same to be recorded in the Register Office of this Island.

“And be it enacted, That in all cases where the proprietor or agent do not settle with the occupant or tenant, and where either party refuse to submit to arbitrators as aforesaid; or in cases where the arbitrators cannot agree in their decision or award—the Justice of the Peace aforesaid shall, at the desire of the proprietor or agent, or of the occupant or tenant, proceed to summon a Jury in the following manner—that is to say—he the said Justice of the Peace shall write, or cause to be written, upon separate slips of paper, the names of Thirty-six persons residing in the vicinity, fit to serve as Jurors; and having rolled up such papers or ballots, shall put them into a box or other vessel, to be mixed; and when such ballots are duly mixed, the said Justice of the Peace shall cause twelve of the ballots to be drawn, and the names of the persons thereon written shall be a Jury, with the exception of such as may be objected to by the proprietor or agent, or by the tenant or occupant, at the time when the ballots are drawn, and the names read, and not afterwards; but the proprietor or agent on the one part, and the tenant or occupant on the other part, shall not be allowed to object to or to reject more than Six Jurors on either part; and in cases where Jurors are objected to as aforesaid, the said Justice of the Peace shall cause other ballots to be drawn as aforesaid, in lieu of those objected to, to make up the number of Twelve, to serve as Jurors; and the said Justice of the Peace shall forthwith summon such Jurors, giving them six days' notice to meet him the said Justice upon the premises of the tenant or occupant (then in dispute with the proprietor or agent); and shall likewise summon such witnesses as may be required by the proprietor or agent, or by the tenant or occupant; and the Justice of the Peace aforesaid shall proceed to the said premises at the time appointed for the Jurors to meet; and when met, or in case of the absence of any of the said Jurors so summoned, it shall be lawful to and for the said Justice of the Peace, and he is hereby required, when Eight Jurors or more are in attendance, to

swear, or cause to be sworn, the said Jurors so summoned and in attendance (in the form prescribed, to this Act annexed), to do justice between the parties; and the said Jurors, after hearing the evidence that may be adduced before them, shall pronounce a verdict, distinguishing the several matters in dispute, in the order they are set forth in the tenants' or occupants' notice to the proprietor or agent, and his or her objections in answer to the said notice—which verdict shall be final and conclusive between the parties; and being signed by the foreman of the said Jury, and certified by the said Justice of the Peace, together with a true copy thereof, signed as aforesaid—one shall be delivered to the proprietor or agent, and the other to the occupant or tenant; and the Jury shall direct one of the parties to file the said verdict in the Prothonotary's Office, in the County wherein the Inquest was held, and likewise to cause said verdict to be recorded in the Register Office in this Island.

“And be it enacted, That all decisions or awards of arbitrators, and also the verdicts of juries appointed under and by virtue of this Act, shall be good and valid in law between the proprietor and tenant or occupant, to fix the amount of rent the tenant shall be liable to pay annually, whether in money or produce; and the price the tenant shall pay for the fee simple interest of the land, and also the price the proprietor shall pay to the tenant or occupant, as the value of his, her or their improvements—any lease, contract, law, usage or custom, to the contrary, notwithstanding: Provided always, and be it enacted, That the arbitrators or juries shall fix the annual rent to be paid by the tenant—not to be less than Sixpence per acre, currency, nor to exceed the sum of One shilling, currency; and when the rent is to be paid in produce, the price of grain shall be fixed at per bushel, according to its description and weight; and where beef, pork and butter is paid for rent, the price shall be fixed at per pound, according to its being of first or second quality—the tenant to have the option to pay in money; and in fixing the price the tenant or occupant shall pay for the fee-simple interest of the land; the said arbitrators or juries shall not fix the same at a less sum than Fifteen years' purchase, if paid in money, within three months from the time of valuation; nor to exceed Twenty years' purchase, when paid by instalments in money; and when the price of the fee simple is paid

by instalments, the rent shall be reduced in proportion to the interest upon such instalments, at five per centum; and the said arbitrators or jurors, in their valuation of the tenant's or occupant's improvements, shall take into their consideration the state of preservation or decay in which they find the buildings and fencing, and also the condition and quantity of cleared land, and give their decision or verdict accordingly of the value thereof, in the current money of this Island, deducting therefrom one year's rent, if such shall be due, and no more.

“And be it enacted, That in all cases where the tenant or occupant is entitled by the award or decision of arbitrators, or by the verdict of a jury, to receive the value of his, her or their improvements from the proprietor or agent, it shall and may be lawful to and for such tenant or occupant to retain and keep possession of the land and premises, at the rent affixed by the said arbitrators or jury, as the case may be, until he, she or they receive from the proprietor or agent the full value of such improvements, according to the valuation as aforesaid; and in case the tenant or occupant, while remaining in possession as aforesaid, make further improvements, or leave any quantity of manure after such valuation as aforesaid, he, she or they shall be entitled to receive the value thereof; and in case of dispute, to be determined by arbitrators or a jury, according to the provisions of this Act; but in case the tenant or occupant, while remaining in possession (after the decision of arbitrators or verdict of a jury), impoverish the land, or suffer the buildings or fencing to decay through want of repairs, it shall and may be lawful to and for the proprietor or agent to make a deduction in the value of the improvements; and in case of dispute as to the amount of such deduction, to submit the same to arbitration, or to the verdict of a jury, as is herein before provided and enacted.

“And be it enacted, That when any proprietor or agent, having been served with a notice from a tenant or occupant of land, according to the provisions of this Act, shall commence any suit or action at law, or continue to prosecute any suit or action already commenced, for the recovery of rent from such tenant or occupant, or for the recovery of any Bond or obligation given on account of arrears of rent, or for the ejection of such tenant or occupant from his or her possession, contrary

to the intent and meaning of this Act, it shall and may be lawful to and for such tenant or occupant to give this Act and the special matter in evidence, to entitle him, her or them to a non-suit, with full costs; and in case any proprietor or agent, having been served with notice as aforesaid, from or by any tenant or occupant, shall, contrary to the true intent and meaning of this Act, distrain upon the goods or chattels of any such tenant or occupant for rent, or having distrained prior to such notice having been served, shall proceed to the sale of such distrain, after such notice has been served as aforesaid, such tenant or occupant shall be entitled to treble the amount of such distrain, together with costs—to be recovered in Her Majesty's Supreme Court of Judicature in this Island: Provided always, that if, after such distrain and sale, the same be submitted to arbitration, or to an inquest by Jury, in manner aforesaid, together with other matters in dispute between the proprietor or agent, and the tenant or occupant, and that it is made to appear in evidence to the satisfaction of the arbitrators or jurors as aforesaid, that there was not sufficient time between the service of such notice as aforesaid, and the sale of said distrain, to prevent the sale thereof, then and in every such case, the said arbitrators or jurors as aforesaid shall take the said distrain and sale into their consideration, and make such allowance to the tenant or occupant in his or her future rent, or otherwise, as shall appear just and equitable, and give in their award or verdict accordingly.

“And be it enacted, That when any juror or witness, being duly summoned under and by virtue of this Act, absents himself, or delays to make his appearance, to meet at the time and place appointed, therefore every such juror or witness so offending shall, on the presentment of the jurors in attendance, forfeit, for every such offence, a sum not exceeding Forty Shillings, to and for the use of Her Majesty's Government, to be recovered, with costs, before the Justice of the Peace aforesaid, by distress and sale of the offender's goods and chattels; and every such witness shall, moreover, be liable to an action of damages and trespass by the party who may sustain loss through the non-attendance of such witness.

“And be it enacted, That the verdict of any Jury, given under and by virtue of this Act, shall not be set aside through want of form in its construction, if its meaning can be under-

stood, nor in case it should be found that the Justice of the Peace under whom the Inquest was held was not the nearest Justice of the Peace to the tenant's or occupant's premises in dispute with the proprietor or agent; nor through delay or neglect to file such verdict in the Prothonotary's Office, or delay to record the same in the Register Office of this Island; but if any case should arise, where the award of the arbitrators or the verdict of a Jury, as aforesaid, could be set aside, as being contrary to the intent and meaning of this Act, or that the Jury as aforesaid have not given in a verdict, then, and in every such case, it shall and may be lawful to and for the tenant or occupant, or the proprietor or agent, to give notice to the other party of his, her or their objections to such award or verdict: Provided always, that every such notice shall clearly set forth the cause for setting aside such award or verdict, and shall be served within Six days from the time such award is made or verdict given, and not afterwards: That in every such case as aforesaid, it shall and may be lawful to and for the proprietor or agent, or the tenant or occupant, to apply to the Justice of the Peace, as aforesaid, for a second Inquest by Jury; and the said Justice of the Peace is hereby required to grant the same, and to proceed in the manner herein before provided and enacted; and the verdict pronounced by such second Jury shall be final and conclusive, to supersede such former verdict as aforesaid, and shall be filed in the Prothonotary's Office, and recorded in the Register Office as herein before directed.

"And be it enacted, That in all cases or matters in dispute between the proprietor or agent, and the tenant or occupant, submitted to arbitration, or to a Jury under and by virtue of this Act, it shall and may be lawful to and for such arbitration or Jury to apportion the costs between the parties in dispute as shall appear to such arbitrators or Jury to be just and equitable; and if not paid, to be recovered, with costs, by Warrant of distress, under the hand and seal of the aforesaid Justice of the Peace, and sale of the offender's goods and chattels.

"And be it enacted, That it shall not be lawful for any Barrister or Attorney at Law to plead before any arbitration or Jury appointed under and by virtue of this Act.

"Provided always, and be it enacted, That any decision or award of Arbitrators, or ver-

dict of a Jury, given under and by virtue of this Act, between the proprietor or agent, and a tenant or occupant, shall not confirm or be construed to confirm the title of any person claiming to be the proprietor, in preference to any other claimant, nor to confirm any Grant from the Crown, the conditions of which have not been fulfilled; but every such decision or award of arbitrators, or verdict of a Jury under and by virtue of this Act, shall be good and valid in law, to secure to the tenant or occupant his, her or their interest in his, her or their improvements or possession, against all and every person whatsoever claiming to be the proprietor.

"And be it enacted, That the provisions of this Act shall not extend, or be construed to extend, to any Town or Royalty in this Island; and wherever the word proprietor occurs in this Act, it shall be taken to mean the original Grantee of any Township or Townships, or part of a Township, in this Island, his or her heirs and assigns; and wherever the word agent occurs in this Act, it shall be taken to mean the Attorney of such original Grantee, his, her or their heirs and assigns.

"And be it enacted, That the several persons appointed under and by virtue of this Act shall be entitled to receive and demand the following fees, on performing the several duties required of them:

To the Justice of the Peace, for certifying the tenant's or occupant's notice to the proprietor or agent, the sum of \_\_\_\_\_  
 For summoning a jury, the sum of \_\_\_\_\_  
 For swearing Arbitrators or Jury, the sum of \_\_\_\_\_  
 For certifying Juror's Verdict, including attendance on Inquest, the sum of \_\_\_\_\_  
 For every mile travelled, the sum of \_\_\_\_\_  
 For every Warrant of Distress for the recovery of costs, the sum of \_\_\_\_\_  
 For every decision or award by arbitration, to be equally divided between them, the sum of \_\_\_\_\_  
 For every Verdict by the Inquest of a Jury, the sum of \_\_\_\_\_  
 to be paid to the foreman. To the Jurors, for every mile travelled, the sum of \_\_\_\_\_

FORM OF OATH TO BE TAKEN BY ARBITRATOR OR JUROR.

"You *A. B.* [Arbitrator or Juror, as the case may be,] do swear, that you will well and truly enquire into the matters in dispute between *C. D.*, the Proprietor or Claimant, and *E. F.*, the tenant or occupant, to appraise the fee

simple value of the land, in its unimproved state; as also the value of the tenant's or occupant's improvements, and fix the amount of Rent the tenant shall be liable to pay in money or produce, and also to decide whether the Proprietor shall pay the tenant or occupant for his improvements, or that the tenant shall purchase the fee simple from the Proprietor—all of which you are to ascertain on enquiry upon the premises, and such evidence as may be adduced, and a true award or verdict give, to the best of your judgment, without favour or partiality, according to the Act entitled *An Act for securing to certain Occupiers of Land compensation for improvements made thereon at their own cost.*

“So help you GOD.”

The House divided on the question :

YEAS :

Mr. Cooper,	Mr. Dingwell,
Mr. Fraser,	Mr. Macintosh.
Mr. D. Macdonald,	

NAYS :

Mr. Thornton,	Mr. A. Maclean,
Mr. Dalziel,	Hon. Mr. Palmer,
Mr. Wightman,	Mr. Longworth,
Mr. Macaulay,	Mr. Yeo,
Mr. Coles,	Mr. Hudson,
Hon. J. S. Macdonald,	Mr. Montgomery,
Mr. Macgregor,	Mr. Beairsto.
Mr. Douse,	

So it passed in the negative.

The Hon. Mr. Palmer proposed an amendment to the said Bill, by leaving out the word “Currency,” in the Second Clause, and substituting the word “Sterling.”

Mr. Fraser moved, that the word proposed to be left out, do stand part of the question.

The House divided on the question :

YEAS :

Mr. Fraser,	Mr. Coles,
Mr. Montgomery,	Mr. Wightman,
Mr. A. Maclean,	Mr. Macgregor,
Mr. Beairsto,	Mr. Dingwell,
Mr. Cooper,	Mr. Macintosh,
Mr. Dalziel,	Mr. D. Macdonald.

NAYS :

Hon. Mr. Palmer,	Hon. J. S. Macdonald,
Mr. Thornton,	Mr. Hudson,
Mr. Yeo,	Mr. Macaulay,
Mr. Longworth,	Mr. Douse.

So it was carried in the affirmative.

The amendments reported from the Committee were then read at the Clerk's Table, and agreed to by the House.

*Ordered*, That the said Bill, as amended, be engrossed, and that the Title be *An Act for securing to certain Occupiers of Land compensation for improvements made thereon at their own cost.*

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

## SATURDAY, March 25, 1843.

**MR. COOPER**, from the Committee appointed to join a Committee of the Legislative Council, to prepare a Joint Address to Her Majesty, praying that an armed Steamer may be placed on this station, to protect the Fisheries from encroachments by American vessels, presented to the House the draught of an Address, as prepared by the Joint Committee; and the said draught Address was again read at the Clerk's Table, and is as followeth :—

TO THE QUEEN'S MOST EXCELLENT MAJESTY.

Most gracious Sovereign;

We your Majesty's dutiful and loyal subjects, the Legislative Council and Assembly of Prince Edward Island, in General Assembly convened, humbly approach the Throne with sentiments of the most sincere and affectionate attachment to your Majesty's person and Government.

We beg leave to state to your Majesty that encroach-

ments upon the shores of this Island by American fishermen have been brought to our notice by His Excellency the Lieutenant Governor, in his opening speech at the commencement of the present Session; that we have given this important subject due consideration, and from information that we have collected, we find that the Americans are constantly in the habit of Fishing within the prescribed distance, as defined by the convention of 1818, of running into our Harbours, Bays and Creeks, whenever it suits their convenience, to procure bait, and of thus seizing the opportunity to carry on a contraband trade with the inhabitants of this Island.

That the Ship of War graciously sent by your Majesty every season for the purpose of cruising round our coast, to protect the Fisheries, is ineffective, inasmuch as it cruises to visit the several fishing stations around the shores of the Gulf of St. Lawrence, for which it is better adapted than for the shallow waters around this Island, and the American Fishermen take advantage of the distance of the Ship of War to continue their encroachments.

That an armed Steamer, drawing but little water, would,

in the opinion of the Council and Assembly, be much more effective in protecting our Fisheries from the encroachments of the Americans than a Ship of War, as the Steamer could take advantage of the light winds and calms so frequent during the Fishing season, and could run into the smaller Bays, Rivers and Creeks of our shores, and seize American Vessels, if the crews thereof are acting contrary to and in violation of the terms of the convention.

We therefore humbly pray that your Majesty would be graciously pleased to order that an Armed Steamer, drawing but little water, be placed upon this station every season, to protect our Fisheries from the encroachments of the Americans.

And as in duty bound, we shall ever pray.

A motion being made, that this House doth concur with the Committee in the said Address ;

The House divided on the question :

YEAS :

Mr. Cooper,	Hon. J. S. Macdonald,
Mr. Thornton,	Mr. Longworth,
Mr. Wightman,	Mr. Fraser,
Mr. Dalziel,	Mr. D. Macdonald,
Hon. Mr. Palmer,	Mr. Montgomery.

NAYS :

Mr. Rae,	Mr. Macintosh.
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So it was carried in the affirmative.

Mr. Cooper, from the same Committee, reported the draught of a Joint Address of the Council and Assembly to His Excellency the Lieutenant Governor, praying that he will be pleased to forward the foregoing Address, for the purpose of being laid at the foot of the

Throne ; which draught Address, being again read at the Clerk's Table, was agreed to by the House, and is as followeth :—

To His Excellency Sir HENRY VERR HUNTLEY, Knight, Lieutenant Governor and Commander-in-Chief in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral, and Ordinary of the same, &c. &c. &c.

May it please your Excellency ;

The Legislative Council and House of Assembly having given that part of your Excellency's opening Speech, at the commencement of the present Session, which relates to the encroachments of the Americans upon our shores, every consideration, have adopted a joint Address to the Queen upon this important subject, praying that an armed Steamer, drawing but little water, be placed upon this Station every season, to protect our Fisheries from the encroachments of the Americans ; and we respectfully request that your Excellency will be pleased to forward the same, so that it may be laid at the foot of the Throne ; and also that your Excellency will be further pleased to give the prayer of this Address your powerful recommendation.

*Resolved*, That a Committee be appointed, to wait upon His Excellency the Lieutenant Governor, with a copy of the Second Report of the Special Committee appointed to report on the Post Office Department ; and to request that His Excellency will be pleased to give the necessary directions for carrying the measures therein recommended into effect.

*Ordered*, That Mr. Thornton and Mr. Longworth do compose the said Committee.

Then the House adjourned until Monday next, at Ten o'clock.

## MONDAY, March 27, 1843.

**R**ESOLVED, That this House do now resolve itself into a Committee of the whole House, on the further consideration of the Bill relating to Titles to Land sold under the Land Assessment Act.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Fraser took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Fraser reported, that the Committee had gone through the Bill, and made several amendments thereto ; which amendments were again read at the Clerk's Table, and agreed to by the House.

*Ordered*, That the said Bill, as amended, be engrossed, and that the Title be *An Act to confirm the Titles to Lands purchased under the several Acts for raising an Assessment on Land in this Island.*

A Message from the Legislative Council, by Mr. Desbrisay :

Mr. Speaker ;

The Legislative Council have passed the following Bills, with several amendments, to which amendments they desire the concurrence of the House of Assembly, viz :

*An Act to repeal the Acts now in force relating to the trial of Common Assaults and Batteries, and to make other provisions in lieu thereof.*

*An Act to continue and amend the Act for facilitating the intercourse between this Island and the Provinces of Nova Scotia and New Brunswick, by means of sailing Packets.*

*An Act to confirm the closing of old Roads, in certain cases.*

And then he withdrew.

The amendments made by the Legislative Council to the Bill intituled *An Act to repeal the Acts now in force relating to the trial of Common Assaults and Batteries, and to make other provisions in lieu thereof*, were read the first time, and are as follow :

*Folio 1, line 6*—Strike out from the word "Whereas," down to the word "repealed," in *folio 2, line 11*, both inclusive, and insert "it is expedient to repeal the first and second Sections of the Act intituled 'An Act for the summary trial of Common Assaults and Batteries: Be it therefore enacted, by the Lieutenant Governor, Council and Assembly, that the first and second sections of the said recited Act be and the same are hereby re-

*Folio 3, line 3*—Strike out from the word "and" down to the word "degree," in *same folio, line 8*, both inclusive.

*Same folio, line 15*—After the word "December," insert "and at such other times to call a Special Court, as occasion may render necessary."

*Folio 4, line 11*—After the word "determine," insert "and shall have the same jurisdiction in all cases as is set forth and contained in the said recited Act, and in the amendments made thereto."

*Folio 5, line 1*—Strike out from the word "and," to the figure "3," in *folio 20, last line*, both inclusive.

*Folio 21*—Strike out the last clause, and insert—  
"And be it enacted, That this Act shall be in force, for and during the continuance of the Act, to which it is an amendment."

*In the Title, folio 1, line 1*—after the word "repeal," insert "certain parts of;" and in *same folio and line*, strike out from the word "the," to the word "thereof," in *line 5*, both inclusive, and insert, "and amend an Act, intituled 'An Act for the summary trial of Common Assaults and Batteries.'"

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

The amendments made by the Legislative Council to the Bill intituled *An Act to confirm the closing of old Roads, in certain cases*, were read the first time, and are as follows :

*Folio 1, last line*—After the word "that," insert "where."

*Folio 2, line 1*—Strike out the word "that."

*Same Folio, line 10*—After the word "year," strike out the remainder of the Bill, and insert as follows: "It shall and may be lawful for the Administrator of the Government, for the time being, in Council, to order and direct, that the shutting up and closing of such roads, be confirmed: Provided, that the power to make such order shall be under the like regulations, and subject to the same restrictions, as are imposed respecting the shutting up of roads under the hereinbefore recited Act."

*In the Title*—Strike out the word "confirm," and insert "authorize."

*Ordered*, That the said amendments be now taken into consideration, and that the Tenth Rule of this House be suspended, as far as respects the said amendments.

And a motion being made, that the said amendments be disagreed to ;

The House divided on the question :

YEAS :

Mr. Longworth,	Mr. Beairsto,
Mr. Coles,	Mr. A. Maclean,
Hon. Mr. Palmer,	Mr. Wightman,
Mr. Montgomery,	Mr. Macaulay,
Mr. Dalziel,	Hon. J. S. Macdonald,
Mr. Dingwell,	Mr. Macgregor.
Mr. Thornton,	

NAYS :

Mr. Rae,	Mr. Fraser,
Mr. Cooper,	Mr. Macintosh,
Mr. D. Macdonald,	Mr. D. Maclean.

So it was carried in the affirmative.

*Resolved*, That a Committee be appointed, to draw up reasons, to be offered to the Legislative Council at a Conference, for disagreeing to their amendments to the said Bill.

*Ordered*, That Mr. Longworth, Mr. Coles, the Hon. Mr. Palmer and the Hon. J. S. Macdonald do compose the said Committee.

The amendment made by the Legislative Council to the Bill intituled *An Act to continue and amend the Act for facilitating the inter-*

course between this Island and the Provinces of Nova Scotia and New Brunswick, by means of Sailing Packets, was read the first time, and is as followeth:—

Folio 2, line 20—After the word "Act," insert as follows:

"And be it further enacted, That before any License shall be granted, in any case, under and by virtue of the Act which this Act continues and amends, or by virtue of this Act, it shall be lawful for the Administrator of the Government in Council, for the time being, to appoint one competent person, resident in Bedeque, no way interested in the Vessel offered to be run as a Packet between that port and Shediac, in the Province of New Brunswick, and one competent person resident in Georgetown, no way interested in the Vessel offered to be run as a Packet between that Port and Pictou aforesaid, whose duties shall be respectively to inspect such Vessels, and ascertain the fitness of such Vessels for such purpose, and also to examine into, enquire and ascertain the capacity and character of the respective Masters of said Vessels for their offices, and who shall report thereon to the Administrator of the Government in Council, for the time being; and such Licenses shall only be granted in the event of such report being satisfactory, on the said several points hereinbefore mentioned, any thing in the said Act, which this Act continues and amends, or in this Act, to the contrary thereof, notwithstanding."

Ordered, That the Tenth Rule of this House be suspended, as far as respects this amendment.

And the said amendment being again read, was agreed to by the House.

Ordered, That Mr. Longworth do carry back the said Bill to the Legislative Council, and acquaint them that this House hath agreed to their amendment.

The amendments made by the Legislative Council to the Bill intituled *An Act to amend the Marriage Law*, were, according to order, read a second time.

Ordered, That the said amendments be committed to a Committee of the whole House on the 4th April next.

The Bill to further amend the Act relating to Boundary Lines, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Wightman took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Wightman reported, that the Committee had gone through the Bill, without making any amendment thereto—and the Report was again read at the Clerk's Table.

Ordered, That the said Bill be engrossed, and that the Title be *An Act to further amend an Act passed in the Fourth year of the Reign of the late King William the Fourth, for ascertaining the Boundaries of the several Townships in this Island.*

The amendments made by the Legislative Council to the Bill intituled *An Act to provide for the summary trial of Small Debts, and to regulate proceedings in cases of Summary Capias*, were, according to order, read a second time.

Resolved, That a Conference be desired with the Legislative Council, on the subject-matter of the said amendments.

Ordered, That Mr. Longworth do go to the Council, and desire the said Conference.

Ordered, That Mr. Thornton, Mr. Longworth, Hon. Mr. Palmer, Hon. J. S. Macdonald, Mr. Wightman and Mr. Montgomery be a Committee to manage the said Conference.

Resolved, That a further Conference be desired with the Legislative Council, on the subject matter of the last Conference.

Ordered, That Mr. Bearsto do go to the Council, and desire the said Conference.

Ordered, That the same Committee who managed the last Conference, be a Committee to manage this further Conference.

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



## TUESDAY, March 28, 1843.

**R**EAD a third time, as engrossed, the Bill intituled *An Act to confirm the Titles to Lands purchased under the several Acts for raising an Assessment on Land in this Island.*

*Resolved*, That the Bill do pass.

*Ordered*, That Mr. Longworth do carry the said Bill to the Legislative Council, and desire their concurrence.

The amendments made by the Legislative Council to the Bill intituled *An Act to repeal the Acts now in force relating to the trial of Common Assaults and Batteries, and to make other provisions in lieu thereof*, were, according to order, read a second time.

*Ordered*, That the said amendments be now committed to a Committee of the whole House.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. A. Maclean took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. A. Maclean reported, that the Committee had gone through the said amendments, and had come to a Resolution thereupon; which Resolution, being again read at the Clerk's Table, was, on the question put thereon, agreed to by the House, and is as followeth:—

*RESOLVED*, That the House be recommended to desire a Conference with the Legislative Council, on the subject matter of the said amendments.

*Resolved*, That a Committee be appointed, to search the Journals of the Legislative Council, to ascertain what proceedings have been had on the Bill intituled *An Act to authorize and regulate the collecting of Sea-weed on the shores of this Island.*

*Ordered*, That Mr. Cooper and Mr. Thornton do compose the said Committee; who, returning, reported, that they had found the following entry:—

LEGISLATIVE COUNCIL CHAMBER,  
Friday, 24th March, 1843.

PRESENT:

The Hon. Mr. Attorney General, President;  
The Hon. Mr. Macintosh, The Hon. Mr. Young,  
Mr. Dalrymple, Mr. Hensley,  
Mr. Macnutt, Mr. Irving,  
Mr. Solicitor General, Mr. Worthy.  
Mr. Holl,

On motion, that the Bill intituled "An Act to authorize and regulate the collecting of Sea-weed on the shores of this Island," be read a second time;

It was moved, as an amendment, that the said Bill be read a second time this day three months.

The House divided on the motion of amendment:

CONTENTS.	NON-CONTENTS.
The President,	Mr. Macintosh,
Mr. Dalrymple,	Mr. Young.
Mr. Macnutt,	
Mr. Solicitor General,	
Mr. Holl,	
Mr. Hensley,	
Mr. Irving,	
Mr. Worthy.	

And it passed in the affirmative.

The Order of the Day, for the House in Committee, to consider further of Ways and Means, being read;

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Fraser took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Fraser reported, that the Committee had come to three Resolutions; which he was directed to submit to the House, whenever it shall be pleased to receive the same.

*Ordered*, That the Report of the Committee be received to-morrow.

*Ordered*, That the Committee appointed to inquire into the subject-matter of the third paragraph of the Report of the Committee on the Public Accounts, relative to certain sums of money having been advanced by Government to complete Roads laid out under the Road Compensation Act, no part of which appears to have been reimbursed, have leave to report from time to time.

And thereupon, Mr. Rae presented to the House the First Report of the said Committee; which Report was again read at the Clerk's Table.

*Ordered*, That the said Report be committed to a Committee of the whole House on Thursday next.

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

WEDNESDAY, March 29, 1843.

**R**EAD a third time, as engrossed, the Bill intituled *An Act to further amend an Act passed in the Fourth year of the Reign of the late King William the Fourth, for ascertaining the Boundaries of the several Townships in this Island.*

*Resolved*, That the Bill do pass.

*Ordered*, That Mr. *Beairsto* do carry the said Bill to the Legislative Council, and desire their concurrence.

Mr. *Fraser*, from the Committee of the whole House, on the consideration of Ways and Means, reported, according to order, the Resolutions of the said Committee; which Resolutions, being again read, were, on the question separately put thereon, agreed to by the House, and are as follow:—

1. **RESOLVED**, That it is the opinion of this Committee, that the several rates and duties imposed and levied on articles imported into this Island during the past year, be continued for one year, from and after the 5th day of May next, except on the article of Pig Iron.

2. **RESOLVED**, That Spirituous Liquors, manufactured in any part of the United Kingdom (formerly exempt from Colonial duty), shall be liable to the same rates and duties as Spirits imported from any of Her Majesty's Possessions in America.

3. **RESOLVED**, That in addition to the rates and duties to be imposed by the foregoing Resolutions, there shall be imposed and levied upon all Goods, Wares and Merchandize imported into this Island, for one year, from and after the 5th day of July next, not being the growth, production or manufacture of the United Kingdom, or of any of Her Majesty's Possessions, the several Duties, as the same are respectively set forth in the Table of Duties hereinafter contained, viz:—

TABLE OF DUTIES.

Wheat, per quarter,	-	£0 4 0
Mcal or Wheat Flour—the bbl. of 196 lbs.	-	0 4 6
Meat, salted or cured, the cwt.	-	0 10 6
Lard, do.	-	0 12 0
Butter, do.	-	0 12 0
Cheese, do.	-	0 12 0
Coffee, do.	-	0 4 0
Bread, Biscuit and Crackers, do.	-	0 5 0
Molasses, do.	-	0 0 2
Sugar, unrefined, 5 per cent. <i>ad-valorem</i> .	-	-
Refined Sugar, per cwt.	-	0 5 0
Tea, unless imported direct from China, or unless imported from the United Kingdom, or from any of the British Possessions, per lb.	-	0 0 3
Rum, per gallon,	-	0 3 0
Other Spirits and Cordials, per gallon,	-	0 0 6
Iron and Brass castings, 20 per cent. <i>ad-valorem</i> .	-	-
Leather Manufactures of all sorts, 20 per cent. <i>do.</i>	-	-

Sole Leather, per lb.	-	0 0 2
Upper Leather, per lb.	-	0 0 6
Articles manufactured of Wood, and such as wood forms the principal part of, 15per cent. <i>ad-valorem</i> .	-	-
Manufactured Tobacco, per lb.	-	0 0 1
Wine, whether bottled or not, per gallon,	-	0 0 6
Clocks, 25 per cent. <i>ad-valorem</i> .	-	-
Articles not enumerated, except such as are comprised or referred to in the following Table of exemptions, viz:	-	7½ per cent. <i>ad-valorem</i> .

TABLE OF EXEMPTIONS.

- Coin,
- Hay and Straw,
- Tallow,
- Raw Hides,
- Salt,
- Cotton Wool,
- Hemp and Flax,
- Neat Cattle,
- Burr Stones,
- Provisions and Stores of every description, imported or supplied for the use of Her Majesty's Land and Sea Forces.

*Resolved*, That a Committee of three Members be appointed, to prepare and bring in a Bill, for raising a Revenue in this Island, in accordance with the Resolutions reported from the Committee of Ways and Means.

*Ordered*, That Mr. *Longworth*, Mr. *Thornton* and Mr. *Wightman* do compose the said Committee.

*Ordered*, That the Report of the Special Committee, to whom was referred the Petition of divers Inhabitants of Lots 61, 63, and 64, praying for a new line of road between Murray Harbour and Vernon River, be now committed to a Committee of the whole House.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.  
Mr. *Fraser* took the Chair of the Committee.

Mr. Speaker resumed the Chair.  
Mr. *Fraser* reported, that the Committee had gone through the Report of the Special Committee, paragraph by paragraph, had amended, and then adopted the same; and the said Report, so amended, was again read at the Clerk's Table, and agreed to by the House.

[See Appendix (M).]

Mr. *Longworth*, from the Committee appointed to draw up reasons, to be offered to

the Legislative Council, at a Conference, for disagreeing to their amendments to the Bill intituled *An Act to confirm the closing of old Roads, in certain cases*, presented to the House the Report of the said Committee, which was again read at the Clerk's Table, and is as followeth:—

“Because the closing up of any old road, by the authority of any Commissioner or Overseer of Roads, prior to the passing of the Act of 3d Will. 4, cap. 23, and its remaining so closed for a period of nine years and upwards, with the acquiescence of the public, should, in the opinion of the House of Assembly, be deemed an abandonment of their right to any such road; and the more particularly in any case where a road has been substituted in its place.

“Because, at any time during the period referred to, it was in the power of any individual who might in any way have felt injured or aggrieved, to cause proceedings to be instituted for the re-opening of any road coming within the scope of the present Bill.

“Because the amendments made by the Legislative Council to the Bill would still give the power to any person (who might be actuated by vindictive motives) to cause the opening of any such road, without its being of the least advantage to the public, although of serious loss and inconvenience to private individuals.”

A motion being made, that the Report be received and adopted by the House;

The House divided on the question:

YEAS:

Mr. Longworth,	Mr. Macaulay,
Hon. Mr. Palmer,	Mr. Cambridge,
Mr. Montgomery,	Mr. Macgregor,
Mr. Beairsto,	Hon. J. S. Macdonald,
Mr. A. Maclean,	Mr. Wightman,
Mr. Dalziel,	Mr. Dingwell,
Mr. Yeo,	Mr. Douse,
Mr. Hudson,	Mr. Coles.

NAYS:

Mr. Rae,	Mr. Macintosh,
Mr. D. Maclean,	Mr. Fraser.
Mr. D. Macdonald,	

So it was carried in the affirmative.

*Resolved*, That a Conference be desired with the Legislative Council, on their amendments made to the said Bill; and that, upon

such Conference, the Managers on the part of this House do communicate to the Committee of the Council the above Reasons for disagreeing to their amendments.

*Ordered*, That Mr. Longworth do go to the Council, and desire the said Conference.

*Ordered*, That Mr. Longworth, Mr. Coles, the Hon. Mr. Palmer, and the Hon. J. S. Macdonald be a Committee to manage the said Conference.

The Hon. Mr. Palmer, from the Committee to whom was referred the Petition of divers Inhabitants of Charlottetown, praying for a grant, in aid of individual subscription, towards the construction of a Wharf at the end of Pownal Street, with other references, to report thereon, presented to the House the Report of the said Committee; which Report was again read at the Clerk's Table.

*Ordered*, That the said Report be referred to a Committee of the whole House on Friday next.

Then the House adjourned for one hour.

And being met—

A Message from the Legislative Council, by Mr. Desbrisay:

Mr. Speaker;

The Legislative Council have passed the Bill intituled *An Act to continue and amend an Act therein mentioned, for the relief of Insolvent Debtors*, without any amendment.

And also—

‘ COUNCIL CHAMBER,  
‘ Friday, 24th March, 1843.

‘ *RESOLVED*, That a Committee of this House be appointed, to join a Committee of the House of Assembly, to wait upon His Excellency the Lieutenant Governor, with the Address, praying that His Excellency will be pleased to forward the Joint Address of the Council and Assembly to Her Majesty, relative to the encroachments on the shores of this Island by American fishing vessels.

‘ *Ordered*, That the same Committee who prepared the said Address, be a Committee, on the part of this House, to wait upon His Excellency with the same.

‘ *Ordered*, That the said Resolution be com-

municated, by message, to the House of Assembly.'

And also—

Mr. Speaker;

The Legislative Council desire a further Free Conference with the House of Assembly, on the Bill intituled *An Act to continue the Act relating to the Limits and Rules of Jails in the several Counties of this Island*; and have appointed the Hon. Mr. Solicitor General and the Hon. Mr. Hensley a Committee to manage this further Free Conference—to meet in the Committee Room, at half-past Three o'clock.

And then he withdrew.

*Resolved*, That a Committee of this House be appointed, to join a Committee of the Legislative Council, to wait upon His Excellency the Lieutenant Governor, with the Address, praying that His Excellency will be pleased to forward the Joint Address of the Council and Assembly to Her Majesty, relative to the encroachments on the shores of this Island by American fishing vessels.

*Ordered*, That the same Committee who prepared the Address, be a Committee, on the part of this House, to wait upon His Excellency with the same.

*Ordered*, That the said Resolution be communicated, by message, to the Legislative Council.

*Ordered*, That Mr. Cambridge do carry the said Message to the Council.

*Resolved*, That this House do agree to a further Free Conference, as is desired by the Legislative Council, on the amendments to the Bill intituled *An Act to continue the Act relating to the Limits and Rules of Jails in the several Counties of this Island*.

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

*Ordered*, That Mr. Thornton, Mr. Montgomery, the Hon. J. S. Macdonald and Mr. Coles be a Committee to manage the said Conference.

A Message from the Legislative Council, by Mr. Desbrisay:

Mr. Speaker;

The Legislative Council do agree to a further Conference, as is desired by the House of

Assembly, on the subject matter of the last Conference; and have appointed the same Committee who managed the last Conference a Committee to manage this further Conference—to meet in the Committee Room this day, at Four o'clock.

And then he withdrew.

The time for holding the further Free Conference with the Legislative Council, on the amendments to the Bill intituled *An Act to continue the Act relating to the Limits and Rules of Jails in the several Counties of this Island*, having arrived;

The names of the Managers were called over; and they went to the Conference.

And being returned—

Mr. Thornton reported, that the Managers had been at the Conference, and had met the Committee of the Council, who acquainted them, that the Council had agreed to the suggestions of this House with reference to the amendments under consideration.

*Ordered*, That Mr. Cambridge do carry back the Bill intituled *An Act to continue and amend the Act relating to the Limits and Rules of Jails in the several Counties of this Island*, to the Legislative Council, and acquaint them that this House hath agreed to their amendments, as amended in Conference.

The Order of the Day, for the House in Committee, to consider further of a Supply, being read;

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Coles took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Coles reported, that the Committee had come to several Resolutions; which he was directed to submit to the House, whenever it shall be pleased to receive the same.

*Ordered*, That the Report be received tomorrow.

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.

A Petition of three of the Trustees of the Georgetown School to His Excellency the

Lieutenant Governor, and by His Excellency referred to the consideration of the House, was presented to the House by the Hon. Mr. *Palmer*, and the same was received and read—praying for an additional allowance to the Teacher of the said school.

A motion being made, that the said Petition be referred to the Committee of Supply;

The House divided on the question:

YEAS:

Hon. Mr. <i>Palmer</i> ,	Mr. <i>Thornton</i> ,
Mr. <i>Douse</i> ,	Mr. <i>Macgregor</i> ,
Mr. <i>Wightman</i> ,	Mr. <i>Dalziel</i> ,
Hon. <i>J. S. Macdonald</i> ,	Mr. <i>Macaulay</i> .
Mr. <i>A. Maclean</i> ,	

NAYS:

Mr. <i>Fraser</i> ,	Mr. <i>Beairsto</i> ,
Mr. <i>Yeo</i> ,	Mr. <i>Cambridge</i> ,
Mr. <i>Montgomery</i> ,	Mr. <i>Cooper</i> ,
Mr. <i>D. Macdonald</i> ,	Mr. <i>D. Maclean</i> ,
Mr. <i>Longworth</i> ,	Mr. <i>Hudson</i> ,
Mr. <i>Macintosh</i> ,	Mr. <i>Dingwell</i> .
Mr. <i>Coles</i> ,	

So it passed in the negative.

A motion being made, that the prayer of the said Petition be rejected;

The House again divided;

YEAS, 13.

NAYS, 9.

So it was carried in the affirmative; and,

*Ordered*, accordingly.

The Hon. Mr. *Palmer* moved for leave to introduce a Bill, to provide a remedy for damage done to property by persons riotously and tumultuously assembling together; and that the Order of the 4th inst. be for that purpose temporarily suspended.

The House divided on the question.

YEAS:

Hon. Mr. <i>Palmer</i> ,	Mr. <i>Hudson</i> ,
Mr. <i>Macaulay</i> ,	Hon. <i>J. S. Macdonald</i> ,
Mr. <i>Montgomery</i> ,	Mr. <i>Cambridge</i> ,
Mr. <i>Thornton</i> ,	Mr. <i>Wightman</i> ,
Mr. <i>Coles</i> ,	Mr. <i>Beairsto</i> ,
Mr. <i>Yeo</i> ,	Mr. <i>A. Maclean</i> ,
Mr. <i>Longworth</i> ,	Mr. <i>Douse</i> .

NAYS:

Mr. <i>D. Maclean</i> ,	Mr. <i>Dalziel</i> ,
Mr. <i>Cooper</i> ,	Mr. <i>D. Macdonald</i> ,
Mr. <i>Macgregor</i> ,	Mr. <i>Dingwell</i> ,
Mr. <i>Rae</i> ,	Mr. <i>Fraser</i> .
Mr. <i>Macintosh</i> ,	

So it was carried in the affirmative.

And then Mr. *Palmer* presented the said Bill to the House; and the same was read the first time.

A motion being made, that the said Bill be read a second time to-morrow;

Mr. *Rae* moved, in amendment, that after the word "Bill," in the said motion, all be struck out, and the following substituted—"be printed, and the further consideration thereof postponed until next Session;"—which being seconded and put, passed in the negative.

The question being then put on the main motion, it was agreed to by the House.

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

*Resolved*, That a Committee be appointed to wait upon His Excellency the Lieutenant Governor, with a copy of the Report of the Special Committee to whom was referred the Petition of divers Inhabitants of Townships 61, 63 and 64, praying for a new line of road between Murray Harbour and Vernon River, and adopted by this House; and to request that His Excellency will be pleased to give directions that the intentions of the House, as therein expressed, may be carried into effect.

*Ordered*, That Mr. *Thornton* and Mr. *Douse* do compose the said Committee.

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

## THURSDAY, March 30, 1843.

**A** MESSAGE from the Legislative Council, by Mr. Desbrisay:

Mr. Speaker;

The Legislative Council have passed the following Bills, to which they desire the concurrence of the House of Assembly, viz:

*An Act to amend the Law relating to the admission of Barristers, Attorneys and Solicitors, and to regulate the admission of Advocates and Proctors in the Courts of Vice Admiralty and Court of Probate in this Island, and to repeal a certain Act therein mentioned.*

*An Act to prevent the running at large of Bulls and Swine.*

And also—

The Legislative Council have passed the Bill intituled *An Act to alter and amend the several Acts therein mentioned, relating to the Prince Edward Island Steam Navigation Company*, without any amendment.

And then he withdrew.

A Petition of divers Inhabitants of White Sands and Murray Harbour was presented to the House by Mr. *Wightman*, and the same was received and read; praying that measures may be adopted for the relief of the Tenantry.

*Ordered*, That the said Petition be referred to the Committee of the whole House on the State of the Colony.

A Message from the Legislative Council, by Mr. *Desbrisay* :

Mr. Speaker;

The Legislative Council do agree to a Conference, as is desired by the House of Assembly, on the amendments made to the Bill intituled *An Act to confirm the closing of old Roads, in certain cases*; and have appointed the Hon. Mr. *Young* and the Hon. Mr. *Irving* a Committee to manage the said Conference—to meet in the Committee Room instanter.

And then he withdrew.

So the Managers went to the Conference.

And being returned,

Mr. *Longworth* reported, that the Managers had been at the Conference, and had complied with the instructions given them by this House.

Mr. *Longworth* read in his place a Petition of *Roderick Macdonald*, of Queen's County, Farmer, praying that a Bill may be passed to authorize the holding over to bail of persons charged with the crime of perjury.

And then Mr. *Longworth* moved, that the said Petition be received and read, and that the Order of the 4th inst. be suspended, as far as respects this Petition.

The House divided on the question :

YEAS :

Mr. <i>Longworth</i> ,	Mr. <i>Montgomery</i> ,
Mr. <i>Cooper</i> ,	Mr. <i>Rae</i> ,
Mr. <i>A. Maclean</i> ,	Mr. <i>D. Macdonald</i> .
Hon. <i>J. S. Macdonald</i> ,	Mr. <i>Macintosh</i> .
Mr. <i>Dingwell</i> ,	

NAYS :

Mr. <i>Dalziel</i> ,	Mr. <i>Yeo</i> ,
Hon. Mr. <i>Palmer</i> ,	Mr. <i>Macgregor</i> ,
Mr. <i>Thornton</i> ,	Mr. <i>Douse</i> .
Mr. <i>Macaulay</i> ,	Mr. <i>Wightman</i> ,
Mr. <i>Hudson</i> ,	Mr. <i>D. Maclean</i> ,
Mr. <i>Cambridge</i> ,	Mr. <i>Coles</i> .
Mr. <i>Beairsto</i> ,	

So it passed in the negative.

*Resolved*, That a Conference be desired with the Legislative Council, on the subject matter of their amendments to the Bill intituled *An Act to repeal the Acts now in force relating to the trial of Common Assaults and Batteries, and to make other provisions in lieu thereof*.

*Ordered*, That Mr. *Thornton* do go to the Council, and desire the said Conference.

*Ordered*, That the Hon. Mr. *Palmer*, Mr. *Thornton*, Mr. *Longworth* and Mr. *Yeo* be a Committee to manage the said Conference.

A Message from the Legislative Council, by Mr. *Desbrisay* :

Mr. Speaker;

The Legislative Council desire a further Conference with the House of Assembly, on the Bill intituled *An Act to consolidate and amend the Laws relating to Statute Labour, and the expenditure of public moneys on the Highways*; and have appointed the same Committee who managed the last Conference, a Committee to manage this further Conference—to meet in the Committee Room instanter.

And then he withdrew.

*Resolved*, That this House do agree to a further Conference, as is desired by the Legislative Council, on the Bill intituled *An Act to consolidate and amend the Laws relating to Statute Labour, and the expenditure of public moneys on the Highways*.

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

*Ordered*, That the same Committee who managed the last Conference thereon be a Committee to manage this further Conference.

So the Managers went to the Conference.

And being returned,

Mr. *Thornton* reported, that the Managers had been at the Conference; and he stated the substance thereof to the House.

Mr. Cooper moved, that a Message be sent to the Legislative Council, praying their Honors will permit the Honorable Mr. *Solicitor General*, one of their members, to attend the Special Committee of this House appointed to inquire into the proceedings of the *Solicitor General* taken against the Tenantry and Squatters, in his capacity of Land Agent; and also into the manner in which the Agents of Mr. David Stewart are settling the Inhabitants upon the lands claimed by them—to be examined touching the said reference.

The House divided on the question :

## YEAS :

Mr. Cooper,	Mr. Macintosh,
Mr. Montgomery,	Mr. D. Macdonald,
Mr. Dingwell,	Mr. Fraser,
Mr. A. Maclean,	Mr. Hudson,
Mr. Douse,	Mr. Longworth.

## NAYS :

Hon. J. S. Macdonald,	Mr. Macgregor,
Mr. Wightman,	Mr. Thornton,
Mr. Macaulay,	Mr. Coles,
Mr. Cambridge,	Mr. Yeo,
Hon. Mr. Palmer,	Mr. Dalziel.
Mr. Beairsto,	

So it passed in the negative.

A Message from the Legislative Council, by Mr. Desbrisay.

Mr. Speaker ;

The Legislative Council do agree to a Conference, as is desired by the House of Assembly, on the amendments made to the Bill intituled *An Act to repeal the Acts now in force relating to the trial of Common Assaults and Batteries, and to make other provisions in lieu thereof*; and have appointed the Hon. Mr. Young and the Hon. Mr. Holl a Committee to manage the said Conference; to meet in the Committee Room to-morrow, at half-past One o'clock.

And then he withdrew.

Mr. Coles, from the Committee of the whole House, on the consideration of Supply, reported, according to order, Seventy Resolutions of the said Committee; which Resolutions were again read at the Clerk's Table, and are as follow :—

1. RESOLVED, That the sum of Five hundred Pounds be granted, to defray the salary of the Treasurer of this Island.

2. RESOLVED, That the sum of Four hundred Pounds be granted, to defray the salary of the Colonial Secretary and Clerk of the Executive Council, for the present year.

3. RESOLVED, That the sum of Two hundred and Sixty Pounds be granted, to defray the salary of the Collector of Impost at Charlottetown, for the present year.

4. RESOLVED, That the sum of One hundred and sixty Pounds be granted, to defray the salaries of four Sub-Collectors of Customs, for the present year.

5. RESOLVED, That the sum of Twenty Pounds be granted, to defray the salary of one Sub-Collector of Customs, for the present year, for the Port of Cascumpec.

6. RESOLVED, That the sum of Sixty Pounds be granted, to defray the salaries of the three Sheriffs for King's, Queen's and Prince Counties, for the present year.

7. RESOLVED, That a sum not exceeding Seventy-five Pounds be granted, to defray the salary of the Inspector of Militia, for the present year.

8. RESOLVED, That the sum of Forty Pounds be granted, to defray the salary of the Messenger of the Executive Council and Tipstaff in Chancery, and Crier of the Supreme Court, for the present year.

9. RESOLVED, That a sum not exceeding Thirty Pounds be granted, to defray the salary of the Wharfinger, Charlottetown, for the present year.

10. RESOLVED, That the sum of Ten Pounds be granted, to defray the salary of the Assayer of Weights and Measures, for the present year.

11. RESOLVED, That the sum of Forty Pounds be granted, to defray the salary of the Market Clerk, for the present year.

12. RESOLVED, That the sum of Thirty Pounds be granted to the Commissioners for issuing Treasury Notes, for the present year, should the same be required.

13. RESOLVED, That the sum of Ten Pounds be granted, to defray the salary of the Librarian to the Legislature, for the past year.

14. RESOLVED, That the sum of One hundred and Sixty Pounds be granted, to defray the salaries of Sixteen Road Commissioners, at Ten Pounds each, for the present year.

15. RESOLVED, That the sum of Forty Pounds be granted, to defray the salary of the Road Correspondent, for the present year.

16. RESOLVED, That the sum of Three hundred Pounds be granted, to defray the salaries of the Masters of the Central Academy, for the present year.

17. RESOLVED, That the sum of Twenty-five Pounds be granted, to defray the salary of the Master of the National School, for the present year.

18. RESOLVED, That the sum of Thirty Pounds be granted to the Post Master, for the present year, for conducting the business of the Inland Mails.

19. **RESOLVED**, That a sum not exceeding One hundred and Fifty Pounds be granted, to defray the expense of conveying the Winter Mails to and from the Provinces of Nova Scotia and New Brunswick.

20. **RESOLVED**, That the sum of Four Pounds be placed in the hands of His Excellency the Lieutenant Governor, for each of the Jails of King's and Prince Counties, for medical attendance, for the present year—should the same be required.

21. **RESOLVED**, That a sum not exceeding Three hundred Pounds be granted, to defray the expense of Fuel and Bread for the three County Jails, with any other contingent expenses, for the present year—should the same be required.

22. **RESOLVED**, That the sum of Forty Pounds be granted, to defray the salary of the Jailer of Charlottetown Jail, for the present year.

23. **RESOLVED**, That the sum of Thirty Pounds each be granted, to defray the salaries of the Jailers of King's and Prince Counties, for the present year.

24. **RESOLVED**, That the sum of Ten Pounds be granted to the Medical Attendant, and for Medicines, to the Charlottetown Jail; and the sum of Ten Pounds to the Matron of the Charlottetown Jail, for the present year.

25. **RESOLVED**, That the sum of Thirty Pounds be granted, to defray the expenses of Painting, and other repairs of the Jail in St. Eleanor's, for the present year.

26. **RESOLVED**, That a sum not exceeding Four hundred Pounds be granted, to defray the cost of Crown Prosecutions, including the fees of Crown Officers, for the present year—or as much thereof as may be required; and a sum of Fifty Pounds, or so much thereof as may be required, for Crown Officers' fees for other services.

27. **RESOLVED**, That a sum not exceeding One hundred Pounds be granted, to defray the travelling expenses of the Chief Justice, for the present year.

28. **RESOLVED**, That the sum of Two hundred and two Pounds seventeen shillings and one penny be granted, to defray the excess of expenditure in and about Government House and Premises during the past and previous years, as stated in the Government Estimate laid before the House of Assembly this Session.

29. **RESOLVED**, That a sum not exceeding One hundred and Fifty Pounds be granted to the Joint Committee of the Council and Assembly, to defray the expense of certain repairs in and about Government House, for the present year.

30. **RESOLVED**, That the sum of Six hundred Pounds be granted, to defray the Interest on Treasury Warrants, for the present year—should the same be required.

31. **RESOLVED**, That the sum of Two hundred and Fifty Pounds be granted, to defray the expense of Public Printing and Stationery, for the present year, should the same be required.

32. **RESOLVED**, That the sum of Twenty Pounds be granted, to defray the expense of Plans and Estimates of Public Works, for the present year, should the same be required.

33. **RESOLVED**, That the sum of Twenty Pounds be granted, to defray the amount of Premiums for the destruction of Bears and Loupcerviers, for the present year, should the same be required.

34. **RESOLVED**, That the sum of Forty-two Pounds be granted, and paid to the Pump and Well Assessors for Charlottetown, for the purpose of enabling them to pay off the balance due on a Fire Engine purchased for the protection of public and private property against Fire, within the said Town.

35. **RESOLVED**, That the sum of Two hundred and Fifty Pounds be granted, to defray the contingent expenses of Government, for the present year.

36. **RESOLVED**, That a sum be granted, sufficient to defray the contingent expenses of the Legislative Council and House of Assembly, for the present year.

37. **RESOLVED**, That the sum of Sixty Pounds be granted to the Speaker, and the sum of Thirty Pounds to each of the Members of the House of Assembly—together with the usual travelling expenses—to reimburse them for their expenses in attending the present Session; deducting a proportionate rate for each and every day's absence hereafter during the present Session of the House.

38. **RESOLVED**, That the sum of One thousand Pounds be granted, for the encouragement of general Education, as established by Law.

39. **RESOLVED**, That the sum of Fourteen Pounds be allowed to James Proudfoot, as compensation for law and other expenses incurred by him in his appointment of Overseer of Roads.

40. **RESOLVED**, That the sum of Twenty Pounds be granted, for the purpose of procuring Philosophical Apparatus for the use of the Central Academy.

41. **RESOLVED**, That the sum of Ten Pounds be granted, to defray the expense of Government Pews in Saint Paul's Church, for the present year.

42. **RESOLVED**, That the sum of Six Pounds be granted, and paid to the Trustees of Saint James's Church, for the use of a Pew in that Church for the Officers of Government and Members of the Legislature.

43. **RESOLVED**, That the sum of Six Pounds be granted to the Trustees of the Wesleyan Methodist Chapel, for the use of a Pew in that place of worship, for the Legislature, for the present year.

44. **RESOLVED**, That the sum of Forty Pounds be granted, and paid to the Committee for building the new Roman Catholic Church in Charlottetown, for the purpose of procuring a Pew therein for the use of the Members of the Legislature and Officers of Government; and also to provide accommodation for such of Her Majesty's Troops as may attend divine worship there.



45. RESOLVED, That a further sum of Forty Pounds be granted, and paid towards erecting a Wharf at Orwell Ferry Point, Lot Fifty-seven—to be paid when the Commissioner shall have certified that the subscriptions in aid thereof, to the amount of Twenty-two Pounds, shall have been paid in.

46. RESOLVED, That the sum of Forty-five Pounds be granted, for the repairs of the Public Wharf at Georgetown, should the same be required.

47. RESOLVED, That the sum of Twenty-five Pounds be appropriated, towards extending the Wharf at Peter's Shore, Lot Fifty-nine.

48. RESOLVED, That the sum of Two hundred and Forty Pounds be placed in the hands of His Excellency the Lieutenant Governor, for completing the Wharf at Green's Shore, Bedeque.

49. RESOLVED, That the sum of Twenty Pounds be granted to John Bertram, for repairs done on the Bridge over Crooked River, Rustico.

50. RESOLVED, That the sum of One hundred and Fifty Pounds be granted, to defray the contingent expenses on Roads and Bridges for the present year, should the same be required—the same to be equally divided between the three Counties.

51. RESOLVED, That the sum of Ten Pounds be granted, to complete the floating Bridge on the Road between Malpeque and New London.

52. RESOLVED, That the sum of One hundred Pounds be granted, in aid of rebuilding Darnley Bridge, in addition to the sum already appropriated for that purpose—to be paid, when the Commissioner shall have certified that the subscriptions in aid thereof shall have been paid in.

53. RESOLVED, That the sum of Two Pounds ten shillings be granted, and paid to James Arthur, of New Glasgow, for the relief of Robert Winter.

54. RESOLVED, That the sum of Two Pounds be placed in the hands of Thomas Haslem, on the Princetown Road, for the relief of a sick man now lying in the house of one Sellick, on the said Road, Lot Sixty-seven.

55. RESOLVED, That the sum of Four Pounds be granted, and paid to Alexander Pickering, to reimburse him for the Board and Funeral expenses of Joseph A. Betture, a pauper lately deceased at New London.

56. RESOLVED, That the sum of Three Pounds be granted to Donald Macfarlane, for the support of a pauper named Murphy, residing on Lot Twenty-six.

57. RESOLVED, That the sum of Twenty Pounds be granted to James Simpson, for the relief of the following persons:—Three blind persons named Mackay, Fifteen Pounds; to Hercules Freeze, Two Pounds ten shillings; Henry Windsor, Two Pounds ten shillings.

58. RESOLVED, That the sum of Three Pounds be granted, and paid to James Maccallum, for the relief of Pierre Doucette, of Rustico.

59. RESOLVED, That the sum of Three Pounds ten shillings be placed in the hands of the Reverend Sylvanus Perry, towards the relief of Mary Gallant—and the sum of Three Pounds, for the relief of Thomas Condon, of Lot Seventeen.

60. RESOLVED, That the sum of Four Pounds ten shillings be granted, and paid to Alexander Maclean, towards the relief of the following persons:—Alexander Macleod, Two Pounds ten shillings; Widow Nicolson, Two Pounds.

61. RESOLVED, That the following sums be paid to Edward Thornton, Esquire:—For the Griffin family, Five Pounds; for Henry Prouse, Four Pounds; John Welsh, Three Pounds; Henry East, Four Pounds; John Rowan, Three Pounds; Mrs. Walsh, Three Pounds.

62. RESOLVED, That the sum of Ten Pounds be granted, and placed in the hands of Samuel Green, Esquire, for the relief of Helen Moran, to be paid her quarterly, provided she be restricted to one place of abode, and not suffered to travel about the country begging, as heretofore.

63. RESOLVED, That the sum of Fourteen Pounds be granted, and paid to John Macintosh, Esquire, for the relief of the following persons:—To Thomas Devereaux, Four Pounds; to Elizabeth Brow, Two Pounds ten shillings; to Victoir Decote's daughter, Two Pounds ten shillings; to John M'Millan, Two Pounds; to Richard Phelan, Three Pounds.

64. RESOLVED, That the sum of Eight Pounds be placed in the hands of James Yeo, Esquire, for the relief of George Murray and Jane Cotton, of Prince County.

65. RESOLVED, That the sum of Twenty-four Pounds be granted, and placed at the disposal of the Hon. Joseph Pope, for the relief of the following persons: Mary Macinnis, Five Pounds; Elizabeth Macdonald, Three Pounds; Matthew Flinn, Ten Pounds; William Macneill, Three Pounds; Widow Mackenna, Three Pounds.

66. RESOLVED, That the sum of Nine Pounds ten shillings be placed in the hands of the Hon. Peter S. Macnutt, for the relief of the following persons, viz:—Benjamin Parry, Three Pounds; Maurice Curran, Three Pounds; and James and Catherine Gillis, Three Pounds ten shillings.

67. RESOLVED, That the sum of Ten Pounds be granted, and paid to the Reverend Robert Douglas, for the relief of the following persons:—To Widow Patience, Two Pounds; Catherine Partridge, Two Pounds; John Smith, Four Pounds; Mrs. Quinn, Two Pounds.

68. RESOLVED, That the sum of Thirty-eight Pounds be granted, and paid to the Reverend John MacLennan, towards the relief of the following persons:—James Maddox, Six Pounds; Widow Macaulay, for her son, Eight Pounds; John Macleod, Three Pounds; Widow Finlayson, Five Pounds; Donald Munn, Three Pounds ten

shillings; Ann Macdonald, Two Pounds ten shillings; Flora Macleod, a blind person on Douse's Road, Four Pounds; Christy Currie, Three Pounds; Christie Barrett, Three Pounds.

69. RESOLVED, That the sum of Thirty-six Pound ten shillings be granted, and paid to the Benevolent Irish Society, for the relief of the following persons, viz:—William Purcell, Ten Pounds; John Macnamara, Seven Pounds ten shillings; Joanna Redmond, Three Pounds; Widow Reilly, Two Pound ten shillings; John Hynes, Three Pounds; Jeremiah Kehoe, Two Pounds ten shillings; and Margaret M'Carthy, the sum of Eight Pounds.

70. RESOLVED, That the sum of Twenty-seven Pounds ten shillings be granted, and paid to the Hon. J. S. Macdonald, for the relief of the following persons, viz:—John Ready, Three Pounds; John Macdonald, Lot Thirty-seven, Three Pounds; Flora Macphee, Two Pounds; James Conway, Four Pounds; Patrick M'Carroll, Four Pounds; Mary Lannan, Three Pounds; Elizabeth Carson, Three Pounds; Widow Macleod (Fort Augustus), Three Pounds; Catherine Macdonald, Two Pounds ten shillings; Adelaide Murphy, Lot Thirty-six, Two Pounds ten shillings.

*Ordered*, That the question of concurrence be now separately put on the said Resolutions.

The First to the Twenty-seventh of the said Resolutions, inclusively, being again severally read, were, on the question being separately put upon each, agreed to by the House.

The Twenty-eighth of the said Resolutions being again read, and the question put thereon,

The House divided:

YEAS:

Mr. Yeo,	Mr. Wightman,
Mr. Macaulay,	Mr. Dalziel,
Mr. Longworth,	Mr. Montgomery,
Mr. Thornton,	Hon. Mr. Palmer,
Mr. Coles,	Mr. Macgregor,
Mr. Douse,	Mr. A. Maclean,
Mr. Hudson,	Mr. Cambridge,
Hon. J. S. Macdonald,	Mr. Cooper.

NAYS:

Mr. D. Macdonald,	Mr. Fraser,
Mr. D. Maclean,	Mr. Dingwell.
Mr. Macintosh,	

So it was carried in the affirmative.

The Twenty-ninth to the Thirty-sixth of the said Resolutions, inclusively, being again severally read, were, upon the question being separately put upon each, agreed to by the House.

The Thirty-seventh of the said Resolutions being again read;

Mr. D. Macdonald moved, in amendment thereto, that the word, "hereafter" be left out.

The House divided on the motion of amendment:

YEAS:

Mr. D. Macdonald,	Mr. A. Maclean,
Hon. Mr. Palmer,	Mr. Cooper,
Mr. Macintosh,	Mr. Dingwell,
Mr. Longworth,	Mr. Fraser.

NAYS:

Mr. Macaulay,	Mr. Dalziel,
Mr. Douse,	Mr. Coles,
Mr. Hudson,	Mr. D. Maclean,
Hon. J. S. Macdonald,	Mr. Beairsto,
Mr. Montgomery,	Mr. Thornton,
Mr. Wightman,	Mr. Cambridge,
Mr. Yeo,	Mr. Macgregor.

So it passed in the negative.

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

The Thirty-eighth and Thirty-ninth of the said Resolutions being again severally read, were, upon the question being separately put upon each, agreed to by the House.

The Fortieth of the said Resolutions being again read, and the question of concurrence put thereon;

The House divided:

YEAS:

Hon. Mr. Palmer,	Mr. Coles,
Mr. Cambridge,	Mr. A. Maclean,
Hon. J. S. Macdonald,	Mr. Longworth,
Mr. Wightman,	Mr. Douse.
Mr. Hudson,	

NAYS:

Mr. Dalziel,	Mr. Cooper,
Mr. D. Macdonald,	Mr. D. Maclean,
Mr. Fraser,	Mr. Thornton,
Mr. Rae,	Mr. Beairsto,
Mr. Yeo,	Mr. Montgomery,
Mr. Macgregor,	Mr. Macintosh.
Mr. Dingwell,	

So it passed in the negative.

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

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

## FRIDAY, March 31, 1843.

**R**ESOLVED, That a Committee be appointed, on the part of this House, to join a Committee of the Legislative Council, to take charge of the Government House and public furniture.

*Ordered*, That Mr. Yeo, Mr. Coles, Mr. Wightman and the Hon. Mr. Palmer do compose the said Committee.

*Ordered*, That the said Resolution be communicated, by message, to the Legislative Council.

*Ordered*, That Mr. Cambridge do carry the said message to the Council.

An engrossed Bill from the Council, intituled *An Act to amend the Law relating to the admission of Barristers, Attorneys and Solicitors, and to regulate the admission of Advocates and Proctors in the Courts of Vice Admiralty and Court of Probate in this Island, and to repeal a certain Act therein mentioned*, was read the first time, and ordered to be read a second time to-morrow.

An engrossed Bill from the Council, intituled *An Act to prevent the running at large of Bulls and Swine*, was read the first time, and ordered to be read a second time to-morrow.

The time for holding the Conference with the Legislative Council, on the subject-matter of the amendments made to the Bill intituled *An Act to repeal the Acts now in force relating to the trial of Common Assaults and Batteries, and to make other provisions in lieu thereof*, having arrived;

The names of the Managers were called over; and they went to the Conference.

And being returned—

Mr. Thornton reported, that the Managers had been at the Conference; and he stated the substance thereof to the House.

Mr. Longworth, from the Committee appointed to prepare and bring in a Bill for the increase of the Revenue in this Island, reported a Bill, as prepared by the Committee; and the same was read the first time, and ordered to be read a second time on Monday next.

Then the House adjourned for one hour.

And being met—

A Message from the Legislative Council, by Mr. Desbrisay:

Mr. Speaker;

The Legislative Council have passed a Bill intituled *An Act relating to the Fisheries, and for the prevention of illicit trade in Prince Edward Island, and the Coasts and Harbours thereof*, to which they desire the concurrence of the House of Assembly.

And also—

The Legislative Council have passed the Bill intituled *An Act to alter and amend the Act for the establishment of an Academy in Charlottetown*, with several amendments, to which they desire the concurrence of the House of Assembly.

And also—

The Legislative Council have passed the Bill intituled *An Act to amend the Act relating to the Pumps and Wells of Charlottetown*, without any amendment.

And also—

Mr. Speaker;

The Legislative Council desire a further Conference with the House of Assembly, on the amendments made to the Bill intituled *An Act to confirm the closing of old Roads, in certain cases*; and have appointed the Hon. Mr. Solicitor General and the Hon. Mr. Hensley a Committee to manage the said Conference—to meet in the Committee Room instanter.

And then he withdrew.

*Resolved*, That a further Conference be agreed to, as is desired by the Legislative Council, on the subject matter of the amendments made by them to the Bill intituled *An Act to confirm the closing of old Roads, in certain cases*.

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

*Ordered*, That the same Committee who managed the former Conference be a Committee to manage this further Conference.

So the Managers went to the Conference. And being returned,

Mr. Longworth reported, that the Managers had been at the Conference, and had met the Committee of the Council, who acquainted them that the Council do adhere to their amendments, for the following reasons:—

Because the Bill is so extensive in its scope, and so general in its enactments, that it is impossible to foresee what its operation might be in the event of its becoming part of the law of the Island.

That roads and means of communication between the different parts of a country should be preserved with a most jealous regard to the general convenience; and that all proceedings having for their object the shutting up of a road, should distinctly and clearly state the usual name by which the road is commonly distinguished—the places between which it affords a convenient means of intercourse—the ground upon which it is sought to close up and destroy this public convenience; and the compensation proposed to the public for the resignation of rights, which it is probable were originally obtained in part by grants from the public purse.

That the Legislative proceedings with respect to roads have hitherto been distinguished by this scrupulous attention to the preservation of the public rights and conveniences, is sufficiently evidenced by the enactments in the first clause of the 3d of Will. 4th, cap. 23; and the Legislative Council is unwilling to depart from the wholesome and deliberate character of that legislation.

That whenever sufficient occasion may arise, by reason of the malicious or unreasonable opposition of any party who may be found unjustifiably to contest the closing of a road which can be manifestly shown to be of no possible use to any one, the object sought may be obtained by proceeding by private Bill—due notice being given—as in the Act, 6th Will. 4, cap. 6, of a certain road in the Royalty of Princetown.

*Ordered*, That the said Report be now taken into consideration.

The House proceeded accordingly to consider the said Report; and thereupon,

*Resolved*, That a Free Conference be desired with the Legislative Council, on the subject matter of the last Conference.

*Ordered*, That Mr. Coles do go to the Council, and desire the said Free Conference.

*Ordered*, That the same Committee who managed the last Conference be a Committee to manage this Free Conference.

A Message from the Legislative Council, by Mr. Desbrisay:

Mr. Speaker;

The Legislative Council desire a further Conference with the House of Assembly, on the amendments made to the Bill intituled *An Act to repeal the Acts now in force relating to the trial of Common Assaults and Batteries, and to make other provisions in lieu thereof*; and have appointed the same Committee who managed the last Conference a Committee to manage this further Conference—to meet in the Committee Room instanter.

And then he withdrew.

*Resolved*, That this House do agree to a further Conference, as is desired by the Legislative Council, on the subject matter of the amendments made to the Bill intituled *An Act to repeal the Acts now in force relating to the trial of Common Assaults and Batteries, and to make other provisions in lieu thereof*.

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

*Ordered*, That the same Committee who managed the former Conferences thereon, be a Committee to manage this further Conference.

So the Managers went to the Conference.

And being returned;

Mr. Thornton reported, that the Managers had been at the Conference, and had met the Committee of the Council, who acquainted them that the Council do adhere to their amendments.

An engrossed Bill from the Council, intituled *An Act relating to the Fisheries, and for the prevention of illicit trade in Prince Edward Island, and the Coasts and Harbours thereof*, was read the first time, and ordered to be read a second time on Monday next.

The amendments made by the Legislative Council to the Bill intituled *An Act to alter and amend the Act for the establishment of an Academy in Charlottetown*, were read the first time, and are as follow:—

Folio 5, line 6—Strike out the word “Rector,” and insert “Head Master.”

*Folio 7*—Strike out the Seventh clause, and insert as follows in its place—

“ And be it enacted, that the tuition money received from the different pupils at the said Academy, if the same does not exceed one hundred and fifty pounds currency per annum, shall be paid to the Head Master to be appointed for the said Academy; and if the said tuition money received as aforesaid, shall exceed that sum, the overplus shall be paid to, and divided between the other two Masters, in such proportions as the said Trustees shall deem just and reasonable.”

*Ordered*, That the Tenth Rule of this House be suspended, as far as respects the said amendments.

And then the said amendments were read a second time.

*Ordered*, That the said amendments be now committed to a Committee of the whole House.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Fraser took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *Fraser* reported, that the Committee had come to two Resolutions; which Resolutions being again read at the Clerk's Table, were agreed to by the House, and are as follow:

1. RESOLVED, That the First of the said amendments be agreed to.

2. RESOLVED, That the Second of the said amendments be disagreed to.

*Ordered*, That a Committee be appointed to draw up reasons to be offered to the Legislative Council, for disagreeing to the said amendment.

*Ordered*, That the Hon. Mr. *Palmer*, Mr. *Longworth*, Mr. *Macaulay*, and the Hon. *J. S. Macdonald* do compose the said Committee.

The Order of the Day, for the House in Committee on the Report of the Special Committee to whom was referred the Petition of divers Inhabitants of Charlottetown, praying a grant, in aid of individual subscriptions, towards the construction of a Wharf at the end

of Pownal Street, with other references, being read;

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. *D. Macdonald* took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *D. Macdonald* reported, that the Committee had gone through the Report, paragraph by paragraph, without making any amendment thereto—and the said Report was again read at the Clerk's Table, and is as followeth:—

Your Committee to whom was referred the several Petitions of certain Inhabitants of Charlottetown, praying for aid towards the erection of Wharves at the end of Great George Street and Pownal Street, respectively, and also the letter of Mr. Thomas B. Tremain, contractor for the Charlottetown Ferry, offering for the use of the Government Steam Packet, for a limited period, a Wharf now in progress of erection by himself, on his own property, in consideration of a grant of £250—having had the subject matter of the said Petitions and Letter under their consideration, find that, under the present state of the revenue, they cannot recommend to your Honorable House that it is expedient to grant any public aid towards the erection of two Wharves, however much they may appear to be objects of public utility; although your Committee are of opinion that the great increase which has of late years taken place in the business of Charlottetown, as a shipping Port, and the inconvenience which is so often met with by the Steam Packet employed by Government, render it necessary that additional accommodation should be afforded to the public, by the erection of a new Wharf at the most eligible situation; and having compared the fitness of each of the two sites suggested in the two first mentioned Petitions, it appears to your Committee most expedient to adopt the one at the end of Pownal Street, as thereby the greatest advantages will be derived to the public, not only from the very large amount of money subscribed by private individuals towards a Wharf on this site, but from its possessing a greater depth of water than the other, at the same distance from the shore, and its proximity of approach from the mouth of the harbour.

That having examined the Registry of the Grants of the two Water Lots situate on each side of the end of Pownal Street, and immediately adjoining the same, with a view of ascertaining the extent of their boundaries, and the right of the owners to the shore, your Committee find that the Lot towards the West end has been granted to and is now vested in the Board of Ordnance; and although the boundaries extend to the channel, it is extremely improbable that a Wharf, or any erection more than an ordinary Breastwork, will ever be required

by that Department, beyond the margin of the Bank.

That the Lot on the East side is private property, granted by Government in the year 1827; and although extending, by the words of the description in the Grant, to the Channel of Hillsborough River, yet, as no right is expressly given to the Grantee to build Wharves into the River, as is given in some of the adjoining Lots, your Committee are of opinion it cannot be done in derogation of the right of the public to use the river for all navigable purposes; and therefore that no apprehension need exist that free and ample access to the Wharf, if built at the site last mentioned, can ever be hindered or interrupted by the exercise of any right inconsistent with that of the public.

That by a Plan and Specification procured by your Committee, and herewith submitted, it appears that a Wharf, to extend to the length of 698 feet, will attain a depth of 14 feet at low water, and 22 at high water: and according to which the whole expense of the said Wharf would not exceed £1500, including the £480 subscribed. Your Committee therefore recommend to your Honorable House the adoption of the site at the end of Pownal Street, and the granting of a liberal sum towards the erection of the said Wharf.

Your Committee, from the foregoing reasons, deem it unnecessary to offer any particular remarks on the Letter of Mr. Thomas B. Tremain.

*Ordered*, That the question of concurrence be now separately put upon each paragraph of the said Report.

And the First paragraph of the said Report being again read, and the question put thereon, it was agreed to by the House.

The Second paragraph of the said Report being again read, and the question put thereon:

The House divided:

YEAS:

Mr. Montgomery,	Hon. Mr. Palmer,
Mr. Coles,	Mr. Wightman,
Mr. Yeo,	Mr. D. Macdonald,
Mr. Cooper,	Mr. Macgregor,
Mr. Dingwell,	Mr. Macaulay,
Mr. Longworth,	Mr. Beairsto,
Mr. Cambridge,	Mr. Dalziel,
Mr. A. Maclean,	Mr. Douse,
Mr. Hudson,	Mr. Thornton.
Hon. J. S. Macdonald,	

NAYS:

Mr. Rae,	Mr. Macintosh.
Mr. Fraser,	

So it was carried in the affirmative.

The Third paragraph of the said Report

being again read, and the question put thereon;

The House again divided:

YEAS:

Hon. J. S. Macdonald,	Mr. Beairsto,
Hon. Mr. Palmer,	Mr. Macaulay,
Mr. Montgomery,	Mr. Macgregor,
Mr. Cooper,	Mr. Wightman,
Mr. Yeo,	Mr. Douse,
Mr. Dingwell,	Mr. Hudson,
Mr. Dalziel,	Mr. Cambridge,
Mr. Longworth,	Mr. Thornton.
Mr. A. Maclean,	

NAYS:

Mr. Coles,	Mr. D. Maclean,
Mr. Rae,	Mr. Fraser,
Mr. D. Macdonald,	Mr. Macintosh.

So it was agreed to by the House.

The remaining paragraphs of the said Report being again severally read, were, upon the question being separately put thereon, agreed to by the House.

*Ordered*, That the said Report be referred to the Committee of Supply.

*Resolved*, That this House do now resolve itself into a Committee of the whole House, on the further consideration of the Report of the Special Committee to whom was referred the Petition of Angus MacIsaac, with other references, to report thereon.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Wightman took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Wightman reported, that the Committee had gone through the Report of the Special Committee, paragraph by paragraph, had amended, and then adopted the same; and the said Report, so amended, was again read at the Clerk's Table, and adopted by the House.

[For the said Report, see Appendix (N).]

The Order of the Day, for the House in Committee, on the amendments made by the Legislative Council to the Bill, intituled *An Act to provide for the summary trial of Small Debts, and to regulate proceedings in cases of Summary Capias*, being read;

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. D. Macdonald took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. D. Macdonald reported, that the Committee had come to a Resolution; which Resolution, being again read at the Clerk's Table,

was, on the question put thereon, agreed to by the House, and is as followeth:

RESOLVED, That the House be recommended to desire a Conference with the Legislative Council, on the subject matter of the said amendments.

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

## SATURDAY, April 1, 1843.

**A** PETITION of divers Inhabitants of the Second Electoral District of Prince County was presented to the House by Mr. Rae, and the same was received and read; setting forth—That Petitioners have to complain of the high rate of rent demanded by the Land claimants, which being never less than one shilling sterling per acre, and frequently much higher, is more than the circumstances and resources of the Tenantry can bear; and that it is necessary, in order to enable them to exist, that the rents be reduced below their present rate, and paid in the currency of the Island, and not in sterling as heretofore.—That Petitioners believe, if the Landlords were to receive their rents in Agricultural produce, at reasonable prices, deliverable on their respective estates, it would do much towards relieving the Tenantry, and to allay the discontent which exists among them.—That Petitioners would beg to represent the corrupt state of the Magistracy, especially the Commissioners of Small Debts, in many instances, in various parts of the country.—That they lament to have observed, that it has appeared to be the policy of the Government for some time past, to appoint to this office, at least in many instances, persons inimical to the interests of the people, and concerned in upholding the proprietary and aristocratic interests and ascendancy; and that they also regret to have to state, that in many notorious instances the official authority of these functionaries is most shamefully perverted to base and sordid purposes, and rendered the means of their own aggrandizement, by encouraging litigation and oppressing the poor—and respectfully begging leave to urge the consideration of these matters upon the House, and praying that mea-

sures may be adopted for the redress of the grievances complained of.

A motion being made, that the Orders of the Day be called over;

The House divided on the question:

### YEAS:

Mr. Thornton,	Mr. Fraser,
Mr. Rae,	Mr. Douse,
Mr. Montgomery,	Hon. J. S. Macdonald,
Mr. A. Maclean,	Mr. Dalziel.

### NAYS:

Hon. Mr. Palmer,	Mr. Macintosh,
Mr. Longworth,	Mr. D. Maclean,
Mr. Coles,	Mr. Macgregor,
Mr. Cambridge,	Mr. Wightman,
Mr. Yeo,	Mr. Hudson,
Mr. D. Macdonald,	Mr. Macaulay,
Mr. Cooper,	Mr. Dingwell.

So it passed in the negative.

Mr. Rae moved, that the preceding Petition be referred to the Committee on the State of the Colony.

The Hon. Mr. Palmer moved, in amendment, that after the word "Petition," in the said motion, all be struck out, and the following substituted—"be thrown under the Table."

The House divided on the motion of amendment:

### YEAS:

Hon. Mr. Palmer,	Mr. Hudson,
Mr. Thornton,	Mr. Longworth,
Mr. Coles,	Hon. J. S. Macdonald,
Mr. Macaulay,	Mr. A. Maclean,
Mr. Cambridge,	Mr. Wightman,
Mr. Yeo,	Mr. Douse.
Mr. Dalziel,	

## NAYS:

Mr. Rae,	Mr. Montgomery,
Mr. D. Maclean,	Mr. Dingwell,
Mr. Cooper,	Mr. D. Macdonald,
Mr. Macintosh,	Mr. Macgregor.
Mr. Fraser,	

So it was carried in the affirmative.

The main motion, as amended, was then put and carried.

*Resolved*, That this House do now resolve itself into a Committee of the whole House, to inquire into and take into consideration the state of the Colony.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Macgregor took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Macgregor reported, that the Committee had come to a Resolution; which Resolution was again read at the Clerk's Table, and is as followeth:—

WHEREAS the greater portion of the settled lands of this Colony are held under lease, at rents payable in cash only to absentee Proprietors, and the annual amount thereof drawn from the Island must of necessity operate as a serious drawback on its prosperity. That the general embarrassments and commercial distress which have existed in Great Britain for the last two years have occasioned the almost total destruction of our trade with the Mother Country, which consisted chiefly in the export of shipping and lumber, and from which source a portion of our supplies of specie has been derived; these circumstances, together with the failure of our accustomed markets for agricultural produce in the neighbouring Provinces, arising from similar causes existing there, have so far affected the agriculturists of the Colony as to render the payment of their rents in cash a measure of extreme difficulty and almost impossibility. That owing to the foregoing circumstances, and from other causes which have unhappily existed in this Colony, but to which it is unnecessary further to advert, the Tenantry have become embarrassed by a large accumulation of arrears of rent—the existence of which must necessarily operate as a serious check to future improvement, and is alike injurious to the interest of Landlord and Tenant. That, from the positive declarations of the Imperial Government hitherto expressed in despatches laid before the Legislature of this Colony, and particularly in the late despatch received from the Right Honorable Lord Stanley, dated 14th July, 1842, relating to the tenure of land in this Colony, and in an-

swer to the Address of the late House of Assembly to Her Majesty and the Imperial Parliament, it appears that Her Majesty's Government has declined any further interference, by the sanction of any enactment, between Landlord and Tenant; therefore, that the House of Assembly can no longer extend to the Tenantry of the Colony any hope of relieving them, by enactment, from the obligations of their leases; but, nevertheless, this Committee is deeply impressed with a sense of the necessity that now devolves on the Proprietors in the present embarrassed state of the Tenantry, of remitting such portion of the arrears of rent as the situation and conduct of individuals may warrant, and accepting for the future their rents in the marketable productions of the soil at the market price: *Resolved, therefore*, That your Committee are of opinion, that the existence of evils so generally felt fully warrants this House in earnestly appealing to, and soliciting the powerful interference of Her Majesty's Government, as mediators between the Proprietors and their Tenantry in this Island, with a view of inducing the former to remit such portion of the arrears of rent now due as will encourage the Tenants in their efforts to discharge the legal demands of the Landlords, and to urge on them the necessity of adopting such arrangements as will enable the Tenantry to pay their rents for the future in the marketable productions of the soil; at the market price—an arrangement that we fully believe would be equally advantageous and beneficial to both parties, and would lay the foundation of a better state of feeling than now exists—and, without which, this Colony cannot be expected to prosper. Your Committee would further recommend, that the Legislative Council be requested to join in such Address; and that His Excellency the Lieutenant Governor be also solicited to unite his influence, in furtherance of a recommendation of such vital importance to the future peace and welfare of this Colony.

And the said Resolution being again read;

Mr. Rae moved, in amendment thereto, that the word "Whereas," and from thence to the end of the preamble, be struck out, and the following substituted—"Resolved, that from the knowledge which Members of Assembly in general had of the circumstances of the country, and of popular feeling for many years; from the greater knowledge of those circumstances, and of that feeling which their position as Members has given them; from the votes of the House of Assembly at different times since the year 1797, up to this year, particularly the Twelfth and Thirteenth Resolutions of the 24th January, 1833, and the Report of 1835—from the various causes which have prevented the redress of grievances—which causes are summarily stated in the Report of the Commissioner of the Earl of Durham,



and the statement corroborated by the observations as to this Colony embodied in the Report drawn up by that nobleman—from the distress and anxiety which members know to exist, and from the petitions numerously signed and urgently praying for relief from the oppression of the Proprietary Claimants, which have this Session been presented, it is impossible for men thus informed, and unbiassed by interest or prejudice, to avoid concluding that Proprietors who have demanded high rents for wild lands, or have let such lands on short leases, with the certain result of absorbing the tenants' improvements, have produced distress and consequently discontent among the people, and have retarded the improvement of the Colony. That if the rents were limited to from sixpence to one shilling currency per acre, according to the quality of the land and local advantages, and that rent to be taken in merchantable produce at fixed prices, or at the option of the tenant in money, and claims for arrears to this time cancelled, the Committee are of opinion the tenantry would make great exertions to keep the rent paid up. That to give the tenant that interest in wild land to which he is entitled if he improve it, the lease should extend to 999 years, "or otherwise the proprietor should pay the tenant for his improvements, or sell the fee simple to the tenant at a price not exceeding twenty years' purchase;" and that in all such sales or leases, due allowance should be made for the rights of the Crown, or of all British subjects to the land, for 500 feet from the sea shore or coast, for the purposes of a free fishery."

The House divided on the motion of amendment:

## YEAS:

Mr. Rae,	Mr. D. Macdonald,
Mr. A. Maclean,	Mr. Cooper,
Mr. Macintosh,	Mr. Macgregor,
Mr. Montgomery,	Mr. Dingwell,
Mr. Dalziel,	Mr. D. Maclean.
Mr. Fraser,	

## NAYS:

Hon. Mr. Palmer,	Mr. Cambridge,
Mr. Hudson,	Mr. Yeo,
Mr. Longworth,	Mr. Douse,
Mr. Thornton,	Mr. Coles,
Hon. J. S. Macdonald,	Mr. Wightman.
Mr. Macaulay,	

The votes being equally divided, Mr. Speaker gave his casting vote in the negative.

The question of concurrence being then put on the said Resolution;

The House again divided:

## YEAS:

Mr. Rae,	Mr. Hudson,
Mr. A. Maclean,	Mr. Longworth,
Mr. Montgomery,	Mr. Thornton,
Mr. Dalziel,	Hon. J. S. Macdonald,
Mr. D. Macdonald,	Mr. Macaulay,
Mr. Cooper,	Mr. Cambridge,
Mr. Macgregor,	Mr. Yeo,
Mr. Dingwell,	Mr. Douse,
Mr. D. Maclean,	Mr. Coles,
Hon. Mr. Paimer,	Mr. Wightman.

## NAYS:

Mr. Macintosh,	Mr. Fraser.
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So it was carried in the affirmative.

Mr. Douse, from the Committee appointed to report upon the expediency of amending the Laws regulating the inspection of Pickled Fish, and to report thereon by Bill or otherwise, reported a Bill, as prepared by the Committee, to alter and amend the Acts relating thereto; and the same was read the first time, and ordered to be read a second time on Monday next.

Then the House adjourned until Monday next, at Ten o'clock.

## MONDAY, April 3, 1843.

**MR. MONTGOMERY** laid before the House certain vouchers from George Campbell, Esq., Collector of Imposts for the District of New London, connected with a seizure made by him in November, 1841.

*Ordered*, That the consideration of the said vouchers be deferred until next Session.

*Resolved*, That a further Conference be desired with the Legislative Council, on the Bill intituled *An Act to consolidate and amend the Laws relating to Statute Labour, and the expenditure of public moneys on the Highways.*

*Ordered*, That Mr. Coles do go to the Council, and desire the said Conference.

*Ordered*, That the same Committee who managed the former Conference thereon be a Committee to manage this further Conference.

A Petition of divers Inhabitants of Townships One and Two was presented to the House by Mr. *D. Maclean*, and the same was received and read—praying that the House would endeavour to have their rents reduced, and to have the same made payable in produce in the vicinity in which they reside.

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

Read a third time, as engrossed, the Bill intituled *An Act for securing to certain Occupiers of Land compensation for improvements made thereon at their own cost*.

An amendment was proposed by Mr. *Thornton*, to be made to the Bill in Clause 3, by inserting after the words “actual value of his improvements on such land;” the words, “and “it shall be in like manner lawful for the proprietor or owner thereof to prove and claim “a reasonable allowance for the use and occupation of said land, all of which shall be “matters of fact for the consideration of the “Jury who shall try the said cause.”

And the question being put on the said amendment,

The House divided :

YEAS :

Mr. <i>Thornton</i> ,	Hon. <i>J. S. Macdonald</i> ,
Mr. <i>Wightman</i> ,	Mr. <i>A. Maclean</i> ,
Mr. <i>Cambridge</i> ,	Mr. <i>Montgomery</i> ,
Mr. <i>Macaulay</i> ,	Mr. <i>Douse</i> ,
Mr. <i>Dalziel</i> ,	Mr. <i>Hudson</i> ,
Mr. <i>Longworth</i> ,	Mr. <i>Yeo</i> .

NAYS :

Mr. <i>Cooper</i> ,	Mr. <i>Fraser</i> ,
Mr. <i>Coles</i> ,	Mr. <i>Rae</i> ,
Mr. <i>D. Maclean</i> ,	Mr. <i>Dingwell</i> ,
Mr. <i>D. Macdonald</i> ,	Mr. <i>Macintosh</i> .

So it was carried in the affirmative—and the Bill was amended at the Table accordingly.

An engrossed clause was offered to be added to the Bill, by way of rider, suspending its operation until Her Majesty's pleasure thereon shall be signified.

And the said clause was thrice read, and, upon the question put thereupon, agreed to be made part of the Bill, by way of rider.

Another engrossed clause was offered to be added to the Bill, by way of rider, providing that in cases where a proprietor's interest in the land prevents him from granting a lease of long endurance, the tenant shall, nevertheless, be entitled to the value of his improvements, or a lease according to the terms of this Act—which being seconded and put, passed in the negative.

An amendment was proposed to be made to the said Bill, by the Hon. Mr. *Palmer*, in clause 2, by leaving out the word “currency.”

Mr. *Fraser* moved, that the word proposed to be left out, do stand part of the question.

The House divided on the question :

YEAS :

Mr. <i>Fraser</i> ,	Mr. <i>Thornton</i> ,
Mr. <i>Macaulay</i> ,	Mr. <i>Montgomery</i> ,
Mr. <i>Wightman</i> ,	Mr. <i>Hudson</i> ,
Mr. <i>D. Maclean</i> ,	Mr. <i>Rae</i> ,
Mr. <i>Macintosh</i> ,	Mr. <i>D. Macdonald</i> ,
Mr. <i>A. Maclean</i> ,	Mr. <i>Dalziel</i> ,
Mr. <i>Cooper</i> ,	Mr. <i>Dingwell</i> .

NAYS :

Hon. Mr. <i>Palmer</i> ,	Mr. <i>Coles</i> ,
Mr. <i>Yeo</i> ,	Mr. <i>Longworth</i> ,
Mr. <i>Douse</i> ,	Mr. <i>Cambridge</i> .
Hon. <i>J. S. Macdonald</i> ,	

So it was carried in the affirmative.

An amendment was proposed to be made to the Bill, by Mr. *Cooper*, by striking out certain words in the preamble—which being seconded and put, was carried in the affirmative; and the Bill was amended at the Table accordingly.

An engrossed clause was offered by Mr. *Rae*, to be added to the Bill, by way of rider, declaring that the provisions of the Act 7 Will. 4, cap. 30, intituled *An Act to repeal certain parts of an Act intituled “An Act for the limitation of actions, and for avoiding lawsuits, so far as the same relate to actions concerning real estate,” and to make other provisions in lieu thereof*, be in no respect altered or invalidated by this Act; and the said clause was read the first time.

A motion being made, that the said clause be read a second time;

It was moved, in amendment, that at the end of the question, be added the words “this day three months.”

The House divided on the motion of amendment :

## YEAS :

Hon. Mr. Palmer,	Mr. Thornton,
Mr. Cambridge,	Mr. Douse,
Mr. Yeo,	Mr. Macaulay,
Mr. Coles,	Mr. D. Macdonald,
Mr. Longworth,	Hon. J. S. Macdonald,
Mr. Dalziel,	Mr. A. Maclean,
Mr. Hudson,	Mr. Wightman.

## NAYS :

Mr. Rae,	Mr. Macintosh,
Mr. D. Maclean,	Mr. Dingwell,
Mr. Fraser,	Mr. Montgomery.
Mr. Cooper,	

So it was carried in the affirmative.

*Ordered*, That the said Clause be read a second time this day three months.

A motion being made, that the Bill do pass ;

The House divided on the question :

## YEAS :

Mr. Thornton,	Mr. A. Maclean,
Mr. Cambridge,	Mr. Wightman,
Mr. Yeo,	Mr. Rae,
Mr. Coles,	Mr. D. Maclean,
Mr. Dingwell,	Mr. Fraser,
Mr. Longworth,	Mr. Cooper,
Mr. D. Macdonald,	Mr. Macintosh,
Mr. Hudson,	Mr. Montgomery,
Mr. Macaulay,	Mr. Dalziel.
Hon. J. S. Macdonald,	

## NAYS :

Mr. Douse,	Hon. Mr. Palmer.
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So it was resolved in the affirmative.

*Ordered*, That Mr. Thornton do carry the said Bill to the Legislative Council, and desire their concurrence.

Mr. D. Macdonald read in his place a Petition of divers Inhabitants of North Lake, King's County, praying that an Act may be passed for the protection of the Gasperaux fishery.

And then Mr. Macdonald moved, that the Order of the 4th ult., relative to the introduction of new matter, be suspended, as far as respects this Petition—which being seconded and put, passed in the negative.

Then the House adjourned for one hour.

And being met—

Mr. Thornton, from the Committee appointed to wait upon His Excellency the Lieutenant Governor, with a copy of the Second Report of the Committee appointed to report on the Post Office Department, reported the delivery thereof.

Mr. Thornton, from the Committee appointed to wait upon His Excellency the Lieutenant Governor, with a copy of the Report of the Committee to whom was referred the Petition of divers Inhabitants of Townships 61, 63 and 64, praying for a new line of road between Murray Harbour and Vernon River, reported the delivery thereof.

Mr. Cooper, from the Committee appointed to join a Committee of the Legislative Council, to wait upon His Excellency the Lieutenant Governor, with the Address praying that he will be pleased to forward the joint Address of the Council and Assembly to Her Majesty, praying that an armed Steamer may be placed on this station, for the purpose of protecting the fisheries from the encroachments of American fishermen, reported to the House that the said joint Address had been presented to His Excellency, and that he was pleased to say that he would have much pleasure in forwarding the same, as desired by the said Address.

The Order of the Day, for the second reading of an engrossed Bill from the Council, intituled *An Act to prevent the running at large of Bulls and Swine*, being read ;

A motion was made, that the said Bill be now read a second time.

Mr. Thornton moved, in amendment, to leave out the word "now," and at the end of the question, insert the words "this day three months"—which being seconded and put, was carried in the affirmative.

The main motion, as amended, was then put and carried.

*Ordered*, That the said Bill be read a second time this day three months.

A Message from the Legislative Council, by Mr. Desbrisay :

Mr. Speaker ;

The Legislative Council do agree to a Free

Conference, as is desired by the House of Assembly, on the subject-matter of the amendments made to the Bill intituled *An Act to confirm the closing of old Roads, in certain cases*; and have appointed the same Committee who managed the former Conference thereon, a Committee to manage this Free Conference—to meet in the Committee Room instanter.

And then he withdrew.

So the Managers went to the Conference.

And being returned;

The Hon. Mr. Palmer reported, that the Managers had been at the Conference; and he stated the substance thereof to the House.

A Message from the Legislative Council, by Mr. Desbrisay:

Mr. Speaker;

The Legislative Council do agree to a further Conference, as is desired by the House of Assembly, on the Bill intituled *An Act to consolidate and amend the Laws relating to Statute Labour, and the expenditure of public Moneys on the Highways*; and have appointed the same Committee who managed the former Conference thereon, a Committee to manage this further Conference—to meet in the Committee Room instanter.

And then he withdrew.

So the Managers went to the Conference.

And being returned;

Mr. Thornton reported, that the Managers had been at the Conference; and he stated the substance thereof to the House.

An engrossed Bill from the Council, intituled *An Act to amend the Law relating to the admission of Barristers, Attorneys and Solicitors, and to regulate the admission of Advocates and Proctors in the Courts of Vice Admiralty and Court of Probate in this Island, and to repeal a certain Act therein mentioned*, was, according to order, read a second time.

Ordered, That the said Bill be read a third time this day three months.

The amendments made by the Legislative Council to the Bill intituled *An Act to amend the Act relating to Distress for Rent, and to regulate the practice of the Supreme Court in cases of Replevin*, were read the third time.

Resolved, That the said amendments do pass.

Ordered, That Mr. Thornton do carry back the said Bill to the Legislative Council, and acquaint them that this House hath agreed to their amendments.

The Bill to amend the Acts regulating the inspection of Pickled Fish, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. D. Macdonald took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. D. Macdonald reported, that the Committee had gone through the Bill, and made several amendments thereto; which amendments were again read at the Clerk's Table, and agreed to by the House.

Ordered, That the said Bill, as amended, be engrossed, and that the Title be *An Act to alter, amend and repeal certain parts of the Acts now in force, regulating the inspection of Pickled Fish*.

Resolved, That this House do now resolve itself into a Committee of the whole House, on the further consideration of the Bill to alter and amend the Land Assessment Act.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Wightman took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Wightman reported, that the Committee had gone through the Bill, and made several amendments thereto; which amendments were again read at the Clerk's Table, and agreed to by the House.

Ordered, That the said Bill, as amended, be engrossed, and that the Title be *An Act to render less expensive and more secure the course of procedure under the Act for levying an Assessment on all Lands in this Island*.

An engrossed Bill from the Council, intituled

*An Act relating to the Fisheries, and for the prevention of illicit trade in Prince Edward Island, and the Coasts and Harbours thereof*, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Hudson took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *Hudson* reported, that the Committee had gone through the Bill, without making any amendment thereto—and the Report was again read at the Clerk's Table.

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

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

## TUESDAY, April 4, 1843.

**A**N engrossed Bill from the Council, intitled *An Act relating to the Fisheries, and for the prevention of illicit trade in Prince Edward Island, and the Coasts and Harbours thereof*, was, according to order, read the third time.

*Resolved*, That the Bill do pass.

*Ordered*, That Mr. *Thornton* do carry back the said Bill to the Legislative Council, and acquaint them that this House hath passed the same, without any amendment.

Mr. *Rae*, from the Committee appointed to inquire into the subject matter of the third paragraph of the Report of the Committee on the Public Accounts, relative to certain sums of money having been advanced by Government to complete Roads under the Road Compensation Act, no part of which appears to have been reimbursed, with leave to report from time to time, presented to the House the Second Report of the said Committee; which Report was again read at the Clerk's Table.

*Ordered*, That the said Report be now committed to a Committee of the whole House.

*Ordered*, That the First Report of the said Committee be referred to the same Committee.

And then the House resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Longworth took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Longworth reported, that the Committee

had gone through the Reports of the Special Committee, paragraph by paragraph, had amended, and then adopted the same; and the said Reports, so amended, were again read at the Clerk's Table, and agreed to by the House.

[For the said Reports, and accompanying documents, see Appendix (O).]

Then the House adjourned for one hour.

And being met—

A Message from His Excellency the Lieutenant Governor, by Henry Palmer, Esquire, Usher of the Black Rod:

Mr. Speaker;

His Excellency the Lieutenant Governor commands the immediate attendance of this Honorable House in the Council Chamber.

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

And being returned—

Mr. Speaker informed the House, that when the House did attend His Excellency this day in the Council Chamber, His Excellency had, in Her Majesty's name, been pleased to give his assent to the following Bills, viz:—

*An Act to compel persons appointed to the office of Constable to serve as such.*

*An Act to consolidate and amend the Laws relating to Statute Labour, and the expenditure of public Moneys on the Highways.*

*An Act in addition to the several Acts relating to Licenses for the retailing of Spirituous and Fermented Liquors.*

*An Act to amend the Act relating to the Pumps and Wells of Charlottetown.*

*An Act to continue and amend the Act for facilitating the intercourse between this Island and the Provinces of Nova Scotia and New Brunswick, by means of sailing Packets.*

*An Act to alter and amend the several Acts therein mentioned, relating to the Prince Edward Island Steam Navigation Company.*

The Order of the Day, for the House in Committee, on the amendments made by the Legislative Council to the Bill intituled *An Act to amend the Marriage Law*, being read;

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Cambridge took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Cambridge reported, that the Committee had come to a Resolution; which Resolution, being again read at the Clerk's Table, was agreed to by the House, and is as followeth:—

RESOLVED, That it is the opinion of this Committee, that the House doth concur with the Legislative Council in their amendments to the said Bill.

Ordered, That the said amendments be now read for the third time.

And the said amendments were read the third time.

Resolved, That the said amendments do pass.

Ordered, That Mr. Cambridge do carry back the said Bill to the Legislative Council, and acquaint them that this House hath agreed to their amendments, without any amendment.

Resolved, That a Committee be appointed, to wait upon His Excellency the Lieutenant Governor, with a copy of the Report of the Special Committee appointed to examine and report on the Petition of Angus M'Isaac, relative to the Wharf in progress of construction on the South side of the Hillsborough, and to request that His Excellency will be pleased to cause the measure therein recommended to be carried into effect.

Ordered, That Mr. A. Maclean and Mr. Thornton do compose the said Committee; who, returning, reported the delivery thereof, and that His Excellency was pleased to say, he would comply with the desire of the House.

A Message from the Legislative Council, by Mr. Desbrisay:

‘COUNCIL CHAMBER,  
‘Friday, 31st March, 1843.

‘RESOLVED, That a Committee of this House be appointed, to join the Committee of the House of Assembly, for the purpose of taking charge of the Government House and Public Furniture.

‘Ordered, That the Hon. Mr. Young and the Hon. Mr. Hensley do compose the said Committee.

‘Ordered, That the said Resolution be communicated, by message, to the House of Assembly.’

And then he withdrew.

Ordered, That Mr. Longworth have leave to introduce a Bill to authorize the issue *de novo* of certain Writs issued under the Road Compensation Acts.

He accordingly presented the said Bill to the House, and the same was read the first time.

Ordered, That the Tenth Rule of this House be suspended, as far as regards the said Bill.

And then the said Bill was read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Hudson took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Hudson reported, that the Committee had gone through the Bill, without making any amendment thereto—and the report was again read at the Clerk's Table.

Ordered, That the said Bill be engrossed, and that the Title be *An Act to authorize the issue de novo of certain Writs under the Road Compensation Acts, in certain cases.*

*Ordered*, That Mr. *Hudson* have leave to introduce a Bill in further amendment of the Road Compensation Acts.

He accordingly presented the said Bill to the House, and the same was read the first time.

*Ordered*, That the Tenth Rule of this House be suspended, as far as regards the said Bill.

And then the said Bill was read a second time.

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

The Hon. Mr. *Palmer*, from the Committee appointed to draw up reasons to be offered to the Legislative Council at a Conference, for disagreeing to the second of their amendments to the Bill to alter and amend the Act for the establishment of an Academy in Charlottetown, presented to the House the Report of the said Committee—and the same being read at the Clerk's Table, was agreed to by the House, and is as followeth:—

“The House of Assembly agree to the first amendment made by the Legislative Council to the Bill intituled *An Act to alter and amend the Act for the establishment of an Academy in Charlottetown*; but disagree to the second amendment, because they think the amount of the Tuition-money would not, in all probability, for some years to come, exceed £200, if at all amounting thereto; and that of that sum, arising chiefly from the labours of the two under Masters, to allow the head Master as much as £150, in addition to his salary of £150, as fixed by the Bill, is an arrangement ill calculated to encourage the under Masters to a faithful performance of their duties, and would make such a disproportion of the salaries, that no competent persons would be likely to undertake the duties assigned to the under Masters—which the House of Assembly consider the most arduous to be performed. The House of Assembly more particularly consider that the Tuition-money could not be better divided than by the Trustees, in whose discretion the Bill, as agreed to by the House of Assembly, has placed its apportionment.”

*Resolved*, That a Conference be desired with the Legislative Council, on the subject-matter of their amendments to the Bill intituled *An Act to alter and amend the Act for the establishment of an Academy in Charlottetown*; and that upon the said Conference the Committee of this House do communicate the foregoing reasons for disagreeing to the second of their amendments to the said Bill.

*Ordered*, That the Hon. Mr. *Palmer* do go to the Council, and desire the said Conference.

*Ordered*, That the same Committee who prepared the foregoing reasons be a Committee to manage the said Conference.

*Resolved*, That a Committee be appointed, to prepare and report the draught of an Address to Her Majesty, on the subject matter of the Post Office Department of this Colony.

*Ordered*, That Mr. *Thornton*, Mr. *D. Maclean* and Mr. *Longworth* do compose the said Committee.

*Resolved*, That a Committee be appointed, to prepare and report the draught of an Address to Her Majesty, in conformity with the Resolution reported from the Committee of the whole House on the State of the Colony.

*Ordered*, That the Hon. *J. S. Macdonald*, Mr. *Thornton*, Hon. Mr. *Palmer* and Mr. *Longworth* do compose the said Committee.

*Resolved*, That a Conference be desired with the Legislative Council, upon the general State of the Colony—and that upon the said Conference, the Legislative Council be requested to concur in the proposed Address.

*Ordered*, That the Hon. *J. S. Macdonald* do go to the Council, and desire the said Conference.

*Ordered*, That the same Committee appointed to prepare the said Address, be a Committee to manage the said Conference.

Then the House adjourned until to-morrow, at 10 o'clock.

## WEDNESDAY, April 5, 1843.

**R**EAD a third time, as engrossed, the Bill intituled *An Act to alter, amend and repeal certain parts of the Acts now in force, regulating the inspection of Pickled Fish.*

*Resolved,* That the Bill do pass.

*Ordered,* That Mr. *Wightman* do carry the said Bill to the Legislative Council, and desire their concurrence.

Read a third time, as engrossed, the Bill intituled *An Act to render less expensive and more secure the course of procedure under the Act for levying an Assessment on all Lands in this Island.*

*Resolved,* That the Bill do pass.

*Ordered,* That Mr. *Coles* do carry the said Bill to the Legislative Council, and desire their concurrence.

*Resolved,* That this House do now resolve itself into a Committee of the whole House, upon the consideration of an engrossed Bill from the Council, intituled *An Act to repeal an Act made and passed in the Twenty-first year of the Reign of King George the Third, intituled "An Act relating to Wills, Legacies and Executors, and for the settlement and distribution of the Estates of Intestates," and to make other provisions in lieu thereof.*

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. *Hudson* took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *Hudson* reported, that the Committee had gone through the Bill, and made several amendments thereto; which amendments, being again read at the Clerk's Table, were agreed to by the House, and are as follow:—

*Folio 23, line 11*—Strike out the words "Court of Chancery," and insert "Governor and Council."

*Same folio, line 17*—Strike out the words "Court of Chancery," and insert "Governor and Council."

*Folio 24, line 4*—Strike out the words "Court of Chancery," and insert "Governor and Council."

*Same folio, line 9*—Strike out the words "Court of Chancery," and insert "Governor and Council."

*Same folio, line 16*—Strike out the words "Court of Chancery," and insert "Governor and Council."

*Folio 31, line 20*—After the word "effect," insert as follows:

"And whereas it frequently becomes necessary to give in evidence Wills and Codicils in proof of Real Estate situate within this Island, but which have been proved and remain deposited in the Courts of other countries, whereby great expense and inconvenience have ensued to individuals: For remedy whereof, be it enacted, That the Probate of every Will concerning Real Estate, duly proved in any Court of competent jurisdiction out of this Island, shall and may be given and received as evidence, *prima facie*, of any devise or matter affecting Real Estate therein mentioned, in all cases where such Probate might heretofore have been used as evidence of or relating to any matter concerning Personal Estate therein mentioned."

*Ordered,* That the said Bill, with the amendments, be read a third time to-morrow.

The Order of the Day, for the House in Committee, on the consideration of the Bill in further amendment of the Road Compensation Acts, being read;

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. *Hudson* took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *Hudson* reported, that the Committee had gone through the Bill, and made several amendments thereto; which amendments, being again read at the Clerk's Table, were agreed to by the House.

Then the House adjourned for one hour.

And being met—



A Message from the Legislative Council, by Mr. Desbrisay :

Mr. Speaker ;

The Legislative Council do agree to a Conference, as is desired by the House of Assembly, on the subject matter of the amendments made to the Bill intituled *An Act to alter and amend the Act for the establishment of an Academy in Charlottetown*; and have appointed the Honorable Mr. Young and the Honorable Mr. Hensley a Committee to manage the said Conference—to meet in the Committee Room instanter.

And then he withdrew.

And the names of the Managers being called over; they went to the Conference.

And being returned—

The Hon. Mr. Palmer reported, that the Managers had been at the Conference; and he stated the substance thereof to the House.

A Message from the Legislative Council, by Mr. Desbrisay :

Mr. Speaker ;

The Legislative Council do agree to a Conference, as is desired by the House of Assembly, on the general state of the Colony; and have appointed the Hon. Mr. Solicitor General and the Hon. Mr. Young a Committee to manage the said Conference—to meet in the Committee Room on Friday, the 7th instant, at half-past Three o'clock.

And then he withdrew.

The Bill for the increase of the Revenue of this Island, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Cambridge took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Cambridge reported, that the Committee had gone through the Bill, and made several amendments thereto; which amendments were again read at the Clerk's Table, and agreed to by the House.

*Ordered*, That the said Bill, as amended, be engrossed, and that the Title be *An Act for the increase of the Revenue of this Island*.

*Resolved*, That this House do now resolve itself into a Committee of the whole House, on the further consideration of a Supply.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Coles took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

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

Read a third time, as engrossed, the Bill intituled *An Act to authorize the issue de novo of certain Writs under the Road Compensation Acts, in certain cases*.

*Resolved*, That the Bill do pass.

Read a third time, as engrossed, the Bill intituled *An Act in further amendment of an Act passed in the Tenth year of the Reign of King George the Fourth, intituled "An Act to regulate the laying out and altering of Highways, and to provide a mode of obtaining Compensation for those who may thereby be injured, and to cause those who are benefited thereby to contribute towards their formation*.

*Resolved*, That the Bill do pass.

*Ordered*, That Mr. Thornton do carry the two last preceding Bills to the Legislative Council, and desire their concurrence.

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

## THURSDAY, April 6, 1843.

**M**R. YEO, from the Joint Committee of the Legislative Council and House of Assembly, appointed for the purpose of taking charge of the Government House and Public Furniture, reported as followeth:—

That there are twelve Bed Rooms up stairs entirely furnished by His Excellency, except grate, fire irons and window blinds, and in one or two a carpet; and that the standing Furniture of these, and also certain Kitchen and Scullery articles, are supplied by His Excellency, and amount to the sum of £318 14s. 0d., as appraised by two competent persons, and for which amount your Committee are of opinion His Excellency should be reimbursed, and all the foregoing articles added to the Colonial Furniture.

JAMES YEO,  
J. WIGHTMAN,  
GEORGE COLES,  
EDWARD PALMER.

And a motion being made, that the Report be adopted, and agreed to by the House;

The House divided on the question :

YEAS :

Hon. J. S. Macdonald,	Mr. Wightman,
Mr. Macaulay,	Mr. Douse,
Hon. Mr. Palmer,	Mr. A. Maclean,
Mr. Coles,	Mr. Cambridge,
Mr. Hudson,	Mr. Beairsto,
Mr. Yeo,	Mr. Longworth.

NAYS :

Mr. D. Macdonald,	Mr. Cooper,
Mr. Thornton,	Mr. Montgomery,
Mr. Macintosh,	Mr. Fraser,
Mr. Rae,	Mr. Macgregor,
Mr. Dingwell,	Mr. Dalziel.
Mr. D. Maclean,	

So it was carried in the affirmative.

A motion being made, that the said Report be referred to the Committee of Supply,

The House again divided :

YEAS, 12.

NAYS, 11.

So it was carried in the affirmative; and  
*Ordered*, accordingly.

The Order of the Day, for the House going into the further consideration of a Supply, being read;

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Coles took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Coles reported, that the House had come to the following Resolutions; which Resolutions were again read at the Clerk's Table, and are as follow:—

1. RESOLVED, That there be granted, and placed at the disposal of His Excellency the Lieut. Governor, a sum sufficient to defray the expense of two extra Blocks and Bridges added to the Wharf at Minchin's Point by Angus M'Isaac, the Contractor—the said expense to be ascertained as recommended in the Report of the Special Committee appointed to examine and report on the Petition of the said Contractor.

2. RESOLVED, That the sum of Twenty Pounds be placed at the disposal of His Excellency the Lieut. Governor, to provide a Lanthorn, to be kept at the Block House, for the accommodation of the Steam Boat, as well as other shipping; and also to erect a Beacon on the Sand Hill at the West Point, to show or mark the long Reef off that Point, or as much as may be required.

3. RESOLVED, That the sum of Thirty Pounds be granted, for the encouragement of a Packet between Bedeque and Shediak; and a further sum of Twenty Pounds for the encouragement of a Packet between Georgetown and Pictou.

4. RESOLVED, That a sum be granted, sufficient to pay the costs of the prosecution in the lower Courts, at the instance of Wm. Morrison, Fish Inspector, and also against Wm. Morrison; and also a sum sufficient to pay the total costs of one appeal, providing the whole should not equal the sum of Twenty Pounds.

5. RESOLVED, That the sum of Five Pounds, or as much thereof as may be required, be granted, and placed in the hands of the Road Commissioner for the First District of Prince County, to enable him to have the public Well at the North Cape sunk deeper than at present.

6. RESOLVED, That a sum not exceeding Fifteen Pounds be granted, to defray the expense of exploring the interior of Townships 30, 65, 67, and a small part of Lot 32, for laying off a new Line of Road from the West side of the North River Bridge towards Tryon and Bedeque, under the Road Compensation Act.

7. RESOLVED, That there be granted, and placed at the disposal of His Excellency the Lieut. Governor, the sum of Twelve Pounds, or as much thereof as may be necessary, to defray the expense of painting the Market House in Charlottetown.

8. RESOLVED, That the sum of Forty Pounds be grant-

ed, and placed at the disposal of the Committee of the Ladies' Benevolent Society, to be applied towards the relief of such persons as may appear to them to be objects of Charity—to be drawn for quarterly.

9. RESOLVED, That the sum of Ten Pounds be granted, and paid to the Office Bearers of the Charlottetown Mechanics' Institute, towards the funds of that Institution.

10. RESOLVED, That the sum of Ten Pounds each be granted, and paid to Angus Campbell and Patrick Deagon; and the sum of Five Pounds each to ——— Clark and ——— Allen, who were severely frozen in attempting to cross the Gulph with the Mails in February last.

11. RESOLVED, That the sum of Four Pounds four shillings be granted, and paid to W. H. Nelis, for repairs and furnishings provided by him for the National School.

12. RESOLVED, That the sum of Seven Pounds be placed at the disposal of His Excellency the Lieutenant Governor, to be expended in repairs of the National School, and of the fence around the ground on which that building stands.

13. RESOLVED, That the sum of Three Pounds be granted to Daniel Bethune, for extra work in painting the Court House at Georgetown.

14. RESOLVED, That the sum of Five Pounds be granted to George Thresher, Deputy Registrar, for services in preparing sundry Public Documents for the House of Assembly.

15. RESOLVED, That the sum of Four Pounds be granted, and paid to the Hon. Joseph Pope, towards the relief of Flora Nicholson, Lot 67.

16. RESOLVED, That there be granted, and placed at the disposal of His Excellency the Lieut. Governor, the sum of Six Hundred Pounds, in aid of a Public Wharf, to be erected at the end of Pownal Street, Charlottetown; to be expended when the amount of private subscriptions is paid into the hands of such person as his Excellency may appoint to receive the same.

17. RESOLVED, That a sum not exceeding Fifty Pounds be granted, and placed at His Excellency's disposal, for the purpose of purchasing one of the Murray Harbour Islands, called Indian Island—the said Island to be reserved for the use or occupation of the Aborigines of this Colony; and a further sum of Fifteen Pounds be granted, or the instruction of that Tribe.

18. RESOLVED, That the sum of One Thousand Pounds be granted, and placed at His Excellency's disposal, for the erection of Barracks for the Military, at Georgetown and St. Eleanor's, provided Her Majesty's Imperial Government will allow a Detachment of Troops to be stationed at those places; and provided Her Majesty's Government will also allow the said sum to be refunded out of the Moneys arising from the future sales of the Crown Lands in this Colony.

19. RESOLVED, That the sum of Three hundred and eighteen Pounds fifteen shillings be granted to the Joint Committee of the Legislative Council and House of Assembly, having charge of Government House and Furniture, to defray the amount of certain articles of Furniture purchased from Sir Charles Fitz Roy, and now remaining in Government House; and that the said Furniture be hereafter considered as belonging to this Colony, for the use of the Governor for the time being.

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

And the First to the Fifteenth of the said Resolutions, inclusively, being again severally read, and the question separately put upon each, were agreed to by the House.

And the Sixteenth of the said Resolutions being again read;

Mr. Rae moved, that the said Resolution be disagreed to.

The House divided on the question:

YEAS:

Mr. Rae,	Mr. D. Maclean,
Mr. Cooper,	Mr. Macintosh.

NAYS:

Hon. Mr. Palmer,	Mr. A. Maclean,
Mr. Longworth,	Mr. Dalziel,
Mr. Yeo,	Mr. Wightman,
Mr. Cambridge,	Mr. Hudson,
Mr. Fraser,	Mr. Dingwell,
Mr. Coles,	Mr. Macaulay,
Mr. Montgomery,	Mr. Thornton,
Mr. Beairsto,	Mr. D. Macdonald,
Hon. J. S. Macdonald,	Mr. Macgregor.
Mr. Douse,	

So it passed in the negative.

Mr. Cooper then moved, in amendment thereto, that the word "Six" be left out, and the word "Five" substituted in lieu thereof.

The House divided on the motion of amendment:

YEAS:

Mr. Cooper,	Mr. D. Macdonald,
Mr. Thornton,	Mr. Macintosh,
Mr. Montgomery,	Mr. Beairsto,
Mr. Dingwell,	Mr. Dalziel.
Mr. Fraser,	

NAYS:

Hon. Mr. Palmer,	Mr. Coles,
Mr. Longworth,	Mr. Wightman,
Mr. Yeo,	Mr. Macaulay,
Mr. Douse,	Hon. J. S. Macdonald,
Mr. Macgregor,	Mr. Rae,
Mr. D. Maclean,	Mr. Hudson,
Mr. A. Maclean,	Mr. Cambridge.

So it passed in the negative.

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

The Seventeenth of the said Resolutions being again read, and the question put thereon ;

Mr. *Rae* moved, in amendment thereto, that the word "Fifty" be struck out, and the words "Thirty-five" substituted in lieu thereof—and the motion being seconded, and the question put thereon, it passed in the negative.

The Eighteenth of the said Resolutions being again read ;

Mr. *Montgomery* moved, in amendment thereto, that the words "St. Eleanor's" be left out, and the word "Princetown" be substituted in lieu thereof.

The House divided on the motion of amendment :

YEAS :

Mr. <i>Montgomery</i> ,	Mr. <i>Macintosh</i> ,
Mr. <i>D. Maclean</i> ,	Mr. <i>Beairsto</i> ,
Mr. <i>Coles</i> ,	Mr. <i>A. Maclean</i> ,
Mr. <i>Dingwell</i> ,	Mr. <i>Douse</i> ,
Mr. <i>Cooper</i> ,	Mr. <i>Dalziel</i> ,
Mr. <i>Macgregor</i> ,	Mr. <i>Longworth</i> ,
Mr. <i>D. Macdonald</i> ,	Mr. <i>Rae</i> .

NAYS :

Hon. <i>J. S. Macdonald</i> ,	Mr. <i>Thornton</i> ,
Mr. <i>Fraser</i> ,	Mr. <i>Yeo</i> ,
Hon. Mr. <i>Palmer</i> ,	Mr. <i>Cambridge</i> ,
Mr. <i>Hudson</i> ,	Mr. <i>Wightman</i> .
Mr. <i>Macaulay</i> ,	

So it was carried in the affirmative.

And then the Hon. Mr. *Palmer* moved, in further amendment, to leave out the words "Princetown and Georgetown," and insert "King's and Prince Counties."

The House divided on the motion of amendment :

YEAS, 11.

NAYS, 12.

So it passed in the negative.

The Hon. Mr. *Palmer* again moved, in amendment to the said Resolution, that the words "Georgetown and Princetown" be left out, and the words "this Island" be substituted in lieu thereof.

The House divided on the motion of amendment :

YEAS, 10.

NAYS, 13.

So it passed in the negative.

The question being then put on the said Resolution ;

The House again divided :

YEAS :

Mr. <i>Macgregor</i> ,	Mr. <i>Macaulay</i> ,
Mr. <i>Wightman</i> ,	Hon. <i>J. S. Macdonald</i> ,
Mr. <i>Thornton</i> ,	Mr. <i>Beairsto</i> ,
Hon. Mr. <i>Palmer</i> ,	Mr. <i>Coles</i> ,
Mr. <i>Montgomery</i> ,	Mr. <i>Longworth</i> ,
Mr. <i>Dalziel</i> ,	Mr. <i>Hudson</i> ,
Mr. <i>A. Maclean</i> ,	Mr. <i>Douse</i> .

NAYS :

Mr. <i>Yeo</i> ,	Mr. <i>Fraser</i> ,
Mr. <i>Cambridge</i> ,	Mr. <i>Macintosh</i> ,
Mr. <i>Cooper</i> ,	Mr. <i>D. Maclean</i> ,
Mr. <i>D. Macdonald</i> ,	Mr. <i>Dingwell</i> .
Mr. <i>Rae</i> ,	

So it was carried in the affirmative.

The Nineteenth of the said Resolutions being again read, and the question of concurrence put thereon,

The House again divided :

YEAS :

Mr. <i>Yeo</i> ,	Mr. <i>Cambridge</i> ,
Mr. <i>Macaulay</i> ,	Mr. <i>Hudson</i> ,
Mr. <i>Thornton</i> ,	Mr. <i>Douse</i> ,
Mr. <i>Longworth</i> ,	Mr. <i>A. Maclean</i> ,
Mr. <i>Wightman</i> ,	Hon. <i>J. S. Macdonald</i> ,
Hon. Mr. <i>Palmer</i> ,	Mr. <i>Beairsto</i> .
Mr. <i>Coles</i> ,	

NAYS :

Mr. <i>Rae</i> ,	Mr. <i>Macgregor</i> ,
Mr. <i>Cooper</i> ,	Mr. <i>Montgomery</i> ,
Mr. <i>D. Macdonald</i> ,	Mr. <i>Fraser</i> ,
Mr. <i>Macintosh</i> ,	Mr. <i>Dingwell</i> ,
Mr. <i>D. Maclean</i> ,	Mr. <i>Dalziel</i> .

So it was carried in the affirmative.

*Resolved*, That a Committee of three Members be appointed, to prepare and bring in a Bill for appropriating the Supplies granted to Her Majesty this Session.

*Ordered*, That Mr. *Hudson*, Mr. *D. Macdonald* and Mr. *Longworth* do compose the said Committee.

The Hon. Mr. *Palmer*, by command of His Excellency the Lieutenant Governor, presented to the House a Petition of several Officers

of the Militia, addressed to His Excellency, and by His Excellency referred to the consideration of the House, praying for an alteration in the Militia Law—and the said Petition was received and read.

*Ordered*, That the Hon. Mr. Palmer have leave to introduce a Bill relative to the Militia.

He accordingly presented the said Bill to the House; and the same was read the first time, and ordered to be read a second time on Saturday next.

Read a third time, as engrossed, the Bill intituled *An Act for the increase of the Revenue of this Island.*

*Resolved*, That the Bill do pass.

*Ordered*, That Mr. Longworth do carry the said Bill to the Legislative Council, and desire their concurrence.

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

## FRIDAY, April 7, 1843.

**T**HE HON. J. S. MACDONALD, from the Committee to whom was referred the Petition praying for a grant, in aid of individual subscription, towards the construction of a Bridge over Elliot River, at the Ferry opposite MacEwen's, presented to the House the Report of the said Committee; which was again read at the Clerk's Table, and is as followeth:—

Your Committee submit, that the Subscriptions in aid of a Bridge built on the usual plan, amount to £475; that they have taken the said Petition into their most serious consideration; have viewed the site purposed for said Bridge; and are of opinion, that the contemplated Bridge, if on the plan of a flying bridge, with abutments at each end, could be accomplished at a moderate expense, and would be of great public utility; but at this advanced period of the Session, and considering that the season for hauling will soon be over; and having also in view the large amount of moneys already voted, your Committee cannot recommend the immediate appropriation of a sum for the above purpose. Your Committee, however, suggest, that an Address be forthwith presented to His Excellency the Lieutenant Governor, respectfully requesting that he will be pleased, at his earliest convenience, to cause tenders to be procured for the erection of a suitable Bridge on the above plan at the site purposed—every tender to be accompanied by a Plan and Specification of the particular construction thereof, and an estimate of the expense of materials and workmanship required; and that the same be submitted to the House of Assembly at the commencement of next Session.

*Ordered*, That the said Report be adopted by the House.

*Resolved*, That an Address be presented to His Excellency the Lieutenant Governor, respectfully requesting that he will be pleased, at his earliest convenience, to cause Tenders to be procured for the erection of a suitable Bridge on the above plan at the site proposed

—every tender to be accompanied by a Plan and Specification of the particular construction thereof, and an estimate of the expense of materials and workmanship required; and that the same be submitted to the House of Assembly at the commencement of next Session.

*Ordered*, That the Hon. J. S. Macdonald, Mr. Macgregor and Mr. Thornton be a Committee to wait upon His Excellency with the said Address.

Mr. Hudson, from the Committee appointed to prepare and bring in a Bill for appropriating the Supplies granted to Her Majesty this Session, presented to the House a Bill, as prepared by the Committee; and the same was read the first time.

*Ordered*, That the Tenth Rule of this House be suspended, as far as respects this Bill.

And the said Bill was read a second time.

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

And then the House resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Hudson took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Hudson reported, that the Committee had gone through the Bill, and made several amendments thereto; which amendments were again read at the Clerk's Table, and agreed to by the House.

*Ordered*, That the said Bill, as amended, be engrossed, and that the Title be *An Act for appropriating certain Moneys therein mentioned, for the service of the Year of our Lord One thousand eight hundred and forty-three.*

Mr. *D. Maclean* read in his place a Petition of divers Inhabitants of New London, praying for a Legislative enactment on behalf of the Tenantry of this Island; and also expressing the abhorrence of the Petitioners at certain proceedings on the part of the Executive Government.

And then Mr. *Maclean* moved, that the said Petition be received and read.

Mr. *Speaker* declined to put the question, on the ground that the said Petition was couched in language highly insulting and disrespectful towards the Executive branch of the Legislature.

*Ordered*, That the Order of the Day be now called over.

The Bill to provide a remedy against Parishes, for damage done to property within them, by persons riotously and tumultuously assembled, was, according to order, read a second time.

The Hon. Mr. *Palmer* moved, that the Petition of divers Inhabitants of New London,

read this day in his place by Mr. *D. Maclean*, be deposited with the Clerk of this House.

The House divided on the question :

YEAS :

Hon. Mr. <i>Palmer</i> ,	Hon. <i>J. S. Macdonald</i> ,
Mr. <i>Cambridge</i> ,	Mr. <i>Longworth</i> ,
Mr. <i>Douse</i> ,	Mr. <i>Beairsto</i> ,
Mr. <i>Coles</i> ,	Mr. <i>Hudson</i> ,
Mr. <i>Macaulay</i> ,	Mr. <i>Wightman</i> .
Mr. <i>Yeo</i> ,	

NAYS :

Mr. <i>D. Macdonald</i> ,	Mr. <i>Fraser</i> ,
Mr. <i>D. Maclean</i> ,	Mr. <i>Macgregor</i> ,
Mr. <i>Montgomery</i> ,	Mr. <i>Thornton</i> ,
Mr. <i>A. Maclean</i> ,	Mr. <i>Rae</i> ,
Mr. <i>Macintosh</i> ,	Mr. <i>Cooper</i> ,
Mr. <i>Dalziel</i> ,	Mr. <i>Dingwell</i> .

So it passed in the negative.

A motion being made, that the House do now adjourn ;

It was carried in the affirmative.

Then the House adjourned until to-morrow, at 10 o'clock.

## SATURDAY, April 8, 1843.

A MOTION being made, that the amendments made by the Legislative Council to the Bill intituled *An Act to provide for the summary trial of Small Debts, and to regulate proceedings in cases of summary Capias*, be read the third time ;

The House divided on the question :

YEAS, 10.

NAYS, 9.

So it was carried in the affirmative.

And the said amendments were accordingly read the third time.

*Resolved*, That the said amendments do pass.

*Ordered*, That Mr. *Longworth* do carry back the said Bill to the Legislative Council, and acquaint them that this House hath agreed to their amendments.

*Resolved*, That a Committee be appointed, to search the Journals of the Legislative Council, as to the proceedings had on the Bill intituled *An Act to further amend an Act passed in the Fourth year of the Reign of the late King William the Fourth, for ascertaining*

*the Boundaries of the several Townships in this Island.*

*Ordered*, That Mr. *Rae* and Mr. *Thornton* do compose the said Committee; who, returning, reported, that they had found the following extract :—

LEGISLATIVE COUNCIL CHAMBER,  
Friday, 7th April, 1843.

PRESENT :

The Hon. Mr. <i>Attorney General</i> , President ;	
The Hon. Mr. <i>Macintosh</i> ,	The Hon. Mr. <i>Hensley</i> ,
Mr. <i>Dalrymple</i> ,	Mr. <i>Irving</i> ,
Mr. <i>Solicitor General</i> ,	Mr. <i>Worthy</i> .
Mr. <i>Young</i> ,	

The Order of the Day, for the second reading of the Bill intituled "An Act to further amend an Act passed in the Fourth year of the Reign of the late King William the Fourth, for ascertaining the Boundaries of the several Townships in this Island," being read ;

*Ordered*, That it be discharged, and that the said Bill be read a second time this day six months.

DISSENTIENT :

Mr. *Young*.

The Solicitor General having withdrawn before the question was put.

A motion being made, that the House do now resolve itself into a Committee of the whole House, on the Bill to provide a remedy against Parishes, for damage done to property within them, by riotous assemblies, and for defraying expenses incurred from impeding the service of legal process;

The House divided on the question :

YEAS :

Hon. Mr. Palmer,	Mr. Macaulay,
Mr. Coles,	Mr. Beairsto,
Mr. Thornton,	Mr. Douse,
Mr. Longworth,	Mr. Cambridge.
Hon. J. S. Macdonald,	

NAYS :

Mr. Montgomery,	Mr. Hudson,
Mr. Rae,	Mr. Wightman,
Mr. D. Macdonald,	Mr. Dingwell,
Mr. Cooper,	Mr. Macintosh,
Mr. Dalziel,	Mr. D. Maclean.

So it passed in the negative.

Mr. D. Macdonald then moved, that the further consideration of the said Bill be deferred until next Session.

The Hon. Mr. Palmer moved, in amendment, that the Bill be committed on Monday next, for the purpose of preparing the same for publication.

The House divided on the motion of amendment :

YEAS :

Hon. Mr. Palmer,	Mr. Hudson,
Mr. Coles,	Mr. A. Maclean,
Mr. Macaulay,	Mr. Douse,
Mr. Thornton,	Mr. Beairsto,
Hon. J. S. Macdonald,	Mr. Rae.
Mr. Longworth,	

NAYS :

Mr. Fraser,	Mr. Dingwell,
Mr. Dalziel,	Mr. Cooper,
Mr. D. Macdonald,	Mr. Macintosh,
Mr. Montgomery,	Mr. D. Maclean.
Mr. Macgregor,	

So it was carried in the affirmative.

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

The Order of the Day, for the second reading of the Bill relating to the Militia Laws, being read ;

The Hon. Mr. Palmer moved, that the said Bill be now read a second time.

Mr. Rae moved, in amendment, to leave out the word "now," and at the end of the question, insert the words "this day three months."

The House divided on the motion of amendment :

YEAS :

Mr. Rae,	Mr. D. Maclean,
Mr. Coles,	Mr. Fraser,
Mr. Macgregor,	Mr. D. Macdonald,
Mr. Dingwell,	Mr. Cooper,
Mr. Dalziel,	Mr. Macintosh.

NAYS :

Hon. Mr. Palmer,	Mr. Beairsto,
Mr. Longworth,	Mr. Cambridge,
Hon. J. S. Macdonald,	Mr. Montgomery,
Mr. Hudson,	Mr. Wightman.

So it was carried in the affirmative.

Ordered, That the said Bill be read a second time this day three months.

Read a third time, as engrossed, the Bill intituled *An Act for appropriating certain Moneys therein mentioned, for the service of the Year of our Lord One thousand eight hundred and forty-three.*

Mr. Montgomery moved, by way of amendment to the said Bill, that the words "Saint Eleanor's" be left out, and the word "Princeton" inserted in lieu thereof.

Mr. Coles moved, in amendment to the said motion of amendment, that the Bill do pass—which being seconded and put, was carried in the affirmative.

Resolved, That the Bill do pass.

Ordered, That Mr. Hudson do carry the said Bill to the Legislative Council, and desire their concurrence.

Ordered, That the Tenth Rule of this House be suspended, and that Mr. Rae have leave to introduce a Bill to amend the Act relating to the establishment of the Boundary Lines of the several Counties and Townships of this Island.

He accordingly presented the said Bill to the House ; and the same was read the first time, and ordered to be read a second time in the afternoon's sitting.

Mr. Cooper, from the Committee appointed to inquire into the proceedings of the Solicitor General, taken against the Tenantry and Squatters, in his capacity of Land Agent; and also into the manner in which the Agents of David Stewart, Esquire, are settling the lands claimed by him, presented to the House the Report of the said Committee; and the said Report was again read at the Clerk's Table.

Then the House adjourned for one hour.

And being met—

The time appointed for holding the Conference with the Legislative Council, on the general state of the Colony, having arrived; and the names of the Managers being called over, they went to the Conference.

And being returned—

The Hon. J. S. Macdonald reported, that the Managers had been at the Conference; and had complied with the instructions given them by this House.

The Bill to amend the Act relating to the establishment of the Boundary Lines of the several Counties and Townships in this Island, was, according to order, read a second time.

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

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Macaulay took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Macaulay reported, that the Committee had gone through the Bill, without making any amendment thereto—and the report was again read at the Clerk's Table.

Ordered, That the said Bill be engrossed, and that the Title be *An Act for suspending for a limited period certain parts of an Act passed in the Fourth year of His late Majesty's Reign, intituled "An Act for ascertaining und*

*establishing the Boundary Lines of Counties and Townships, and parts of Townships, and for regulating the duty of Surveyors, and to repeal a certain Act therein mentioned."*

Resolved, That this House do now resolve itself into a Committee of the whole House, on the consideration of the Report of the Special Committee, relative to the proceedings of the Solicitor General in his capacity of Land Agent; and also into the manner in which the Agents of David Stewart, Esquire, are settling the lands claimed by him.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Beairsto took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Beairsto reported, that the Committee had come to three Resolutions—which Resolutions were again read at the Clerk's Table, and agreed to by the House, and are as follow:—

1. RESOLVED, That it is the opinion of this Committee, that the majority of the Special Committee, appointed on the 16th March last, to inquire into the proceedings of the Solicitor General, &c., have failed to discharge the duties which devolved on them, in not having expressed in their Report any conclusion or opinion on the nature of those proceedings.

2. RESOLVED, as the opinion of this Committee, upon a full investigation of the Report of the Special Committee, that nothing has been adduced calling for the special interference of the House of Assembly.

3. RESOLVED, That the Report of the Special Committee, with the Evidence by them taken, be printed in the Appendix.

[See Appendix (P.)]

Then the House adjourned until Monday next, at Ten o'clock.



## MONDAY, April 10, 1843.

**R**EAD a third time, as engrossed, the Bill intituled *An Act for suspending for a limited period certain parts of an Act passed in the Fourth year of His late Majesty's Reign, intituled "An Act for ascertaining and establishing the Boundary Lines of Counties and Townships, and parts of Townships, and for regulating the duty of Surveyors, and to repeal a certain Act therein mentioned."*

*Resolved*, That the Bill do pass.

*Ordered*, That Mr. Rae do carry the said Bill to the Legislative Council, and desire their concurrence.

*Resolved*, That a Message be sent to His Excellency the Lieutenant Governor, acquainting His Excellency that the attention of the House of Assembly having been called to the Report of the Special Committee, and the Message to His Excellency of the 13th March, on the subject of the shore Road from Airken's to St. Andrew's Point, and the Road between R. D. Westaway's and J. Wightman's, in which report and message the House request that measures may be taken to widen the said Road—the House have to state to your Excellency, that the object in view is, not the widening of the Road in question, but the opening of it, under the provisions of the late Act.

*Ordered*, That Mr. Dalziel and Mr. Thornton be a Committee to wait upon His Excellency with the said Message.

A Message from His Excellency the Lieutenant Governor:

Mr. Secretary Haviland, by command of His Excellency, delivered the following

**Message:**

H. V. HUNTLEY, Lieut. Governor.

The Lieutenant Governor has observed in the Journal of the House of Assembly of Friday the 7th of April, instant, received by him on Saturday, that the House has made an appropriation of the sum of £318 14s., for the purpose of reimbursing the Lieut. Governor a portion of the expense incurred by him on account of Furniture left in the Government House by his predecessor, Sir Charles A. Fitz Roy.

The Lieut. Governor thanks the House of Assembly for its desire to relieve him from a part of the personal outlay to which he was subjected upon assuming the occupation of the Government House; but he must decline availing himself of their considerate interference in the present instance, upon the following ground:

That, if the circumstances of the Colony will admit of this grant being made, the Lieutenant Governor conceives that with equal propriety the House should entertain the recommendation submitted by direction of Her Majesty to the late House of Assembly, for an increase to the Lieut. Governor's Salary, in conformity to the practice of most other British Colonies—more especially as, during the past depressed state of trade, the Revenue of this Colony has not decreased, and as there appears more than a reasonable prospect of its increasing under the Imperial and Colonial financial arrangements now adopted.

The Lieut. Governor, however, is not disposed to think that the existing circumstances of the Colony will warrant an increase of the salary to the amount contemplated in Her Majesty's recommendation.

Government House, Monday, April 10, 1843.

*Ordered*, That the said Message be taken into consideration in the afternoon's sitting.

A motion being made, that the Orders of the Day be called over;

The House divided on the question:

**YEAS:**

Hon. Mr. Palmer,	Mr. Hudson,
Mr. Thornton,	Mr. Dalziel,
Mr. Longworth,	Mr. Beairsto,
Mr. Macaulay,	Mr. Wightman,
Mr. Douse,	Mr. Cambridge.

**NAYS:**

Mr. Rae,	Mr. Fraser,
Mr. Cooper,	Mr. Dingwell,
Mr. D. Macdonald,	Mr. Macintosh,
Mr. D. Maclean,	Mr. A. Maclean.

So it was carried in the affirmative.

The Order of the Day, for the House in Committee on the Bill to provide a remedy against Parishes, for damage done to property within them, by persons riotously and tumultuously assembled, being read;

The Hon. Mr. Palmer moved, that the House do accordingly resolve itself into the said Committee.

The House divided on the question:

**YEAS:**

Hon. Mr. Palmer,	Mr. Hudson,
Mr. Longworth,	Mr. Beairsto,
Mr. Thornton,	Mr. Cambridge,
Mr. Macaulay,	Mr. Wightman,
Mr. Douse,	Mr. A. Maclean.

## NAYS :

Mr. Cooper,	Mr. Dalziel,
Mr. Macintosh,	Mr. Dingwell,
Mr. D. Macdonald,	Mr. Montgomery,
Mr. D. Maclean,	Mr. Fraser.
Mr. Rae,	

So it was carried in the affirmative.

And then the House resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Montgomery took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again—which the House agreed to.

Then the House adjourned for one hour.

And being met—

A Message from the Legislative Council, by Mr. Desbrisay :

Mr. Speaker ;

The Legislative Council desire a further Conference with the House of Assembly, on the subject-matter of the amendments made to the Bill intituled *An Act to alter and amend the Act for the establishment of an Academy in Charlottetown* ; and have appointed the same Committee who managed the previous Conference, a Committee to manage this further Conference—to meet in the Committee Room instanter.

And then he withdrew.

*Resolved*, That this House do agree to a further Conference, as is desired by the Legislative Council, on the subject-matter of the amendments to the Bill intituled *An Act to alter and amend the Act for the establishment of an Academy in Charlottetown*.

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

*Ordered*, That the same Committee who managed the previous Conference be a Committee to manage this further Conference.

So the Managers went to the Conference.

And being returned ;

The Hon. Mr. Palmer reported, that the Managers had been at the Conference, and had met the Committee of the Council, who acquainted them, that the Council do not insist upon the amendment to which this House had disagreed.

The Order of the Day, for going into the consideration of the Message of His Excellency the Lieutenant Governor of this day, being read ;

*Ordered*, That the said Order of the Day be discharged, and made the Order of the Day for this day three months.

*Resolved*, That this House do now resolve itself into a Committee of the whole House, on the further consideration of the Bill to provide a remedy against Parishes, for damage done to property within them, by persons riotously and tumultuously assembled.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Montgomery took the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

Mr. Speaker having put the question, "Shall the Committee have leave to sit again?"

The House divided :

## YEAS :

Hon. J. S. Macdonald,	Mr. Beairsto,
Hon. Mr. Palmer,	Mr. Longworth,
Mr. Macaulay,	Mr. Thornton,
Mr. A. Maclean,	Mr. Hudson,
Mr. Coles,	Mr. Wightman.

## NAYS :

Mr. D. Macdonald,	Mr. Dingwell,
Mr. Fraser,	Mr. Montgomery,
Mr. Macgregor,	Mr. Cooper,
Mr. Macintosh,	Mr. Rae.

So it was carried in the affirmative.

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

A motion being made, that the House do now adjourn ;

The House divided on the question :

## YEAS :

Mr. Thornton,	Mr. Beairsto,
Mr. Douse,	Mr. A. Maclean,
Hon. Mr. Palmer,	Mr. Coles,
Mr. Macaulay,	Mr. Hudson,
Mr. Wightman,	Mr. Longworth.

## NAYS :

Mr. Rae,	Mr. Dingwell,
Mr. Cooper,	Mr. Macintosh,
Mr. Fraser,	Mr. Macgregor,
Mr. D. Macdonald,	Mr. Montgomery.

So it was carried in the affirmative.

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

## TUESDAY, April 11, 1843.

**A** MESSAGE from the Legislative Council, by Mr. Desbrisay :

Mr. Speaker ;

The Legislative Council have passed the Bill intituled *An Act to authorize the issue de novo of certain Writs under the Road Compensation Acts, in certain cases, without any amendment.*

And also—

The Legislative Council have agreed to the amendments made by the House of Assembly to the Bill intituled *An Act to repeal an Act made and passed in the Twenty-first year of the Reign of King George the Third, intituled "An Act relating to Wills, Legacies and Executors, and for the settlement and distribution of the Estates of Intestates," and to make other provisions in lieu thereof.*

And then he withdrew.

Mr. Rae moved, that the following Address be presented to Her Majesty :

TO THE QUEEN'S MOST EXCELLENT MAJESTY.

MOST GRACIOUS SOVEREIGN ;

We your Majesty's faithful subjects, the House of Assembly of Prince Edward Island, humbly approach your Majesty's Throne, with sentiments of loyalty and attachment to your Majesty's person and Government.

Having instituted an inquiry into the proceedings of the Honorable James H. Peters, your Majesty's Solicitor General of this Island, taken against the tenantry and occupants of land, in his capacity of Land Agent, and also into the manner in which the Agents of Mr. David Stewart are settling the inhabitants upon the land claimed by him, have examined several persons, the report of which examination is hereunto annexed, and to which we beg leave to refer your Majesty—wherein it appears that many of the tenantry and occupants are greatly harassed to pay rent, and others who improved the land are unsettled—fearing to agree to terms which they would be unable to perform.

The Solicitor General, who is the principal Land Agent in this Island, is no doubt aware that the conditions of the Grants have not been performed, and that the Grantees hold the land through your Majesty's indulgence to them, declining to enforce the forfeiture of the Grants because the conditions for settlement contained in the Grants were represented as being impracticable ; thus your Majesty's indulgence, graciously extended to the Grantees, they have visited upon your Majesty's subjects, who were to have been settled, by imposing conditions upon your Majesty's subjects which these subjects are unable to perform.

And we beg leave to state to your Majesty, that when Townships Fifteen and Fifty-five, in this Island, were re-

vested in the Crown, by Escheat, the Government settled the inhabitants by a Grant, in fee simple, of about One hundred Acres to a settler, on their paying the expenses of the Grant ; and as the remaining land acquired a value by the settlers improving their own land, the Government directed the rest of the land to be sold, as the increase of inhabitants required it.

This manner of settling the land may be taken as an example set by the Crown to the Grantees, for the settlement of persons according to the conditions of the Grants ; as also to the settler, for the terms he would reasonably expect ; and it was not impracticable, but an easy matter, for the Grantees to perform the conditions for the settlement of the Grants in the proportion of one person to every two hundred acres, by giving such persons a fee simple interest of One hundred Acres, at a price which they might pay within the time limited for settlement ; and the improvements of such settlers would enhance the value of the rest of the land, and remunerate the proprietor.

We therefore pray that your Majesty will be graciously pleased, unless immediate effectual redress be conceded by the Grantees to the Colonists, and secured by law, to resume the Grants of the Grantees who have not settled their lands, (after making every allowance for lands of inferior description,) in the proportion of one person to every two hundred acres ; and inasmuch as it would increase our confidence in the Courts of Justice, and greatly tend to the contentment of your Majesty's subjects in this Island, if the Law Officers of the Crown were not influenced or interested parties, as Land Agents, to uphold the Grants of large tracts of Land, the titles to which are forfeited, we therefore pray your Majesty, that the Law Officers of the Crown may no longer be allowed to act as Land Agents.

Mr. Thornton moved, as an amendment, that the House do come to a Resolution, as followeth :—

“Whereas this House having, when in Committee on the State of the Colony, adopted a certain Resolution, respecting the tenures of Land, and the payment of Rents to Proprietors of Township Land, and having resolved to address the Imperial Government on these subjects ; and considering it probable that the redress looked for is more likely to be obtained when prayed for in the manner agreed upon in the said Resolution ; and believing that the Address now moved is only calculated to throw further obstacles in the way of such application for redress : *Therefore, Resolved,* That the present motion, for an Address to Her Majesty, be taken into consideration this day three months.”

The House divided on the motion of amendment :

## YEAS:

Mr. Thornton,	Hon. J. S. Macdonald,
Mr. Dalziel,	Mr. Macaulay,
Mr. Coles,	Mr. Hudson,
Mr. Douse,	Mr. Wightman,
Mr. Longworth,	Mr. A. Maclean,
Mr. Beairstos,	Mr. Cambridge.

## NAYS:

Mr. Rae,	Mr. Dingwell,
Mr. Cooper,	Mr. Fraser,
Mr. Montgomery,	Mr. D. Maclean,
Mr. Macgregor,	Mr. D. Macdonald.
Mr. Macintosh,	

So it was carried in the affirmative.

Mr. Thornton, from the Committee appointed to prepare the draught of an Address to Her Majesty, on the subject of the Post Office department, reported to the House the draught of an Address, as prepared by the Committee; and the said draught Address, being again read at the Clerk's Table, was agreed to by the House, and is as followeth:—

TO THE QUEEN'S MOST EXCELLENT MAJESTY.

MOST GRACIOUS SOVEREIGN;

We the Representatives of your Majesty's dutiful and loyal subjects, the people of Prince Edward Island, in Colonial Parliament assembled, humbly submit to your Majesty's Royal consideration, a Report unanimously adopted by the House of Assembly, on certain matters connected with the rates of Postage exacted in this Colony, and the management of the Post Office Department generally; and the House of Assembly, placing every confidence in your Majesty's desire to relieve your subjects from a burthen which they must consider as partial and excessive, when compared with the rates of Postage in the United Kingdom, and other parts of your Majesty's dominions, therefore humbly pray your Majesty to take the same into your most gracious consideration, and make such order on the subject as your Majesty may deem just and equitable.

*Ordered*, That the said Address be engrossed.

*Ordered*, That Mr. Thornton, the Hon. J. S. Macdonald and Mr. Dalziel be a Committee to prepare the draught of an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to forward the foregoing Address, for the purpose of being laid at the foot of the Throne.

A Message from the Legislative Council, by Mr. Desbrisay:

Mr. Speaker;

The Legislative Council desire a Conference

with the House of Assembly, on the Bill intituled *An Act for the increase of the Revenue of this Island*; and have appointed the Honorable Mr. Young and the Honorable Mr. Hensley a Committee to manage the said Conference—to meet in the Committee Room instantler.

And then he withdrew.

*Resolved*, That this House do agree to a present Conference, as is desired by the Legislative Council, on the Bill intituled *An Act for the increase of the Revenue of this Island*.

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

*Ordered*, That Mr. Longworth, Mr. Thornton, Mr. Wightman and Mr. Coles be a Committee to manage the said Conference.

So the Managers went to the Conference.

And being returned;

Mr. Longworth reported, that the Managers had been at the Conference; and he stated the substance thereof to the House.

*Resolved*, That a Committee of five Members be appointed, to examine and report on the Officers' and Contingent Accounts, for the present Session.

*Ordered*, That Mr. D. Macdonald, Mr. Rae, Mr. D. Maclean, Mr. Coles and Mr. Thornton do compose the said Committee.

*Resolved*, That an Address be presented to His Excellency the Lieutenant Governor, respectfully thanking him for his several Messages and communications to the House this Session.

*Ordered*, That Mr. Hudson and Mr. D. Macdonald do compose the said Committee.

A Message from the Legislative Council, by Mr. Desbrisay:

Mr. Speaker;

The Legislative Council desire a Conference with the House of Assembly on the Bill intituled *An Act for appropriating certain Moneys therein mentioned, for the service of the Year of our Lord One thousand eight hundred and forty-three*; and have appointed the Honorable Mr. Hensley and the Hon. Mr. Irving a Committee to manage the said Conference—to meet in the Committee Room instantler.

And then he withdrew.

*Resolved*, That this House do agree to a present Conference, as is desired by the Legislative Council, on the Bill intituled *An Act for appropriating certain Moneys therein mentioned, for the service of the Year of our Lord One thousand eight hundred and forty-three.*

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

*Ordered*, That Mr. Hudson, Mr. Longworth, Hon. J. S. Macdonald and Mr. Thornton be a Committee to manage the said Conference.

So the Managers went to the Conference.

And being returned—

Mr. Hudson reported, that the Managers had been at the Conference; and he stated the substance thereof to the House.

*Resolved*, That a further Conference be desired with the Legislative Council, on the Bill intituled *An Act for the increase of the Revenue of this Island.*

*Ordered*, That Mr. Longworth do go to the Council, and desire the said Conference.

*Ordered*, That the same Committee who managed the former Conference be a Committee to manage this further Conference.

The Order of the Day, for the House in Committee on the further consideration of the Bill to provide a remedy against Parishes, for damage done to property within them, by persons riotously and tumultuously assembled, being read;

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Montgomery took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. Montgomery reported, that the Committee had gone through the Bill, and made several amendments thereto.

Mr. Rae moved a Resolution, assigning certain reasons for disagreeing to the Bill, with the amendments.

Mr. Speaker objected to receiving the motion, stating, as his reason, that it was contrary to Parliamentary practice for any Member to place on the Journals his reasons either for agreeing or disagreeing to a Bill, in any of its stages—and that the Resolution now offered contains only such reasons.

An appeal being made to the House from Mr. Speaker's decision;

The House divided:

For sustaining the decision, 14  
Against it, 7

So it was agreed to by the House.

Mr. Rae then moved, that the Bill be re-committed.

The House divided on the question:

YEAS:

Mr. Rae,	Mr. D. Maclean,
Mr. Cooper,	Mr. Macintosh,
Mr. D. Macdonald,	Mr. Fraser.

NAYS:

Mr. Cambridge,	Mr. Longworth,
Mr. Hudson,	Mr. Douse,
Mr. Montgomery,	Mr. A. Maclean,
Mr. Beairsto,	Mr. Wightman,
Mr. Coles,	Mr. Thornton,
Mr. Macgregor,	Mr. Dingwell,
Hon. J. S. Macdonald,	Mr. Macaulay.
Hon. Mr. Palmer,	

So it passed in the negative.

A motion being made, that the Report of the Committee be agreed to;

The House again divided:

YEAS:

Hon. Mr. Palmer,	Mr. Longworth,
Mr. Douse,	Mr. A. Maclean,
Mr. Beairsto,	Mr. Wightman,
Mr. Cambridge,	Mr. Coles,
Mr. Thornton,	Mr. Hudson,
Hon. J. S. Macdonald,	Mr. Macaulay.

NAYS:

Mr. D. Macdonald,	Mr. D. Maclean,
Mr. Montgomery,	Mr. Cooper,
Mr. Macgregor,	Mr. Rae,
Mr. Fraser,	Mr. Dingwell.
Mr. Macintosh,	

So it was carried in the affirmative.

*Ordered*, That the said Bill be published in the *Royal Gazette* Newspaper for two months; and that One hundred copies thereof be printed, for the use of Members—and that it be intituled *An Act to provide a remedy against Electoral Districts, for damage done to property within them, by riotous assemblies; and for defraying expenses incurred from impeding the service of legal process.*

Mr. Dalziel, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Message relative to the

opening of a new Road leading to St. Andrew's Point, reported the delivery thereof.

Mr. *Hudson*, from the Committee appointed to prepare an Address to His Excellency the Lieutenant Governor, thanking him for his several Messages and communications to the House this Session, presented to the House the draught of an Address, as prepared by the Committee; and the said draught Address was again read at the Clerk's Table, and is as followeth:—

To His Excellency Sir HENRY VERE HENTLEY, Knight, Lieutenant Governor and Commander-in-Chief in and over Her Majesty's Island Prince Edward, and the Territories thereunto belonging, Chancellor, Vice Admiral and Ordinary of the same, &c. &c. &c.

May it please your Excellency;

The House of Assembly beg leave respectfully to thank your Excellency for the various communications, messages, and other documents sent to the House of Assembly in the course of the present Session.

Mr. *Rae* moved, in amendment to the said Address, that after the word "documents," the words "with reference to public business," be inserted.

The House divided on the motion of amendment:

YEAS:

Mr. *Rae*,  
Mr. *Fraser*,

Mr. *D. Maclean*.

NAYS:

Mr. *Hudson*,  
Mr. *Cooper*,  
Mr. *D. Macdonald*,  
Mr. *Dulziel*,  
Mr. *Thornton*,  
Hon. *J. S. Macdonald*,  
Mr. *Coles*,  
Mr. *A. Maclean*,  
Mr. *Longworth*,  
Mr. *Macintosh*,

Mr. *Beairsto*,  
Mr. *Cambridge*,  
Mr. *Dingwell*,  
Mr. *Wightman*,  
Mr. *Macaulay*,  
Mr. *Macgregor*,  
Mr. *Douse*,  
Hon. Mr. *Palmer*,  
Mr. *Montgomery*.

So it passed in the negative.

*Resolved*, That the Address reported from the Committee be received and adopted by the House.

*Ordered*, That the said Address be engrossed.

*Ordered*, That Mr. *Hudson* and the Hon. *J. S. Macdonald* be a Committee to wait upon His Excellency with the said Address.

Mr. *Thornton*, from the Committee to whom was referred an engrossed Bill from the Council, intituled *An Act to authorize the Justices of the Supreme Court to try Criminal Offences during Easter and Michaelmas Terms at Charlottetown*, with power to report by Bill or otherwise, presented to the House the Report of the Committee, which was again read at the Clerk's Table, and is as followeth:—

Your Committee having maturely considered the subject to them referred, do not deem it expedient to constitute the Easter and Michaelmas Terms of the Supreme Court issuable Terms for the trial of Criminal Offences, until at least the laws for the trial of minor Criminal Offences shall also become the subject of legislative enactment, with a view of rendering the administration of justice more prompt and less expensive in those cases.

*Ordered*, That the Report be received.

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

## WEDNESDAY, April 12, 1843.

MR. *RAE*, from the Committee appointed to wait upon His Excellency the Lieutenant Governor, with the Address to Her Majesty the Queen, praying that Her Majesty would be pleased to grant permission that an Act may be passed to cause persons claiming land in this Island to put their Titles on record in this Island, reported, that the Committee had performed that duty, and that His Excellency was pleased to say, that he would transmit the Address, as desired by the House.

A Message from the Legislative Council, by Mr. *Desbrisay*:

Mr. Speaker;

The Legislative Council desire a further Conference with the House of Assembly, on the general state of the Colony; and have appointed the Hon. Mr. *Young* and the Hon. Mr. *Hensley* a Committee to manage this further Conference—to meet in the Committee Room instanter.

And then he withdrew.

*Resolved*, That this House do agree to a further Conference, as is desired by the Legislative Council, on the general state of the Colony.

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

*Ordered*, That the Hon. Mr. Palmer, Hon. J. S. Macdonald, Mr. Longworth and Mr. Douse be a Committee to manage this further Conference.

So the Managers went to the Conference.

And being returned ;

The Hon. Mr. Palmer reported, that the Managers had been at the Conference ; and he stated the substance thereof to the House.

*Ordered*, That the Hon. J. S. Macdonald have leave to introduce a Bill, to amend and explain an Act passed this Session, for consolidating and amending the Laws relating to Statute Labour.

He accordingly presented the said Bill to the House ; and the same was read the first time.

*Ordered*, That the Tenth Rule of this House be suspended.

And then the said Bill was read a second time.

*Ordered*, That the said Bill be engrossed.

*Ordered*, That the said Bill be now read the third time.

And the same was read the third time accordingly.

*Resolved*, That the Bill do pass ; and that the title be *An Act to amend and explain an Act passed in this present Session of the General Assembly, intituled "An Act to consolidate and amend the Laws relating to Statute Labour, and the expenditure of public moneys on the Highways."*

*Ordered*, That the Hon. Mr. Palmer do carry the said Bill to the Legislative Council, and desire their concurrence.

A Message from the Legislative Council, by Mr. Desbrisay :

Mr. Speaker ;

The Legislative Council have passed the Bill intituled *An Act to alter, amend and repeal certain parts of the Acts now in force, regulating the inspection of Pickled Fish*, without any amendment.

And also—

The Legislative Council do agree to a further Conference, as is desired by the House of Assembly, on the Bill intituled *An Act*

*for the increase of the Revenue of this Island ;* and have appointed the same Committee who managed the former Conference thereon, a Committee to manage this further Conference—to meet in the Committee Room instanter.

And then he withdrew.

And the names of the Managers being called over ; they went to the Conference.

And being returned ;

Mr. Longworth reported, that the Managers had been at the Conference ; and he stated the substance thereof to the House.

*Resolved*, That a further Conference be desired with the Legislative Council, on the Bill intituled *An Act for appropriating certain Moneys therein mentioned, for the service of the Year of our Lord One thousand eight hundred and forty-three.*

*Ordered*, That Mr. Hudson do go to the Council, and desire the said Conference.

*Ordered*, That the same Committee who managed the last Conference thereon be a Committee to manage this further Conference.

A Message from the Legislative Council, by Mr. Desbrisay :

Mr. Speaker ;

The Legislative Council do agree to a further Conference, as is desired by the House of Assembly, on the Bill intituled *An Act for appropriating certain Moneys therein mentioned, for the service of the Year of our Lord One thousand eight hundred and forty-three ;* and have appointed the same Committee who managed the former Conference thereon a Committee to manage this further Conference—to meet in the Committee Room instanter.

And then he withdrew.

And the names of the Managers being called over, they went to the Conference.

And being returned—

Mr. Hudson reported, that the Managers had been at the Conference ; and he stated the substance thereof to the House.

The Hon. J. S. Macdonald, from the Committee to whom was referred Lord Stanley's Despatch, laid before this House on the 27th February, relative to the Ordnance property in this Island, to report thereon, presented to the House the Report of the said Committee,

which was again read at the Clerk's Table, and is as followeth:—

The Committee to whom was referred the copy of a circular despatch from Lord Stanley, dated 26th September, 1842, referring to Lord Glenelg's circular instruction of the 11th November, 1836, explanatory of the measures which his Lordship directed to be taken for vesting the Ordnance property in Prince Edward Island in the principal officers of the Ordnance, with power to report by Bill or otherwise, have to report that the Act 7 Will. 4th, cap. 29, embraces all the provisions that are necessary for the purposes contemplated by the said Despatches.

*Ordered*, That the Report be received.

*Resolved*, That the following Address to His Excellency the Lieutenant Governor do now pass:

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

May it please your Excellency;

The House of Assembly having appropriated the sum of £600, in addition to the sum of £480, subscribed by certain inhabitants of Charlottetown, towards the erection of a Public Wharf at the end of Pownal Street, the latter sum to be paid into the hands of such person as your Excellency may appoint to receive the same, and expended previous to any sum being drawn from the Treasury, respectfully request, that your Excellency may be pleased to appoint a fit and proper person to receive the said subscription money; and also to cause tenders to be procured for the erection and completion of the said Wharf; and this House will at its next Session provide such further sum as may be required for the fulfilment of the said Contract, agreeably to the Plan and Specification mentioned in the Report of the Special Committee as reported to the House this Session.

*Ordered*, That the said Address be engrossed.

*Ordered*, That the Hon. Mr. Palmer, Mr. Longworth and Mr. Coles be a Committee to wait upon His Excellency with the said Address.

The Hon. J. S. Macdonald, from the Committee appointed to prepare an Address to His Excellency the Lieutenant Governor, acquainting him that this House hath passed an humble Address to Her Majesty on the subject of

the Post Office, and requesting him to forward the same, presented the draught of an Address, as prepared by the Committee; and the said draught Address, being again read at the Clerk's Table, was agreed to by the House, and is as followeth:—

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

May it please your Excellency;

The House of Assembly having agreed to an Address to Her Majesty on the subject of the Post Office Department, humbly request that your Excellency will be pleased to transmit the same, for the purpose of being laid at the foot of the Throne; and further request that your Excellency will be pleased to recommend the prayer thereof to Her Majesty.

*Ordered*, That the said Address be engrossed.

*Ordered*, That the Hon. J. S. Macdonald, Mr. A. Maclean and Mr. Douse be a Committee to wait upon His Excellency with the said Address.

*Resolved*, That a further Conference be desired with the Legislative Council, on the general state of the Colony.

*Ordered*, That the Hon. Mr. Palmer do go to the Council, and desire the said Conference.

*Ordered*, That the same Committee who managed the last Conference thereon be a Committee to manage this further Conference.

A Message from the Legislative Council, by Mr. Desbrisay:

Mr. Speaker;

The Legislative Council do agree to a further Conference, as is desired by the House of Assembly, on the general state of the Colony; and have appointed the same Committee who managed the last Conference thereon a Committee to manage this further Conference—to meet in the Committee Room instanter.

And then he withdrew.

And the names of the Managers being called over; they went to the Conference.

And being returned;

The Hon. Mr. Palmer reported, that the Managers had been at the Conference; and he stated the substance thereof to the House.



*Resolved*, That a Committee be appointed to search the Journals of the Legislative Council, as to the proceedings had on the Bill intituled *An Act to render less expensive and more secure the course of procedure under the Act for levying an Assessment on all Lands in this Island*; and upon the Bill intituled *An Act for securing to certain Occupiers of Land compensation for improvements made thereon at their own cost.*

*Ordered*, That Mr. A. Maclean and Mr. D. Macdonald do compose the said Committee.

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

## THURSDAY, April 13, 1843.

**A** MESSAGE from the Legislative Council, by Mr. Desbrisay :

Mr. Speaker ;

The Legislative Council have passed the following Bills, viz :

*An Act for the increase of the Revenue of this Island.*

*An Act for appropriating certain Moneys therein mentioned, for the service of the year of our Lord One thousand eight hundred and forty-three.*

And also—

The Legislative Council have passed the following Bills, with several amendments—to which amendments they desire the concurrence of the House of Assembly, viz :

*An Act for suspending for a limited period certain parts of an Act passed in the Fourth year of His late Majesty's Reign, intituled "An Act for ascertaining and establishing the Boundary Lines of Counties and Townships, and parts of Townships, and for regulating the duty of Surveyors, and to repeal a certain Act therein mentioned."*

*An Act to confirm the Titles to Lands purchased under the several Acts for raising an Assessment on Land in this Island.*

And then he withdrew.

The amendments made by the Legislative Council to the Bill intituled *An Act for suspending for a limited period certain parts of an Act passed in the Fourth year of His late Majesty's Reign, intituled "An Act for ascertaining and establishing the Boundary Lines of Counties and Townships, and parts of Townships, and for regulating the duty of Surveyors, and to repeal a certain Act therein mentioned,"* were read the first time, and are as follow :—

*Folio 1, line 15*—Strike out from the word "state" to the word "Island," in same folio, line 17, both inclusive.

*Folio 2, line 18*—After the word "regards," insert "Lots Numbers Ten, Nine, Eight, Seven, Six, Five, Four, Three, Two and One, in."

*Folio 3, line 3*—After the word "Counties," insert the following: "or in regard to any part of Prince County not mentioned in the first Section of this Act."

*Ordered*, That the said amendments be now taken into consideration; and that the Tenth Rule of this House be suspended, as far as respects the said amendments.

And the said amendments being again read, were agreed to by the House.

*Ordered*, That Mr. Longworth do carry back the said Bill to the Legislative Council, and acquaint them that this House hath agreed to their amendments.

The amendments made by the Legislative Council to the Bill intituled *An Act to confirm the Titles to Lands purchased under the several Acts for raising an Assessment on Land in this Island*, were read the first time, and are as follow :—

*Folio 5, line 13*—After the word 'Acts,' insert the following proviso :—

'Provided always, nevertheless, that nothing herein contained shall extend, or be construed to extend, to confirm any such Deed or Conveyance of any Land so made as aforesaid, unless the land therein described shall have been unsettled and in a wilderness state at the time of such sale; and shall also be in an unsettled and wilderness state at the period of the passing of this Act, unless the same or any part thereof shall have been cultivated and redeemed from a wilderness state by the purchaser or his assigns, since the making of any such deed or conveyance.'

Strike out the last clause of the Bill, and insert the following:—

‘ And be it enacted, That no deed which might be confirmed by this Act shall be held or construed to be affected thereby, unless the person or persons claiming under such deed shall, within three months after the passing of this Act, publish in the papers in Charlotte-town, once in every three months during two years next succeeding the first publication thereof, a notice in the form of the Schedule to this Act annexed.

‘ Provided always, and be it further enacted, in case of any deeds confirmed by the authority of this Act, that an equity of redemption shall nevertheless be open to the former owner or owners, proprietor or proprietors, his, her, or their heirs or assigns, for the space of two years next after the first publication of such notice; the former owner or owners, proprietor or proprietors, his, her, or their agents, heirs, or assigns, repaying the purchase money, with lawful interest thereon, and also all expenses attending the same, and a fair allowance for such improvements as shall or may be made thereon—the same, in case of a dispute, to be ascertained by the Supreme Court.

‘ Provided always, that nothing herein contained shall extend, or be construed to extend, to any lands, with respect to which any action or actions are now pending; anything herein contained to the contrary thereof notwithstanding.

#### SCHEDULE.

##### FORM OF NOTICE.

‘ Whereas *C. D.* did, on the      day of      pur- chase      acres of land on Township No.      and whereas by deed from      Sheriff of      County, certain lands, (here set forth the description as in the deed) being lands of which *A. B.* was the owner, or reputed owner, were conveyed by the said Sheriff to me the said *C. D.* I do hereby give notice, that I claim the said lands, by virtue of the said deed; and that unless the owner or owners thereof do, on or before the      day of      next, pay to me the sum of £      being the purchase money paid by me therefor, together with interest and expenses, and the value of my improvements made thereon, my title to the said land will become absolute.”

(Signed)      *C. D.*

Strike out the Title, and insert the following instead thereof:—‘ An Act to confirm in certain cases the titles to land purchased under the several Acts for raising an assessment on land in this Island.’

*Ordered*, That the said amendments be now taken into consideration; and that the Tenth Rule of this House be suspended, as far as respects the said amendments.

*Resolved*, That the said amendments be disagreed to.

*Resolved*, That a Committee be appointed, to draw up reasons, to be offered to the Legislative Council at a Conference, for disagreeing to their amendments.

*Ordered*, That the Hon. Mr. *Palmer*, Mr. *Coles*, Mr. *Longworth* and Mr. *Cambridge* do compose the said Committee.

A Message from the Legislative Council, by Mr. *Desbrisay*:

Mr. Speaker;

The Legislative Council desire a further Conference with the House of Assembly, on the general state of the Colony; and have appointed the same Committee who managed the last Conference thereon a Committee to manage this further Conference—to meet in the Committee Room instanter.

And then he withdrew.

*Resolved*, That this House do agree to a further Conference, as is desired by the Legislative Council, on the general state of the Colony.

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

*Ordered*, That the same Committee who managed the last Conference thereon be a Committee to manage this further Conference.

So the Managers went to the Conference.

And being returned;

The Hon. Mr. *Palmer* reported, that the Managers had been at the Conference; and he stated the substance thereof to the House.

*Resolved*, That an humble Address be presented to Her Majesty, upon the state of the Colony; and also that an Address be presented to His Excellency the Lieutenant Governor, praying that His Excellency will be pleased to forward the same to Her Majesty, with his favourable recommendation; and that the Legislative Council be requested, by message, to concur in said Addresses.

*Ordered*, That the Hon. *J. S. Macdonald*, Hon. Mr. *Palmer*, Mr. *Coles* and Mr. *Longworth* be a Committee on the part of this House to prepare the said Addresses.

*Ordered*, That a copy of the foregoing Resolution be communicated, by message, to the Legislative Council.

*Ordered*, That the Hon. J. S. Macdonald do carry the said Message to the Legislative Council.

The Hon. Mr. Palmer moved, that the House do come to a Resolution, as followeth:—

Whereas His Excellency in Council, by an Order made the Tenth day of April instant, has been pleased to appoint Five Commissioners to superintend the building of the Lunatic Asylum, in pursuance of the Act of the Third year of the Reign of Her present Majesty; and whereas, from the great increase in the price of land within the last few years, it has been found impracticable to purchase, either within or near the Common of Charlottetown, for the sum of £500, as limited by the said Act, the quantity of from twenty to fifty acres of land, as required by the said Act, for the use of the said Asylum, and whereon to build the same:

*Resolved*, therefore, as the opinion of this House, that it is expedient that the aforesaid Commissioners be authorized to purchase with the said sum of £500, any quantity of land within or near the said Common of Charlottetown, being not less than five acres, in the most eligible situation for the said building; and this House will at its next Session take such proceedings as may be necessary to confirm the acts of the said Commissioners in making such purchase.

It was moved, in amendment to the said proposed Resolution, that after "being not less than," the word "five" be left out, and "twelve" inserted instead thereof.

The House divided on the motion of amendment:

YEAS, 7.  
NAYS, 7.

And the numbers being equally divided, Mr. Speaker gave his casting vote in the negative.

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

A Message from the Legislative Council, by Mr. Desbrisay:

Mr. Speaker;

The Legislative Council have passed the Bill intituled *An Act to explain an Act passed in this present Session of the General Assembly, intituled "An Act to consolidate and amend the Laws relating to Statute Labour, and the expenditure of public moneys on the Highways."*

And also—

‘ COUNCIL CHAMBER,

‘ Thursday, 13th April, 1843.

‘ *RESOLVED*, That a Committee of this House be appointed, to join the Committee of the House of Assembly, for the purpose of preparing a Joint Address to Her Majesty upon the State of the Colony; and also to prepare an Address to His Excellency the Lieutenant Governor, praying that he will be pleased to forward the same, with his recommendation.

‘ *Ordered*, That the Hon. Mr. Young and the Hon. Mr. Hensley be a Committee on the part of this House to prepare the said Addresses.

‘ *Ordered*, That the foregoing Resolution be communicated, by message, to the House of Assembly.’

And then he withdrew.

Then the House adjourned until Saturday next, at Ten o'clock.

## SATURDAY, April 15, 1843.

**T**HE Hon. Mr. Palmer, from the Committee appointed to draw up reasons, to be offered to the Legislative Council at a Conference, for disagreeing to their amendments to the Bill intituled *An Act to confirm the Titles to Lands purchased under the several Acts for raising an Assessment on Land in this Island*, presented to the House the Report of the said Committee; which was again read at the Clerk's Table, and is as followeth:—

“Because there may be cases where cultivated or settled tracts of land have been sold by the Sheriff, and described by certain bounds at the time of sale; and there are no doubt cases where a purchaser at a Sheriff's sale, not being able to find wilderness land, has afterwards selected default land, which may have been wholly or in part improved. There are also frequently cases where a person, having omitted to pay his land tax on improved land,

has purchased it, or procured it to be purchased in, for his own benefit, and the better security of his title; in all of which cases it would be a hardship for a purchaser, having relied on the sufficiency of the law, to lose his purchase money; while it may be supposed that any of the improved land so sold, if of extraordinary value, would have been redeemed by the owner in due time.

“Because there does not appear to the House of Assembly any necessity to give an additional two years, or to add to the time for the equity of redemption already provided for by law, which the amendment of the Legislative Council proposes to do, not only as to wilderness land, but even to land improved by the purchaser; in all of which cases the equity of redemption might be liable to be prolonged for the term of four years.

“Because the publication of an advertisement in three different Newspapers, in each probably eight times, being twenty-four publications in the whole, would create an expense which should not be imposed on a purchaser; nor is it a notice which a person in default of payment of his assessment could reasonably expect to be entitled to, over and above those formal notices already prescribed by law, and given by the Treasurer in the public Newspapers, and by Proclamation in the Supreme Court; as well also as the usual Sheriff's notices before he sells the land.

“Because the House of Assembly is of opinion, that where a purchaser of land under the Assessment Act has been obliged to commence an action to obtain possession of it, he should not on that account be excluded from the benefit of the Bill, any more than another who has not used the same diligence.”

*Resolved*, That the Report be received and adopted by the House.

*Resolved*, That a Conference be desired with the Legislative Council, on the subject-matter of their amendments to the said Bill; and that upon such Conference, the Managers on the part of this House do communicate to the Committee of the Council the above reasons for disagreeing to their amendments.

*Ordered*, That the Hon. Mr. Palmer do go to the Council, and desire the said Conference.

*Ordered*, That the Hon. Mr. Palmer, Mr. Coles, Mr. Longworth and Mr. Cambridge be a Committee to manage the said Conference.

Mr. A. Maclean, from the Committee appointed to search the Journals of the Legislative Council, to ascertain what proceedings have been had on certain Bills, reported, that they had found the following entries:—

LEGISLATIVE COUNCIL CHAMBER,  
Monday, 10th April, 1843.

Present,

The Hon. Mr. *Attorney General*, President;  
The Hon. Mr. *Macdonald*, The Hon. Mr. *Holl*,  
Mr. *Macintosh*, Mr. *Young*,  
Mr. *Dalrymple*, Mr. *Hensley*,  
Mr. *Solicitor General*, Mr. *Irving*.

Mr. *Solicitor General*, from the Special Committee to whom was referred the Bill intituled ‘An Act to render less expensive and more secure the course of procedure under the Act for levying an Assessment on all Lands in this Island,’ reported, that the Committee had come to a Resolution, which they recommend to the adoption of the House, and which he read in his place, and is as follows:—

*Resolved*, That from the importance of the Bill intituled ‘An Act to render less expensive and more secure the course of procedure under the Act for levying an Assessment on all Lands in this Island,’ and the late period of the Session at which it came up from the House of Assembly, there is not time to give to the subject that consideration which it demands; therefore, that the further consideration of the said Bill be postponed until next Session, and that the same be printed in the interim.

On motion, *Ordered*, that the Report of the Committee be agreed to.

LEGISLATIVE COUNCIL CHAMBER,  
Wednesday, 12th April, 1843.

PRESENT:

The Hon. Mr. *Attorney General*, President;  
The Hon. Mr. *Macdonald*, The Hon. Mr. *Young*,  
Mr. *Macintosh*, Mr. *Hensley*,  
Mr. *Dalrymple*, Mr. *Irving*,  
Mr. *Solicitor General*, Mr. *Worthy*.  
Mr. *Hull*,

The Order of the Day, for the second reading of the Bill intituled ‘An Act for securing to certain occupiers of land, compensation for improvements made thereon at their own cost,’ being read;

On motion, that the House do go into the Order of the Day; It was moved, as an amendment, that the Order of the Day be discharged, and that the said Bill be read a second time this day six months.

CONTENTS:

The *President*, Mr. *Holl*,  
Mr. *Macdonald*, Mr. *Irving*,  
Mr. *Dalrymple*, Mr. *Worthy*.  
Mr. *Solicitor General*,

## NON-CONTENTS :

Mr. *Macintosh*, Mr. *Hensley*.Mr. *Young*,

And it passed in the affirmative.

A Message from the Legislative Council, by Mr. Desbrisay :

Mr. Speaker ;

The Legislative Council do agree to a Conference, as is desired by the House of Assembly, on the subject-matter of the amendments made to the Bill intituled *An Act to confirm the Titles to Lands purchased under the several Acts for raising an Assessment on Land in this Island*; and have appointed the Hon. Mr. Solicitor General and the Hon. Mr. Hensley a Committee to manage the said Conference—to meet in the Committee Room instanter.

And then he withdrew.

And the names of the Managers being called over; they went to the Conference.

And being returned;

The Hon. Mr. *Palmer* reported, that the Managers had been at the Conference, and had complied with the instructions given them by this House.

A Message from the Legislative Council, by Mr. Desbrisay :

Mr. Speaker ;

The Legislative Council desire a further Conference with the House of Assembly, on the subject-matter of the last Conference; and have appointed the same Committee who managed the last Conference a Committee to manage this further Conference—to meet in the Committee Room instanter.

And then he withdrew.

*Resolved*, That this House do agree to a further Conference, as is desired by the Legislative Council, on the subject matter of the last Conference.

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

*Ordered*, That the same Committee who managed the last Conference be a Committee to manage this further Conference.

And the names of the Managers being called over, they went to the Conference.

And being returned—

Mr. *Coles* reported, that the Managers had been at the Conference, and had met the Committee of the Legislative Council, who acquainted them, that the Council do adhere to their amendments, for the following reason:—

“ Because they conceive, that in making the enactments of the Bill more general than is done by their amendments, it would be productive of more injury than advantage.”

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

The Honorable the Speaker, as Commissioner of Roads for the Fifth District of Prince County, having handed in certain Tenders as to Green's Wharf, by which it appears that the lowest tenders for completing the work voted by the House, amount to £470, which exceeds by £6½ the amount at the disposal of the Commissioner :

*Therefore, Resolved*, That the said Commissioner be recommended to accept the lowest Tender already made, provided by the 22d April there be no Tenders made lower than those already received; and in such case the House will next Session make good the deficiency.

And the motion being seconded, and the question put thereon, it was agreed to by the House.

The Hon. Mr. *Palmer*, from the Committee appointed to join the Committee of the Legislative Council, to prepare a joint Address to Her Majesty upon the state of the Colony, presented to the House the draught of an Address, as prepared by the Joint Committee; and the said draught Address was again read at the Clerk's Table, and is as followeth:—

TO THE QUEEN'S MOST EXCELLENT MAJESTY.

MOST GRACIOUS SOVEREIGN ;

We your Majesty's faithful subjects the Legislative Council and Assembly of Prince Edward Island, in Colonial Parliament assembled, beg leave to approach the Throne with sentiments of devoted loyalty and attachment to your Majesty's sacred Person and Government. We respectfully submit to your Majesty, as subjects deeply affecting the interests of this Colony, that the greater portion of the settled lands therein are held under lease at rents payable in cash to absentee Proprietors; and that the annual amount thereof drawn from the Island must of necessity operate as a serious drawback on its prosperity.

That the general embarrassment and commercial

distress which have existed in Great Britain for the last two years have occasioned the almost total destruction of our trade with the Mother Country, which consisted chiefly in the export of shipping and lumber, and from which source a portion of our supplies has been derived.

That these circumstances, together with the failure of our accustomed markets for agricultural produce in the neighbouring Colonies, arising from similar causes existing there, have so far affected the agriculturists of this Island as to render the payment of their rents in cash a measure of extreme difficulty, and almost impossibility.

That owing to the foregoing circumstances, and from other causes which have unhappily existed in this Colony, but to which it is unnecessary further to advert, the tenantry have become embarrassed by a large accumulation of arrears of rent, the existence of which must necessarily operate as a serious check to future improvement, and is alike injurious to the interests of landlord and tenant.

That from the positive declarations hitherto expressed by your Majesty, as communicated in certain despatches by your Majesty's Secretaries of State for the Colonial Department, and laid before the Legislature of this Colony—the last being the despatch received from Lord Stanley, bearing date the 14th day of July, 1842, relating to the tenure of land in this Colony, and in answer to the Address of the late House of Assembly to your Majesty and to the Imperial Parliament—it would appear that your Majesty has declined further interference, by the sanction of any Legislative enactment, between landlord and tenant; from which the Legislative Council and Assembly can no longer extend to the tenantry of the Colony any hope of relieving them by enactment from the obligations of their leases; but, nevertheless, being deeply impressed with a sense of the necessity that now devolves on the proprietors of land, in the present embarrassed state of the tenantry, of remitting such portion of the arrears of rent as the situation and conduct of individuals may demand, and accepting for the future their rents in the marketable productions of the soil at the market price, the Legislative Council and Assembly earnestly appeal to your Majesty, and humbly pray that your Majesty will be graciously pleased to use such mediation as may induce the proprietors to remit to their tenantry such portion of the arrears of rent now due as may encourage the tenants in their efforts to discharge the legal demands of the landlords; and to urge upon them the necessity of adopting such arrangements as will enable the tenantry to pay their rents for the future in the marketable productions of the soil, at the market prices—an arrangement which the Legislative Council and Assembly fully believe would be equally advantageous and beneficial to both parties, and would lay the foundation of a better state of feeling than now exists between the proprietors and their tenants, and without which this Colony cannot be expected to prosper.

A motion being made, that the said Address be agreed to by the House;

The House divided on the question:

YEAS:

Hon. Mr. Palmer,	Mr. A. Maclean,
Mr. Coles,	Hon. J. S. Macdonald,
Mr. Macaulay,	Mr. Hudson,
Mr. Douse,	Mr. Cambridge,
Mr. Longworth,	Mr. Yeo.

NAYS:

Mr. Cooper,	Mr. Macgregor.
Mr. D. Macdonald,	

So it was carried in the affirmative.

*Ordered*, That the said Address be engrossed.

The Hon. Mr. Palmer, from the same Committee, reported the draught of a Joint Address of the Council and Assembly to His Excellency the Lieutenant Governor, praying that he will be pleased to forward the foregoing Address to Her Majesty, with his favourable recommendation; which draught Address, being again read at the Clerk's Table, was agreed to by the House, and is as followeth:—

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

May it please your Excellency;

We the Legislative Council and Assembly of Prince Edward Island having resolved to address Her Majesty the Queen, on a subject connected with the state of this Colony, that is to say, the amount of rent now in arrear and hereafter to become payable from the tenantry of this Island to the Proprietors of Township Lands therein, humbly request that your Excellency will be pleased to transmit the said Address, so that the same may be laid at the foot of the Throne; and that your Excellency will further be pleased to give its prayer your powerful recommendation.

*Ordered*, That the said Address be engrossed.

*Ordered*, That the Committee who prepared the Address be a Committee to wait upon His Excellency with the same—who, returning, reported to the House, that their Address had been presented to His Excellency, and that His Excellency had been pleased to say, he would forward the same, as desired by the Council and Assembly.

The Hon. Mr. Palmer, from the Committee appointed to wait upon His Excellency the

Lieutenant Governor, with the Address, praying that he will cause tenders to be procured for the construction of the Wharf at the foot of Pownal Street, Charlottetown, and appoint a person to receive the subscription money, reported the delivery thereof; and that His Excellency was pleased to say he would comply with the desire of the House.

The Hon. *J. S. Macdonald*, from the Committee appointed to wait on His Excellency the Lieutenant Governor, with the Addresses to Her Majesty, and to His Excellency, upon the subject of the Post Office Department, with a copy of the Report accompanying the same, as agreed to by the House, reported to the House that the said Addresses had been presented to His Excellency, and that he was pleased to say he would comply with the desire of the House.

The Hon. *J. S. Macdonald*, from the Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address relative to the erection of a Bridge over Elliot River, reported to the House that their Address had been presented to His Excellency, and that he was pleased to say he would comply with the desire of the House.

Mr. *Hudson*, from the Committee appointed to wait upon the Lieutenant Governor with the Address, thanking His Excellency for the several Messages and Communications delivered to the House this Session, reported to the House that their Address had been presented to His Excellency.

Mr. *D. Macdonald* reported from the Committee appointed to examine and report on the Officers' and other Contingent Accounts for the present Session; and he read the same in his place, and delivered it in at the Clerk's Table, where it was again read.

*Ordered*, That the said Report be now committed to a Committee of the whole House.

The House accordingly resolved itself into the said Committee.

Mr. Speaker left the Chair.

Mr. Cambridge took the Chair of the Committee.

Mr. Speaker resumed the Chair.

Mr. *Cambridge* reported, that the Committee had gone into the consideration of the Re-

port of the Special Committee referred to them, and had adopted the same; and the Report was again read at the Clerk's Table, and, on the question put thereon, agreed to by the House, and is as followeth:—

The Special Committee appointed to examine and report on the Officers' Accounts and Contingent expenses of the present Session, report, that they have examined the same, and recommend that they be allowed as follows:

WILLIAM CULLEN, for his services as Chief Clerk of this House for the present Session, - - - £100 0 0

JOHN MACNEILL, for his services as Assistant Clerk for the present Session, 80 0 0

The above amount to be paid one-half immediately, and the remainder to be paid on a Certificate being produced from the Members for Charlottetown, that the Journals and Appendix thereto of the present Session have been fairly engrossed, and an Index prepared for such Journals.

SOLOMON DESBRISAY, Sergeant at Arms, 39 19 0

SOLOMON DESBRISAY, Sergeant at Arms, for his Disbursement Bill, - 154 7 7

H. W. LOBBAN, Messenger, - 27 7 6

WILLIAM BIRCH, Doorkeeper, - 27 8 11

J. B. COOPER & Co., for printing Journals for the House of Assembly, subject to any deduction or addition which may be made by the two Members for Charlottetown, who shall examine the same, and shall certify that the amount so warranted is in conformity with the contract made by the said Printers, - 168 17 0

Your Committee recommend that the amount to be paid to the Printers should be paid one-half immediately, and the remainder when the Members for Charlottetown shall certify that the Journals are completed according to contract.

A Message from His Excellency the Lieutenant Governor, by Henry Palmer, Esquire, Usher of the Black Rod:

Mr. Speaker;

His Excellency the Lieutenant Governor commands the immediate attendance of this Honorable House in the Council Chamber.

Accordingly, Mr. Speaker, with the House, went up to attend His Excellency, when His Excellency was pleased, in Her Majesty's name, to assent to the several Bills following, viz:—

*An Act to amend the Act regulating the floating of Logs, Scantling, Deals and other kinds of Wood, down the Rivers and lesser Streams in this Island, and for other purposes therein mentioned.*

*An Act to alter, amend and repeal certain parts of the Acts now in force, regulating the inspection of Pickled Fish.*

*An Act to continue and amend the Act relating to the Limits and Rules of Jails in the several Counties in this Island.*

*An Act to prevent the running at large of Hogs within the Common and Royalty of Charlottetown.*

*An Act to further amend an Act intituled "An Act to prohibit the exportation of Oysters from this Island for a limited period."*

*An Act relating to the Fisheries, and for the prevention of illicit trade in Prince Edward Island, and the Coasts and Harbours thereof.*

*An Act to continue and amend an Act therein mentioned, for the relief of Insolvent Debtors.*

*An Act for suspending for a limited period certain parts of an Act passed in the Fourth year of His late Majesty's Reign, intituled "An Act for ascertaining and establishing the Boundary Lines of Counties and Townships, and parts of Townships, and for regulating the duty of Surveyors, and to repeal a certain Act therein mentioned."*

*An Act to prevent the going at large of Swine and Geese at all seasons, and of Horses at certain seasons, in the Square and Streets of Georgetown.*

*An Act to amend the Act relating to Distress for Rent, and to regulate the practice of the Supreme Court in cases of Replevin.*

*An Act relating to Landlord and Tenant.*

*An Act in further amendment of an Act passed in the Tenth year of the Reign of King George the Fourth, intituled "An Act to regulate the laying out and altering of Highways, and to provide a mode of obtaining Compensation for those who may thereby be injured, and to cause those who are benefited thereby to contribute towards their formation."*

*An Act to authorize the issue de novo of certain Writs under the Road Compensation Acts, in certain cases.*

*An Act to provide for the summary trial of Small Debts, and to regulate proceedings in cases of summary Capius.*

*An Act to amend the Marriage Law.*

*An Act to enable married women to convey Freehold Property, to which they may be entitled in their own right.*

*An Act to repeal an Act made and passed in the Twenty-first year of the Reign of King George the Third, intituled "An Act relating to Wills, Legacies and Executors, and for the settlement and distribution of the Estates of Intestates," and to make other provisions in lieu thereof.*

*An Act to prevent trespassing on the Common of Georgetown.*

After which, Mr. Speaker spake as followeth:—

May it please your Excellency;

In presenting the several Bills of aid and supply for the service of the current year, I have, as the organ of the House of Assembly, to express to your Excellency their full confidence that the sums granted for the many important objects to which they are appropriated, will be faithfully and economically expended.

The House of Assembly have to express their deep regret that two Bills passed by the House during the present Session of great importance to the Colony, relating to the titles to lands sold by the Government for non-payment of Land Assessment, have not been concurred in by the Legislative Council, whereby the Revenue of this Colony will be seriously affected, and the good faith of the Government called in question. This circumstance will, at a future session, call for the special consideration of the House.

I have now, in the name and on behalf of Her Majesty's loyal and dutiful subjects, the Commons of Prince Edward Island, the honor to present for your Excellency's acceptance the following Bills:—

*An Act for the increase of the Revenue of this Island.*

*An Act to amend and explain an Act passed in this present Session of the General Assembly, intituled "An Act to consolidate and amend the Laws relating to Statute Labour, and the expenditure of public moneys on the Highways."*

*An Act to alter and amend the Act for the establishment of an Academy in Charlottetown.*

*An Act for appropriating certain Moneys therein mentioned, for the service of the year of our Lord One thousand eight hundred and forty-three.*

To each of which His Excellency was pleased, in the Queen's name, to give his assent.



And then His Excellency was pleased to make the following Speech to both Houses :

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

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

By your zealous exertions I am now enabled to relieve you from the prosecution of further business ; but I cannot do so without first offering my warmest thanks for the deep interest you have displayed in the welfare of the Colony, by your careful revision of many Laws of great importance, as well as by the enactment of others which circumstances have recommended.

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

I thank you for the supplies granted to Her Majesty for the use of this Colony—the application of which will be in strict conformity to your wishes. I cannot but cherish the expectation of an increasing Revenue under the alterations which you have made in the Tariff, with, apparently, so much judgment.

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

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

I regret to observe that a riotous disposition has discovered itself in the Eastern part of King's County. Active measures have been adopted, quiet has been restored, and many of the rioters are under recognizance to appear for trial. I avail myself of this occasion to remark, that although your Legislative labours are, for a time, to be suspended, yet I would earnestly impress the remembrance of other duties

which belong to your influential stations ; and there is not one of greater magnitude, or of more vital importance, than that of leading the minds of the people to the consideration of obedience to the Laws, both in a religious and moral sense, and to the wretched state of that society where this is despised, or even forgotten.

Those who endeavour to promote such a state of society, and who, by artfully inflaming the minds of the people, betray them into turbulence and crime, incur a dreadful responsibility, and are the wilful enemies of God and man ; but to you, Honorable Gentlemen and Gentlemen, I confidently look for the exercise of a sound knowledge, and that, guided by your Christian feelings, you will, in your intercourse with the inhabitants, strive to convince them that by violence and insubordination they retard their own prosperity, and aid the designs of men who, for selfish purposes, are misleading them ; and also, that it is an imperative duty to obey the Laws under which they have placed themselves—Laws that will be defended with vigour and administered with impartiality.

After which the Honorable the President of the Legislative Council said—

Gentlemen ;

It is the will and pleasure of His Excellency the Lieutenant Governor, that this General Assembly be prorogued until Tuesday the Fourth day of July ; and this General Assembly is accordingly prorogued until Tuesday the Fourth day of July next.

**End of the First Session.**



**APPENDIX**

TO THE

***JOURNAL***

OF

**THE HOUSE OF ASSEMBLY**

OF

**PRINCE EDWARD ISLAND,**

***FOR THE SESSION COMMENCING THE TWENTY-FOURTH DAY OF JANUARY,***

***AND ENDING THE FIFTEENTH DAY OF APRIL,***

***IN THE YEAR OF OUR LORD***

***1843.***



# APPENDIX

## (A.)

[SEE PAGE 18.]

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### *List of Documents contained in Appendix (A.)*

- No. 1.—Despatch from Lord Stanley, No. 19, dated 4th April, 1842, in answer to the Joint Address of the Council and Assembly to the Queen, congratulating Her Majesty on the Birth of the Prince of Wales.
- 2.—Despatch from Lord Stanley, No. 21, dated the 27th May, 1842, in answer to the Joint Address of the Council and Assembly to the Queen, praying that Corn and other articles, the growth of this Colony, may be admitted into the United Kingdom duty free.
- 3.—Despatch from Lord Stanley, No. 24, dated 16th June, 1842, in answer to the Address of the late House of Assembly to the Queen, praying for an additional Grant out of the money arising from the Sale of Crown Lands, for the purchase of ground for the Lunatic Asylum, and for other purposes.
- 4 and 5.—Despatches from Lord Stanley, Nos. 25 and 42, dated 1st July, and 3d September, 1842, in answer to the Joint Address of the Council and Assembly to the Queen, praying that the Moneys arising from the sale of the School Lands, under the Provincial Act of the 5th Will. 4, cap. 13, may be invested with the Treasurer of this Island in the public funds.
- 6.—Despatch from Lord Stanley, No. 27, dated the 14th July, 1842, acknowledging the receipt of the Address and Petition to the Queen, and the Petition to the House of Commons, of the late House of Assembly, regarding the rights of the original Grantees of Crown Lands, and the Fishery Reserves in this Island. The Despatch also communicates the decision of Her Majesty's Executive Government upon the former question.
- 7.—Despatch from Lord Stanley, No. 32, dated 4th August, 1842, with reference to the Act passed in the Session of 1842, to create a fund for defraying the expense of medical assistance for sick Emigrants, and enabling indigent persons of that description to proceed to the place of their destination.
- 8.—Despatch from Lord Stanley, No. 33, dated 11th August, 1842, stating an objection to the wording of the Act relating to the admission of Barristers, Attorneys and Solicitors, passed in the Session of 1842, and suggesting the propriety of amending the Act.
- Also, stating the reasons for suspending for three months Her Majesty's decision on the Act for further amending the Act relating to the laying out and altering the Highways, &c.
- 9.—Despatch from Lord Stanley, No. 34, dated 19th August, 1842, transmitting copy of an Act of Parliament of the 5th and 6th of Victoria, cap. 49, to amend the Laws for the regulation of the Trade of the British Possessions abroad.
- Copy of the Act referred to.
- Copy of a Despatch addressed to the Governor General, explaining the policy by which Her Majesty's Government has been governed, in recommending to Parliament the adoption of the important changes in the Laws affecting the Trade of the Colonies which are sanctioned by this Act.
- Also, a circular Despatch from Lord Stanley, dated 20th August, 1842, on the same subject.
- 10.—Despatch from Lord Stanley, No. 56, dated 22d December, 1842, with reference to the Act for the increase of the Revenue of this Island, passed in the Session of 1842.
- 11.—Despatch from Lord Stanley, No. 58, dated the 31st December, 1842, communicating the disallowance by Her Majesty's Government of the Act to authorise the issue of a Copper Coinage in this Colony, and to prohibit the circulation of base Coppers, passed in the Session of 1842.
- Also, Despatch from Lord Stanley, No. 36, dated 20th August, 1842, on the same subject.

- 12.—Order of Her Majesty in Council, dated 27th April, 1842, leaving to their operation an Act passed by the Legislature of this Island, in the Session of 1841—an Act to amend an Act of the 7th Year of the Reign of His late Majesty King William the Fourth, intituled “An Act to repeal certain parts of an Act intituled An Act for the limitation of Actions, and for avoiding Law-suits, so far as the same relate to Actions concerning Real Estate, and to make other provisions in lieu thereof”—and an Act passed in the Session of 1842, “To confirm and render valid certain proceedings of the Executive Government of this Island.”
- 13.—Order of Her Majesty in Council, dated the 11th August, 1842, especially confirming an Act to authorise the erection of a building near Charlottetown as an Asylum for Insane persons, and other objects of Charity, and to provide for the future maintenance of the same.
- 14.—Order of Her Majesty in Council, dated the 11th August, 1842, leaving to their operation Seventeen Acts, passed by the Legislature of this Island in the Session of 1842.
- 15.—Order of Her Majesty in Council, dated the 2d November, 1842, leaving to their operation an Act for the Incorporation of the Prince Edward Island Steam Navigation Company; and an Act to authorize the appointment of Commissioners to manage certain Shares and Property in the Prince Edward Island Steamboat Company, on behalf of the Government of this Colony, passed in the Session of 1842.
- 16.—Order of Her Majesty in Council, dated the 10th December, 1842, leaving to their operation an Act to amend an Act made and passed in the Third year of the Reign of Her present Majesty, intituled ‘An Act to prohibit the exportation of Oysters from this Island, for a limited period’—and an Act to amend an Act for the appointment of Fish Inspectors, and to continue and extend the provisions of the Act now in force regulating the size and quality of Fish Barrels and Tierces, and the weight of Fish made up therein.

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No. 1.

[Copy—No. 19.]

Downing Street, 4th April, 1842.

Sir;

I HAVE received your Despatch, No. 19, of the 22d February, enclosing a Joint Address to the Queen, from the Legislative Council and House of Assembly of Prince Edward Island, on the occasion of the Birth of His Royal Highness the Prince of Wales.

Having laid that Address before the Queen, I have received Her Majesty's commands to instruct you to convey to the Council and Assembly the sense which Her Majesty entertains of their loyalty and affection.

I have the honor to be,

&c. &c. &c.

(Signed)

STANLEY.

Sir H. V. Huntley,

Lieut. Governor, &c. &c. &c.

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No. 2.

[Copy—No. 21.]

Downing Street, 27th May, 1842.

Sir;

I have received your Despatch, No. 21, of the 18th of March, enclosing an Address to the Queen, from the Legislature of Prince Edward Island, praying that Corn—the produce of that Island—may be admitted into the United Kingdom duty free.

I have to instruct you to acquaint the Legislative Council and House of Assembly, that I have had the honor to lay their Address before the Queen, but that, as the Bill for the amendment of the Acts regulating the importation of Corn into this Country had passed into a Law before the arrival of your Despatch, it has not been in Her Majesty's power to accede to the wishes expressed by the Council and Assembly, on behalf of the inhabitants of the Colony.

I have, &c.,

(Signed)

STANLEY.

Sir H. V. Huntley,

Lieut. Governor, &c. &c. &c.

## No. 3.

[Copy—No. 24.]

DOWNING STREET, 16th June, 1842.

SIR;

I have to acknowledge the receipt of your Despatch, No. 30, of the 27th April, in which you enclose an Address from the House of Assembly to the Queen, praying "that the sum of £500 may be appropriated, out of the sum of £1000—the balance of moneys now unappropriated, arising from the proceeds of the sale of the Crown Lands of Prince Edward Island—to the endowment of the Lunatic Asylum;" and further praying the grant of £100 and £150, from the same source, for the purpose of improving the Streets and Communications in the Royalties of Princetown and Georgetown.

The report contained in your Despatch, of the state of the Crown Land Fund, necessarily precludes me from advising Her Majesty to comply with the application of the House of Assembly: but, in addition to that sufficient objection, I have to remark, that I cannot assent to the justice of the argument by which the request is supported, viz: that Her Majesty's Government are responsible for this increased cost of the Land, on the ground of such increase having arisen out of the disallowance of the former Act—the more correct view being, in my opinion, that the Assembly, by taking a course which rendered the disallowance necessary, are alone responsible for its consequences.

I have, &amp;c.

Lieutenant Governor

(Signed)

STANLEY.

Sir H. V. Huntley, &amp;c. &amp;c. &amp;c.

## No. 4.

[Copy—No. 25.]

DOWNING STREET, 1st July, 1842.

SIR;

I have the honor to acknowledge the receipt of your Despatch, of the 27th of April, No. 29, with a Joint Address from the two Houses of Legislature in Prince Edward Island, to the Queen, praying that Her Majesty would cause the sum of £725, Halifax currency, arising from the sale of the School Lands, to be invested in the "Public Funds" of the Island, and the interest thereof applied to the support of the District Schools.

Previously to offering Her Majesty any advice, as to the propriety of complying with the Address, I have to desire that you will furnish me with a more detailed and explanatory report upon the subject of the "Public Funds" of Prince Edward Island.

I have, &amp;c.

Lieutenant Governor

(Signed)

STANLEY.

Sir H. V. Huntley, &amp;c. &amp;c. &amp;c.

## No. 5.

[Copy—No. 42.]

Downing Street, 3d September, 1842.

SIR;

I have received your Despatch, No. 48, of the 13th of August, explaining the nature of the Public Funds of Prince Edward Island, in which the Colonial Legislature wished the proceeds of the Sale of School Lands to be invested.

The proposal of the Council and Assembly appears to be, to buy up with this money certain outstanding Treasury Warrants—to grant others to the same amount—and to apply the annual Interest upon them to purposes of Education.

If my interpretation of their meaning be correct—although I do not myself clearly see the advantages to be derived from the measure—it does not appear to be open to any valid objection.

Assuming, therefore, that the security is sufficient, I have advised Her Majesty to comply with the Address of the Council and Assembly on the subject; and Her Majesty has been pleased to command me to instruct you to signify to those bodies Her assent to the proposed investment of this money.

I have, &amp;c.

Lieut. Governor

(Signed)

STANLEY.

Sir H. V. Huntley, &amp;c. &amp;c. &amp;c.

## No. 6.

Downing Street, 14th July, 1842.

[Copy.]

Sir ;

I have had the honor to receive your Despatches, Nos. 33 and 34, of the 22d of May, 1842, inclosing an Address and Petition to the Queen, from the House of Assembly of Prince Edward Island, and a Petition to the House of Commons, from the House of Assembly; and also inclosing certain Resolutions, on the subject of the State of the Colony, adopted by the House of Assembly. These Documents relate to the two questions of the rights of the Grantees of Crown Lands, and the Fishery Reserves in Prince Edward Island.

I have laid the Address and Petition before the Queen.

The Petition to the House of Commons has been presented to that House.

In obedience to Her Majesty's commands, I have to acquaint you, for the information of the House of Assembly, that Her Majesty's Executive Government must decline to interfere any further in the question in debate between the Grantees of Lands in Prince Edward Island and their tenantry; experience having sufficiently shown, that no beneficial result is to be anticipated from any such interference. The duty of the Government will be limited to enforcing a strict observance of the Law by the contending parties.

On the subject of the Fishery Reserves, it will not be in my power to submit to the Queen any advice as to the answer which it may be proper for Her Majesty to return to the Address of the House of Assembly, until I shall be in possession of the Report of Her Majesty's Attorney and Solicitor General, on the question of legal right involved in that Address.

I have, &amp;c. &amp;c.

(Signed)

STANLEY.

Lieut. Governor

Sir Henry Vere Huntley, &amp;c. &amp;c. &amp;c.

## No. 7.

Downing Street, 4th August, 1842.

[Copy—No. 32.]

Sir ;

I have had under my consideration an Act, No. 56S, passed by the Legislature of Prince Edward Island, in April last, and transmitted in your Despatch, No. 35, of the 30th of last May, entitled "An Act to create a fund for defraying the expense of providing Medical Assistance for sick Emigrants, and of enabling indigent persons of that description to proceed to the place of their destination."

The provisions of this Act, for the most part, coincide with those of the Emigrant Tax Act, which has lately come into operation in Canada: but there are certain distinctions between the two measures, to which I have to direct your attention.

In the first place, the penalty upon infringing the Law is not in every case the same; and what is of more importance, the Act excludes from the benefit of the relief fund single men, and married couples without families, who are not sick; whereas the Canada Act—more correctly, as I conceive—makes no such distinction.

The tax is there paid by all Emigrants, indiscriminately; and all who can prove themselves to be in a state of destitution seem to have a fair claim for assistance, out of the fund proceeding from the tax.

I have, therefore, to direct you to communicate to the Legislature my opinion, that should circumstances require a revision of the Act before its appointed termination, viz: 1st May, 1845, which the passing of the new Imperial Passengers' Act may render necessary, it might, perhaps, be desirable that this portion of the enactment should be re-considered—advantage being taken of such experience as may then have been had of its operation.

The remaining point, on which there is some difference between the Act now under consideration and that which has been passed in Canada, is in the persons by whom and under whose authority the fund is to be administered. By the Canada Act, the money levied under its provisions is to be applied by Officers appointed by the Governor (who, I apprehend, will be paid), and under Regulations established by the Governor. By the present Act, the money is to be paid by the Governor to the local Boards of Health, and to be expended under their direction. Upon referring to the several Acts under which these Boards have been established, I find that they are nominated by the Governor, but that there is no limit to the number of which each may consist, and that, apparently, they are not paid. I think, therefore, that some caution will be necessary in securing the proper and discreet application of the funds, and that it would be proper to draw the attention of the Legislature to this subject.



I would, moreover, suggest, that inasmuch as the money is, by the present Act, to be first paid into the Public Treasury, and afterwards paid out by the Governor to the local Boards, it would be desirable that it should not be so paid out, unless upon such conditions, in regard to its application, as you, or the Lieutenant Governor for the time being, may think proper to impose.

In conclusion, I have to acquaint you, that, concurring generally in the purpose and provisions of this Act, the Order of Her Majesty in Council, leaving it to its operation, will be forwarded to you by the next opportunity.

I have the honor to be, Sir,  
Your most obedient servant,  
(Signed)

STANLEY.

Sir Henry Vere Huntley, &c. &c. &c.

No. 8.

[Copy—No. 33.]

Downing Street, 11th August, 1842.

Sir;

I have to acknowledge the receipt of your Despatch, No. 35, of the 30th May, transmitting Twenty-four Acts, passed by the Legislature of Prince Edward Island, during the recent Session.

I have the honor to transmit to you an Order passed by Her Majesty in Council, on the 11th inst., leaving Sixteen of this series to their operation—an Order passed on the same day especially confirming the Act, No. 542, authorising the erection of an Asylum for Insane persons, which had been amended by one of the above mentioned series. The remainder, with the exception of Nos. 533 and 4, are still under the consideration of Her Majesty's Government.

The Act No. 533, abridges the time of study required for admission to the practice of the Law, in favor of all persons, being Natives of the Colony, or resident therein for two years, who have "duly obtained a Degree from any College entitled to grant the same."

I suppose the real meaning to be, to limit this advantage to British subjects, and to graduates of Colleges within the Queen's Dominions. But the words of the Act would justify, and probably require, a larger construction—opening the door to Aliens as well as Denizens, and to graduates in Foreign as well as in British Colleges.

You will take such measures as may appear to you best calculated for bringing under the consideration of the Legislature of Prince Edward Island the propriety of amending the Act in this respect. Until I shall be apprised of the result, Her Majesty's decision on the Act will be suspended.

The Act No. 534, amending the former Act relating to the laying out and altering the Highways, &c., is a Law of great importance, especially to the Absentee Proprietors of Land in Prince Edward Island. Having referred to the correspondence which passed on the subject, when the former Act, which this one amends, was under consideration, I see no reason to object to the present Law. But I think it right that those proprietors who are interested in this measure, and may have been absent from the Island during the time it was under discussion by the Legislature, should have an opportunity of making any observations upon it which they may desire to offer. Her Majesty in Council will, therefore, not be advised to take any decision on this Act until the expiration of three months from the 1st instant, in order to give time for the receipt of any such remonstrances.

Although the enclosed Order in Council leaves to its operation the Act, No. 536, explaining the former Election Law of the Island, I must observe, that in effect it *alters* the Elective Franchise, and therefore should not have been passed without a suspending Clause. I do not object to the alteration, but I think it right to maintain the principle, and therefore I must request that you will, in future, adhere to the Royal Instructions upon this subject.

I have, &c.

(Signed)

STANLEY.

P. S.—The enclosed Order in Council also leaves to its operation Act No. 564, relative to the Lunatic Asylum, near Charlottetown, which Act was transmitted in your Despatch, No. 31, of 27th of April last.

No. 9.

[Copy—No. 34.]

Downing Street, 19th August, 1842.

Sir;

I transmit to you herewith an Act of Parliament, 5th and 6th Vic. cap. 49, which received the Royal Assent on the 16th ult., entitled "An Act to amend the Laws for the Regulation of the Trade of the British Posses-

sions abroad," and I have to request, that you would take the first opportunity of communicating copies of this Act to the Legislature of the Province under your Government.

I also enclose, for your information, the copy of a Despatch, (No. 227, August 17,) which I have addressed to the Governor of Canada, explaining the policy by which Her Majesty's Government has been governed in recommending to Parliament the adoption of the important changes in the Laws affecting the Trade of the Colonies, which are sanctioned by this Act.

I have, &c.  
(Signed)

STANLEY.

Sir H. V. Huntley, R. N., &c. &c. &c.

ANNO QUINTO & SEXTO  
VICTORIÆ REGINÆ.

C A P. XLIX.

An Act to amend the Laws for the Regulation of the Trade of the *British Possessions* abroad.  
[16th July 1842.]

**W**HEREAS an Act was passed in the Third and Fourth years of the Reign of His late Majesty King *William* the Fourth, intituled *An Act to regulate the Trade of the British Possessions abroad*, herein-after designated as "The Possessions Act:" And whereas it is expedient to make certain alterations and Amendments therein: Be it therefore enacted, by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament assembled, and by the Authority of the same, That, except as herein-after is provided, from and after the Fifth Day of *July*, One thousand eight hundred and forty-three, so far as relates to the *British Possessions* in *North America*, and from and after the Fifth Day of *April*, One thousand eight hundred and forty-three so far as relates to the *British Possessions* in *South America* and the *West Indies*, and from the Fifth Day of *July*, One thousand eight hundred and forty-three, so far as relates to the *Mauritius*, this Act shall come into and be and continue in full Force and Operation for all the Purposes mentioned herein.

II. And whereas, under or by virtue of an Act passed in the Fourth Year of His late Majesty King *George* the Third, intituled *An Act for granting certain Duties in the British Colonies and Plantations in America; for continuing, amending, and making perpetual an Act passed in the Sixth year of the Reign of His late Majesty King George the Second, intituled 'An Act for the better securing and encouraging the Trade of His Majesty's Sugar Colonies in America;'* for applying the Produce of such Duties, and of the Duties to arise by virtue of the said Act, towards defraying the Expenses of defending, protecting, and securing the said Colonies and Plantations; for explaining an Act made in the Twenty-fifth Year of the Reign of King *Charles* the Second, intituled: *An Act for the Encouragement of the Greenland and Eastland Trades, and for the better securing the Plantation Trade;* and for altering and disallowing several Drawbacks on Exports from this Kingdom, and more effectually preventing the clandestine Conveyance of Goods to and from the said Colonies and Plantations, and Improving and securing the Trade between the same and the United Kingdom, the following Duties are chargeable upon Wines imported into the *British Possessions* in *America*; (that is to say,)

For every Ton of Wine the growth of the *Madeiras*, or of any other Island or Place from whence such Wine may be lawfully imported, and which shall be so imported from such Islands or Places, the Sum of Seven Pounds:

For every Ton of *Portugal, Spanish*, or any other Wine (except *French Wine*), imported from the United Kingdom, the Sum of Ten Shillings:

And whereas, under or by virtue of an Act passed in the Sixth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for repealing certain Duties in the British Colonies and Plantations granted by several Acts of Parliament, and also the Duties imposed by an Act made in the last Session of Parliament upon certain East India Goods exported from the United Kingdom, and for granting other Duties instead thereof, and for further encouraging, regulating, and securing several Branches of the Trade of this Kingdom and the British Dominions in America*, the following Duties are chargeable upon Molasses and Syrups and *British Pimento* imported into the *British Possessions* in *America*; (that is to say,)

For every Gallon of Molasses and Syrups (except as in the same Act is mentioned), One Penny:

For every Pound Weight Avoirdupois of *British Pimento* (except as in the same Act is mentioned), One Halfpenny:

And whereas, under or by virtue of an Act passed in the Fourteenth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to establish a Fund towards further defraying the Charges of the Administration of Justice and Support of the Civil Government within the Pro-*

*vince of Quebec in America, the following Duties are chargeable on Brandy, Rum, and Spirits imported into any port of Canada; (that is to say,)*

For every Gallon of Brandy or other Spirits of the Manufacture of the United Kingdom, Three-pence:

For every Gallon of Rum or other Spirits which should be imported or brought from any of His Majesty's Sugar Colonies in the *West Indies*, Sixpence:

For every Gallon of Rum or other Spirits which should be imported or brought from any other of His Majesty's Colonies or Dominions in *America*, Nine-pence:

For every Gallon of Foreign Brandy or other Spirits of Foreign Manufacture imported or brought from the United Kingdom, One Shilling:

For every Gallon of Rum or Spirits of the Produce or Manufacture of any of the Colonies or Plantations in *America* not in the Possession or under the Dominion of His Majesty, imported from any other Place except the United Kingdom, one Shilling:

And whereas it is expedient that the several herein-before mentioned Duties imposed by the said Acts respectively should be repealed; be it therefore enacted, That so much of each of the said Three several Acts of His late Majesty King *George the Third* as imposes or authorizes the Charge of the herein-before mentioned Duties upon Wine, Molasses, Pimento, and Spirits respectively, shall be and the same is hereby repealed. Repeal of Duties under 4 G. 3. c. 15., 6 G. 3. c. 52., 14 G. 3. c. 88.

III. And whereas by the said Possessions Act it was enacted, that the several Sorts of Goods enumerated and described in the Table therein mentioned, denominated "A Table of Prohibitions and Restrictions," should be prohibited to be imported or brought either by Sea or inland Navigation into the *British Possessions in America*, or should be so imported or brought only under the Restrictions mentioned in such Table, according as the several Sorts of Goods are set forth therein, and that if any Goods should be imported or brought into any of the *British Possessions in America* contrary to any of the Restrictions mentioned in such Table in respect of such Goods, the same should be forfeited; and that if the Ship or Vessel in which such Goods should be imported should be of less Burden than Seventy Tons, such Ship or Vessel should also be forfeited: And whereas it is expedient that the Prohibitions established by the lastly herein-before recited Enactment should be materially modified, and that for this Purpose the said Enactment should be repealed, and such Prohibitions should be enacted as herein-after are mentioned; be it therefore enacted, That so much of the said Possessions Act as prohibits the Importation of the Goods enumerated and described in the Table in the said Act contained and herein-before mentioned, and as declares the Forfeiture of such Goods and of certain Vessels importing the same, as herein-before is mentioned, shall be repealed. Repeal of Prohibitions established by Possessions Act. Establishing Prohibitions, as per Table.

IV. And be it enacted, That the several Sorts of Goods enumerated or described in the Table following, denominated "A Table of Prohibitions and Restrictions," are hereby prohibited to be imported or brought, either by Sea or by inland Carriage or Navigation, into the *British Possessions in America* or the *Mauritius*, or shall be so imported or brought only under the Restrictions mentioned in such Table, according as the several Sorts of such Goods are set forth therein; (that is to say,)

#### A TABLE OF PROHIBITIONS AND RESTRICTIONS.

##### GUNPOWDER,

##### AMMUNITIONS, ARMS, OR UTENSILS OF WAR,

prohibited to be imported, except from the United Kingdom or from some other *British Possession*.

##### COFFEE,

SUGAR, not being refined, in Bond in the United Kingdom,

##### MOLASSES,

##### RUM,

being the Produce or Manufacture of any *British Possession* within the Limits of the *East India Company's Charter*, except and subject as herein-after is provided, or being of Foreign Produce or Manufacture, prohibited to be imported into any of the *British Possessions* on the Continent of *South America* or in the *West Indies* (the *Bahama* and *Bermuda* Islands not included), or into the *Mauritius*, except to be warehoused for Exportation only; and may also be prohibited to be imported into the *Bahama* or *Bermuda* Islands by Her Majesty's Order in Council.

##### BASE OR COUNTERFEIT COIN,

BOOKS, such as are prohibited to be imported into the United Kingdom,

prohibited to be imported.

And if any Goods shall be imported or brought into any of the *British Possessions in America* or the *Mauritius* contrary to any of the Prohibitions or Restrictions mentioned in such Table in respect of such Goods, the same shall be forfeited; and if the Ship or Vessel in which such Goods shall be imported be of less Burden than Seventy Tons, such Ship or Vessel shall also be forfeited.

Coffee, Sugar, and Rum may be imported into the British Possessions in the West Indies and South America, and the Mauritius, in certain Cases.

V. Provided always, and be it enacted, That it shall be lawful to import into any *British Possessions* in the *West Indies* and *South America*, and into the *Mauritius*, any Coffee the Produce of any *British Possessions* within the Limits of the *East India Company's Charter*, and also any Sugar the Produce of any *British Possessions* within the Limits of the *East India Company's Charter* into which the Importation of Sugar, the Produce of any Foreign Country, or of any *British Possession* into which Foreign Sugar may be legally imported, has been prohibited, and also any Rum the Produce of any *British Possession* within the Limits of the *East India Company's Charter* into which the Importation of Rum, the Produce of any Foreign Country or of any *British Possession* into which Foreign Sugar or Rum may be legally imported, has been prohibited: Provided nevertheless, that no such Coffee, Sugar or Rum shall be entered in any *British Possession* in the *West Indies* or *South America*, or in the Island of *Mauritius*, as being the Produce of any *British Possession* within the Limits of the *East India Company's Charter* from which the same may be legally imported under the Proviso last aforesaid, unless the Master of the Ship importing the same shall have delivered to the Collector or principal Officer of the Customs at the Port of Importation such Certificate of Origin as herein-after is mentioned, under the Hand and Seal of the proper Officer at the Place where the same shall have been taken on board; and such Master shall also make and subscribe a Declaration before the proper Officer of the Customs that such Certificate was received by him at the Place where such Coffee, Sugar or Rum was taken on board, and that the Coffee, Sugar or Rum so imported is the same as is mentioned therein; and such Certificate of Origin shall, as regards Coffee, certify that a Declaration in Writing had been made and signed before the Officer giving such Certificate, the Contents of which he believed to be true, by the Shipper of such Coffee, that the same was really and *bonâ fide* the Produce of some *British Possession*; and such Certificate of Origin shall, as respects Sugar, state the name of the District in which such Sugar was produced, the Quantity and Quality thereof, the Number and Denomination of the Packages containing the same, and the Name of the Ship in which they were laden and the Master thereof, to the Officer giving the same, by the Shipper of such Sugar, and shall likewise certify that there had been produced a Certificate under the Hand and Seal of the Collector or Assistant Collector of the Land or Customs Revenue of the District within which such Sugar was produced, that such Sugar was of the Produce of the District, and that the Importation into such District of Foreign Sugar, or Sugar the Growth of any *British Possession* into which Foreign Sugar can be legally imported, is prohibited; and such Certificate of Origin shall, as respects Rum, state the Name of the District in which such Rum was produced, the Quantity and Strength thereof, the Number and Denomination of the Packages containing the same, the Name of the Ship in which they were laden and of the Master thereof, and shall also testify that there had been produced to the Party giving such Certificates, by the Shipper of such Rum, a Certificate under the Hand and Seal of the Collector or Assistant Collector of the Land or Customs Revenue of the District within which such Rum was produced, that the same was the Production of such District.

Repeal of certain Duties imposed by the Possessions Act.

VI. And whereas by the said Possessions Act it is enacted, that there shall be raised, levied, collected, and paid unto Her Majesty the several Duties of Customs as the same are respectively set forth in Figures in the Table of Duties therein-after contained, upon Goods, Wares, and Merchandize imported or brought into any of Her Majesty's Possessions in *America*, and in and by the said Table certain Articles are therein declared to be exempted from or free of such Duties; and it is by the said Possessions Act provided, that no greater Proportion of the Duties imposed thereby, except as therein excepted, shall be charged upon any Article which is subject also to Duty under any of the Acts therein referred to, or subject also to Duty under any Colonial Law, than the Amount, if any, by which the Duty charged by the said Possessions Act should exceed such other Duty or Duties; and it is thereby further provided, that the full Amount of the Duties mentioned therein, whether on account of such former Acts, or on account of such Colonial Law, or on account of the said Possessions Act, shall be levied and recovered and received under the Regulations and by the Means and Powers of the said Possessions Act: And whereas it is expedient that the said Duties should be repealed, and other duties substituted in lieu thereof; be it therefore enacted, That the herein-before recited Enactment, imposing Duties upon Goods, Wares and Merchandize imported or brought into any of Her Majesty's Possessions in *America*, and so much of the said Possessions Act as extends any of such Duties to the *Mauritius*, and the said Duties and Exemptions so imposed and established by the said Possessions Act, and the said several Enactments in relation thereto, which are herein-before recited, shall be repealed.

Import Duties imposed.

VII. And be it enacted, That there shall be raised, levied, collected and paid unto Her Majesty the several Duties of Customs as the same are respectively set forth in Figures in the Table of Duties herein-after contained, upon Goods, Wares, and Merchandize not being the Growth, Production, or Manufacture of the United Kingdom, or of any of the *British Possessions* in *America*, or of the *Mauritius*, or of any of the *British Possessions* within the Limits of the *East India Company's Charter*, or the Produce of any of the *British Fisheries*, imported or brought into any of the *British Possessions* in *America* or the *Mauritius* by Sea or inland Carriage or Navigation:

TABLE OF DUTIES.

			s.	d.
Wheat Flour	-	the Barrel of 196 lbs.	2	0
Fish of Foreign Taking	} dried or salted, the Cwt. - or Curing - } pickled -	the Barrel	2	0
		the Barrel	4	0
Meat, salted or cured	-	the Cwt.	3	0
Butter	-	"	8	0
Cheese	-	"	5	0
Coffee	-	"	5	0
Cocoa	-	"	1	0
Molasses	-	"	3	0
Sugar, unrefined	-	"	5	0
Refined Sugar, the Produce of and refined in Foreign Countries	} 20 per Centum ad valorem.			
Tea, unless imported direct from China, or unless imported from the United Kingdom or from any of the British Possessions		} per Pound		0
Spirits :				
Rum	-	per Gallon	0	6
Other Spirits and Cordials	-	"	1	0
Glass Manufactures	} 15 per Centum ad valorem.			
Silk Manufactures				
Spermaceti				
Wine, whether bottled or not	} 7 per Centum ad valorem.			
Cotton Manufactures				
Linen Ditto				
Wollen Ditto				
Leather Ditto				
Paper Ditto				
Hardware				
Clocks and Watches	-			
Manufactured Tobacco	-			
Soap	-			
Candles, other than Spermaceti	-			
Corks, Cordage, and Oakum	-			
Oil, Blubber, Fins, and Skins, the Produce of Fish and Creatures living in the Sea, of Foreign Fishing,	-			
Articles not enumerated, except such as are comprised or referred to in the subjoined Table of Exemptions	-	4 per Centum ad valorem.		
And if any of the Goods herein-before proposed to be charged with Duty, except Sugar and Tea, shall be imported through the United Kingdom (having been warehoused therein, and being exported from the Warehouse), or the Duties thereon, if there paid, having been drawn back,	-	Such Goods shall only be charged with Three Fourths of the Duties herein-before proposed.		

TABLE OF EXEMPTIONS.

- Coin, Bullion, and Diamonds.
- Horses, Mules, Asses, Neat Cattle, and all other Live Stock.
- Hay and Straw.
- Tallow and Raw Hides.
- Salt.
- Rice.
- Corn and Grain unground.
- Biscuit or Bread.
- Meal or Flour, except Wheat Flour.
- Fresh Meat.
- Fresh Fish.
- Fruit and Vegetables, fresh.
- Carriages of Travellers.
- Wood and Lumber.

Cotton Wool.  
 Hemp, Flax, and Tow.  
 Drugs.  
 Gums and Resins.  
 Tortoise-shell.  
 Manures of all kinds.  
 Herrings, taken and cured by the Inhabitants of the *Isle of Man*, and imported from thence.  
 Provisions and Stores of every Description, imported or supplied for the Use of Her Majesty's Land and Sea Forces.  
 All Goods imported from the United Kingdom, after having there paid the Duties of Consumption, and imported from thence without Drawback.

Exemptions from Duty. VIII. And be it enacted, That the Articles enumerated or mentioned in the Table of Exemptions herein-before contained shall be imported without Payment of any Duty under this Act, and also such of the following Articles; (namely,)

Salted or cured Meat,  
 Flour,  
 Butter,  
 Cheese,  
 Molasses,  
 Cork-wood,  
 Cordage,  
 Oakum,  
 Fitch,  
 Tar,  
 Turpentine,  
 Leather and Leather-ware,  
 Fishermen's Clothing and Hosiery,  
 Fishing Craft, Utensils, Instruments, and Bait,

as shall be imported for the Use of the *British Fisheries in America*, into any place at or from whence any such Fishery is carried on, subject to such Regulations as the Commissioners of Customs, or the principal Officer of Customs at such Place, shall make, and which they and he are hereby empowered to establish, for the Purpose of ascertaining that such Articles are *bona fide* intended to be applied to the Use of such Fisheries, or that such Provisions and Stores as aforesaid are *bona fide* imported or supplied for the Use of Her Majesty's Land and Sea Forces.

Import Duty on Sugar refined in Bond. IX. And be it enacted, That there shall be raised, levied, collected, and paid unto Her Majesty a Duty of Ten Pounds for every One hundred Pounds of the Value upon Sugar refined in Bond in the United Kingdom, not being of the Growth of any of the *British Possessions in America*, or of the *Mauritius*, or of any of the *British Possessions* within the Limits of the *East India Company's Charter*, imported or brought into any of the *British Possessions in America*, or into the *Mauritius*, by Sea or by inland Carriage or Navigation.

Duties imposed by this Act to be increased in certain Cases, to preserve the same. Amount of differential Duty. X. And be it enacted, That if in any of the *British Possessions in America* or the *Mauritius* any Duty be chargeable by any Colonial Law upon any Articles being the Growth, Produce, or Manufacture of the United Kingdom, or of the *British Possessions in America*, or of the *British Possessions* within the Limits of the *East India Company's Charter*, or the Produce of the *British Fisheries*, beyond the Duty (if any) chargeable by such Colonial Law upon similar Foreign Articles, the Imperial Duty hereby imposed upon such Foreign Articles shall be increased by such Excess or Amount (as the Case may be) of the Duties so chargeable by such Colonial Law upon similar *British Articles*; and that if in any of the *British Possessions in America* or the *Mauritius* any Duty be chargeable by any Colonial Law upon Tea imported direct from *China*, or imported from the United Kingdom or any of the *British Possessions*, beyond the Duty (if any) chargeable by such Colonial Law upon Tea not so imported, the Imperial Duty hereby imposed upon Tea, not so imported, shall be increased by such Excess or Amount (as the Case may be) of the Duties so chargeable by such Colonial Law upon Tea imported direct from *China*, or imported from the United Kingdom or from any of the *British Possessions*.

Power to Her Majesty, by Order in Council, to exempt certain Articles from Duty. XI. And be it enacted, That it shall and may be lawful for Her Majesty, by and with the Advice of Her Privy Council, by any Order or Orders in Council to be issued from Time to Time; to direct that any Article described in such Order, being an Article chargeable under this Act as an unenumerated Article with a Duty of Four *per Centum ad valorem*, shall be added to the List of Exemptions hereinbefore set forth, and shall be free from such Duty, and from and after the Time mentioned in such Order for the Commencement of such Exemption, not being less than Six Months from the Date thereof, such Exemption shall take effect, and such Article

shall thenceforth, whilst such Order shall continue in force, be free from such Duty accordingly; and any such Order may at any Time be suspended or revoked by Her Majesty, with the Advice of Her Privy Council, by any other Order in Council.

XII. And be it enacted, That the Duties imposed by this Act shall be levied and recovered <sup>Duties how to</sup> and received under the Regulations and by the Means and Powers of the Possessions Act, be levied, except such of the said Regulations as are repealed or altered by this Act.

XIII. And be it enacted, That all Sums of Money granted or payable under this Act or <sup>Currency,</sup> under the Possessions Act, as Duties, Penalties, or forfeitures, in the *British Possessions* in <sup>Weights and</sup> *America* or the *Mauritius*, shall be deemed and are hereby declared to be Sterling Money of <sup>Measures.</sup> *Great Britain*, and shall be collected, recovered, and paid to the Amount of the Value which such nominal Sums bear in *Great Britain*; and that such Monies may be received and taken in Sterling Money of *Great Britain*, or in Foreign Coins at such Rates as shall be equivalent to Sterling Money of *Great Britain*, and which shall have been fixed by any Proclamation issued by Her Majesty; and that all Duties under this Act shall be paid and received in every Part of the *British Possessions* in *America* and in the *Mauritius* according to the Imperial Weights and Measures now by Law established; and that, in all Cases where such Duties are imposed according to any specific Quantity or any specific Value, the same shall be deemed to apply in <sup>Fractional</sup> the same Proportion to any greater or less Quantity or Value; and that all such Duties shall <sup>Quantities.</sup> be under the Management of the Commissioners of the Customs.

XIV. And be it enacted, That the net Produce of the Duties so received by the Means and <sup>Net Produce</sup> Powers of this Act shall be paid by the Collector of the Customs into the Hands of the Treasurer of Duties how or Receiver General of the Colony, or other proper Officer authorized to receive the same in the <sup>to be applied,</sup> Colony in which the same shall be levied, to be applied to such Uses as shall be directed by the local Legislatures of such Colonies respectively; and that the Produce of such Duties so received as aforesaid in the Colonies which have no local Legislature, shall and may be applied in such Manner as shall be directed by the Commissioners of Her Majesty's Treasury.

XV. And be it enacted, That Goods the produce or Manufacture of the Islands of *Guernsey*, *Jersey*, *Alderney*, or *Sark*, when imported from such Islands into the *British Possessions* in <sup>Goods from</sup> *America* or the *Mauritius*, shall be admitted to Entry upon <sup>the Channel</sup> Payment of the same Duties as are payable <sup>Islands.</sup> upon the like Goods the Produce or Manufacture of the United Kingdom or of any of the said Possessions, upon Production to the principal Officer of Customs at the Port of Importation of the Proofs now required by Law that such Goods are the Production or Manufacture of the Islands aforesaid.

XVI. And whereas the herein-before recited Provisoos contained in the said Possessions Act, which provide that no greater Proportion of the Duties imposed by that Act shall be charged upon <sup>Collection of</sup> any Article which is subject also to Duty under any of the Acts therein referred to, and subject <sup>Duties in the</sup> also to Duty under any Colonial Law, than the Amount, if any, by which the Duty charged by the <sup>British Pos-</sup> said Possessions Act shall exceed such other Duties, and that the full Amount of the Duties men- <sup>session</sup> tioned in the said Possessions Act, whether on account of such former Acts, or on account of such <sup>legalised in</sup> Colonial Law, or on account of the said Possessions Act, should be levied and recovered and re- <sup>certain Cases.</sup> ceived under the Regulations and by the Means and Powers of the said Possessions Act, have been understood and acted on in divers different Senses in the several *British Possessions* in *America* and the *Mauritius*, and in some of the aforesaid Possessions, certain Duties have been imposed by the Colonial Legislatures or other Authorities having the Power to impose Duties, which Duties have been expressly directed by the Colonial Acts or Ordinances imposing the same to be in addition to or over and above the Duties imposed by the said Possessions Act, and in these and others of the aforesaid Possessions the Duties respectively imposed upon Articles by the said Possessions Act, and by the Colonial Acts and Ordinances in such Possessions, have, notwithstanding the aforesaid Provisoos, been collected in full without any such Abatement as in the said Provisoos is contemplated: And whereas it is expedient that such Collection in full of the said Imperial and Colonial Duties should be held to be good in Law, notwithstanding the aforesaid Provisoos: And whereas Doubts have been entertained whether the Duties imposed upon the Importation of Goods, Wares, or Merchandize into the *West Indies* by the said Possessions Act are, under the Provisions of that Act, leviable upon the like Goods, Wares, and Merchandize imported into the *Mauritius* from the United Kingdom: And whereas, notwithstanding such Doubts, the aforesaid Duties have been levied upon Goods, Wares, and Merchandize so imported into the *Mauritius* from the United Kingdom, and it is expedient that the levying of the same should be held good in Law; be it therefore enacted, That, from and after the passing of this Act no personal Action, Suit, or other Proceeding shall be prosecuted or commenced against any Officer of Her Majesty's Customs, or any Officer or other Person authorized by the Legislature or other proper Authorities of any of the aforesaid *British Possessions*, for or in respect of such Officer or Person having levied Duties imposed by the said Possessions Act upon the Importation of any Article in full, without making any Deduction therefrom in respect of Duties imposed by any Colonial Law or Ordinance upon the same Article, or for or in respect of such Officer or other Person having levied Duties

imposed upon the Importation of any Article by any Colonial Law or Ordinance in full, without making any Abatement or Deduction therefrom in respect of the Duty imposed by the Possessions Act upon the same Article; and that no personal Action, Suit, or other Proceeding shall be prosecuted or commenced against any Officer of Her Majesty's Customs, or any other Officer or other Person empowered by the proper Authorities to collect Duties in the *Mauritius*, for or in respect of such Officer or other Person having levied the like Duties upon the Importation of any Goods, Wares, or Merchandize into the *Mauritius* from the United Kingdom as are imposed by the said Possessions Act upon the Importation of Goods, Wares, or Merchandize into the *West Indies*; and if any Action or Suit, or other Proceeding whatsoever, shall be prosecuted or commenced against any Officer of Customs, or other Officer or Person as aforesaid, by reason of any thing done as aforesaid, it shall be lawful for the Defendant in any such Action or Suit or other Proceeding as aforesaid to apply to the Court in which such Action shall be brought during the sitting of such Court, or to any Judge of such Court during Vacation, for Stay of Proceedings, and such Court and such Judge respectively shall stay such Proceedings accordingly; and all Payments which may have been made in respect of the Duties so levied in full, or without Abatement or Deduction as aforesaid, or in respect of such Duties so levied upon the Importation of Goods, Wares, and Merchandize into the *Mauritius* as aforesaid, shall be held to have been good, and shall not be recoverable at Law from any Person or Persons who may have received the same.

Imperial and Colonial Duties to be levied in full in Certain British Possessions in America. XVII. And be it enacted, that in any British Possession in America in which the Imperial duties imposed by the said Possessions Act and the Colonial duties imposed by the laws of such Possession have both been customarily levied in full without making any deduction from the Imperial duties in respect of the Colonial duties, or from the Colonial duties in respect of the Imperial duties, it shall be lawful, from and after the passing of this Act, for the officers of the Customs and other officers duly authorised to continue so to levy in full such Imperial and Colonial duties respectively during the continuance of the said Possessions Act, any thing in the said Possessions Act contained in anywise notwithstanding.

Act may be amended, &c. this Session. XVIII. And be it enacted, That this Act may be amended or repealed by any Act to be passed in this present Session of Parliament.

[Copy—No. 227.]

Downing Street, 17th August, 1842.

Sir;

I transmit to you herewith an Act of Parliament, 5 and 6 Victoria, cap. 49, which received the assent of the Crown on the 16th ultimo, entitled "An Act to amend the Laws for the regulation of the Trade of the "British Possessions abroad," and I have to request, that you will take the first opportunity of communicating copies of this Act to the Provincial Legislature of Canada.

Her Majesty's Government having undertaken, soon after their accession to office, the revision of the Laws by which the commerce of the United Kingdom is governed, felt it to be their duty to consider with equal care the Regulations bearing upon the trade of the Colonies; and having in view the experience which has now been obtained of the Legislation promoted by the late Mr. Huskisson, and some of his successors in office, and being satisfied with its results, their object has been to give fuller effect to the spirit in which that Legislation was conceived. They have applied themselves, therefore, to remove restrictions upon Colonial industry, to bring the provisions of the Imperial Law more and more into accordance with the spirit of the Declaratory Act of 1778, and to afford new practical recognitions of the principle of equality and impartiality in the dealings of the Imperial Legislature with the Colonial Possessions of the Crown.

The Act now sent to you is the fruit of these endeavours, and I trust that the Legislature, and the Inhabitants of Canada, will find in it enactments calculated to be of essential advantage to their commerce, and to afford them relief as consumers of imported Goods.

I do not propose to recapitulate the substance of the Act in all its provisions, but I wish to call your attention, in the first place, to the repeal of the Duties under the Acts 4th Geo. 3d, cap. 15, 5th Geo. 3d cap. 52, 14th Geo. 3d, cap. 88, on Pimento, Molasses, Wines and Spirits respectively.

I trust that in the repeal of these duties the Legislature will perceive and appreciate the desire of Her Majesty's Government to maintain the principle of the Declaratory Act already alluded to, and to confine the enactments of the Imperial Legislature, even as respects the imposition of Import duties, within the narrowest limits which are compatible with the due regulation of the commercial interest of the Empire at large. I am desirous also to bring under your notice a comparison of the table of prohibitions, duties and exemptions, in the 4th and 7th Sections, with those of the Possessions Act, applying to the like Articles.

You will observe, that the *ad-valorem* duties on Foreign glass and silk manufactures are reduced from 20 and 30 per cent. respectively, to 15 per cent; those on Foreign linen, leather, and paper manufactures, and on clocks and watches, from 30 to 7 per cent; those on Foreign cotton manufactures, tobacco and soap, from 20 to 7 per cent.; and those on unenumerated articles, from 15 to 4 per cent.; whilst salt fish, of foreign taking



or curing, instead of being prohibited, is admitted at a duty of 2s. per cwt., Foreign Oil; Blubber, Fins and Skins, also prohibited under the previous Act, are admitted on a duty of 15 per cent. *ad-valorem*; Cocoa that was charged 5s. per cent. is admitted at 1s., and the prohibitions and restrictions which were applied to the importation of Tea, otherwise than from the United Kingdom, or from British Possessions, or under certain specified conditions, are exchanged for a duty of 1d. per lb.

Her Majesty's Government are sensible that objections may be raised in Canada and New Brunswick to the provisions of this Act, in reference to the important article of Foreign lumber, as tending to injure them, in supplying the West Indies with one of their staple exports. Her Majesty's Government earnestly trust that such may not be the unfavourable result of the recent legislation. Having regard to the fact, that the United States are themselves compelled to resort largely to the British Provinces for a supply of Wood, it is not hazarding too much to state, that the exemption of Foreign lumber from duty does not appear likely to injure the British North American Trade in this article with the West Indies.

The duties of 5s. per barrel upon Foreign wheat flour, and 12s. per cwt. on Foreign salted or cured meat, which were imposed by the Possessions Act, were attended with this peculiarity, that they did not extend to Canada, where wheat flour and salted provisions were altogether exempt from duty. The object of granting this exemption to Canada, was to draw this species of produce from the North Western States of the Union down the River St. Lawrence to the Atlantic; but these articles being imported into Canada, not for her own consumption, but for re-exportation to the West Indian and other Colonial Markets, the effect was, to give Canada the benefit of a transit trade, at the expense of those Colonies. These duties are now reduced to 2s. per barrel, in the case of wheat Flour, and to 3s. per cwt., in the case of meat; and to correct the unfair operation of the Law which I have described, the reduced duties are extended to Canada equally with other Colonies, whilst, at the same time, in the new measures for the regulation of the trade of the United Kingdom, important advantages have been given to the salted provisions of Canada, in the markets at home—which, it is hoped, will fully counterbalance any supposed disadvantages arising from the other change.

Her Majesty's Government desire to observe, that under the 37th and 38th clauses of the British Possessions Act, 3 and 4 Will. 4, cap. 59, which are unrepealed by the Act of this Session, any articles may be entered at any frontier Port of Canada, without payment of duty, and may be delivered, to be passed on to one of the Warehousing Ports under Bond, for the due arrival and Warehousing of such Goods at such port. The existing exemptions would relieve parties from the observance of these regulations, and from any charges attending their fulfilment, in respect to the articles to which they apply.

Her Majesty's Government, however, question whether those exemptions ought not to be extended to other articles besides flour and salt meat, and they think that if the St. Lawrence is really to compete with the Erie Canal, the freedom which it offers should extend to all articles embraced by the Export Trade of the Agricultural States of the West, and not merely to a selection from any of them.

If, therefore, it should appear of more importance to the inhabitants of Canada to retain, or to receive and extend, the power of transmitting the produce of the United States, without the restrictions of the Bond now required, down the St. Lawrence, than to enjoy the privilege of exporting their own produce to other British Colonies, with such advantage as the differential duties imposed under the new Act may afford them, Her Majesty's Government have no desire to place the commerce of Canada, by Imperial legislation, under restrictions, further than as they are required by due regard to the equal rights of the inhabitants of the other possessions of the Crown, and therefore they would readily consider the expediency of proposing to Parliament to remove the duties now laid on the introduction of flour, salted meat, and any other article of Agricultural produce, into Canada; at the same time, however, placing the same articles, when exported from Canada to other Colonies, upon the footing, with respect to duty, of foreign produce at the Custom Houses of those Colonies, and requiring proof of their Canadian origin, as a condition of their privileged admission into this Country.

Her Majesty's Government are most willing, independently of the suggestion which has been just made, to entertain any plan for giving further facilities to the transit of the produce of the United States by way of the St. Lawrence, in case it should be considered that a system of branding packages, or any other mode, would be more simple and satisfactory, for the purposes of Commerce, than a compliance with the provisions of the present law. It is necessary that I should here advert, on the part of Her Majesty's Government, to the state of the duties on the importation of refined Sugar into Canada, as they will stand under the new Law, and the Act passed by the Provincial Legislature in its last Session for consolidating the duties on Customs.

This latter Act imposes a duty of 2d. per lb. on all refined sugar imported into the Province, the effect of which will be, to absorb altogether the Impost laid by the Possessions Act of the 3d and 4th William 4th, upon Foreign refined sugar, and to place it upon an equal footing with sugar refined in England.

- The present Law imposes a duty of 10 per cent., *ad valorem*, which would probably be rated at  $\frac{1}{2}$ d. per lb. on sugar refined in bond in England, when exported to the Colonies, and a duty of 20 per cent. *ad-valorem*, on all Foreign refined sugar; and these duties are to be charged, over and above any duty which may be leviable on the Article by Colonial Act, irrespective of its origin. The effect, therefore, of the enactment will be, to give to the English refiner, in bond, a *bona fide* advantage in the Canadian Market of  $\frac{1}{2}$ d. per lb. over his Foreign competitor, by the mode of addition to the Colonial duty, which would probably raise it to the amount of  $2\frac{1}{2}$ d. and 3d. per lb. in the two cases respectively.

Under these circumstances, it appears to Her Majesty's Government to be a question for the Provincial Legislature to consider, whether these duties may not be greater than it may be desirable to place on the Article; and if that should be their view, they may probably be disposed to reduce the Colonial duty on all refined sugar from 2d. to a smaller sum.

Her Majesty's Government further wish, that the attention of the Legislature should be directed, at its approaching meeting, to the Law respecting the importation of Tea, as they are under the impression that it will be found advisable, with a view to the prevention of contraband trade, to make a reduction of the duty of 3d. per lb. now payable under the Provincial Act.

An additional duty of 1d. on Teas not imported from China into the United Kingdom is chargeable under the new Law; but Her Majesty's Government are apprehensive that a charge so high as 4d. per lb. upon an Article so portable will prevent the advantage which, among others, it is hoped to realize by the change now proposed, in putting a stop to the illicit introduction of Tea along the Canadian frontier from the United States.

From a general review of the provisions of the Act which I am considering, it will be seen that the attention of Her Majesty's Government, and Parliament, has been directed, not only to the relaxation of restrictions, but also to the removal of such indulgences and exemptions, in favour of some Colonies, as rendered the law unjust in its bearings upon others.

But whilst Her Majesty's Government have been anxious to correct every thing that was unequal in the operation of the law, and to do what in them lay to relieve the Colonists from burthensome imposts, they are aware that considerations apart from any obligations imposed by Act of Parliament may make it in some instances impossible for the Colonies to profit by the relief proposed for them. In particular Colonies, the revenue derived from some of the duties imposed by the Possessions Act, or from duties of similar amount, otherwise imposed, may be indispensable, as ways and means for carrying on the public service. The degree to which the Colonial revenues may, or may not, be affected by the changes of the Imperial law, in particular cases, must be matter of much uncertainty, until determined by experience; and it may be requisite, in some instances, to provide beforehand for a contingent deficiency, and perhaps to re-impose, by local Acts, a part, or even the whole, of the duties now repealed; but if this should be necessary, the abolition of the duties repealed by the present Act, and the substitution of the simple Tariff which it establishes, will enable the Colonial Legislature to frame a scale of Colonial Import duties of a convenient character, and will relieve the commerce of the Colony from the inconvenience which necessarily resulted to importers from the complex provisions and doubtful construction of the previous Imperial Acts.

I have, therefore, to request, that you will invite the attention of the Legislature of Canada to the fiscal bearings of the present Act, and acquaint them, that in thus confining the operation of the Imperial Law to a narrower range, and enlarging the sphere of Colonial Legislation in matters of Commerce, Her Majesty's Government are assured that the local authorities will bring to that legislation a judgment at once enlightened by local knowledge, and guided by a just sense of what is due to public credit and to the maintenance of a proper provision for the wants of the public service. In inviting the attention of the Colonial Legislature to this important subject, you will bring under their especial notice the principle involved in the 10th Section of the present Act; by which you will observe, that the duties thereby imposed are differential duties, in favour of the produce and Manufactures of the United Kingdom, and its Possessions; and that while the Colonial Legislatures are left at liberty to fix, subject to Her Majesty's approval, such rates of duty on all Imports as they may think necessary for purposes of Revenue, the effect of the Section above referred to is to maintain, discriminating duties in all cases, at least equal to the duties imposed by this Act.

With a view to give time to the local Legislatures to make any arrangements which shall appear to them to be expedient, previously to the commencement of the new Act, its operation is postponed by the 1st Section, so far as the British Possessions in North America are concerned, to the 5th July, 1843.

I have, &c.

Sir C. Bagot,  
&c. &c. &c.

(Signed)

STANLEY.

[Copy—Circular.]

Downing Street, 20th August, 1842

Sir;

With reference to my Despatch of the 19th inst., enclosing the Act, 5 and 6 Vic. cap. 49, amending the Possessions Act, I have to instruct you to procure, whenever it may be in your power, the exclusion from general Revenue Acts, and the enactment, by distinct and separate Statutes, of all such Laws as the Colonial Legislature may desire to pass affecting external Trade.

I have, &amp;c.

(Signed)

STANLEY.

The Lieut. Governor of  
Prince Edward Island.

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 No. 10.

[Copy—No. 56.]

Downing Street, 22d December, 1842.

Sir;

I have had under consideration an Act passed by the Legislature of Prince Edward Island, in the month of April last, No. 567, for the increase of the Revenue of the Island, upon which I have to offer the following observations, for your information and guidance.

The 3d Section of this Act is at variance with the Colonial Customs Statute passed in the last Session of Parliament, inasmuch as it exempts from Colonial Duty Foreign Sugar and Rum, charged with Imperial Duty, and would thus neutralize the differential duty upon the Foreign Article imposed by that Statute.

This objection is not of much importance, in reference to the particular Act now under consideration, which terminates in less than a month after the Imperial Statute is to take effect in the Colony; but in the event of its being re-enacted in any future Revenue Act, I should be compelled, in consequence of its inconsistency with the Imperial Statute, to advise Her Majesty to disallow it.

With respect to the Duties imposed by this Act, they call for no remark; but the Act contains exemptions from Duty which are open to objection.

The first exemption in the 22d Section applies to Spirits manufactured in the United Kingdom, which thus are to have an advantage, not only against Foreign Spirits beyond that which is secured by the Colonial Customs Statute, but also as against British Colonial Spirits.

The second exemption, in the 26th Section, applies to Salt, Lime, Wines, Spirits, Tea, Tobacco, and several other Articles, if imported from the United Kingdom, and thus, in effect, creates a differential Duty, not only as against Foreign Articles imported from Foreign Countries, but in favour of some Foreign Articles imported from the United Kingdom, as against the like British Colonial Articles imported from the Colonies.

I notice these exemptions as objectionable, not in reference to the existing duties under the Possessions Act, but in reference to the new Duties which will come into force on the 6th of April next, and in the hope that the next Revenue Act, which will be framed with a full knowledge of the provisions of the Colonial Customs Statute, and the views of Her Majesty's Government, as to differential Duties, may impose Duties upon commodities for the purposes of Revenue only, and without reference to the origin or place of export of such commodities.

I have, &amp;c.

(Signed)

STANLEY.

Lieutenant Governor  
Sir H. V. Huntley,  
&c. &c. &c.

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 No. 11.

[Copy—No. 36.]

Downing Street, 20th August, 1842.

Sir;

I have had under my consideration an Act passed by the Legislature of Prince Edward Island, in the month of April last, entitled "An Act to authorise the issue of a Copper Coinage in this Colony, and to prohibit the circulation of base Coppers."

I have to acquaint you, that this Act appears to be open to the objection, that it devolves on the Colonial Authorities the prerogative of the Crown, in respect to giving currency to a Coinage, and determining the device of

that Coinage, without any necessity for such delegation of power; and it contains no provision for indemnifying holders of the inferior coin' (which has been current by law or custom) for the loss which would fall principally on the more indigent portion of the community, by the withdrawal of the base Copper Coin from circulation.

I have to desire you to bring these objections under the notice of your Executive Council, and when they shall have furnished you with a report, to communicate that report to me, accompanied by your own opinion on the subject.

In the meanwhile, Her Majesty's decision on the Act will be suspended.

Sir H. V. Huntley,  
&c. &c. &c.

I have, &c.,  
(Signed)

STANLEY.

[Copy—No. 53.]

Downing Street, 31st December, 1842.

Sir;

I have the honor to acknowledge the receipt of your Despatch, No. 57, of the 11th ult., transmitting a report from the Executive Council of your Government, together with your own report, in answer to the objections contained in my Despatch, No. 36, of the 20th August last, against the confirmation of an Act passed by the Legislature of Prince Edward Island, No. 582, entitled "An Act to authorise the issue of a Copper Coinage in this Colony, and to prohibit the circulation of base Coppers."

Having considered these Reports, I have to acquaint you, that Her Majesty's Government have resolved not to submit this Act to Her Majesty in Council, for the Royal Assent.

I have, &c.,  
(Signed)

STANLEY.

Lieut. Governor  
Sir H. V. Huntley,  
&c. &c. &c

### No. 12.

At the Court at Buckingham Palace, the 27th of April, 1842.

PRESENT:

The Queen's Most Excellent Majesty;  
His Royal Highness Prince Albert,

Lord President,	Earl of Ripon,
Lord Privy Seal,	Lord Stanley,
Duke of Wellington,	Lord Fitzgerald & Vesci,
Lord Steward,	Sir Robert Peel, Bt.,
Earl of Aberdeen,	Sir James Graham, Bt.
Earl of Haddington,	Sir Edward Knatchbull, Bt.

WHEREAS the Lieutenant Governor of Her Majesty's Island of Prince Edward, with the Council and Assembly of the said Island, did in the month of April, 1841, pass two Acts which have been transmitted entitled as follows, viz:—

No. 558.—An Act to amend an Act of the 7th year of the Reign of His late Majesty King William the 4th, intituled an Act to repeal certain parts of an Act intituled an act for the limitation of Actions and for avoiding Law Suits, so far as the same relate to Actions concerning real Estate, and to make other provisions in lieu thereof.

No. 563.—An Act to confirm and render valid certain proceedings of the Executive Government of this Island.

And whereas the said Acts have been referred to the Committee of the Lords of Her Majesty's most Honourable 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

is hereby specially confirmed, ratified and finally enacted accordingly: whereof the Governor, Lieutenant Governor, or Commander in Chief for the time being, of Her Majesty's Island of Prince Edward, and all other persons whom it may concern, are to take notice, and govern themselves accordingly.

C. GREVILLE.

At the Court at Buckingham Palace, the 11th of August, 1842.

PRESENT:

The Queen's Most Excellent Majesty;  
His Royal Highness Prince Albert,

Lord Chancellor,  
Lord President,  
Lord Privy Seal,  
Duke of Wellington,  
Lord Steward,  
Earl of Jersey,  
Earl of Aberdeen,  
Earl of Haddington,

Earl of Ripon,  
Lord Fitzgerald & Vescei,  
Sir Robert Peel, Bt.,  
Mr. Chancellor of the Exchequer,  
Sir Henry Hardinge,  
Sir James Graham, Bt.,  
Sir Edward Knatchbull.

WHEREAS the Lieutenant Governor of Her Majesty's Island of Prince Edward, with the Council and Assembly of the said Island, did, in the month of April, 1842, pass seventeen Acts, which have been transmitted, entitled as follows, viz:—

No. 564.—An Act to repeal part of an Act made and passed in the Third year of Her present Majesty's Reign, to authorize the erection of a building near Charlottetown, as an Asylum for Insane persons, and other objects of Charity, and to provide for the future maintenance of the same, and to substitute other provisions in lieu thereof.

No. 568.—An Act to create a fund for defraying the expense of providing medical assistance for sick Emigrants, and of enabling indigent persons of that description to proceed to the place of their destination.

No. 569.—An Act to consolidate, amend, and reduce into one Act the several Acts and parts of Acts relating to the qualifications and mode of summoning Grand and Petit Jurors.

No. 570.—An Act to amend and continue for a limited period the Act intituled an Act for the regulation of the Public Wharf of Charlottetown.

No. 571.—An Act to consolidate and amend the two several Acts now in force, relative to accidents by Fire, and the Improvement of Property in Georgetown.

No. 572.—An Act further to explain and amend an Act passed in the Third year of the Reign of His late Majesty King William the Fourth, intituled "An Act to consolidate, amend, and reduce into one Act the several Acts of the General Assembly relating to Trespasses, and for other purposes therein mentioned."

No. 575.—An Act to prevent the taking and carrying away of Boats, Canoes or Flats, without the consent of the owners thereof, and to repeal an Act formerly passed for that purpose.

No. 576.—An Act to authorize the Treasurer of this Island to pay off Treasury Warrants to the amount of Four Thousand Pounds, out of the Land Assessment Moneys now in the Treasury.

No. 577.—An Act to regulate the setting of Stalls in Charlottetown Market-House, and for other purposes therein mentioned.

No. 578.—An Act to authorise the appointment of Coal-Meters, where deemed necessary.

No. 579.—An Act to continue an Act intituled "An Act to regulate the floating of Logs, Scantling, Deals, and all other kinds of Wood, down the Rivers and lesser Streams in this Island."

No. 580.—An Act to amend the Acts now in force relating to a Fire Engine Company and Accidents by Fire within Charlottetown.

No. 581.—An Act to amend an Act now in force relating to Apprentices, and to repeal a certain Act therein mentioned.

No. 585.—An Act to repeal and amend a certain portion of the Nineteenth Section of an Act relating to Schools, and for the encouragement of Education.

No. 586.—An Act to explain certain parts of the Act to consolidate and amend the Election Laws.

No. 587.—An Act to authorize the appointment of Commissioners to superintend the Erection of a Colonial Building in Charlottetown, and to repeal certain parts of an Act therein mentioned.

No. 588.—An Act for appropriating certain Moneys therein mentioned, for the service of the year of our Lord One thousand eight hundred and forty-two.

And whereas the said Acts have been referred to the Committee of the Lords of Her Majesty's most Honourable 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 of the said Report: Whereof the Governor, Lieutenant Governor, or Commander in Chief for the time being, of Her Majesty's Island of Prince Edward, and all other persons whom it may concern, are to take notice, and govern themselves accordingly.

C. GREVILLE.

At the Court at Windsor, the 2d of November, 1842.

PRESENT:

The Queen's Most Excellent Majesty;  
His Royal Highness Prince Albert,

Lord Chancellor,	Earl of Aberdeen,
Lord President,	Earl of Haddington,
Lord Privy Seal,	Earl of Ripon,
Duke of Wellington,	Lord Stanley,
Lord Steward,	Sir Robert Peel, Bt.,
Lord Chamberlain,	Sir James Graham, Bt.
Earl of Jersey,	Sir Edward Knatchbull, Bt.

WHEREAS the Lieutenant Governor of Her Majesty's Island of Prince Edward, with the Council and Assembly of the said Island, did in the month of April, 1842, pass two Acts, which have been transmitted, entitled as follows, viz:—

No. 565.—An Act for the Incorporation of the Prince Edward Island Steam Navigation Company.

No. 566.—An Act to authorize the appointment of Commissioners, to manage certain Shares and Property in the Prince Edward Island Steam Boat Company, on behalf of the Government of this Colony.

And whereas the said Acts have been referred to the Committee of the Lords of Her Majesty's most Honourable 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 Island of Prince Edward, and all other persons whom it may concern, are to take notice, and govern themselves accordingly.

C. GREVILLE.

At the Court at Windsor, the 10th of December, 1842.

PRESENT :

The Queen's Most Excellent Majesty;  
His Royal Highness Prince Albert,

Duke of Wellington,  
Marquis of Exeter,  
Lord Steward,  
Lord Chamberlain,  
Earl of Jersey,  
Earl of Aberdeen,

Earl of Haddington,  
Lord Stanley,  
Lord Fitzgerald & Vesci,  
Sir Robert Peel, Bart.  
Mr. Goulbourne.

WHEREAS the Lieutenant Governor of Her Majesty's Island of Prince Edward, with the Council and Assembly of the said Island, did in the month of April, 1842, pass two Acts, which have been transmitted, entitled as follows, viz:—

No. 573.—An Act to amend an Act made and passed in the Third Year of the Reign Her present Majesty, intituled "An Act to prohibit the Exportation of Oysters from this Island, for a limited period."

No. 574.—An Act to amend an Act for the appointment of Fish Inspectors, and to continue and extend the provisions of the Act now in force regulating the size and quality of Fish Barrels and Tierces, and the weight of Fish made up therein.

And whereas the said Acts have been referred to the Committee of the Lords of Her Majesty's Most Honourable 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 Island of Prince Edward, and all other persons whom it may concern, are to take notice, and govern themselves accordingly.

C. GREVILLE.

# APPENDIX

## (B.)

[SEE PAGE 23.]

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### REPORT OF THE VISITER OF DISTRICT SCHOOLS, FOR THE YEAR ENDING 31st JANUARY, 1843.

*To the Members of the Board of Education :*

Gentlemen ;

Since the date of my last Annual Report, the state and prospects of elementary education on the Island, if not so far advanced and promising as those of older and more favoured countries, have yet become so important and interesting, as to demand and attract a considerable share of public attention ; and the advances and improvements hitherto effected, inspire the hope, that, year by year, the Schools of our country will become more and more efficient instruments in rearing a virtuous and intelligent generation. Happily, it is not necessary, at the present day, to dwell upon the advantages of providing for the people abundant means of instruction. It is to be presumed that none will deny, that were all the Youth of the country brought under the influence of a sufficient and wholesome education, the whole character of the population would be speedily elevated, and their outward comfort would keep pace with their intellectual progress.

In proceeding to state all the Educational Statistics that have come under my notice during the past year, it will appear that all the Schools now maintained upon allowances from the Public Revenue are in number 112, affording instruction to 4630 pupils ; giving an increase over the past year of 8 Schools and 274 Scholars.

Of these Schools, it will be seen from the appended summary, that 44 are situated in Queen's, 41 in Prince, and 27 in King's Counties.

It will be remembered from ample data furnished by the Census taken in 1841, it was computed by me in my Report of last year that about one-fifth of the population are between the ages of six and fourteen, the juvenile educational age. Now, only one in nine of the community attends School—falling yet far short of the proportion that ought on the most moderate calculation to attend School, to insure the education of all.

It is believed, and the fact has been generally assumed in the Statistics of education, that children, even of the poorest classes, to receive the requisite instruction, ought to be in constant attendance at School, between the ages of six and fourteen. This state of matters, however, has not been realised among us ; and it is not uncommon that the little education ever given is hurried over in infancy, in order that the school may interfere as little as possible with domestic avocations—the culture of the mind with the labours of the hand—the preparation for the future with the necessities and exigencies for the present. All the instruction, therefore, that very many receive terminates before they have reached their ninth, tenth, or eleventh year. The fact then is established, that a very large amount of population has not the benefit of School instruction for such a length of time as is requisite to ensure to them the education and the discipline which it is necessary they should possess.

It is not only, however, the want of a sufficient provision of the means of education on the Island, or the insufficient resort to those that have been provided, that calls for the immediate attention of the Government and the Legislature ; not less worthy of their attention is the still defective quality of the instruction which, in not a few instances, is given by the means that have been provided. To deny, however, that great and important improvements in this latter particular have taken place of late years, would be to oppose the experience and testimony of all who have directed any attention to the subject, as well as an act of injustice to many able teachers, who for years have striven incessantly, in a spirit of duty and emulation, to raise the standard of education in their several localities. The strict



examination too, which candidates for schools now undergo, as to their character and attainments, before your Board, powerfully and materially contributes to this educational reform.

But the existing defects of elementary education which claim attention consist in the very imperfect manner in which even the art of reading is often acquired—in the neglect, by many, of all instruction in writing, and the common rules of arithmetic—in the little exercise of the minds of the pupils upon the sense of what they read—in the insufficient teaching of the truths of Religion—and in the use of such methods in the Schools as can have no favourable influence on the improvement or general habits of the pupils. If there is a necessity, therefore, for carrying elementary education into districts where the semblance of it does not exist, it is almost equally necessary to carry it to other places where it does exist, but under such defects as those here described.

The very small proportion of pupils who prosecute the study of the higher branches of education in our schools will also be seen in the sequel. Every day's experience, however, strengthens the conviction, that if once elementary education is raised to what it ought to be, this shall have taken place by means which will extend a favourable influence towards the higher education, and lead to its more general pursuit. These means will be found in the more general and more liberal endowments of the district schools. This will present inducements to many who are capable of more than elementary teaching, and in this manner, not only will a set of teachers be found qualified to instruct in the higher branches, but the disposition to take these higher branches will spread largely among the people; for a good elementary education, imparted with the vigour which the best methods require, and received with the avidity which always reciprocates an energetic mode of teaching, will inspire both the pupils and the parents with the desire of advancing to something of a higher description.

It must be confessed, that many settlements suffer this educational destitution, without sufficiently exerting themselves to call into action all the latent means on the spot, which might supply the want or contribute to do so. This is the natural source of remedy, and until it has been exhausted, there is no call either on charity or policy to offer any other. The want must sometimes be ascribed simply to indifference on the part of the people. In so far as that disposition may be the effect of a depressed, and in some instances a rude state of life, it cannot of course be removed or remedied by any power which the existing law confers. But where it is traceable to other causes, some influence may be brought to bear upon it, by which it may be at least diminished. Much may be done by pastoral admonition, and much by the presence of Teachers in the vicinity fitted to command attention to what they profess; when both of these means have been occasionally employed, they have not failed in having much of the desired effect. Something, too, might be expected of individuals interested in the locality, and able to provide for its proper education, when the people themselves are not in a capacity to do so; but it is remarkable how few are the instances of this mode of benevolence in Prince Edward Island.

From the foregoing, then, the fact will be apparent to your Board and the public, that the educational wants of the country are very far from having been adequately met. But from what source the funds for the purpose of meeting these wants shall be derived, is a question for the consideration of our Colonial Parliament. I may, however, be allowed to add, that there are two in particular that offer themselves to view—an additional grant from the public funds, or a general assessment of the respective townships or parishes.

I shall merely add, with reference to the second source of provision here alluded to, viz. Assessment, that public opinion is divided on the question, whether the maintenance of schools should fall on the landed interest throughout the country, in proportion to their estates or rentals; or, whether it would be more equitable that any assessment for educational purposes should extend to the other kinds of real property. Suffice it to say, that these two sources are the obvious resources against the existing evils of an insufficient provision for elementary education throughout the country. Which of them may be employed most readily, most acceptably, and with the best effect, is a question which must be left to the determination of the Colonial Legislature. But whatever scheme may be adopted, it is obvious that the Legislature alone can effectively impart that support to the schools which they plainly appear to need.

It is desirable, however, that these additional grants, if made, should take effect principally in the poorest districts of the country, where the people are unable to raise among themselves that proportion of the maintenance of a teacher which the regulations of the existing law require, as conditional to any grant being made; and the people thus circumstanced are unwilling to build where there is no prospect of an adequate support for the teacher, and consequently no assurance of a school being kept up even after the building has been provided.

There are sufficient grounds for further Legislative interference in a prevailing desire throughout the Colony to possess a certain measure of instruction, and an inability to obtain it without aid. Such aid will cause the establishment of schools in poor localities, where they are urgently needed, and will sustain schools already in existence, but maintained with difficulty on account of the paucity or poverty of the scholars: by making an advance on the slender salaries of teachers, it will secure for the localities in which they are placed, the benefit of their services, and will encourage and stimulate them in the performance of their

arduous though interesting duties, and at the same time, will raise and perpetuate a class of teachers whose qualifications may be adapted to the more advanced state, which education in many parts of the adjacent British Provinces is now rapidly approaching.

Under the following general heads, a view is given of the state and system of education in the Island. From the uniformity of plan in tuition, which has for some time past been obtaining among the schools, the same general remarks under the following heads will, with little variation, apply to each and all, and in those instances where such general remarks are not applicable, the exceptions will be found duly noticed in the sequel.

**SCHOOL-ACCOMMODATION.**—Nothing strikes the eye of the observer in traversing the Island more than the improvements which have lately taken place in school-accommodations; although too many schools are yet sadly deficient and inconveniently small, more commodious school-houses have been built, and others put into good repair, during the last, than in any former year. Although improvements have taken place in the exterior of several of these edifices, and a larger space afforded within for the exercise of the classes, I regret to have it to state, that, among all the schools of the Colony, there are not more than a dozen instances in which the school houses are well furnished with benches and desks, or sufficiently lighted, heated, and ventilated. Apart from any consideration for the comfort of the teacher, it is a matter of surprise, that parents should not display more solicitude than they do, in many instances, for the health of their children by their attention to those matters; none can be ignorant of the serious injuries children sustain, from being shut up seven or eight hours daily in close, damp, ill-ventilated buildings, in consequence of which, their lungs are surcharged with a poison which, in the end, must produce consumption and death.

**ATTENDANCE AT SCHOOLS.**—The children generally enter school between seven and eight years of age, and seldom remain after thirteen or fourteen. About thirteen out of twenty, on an average, attend the whole year, with the exception of the usual vacations. The attendance is most irregular from May to October, when the children assist at home in agricultural and other occupations. Each teacher is required to keep a list of the names of the children, the number of days each has been absent and in attendance, their state of improvement on entering school, the branches learning, and their progress in each stage; these rolls are exhibited at each visitation, the state of the school easily and satisfactorily ascertained, and it is thus found, whether the proficiency of the pupils in the interim has been commensurate with their attendance and other advantages: some teachers also make it an invariable rule, which all might imitate with benefit, to call frequently at the residence of the children, to enquire into their behaviour at home, the causes of absence, &c.

**FEES AND OTHER EMOLUMENTS.**—It has never been the practice in Prince Edward Island to pay schoolmasters in advance. Teachers are of opinion, that were school-fees paid in advance, it would very probably be much in favor of the regular attendance of the children. A change ought at least to take place in the prevalent mode of annual payments, and all teachers paid in quarterly instalments. The fees per quarter, or the common branches of an English education, average from seven shillings and sixpence to ten shillings per quarter. It is provided by law that four children shall be admitted to gratuitous instruction in each licensed school; but a comparatively small number avail themselves of this privilege. The total number of children, in indigent circumstances, receiving free instruction on the Island, does not exceed twenty-nine. The yearly salary of a District schoolmaster, including the Legislative allowance, averages forty-five pounds. The amount of the fees seems materially to deter many from sending all their children to school, and from seeking for them the higher branches of education. The reduction of the present scale of school-fees would doubtless afford considerable relief to many, and in all probability more members of a family would be sent, and some would be continued longer at schools. But without a corresponding increase of salary to the teacher, to be derived from some other source, the lowering of the fees would be an evil, by diminishing the inducement for young men of talent and education devoting themselves to the profession.

**BRANCHES TAUGHT.**—The attention of teachers is principally directed to reading and orthography; but it is a matter of regret that by far too many children quit school without being correct even in these branches. This is to be attributed in a great measure to the vicious habits of pronunciation first formed in tender years, under unqualified teachers. With several teachers also, possessed of the requisite qualification, to be able to read perfectly is too often a matter of secondary consideration; and neglecting this great groundwork of instruction, they frequently display a reprehensible ambition to push the pupil forward through branches unsuited alike to his years, capacity and attainments. The range of female education, I am happy to add, appears to have considerably extended of late years, and of the girls who now leave school, a considerable proportion are able to write, and possess some knowledge of arithmetic—while, in several places, their attainments in grammar and geography equal those of the best educated young men. But to return,—Arithmetic is taught first, principally from the board, and then from books. The children, after having been first instructed in the common rules, are also trained in mental arithmetic. Perhaps ten out of the hundred leave school without having advanced beyond the Rule of Proportion.

From data furnished me by every school, I find that one out of thirty receives instruction in Mensuration, Practical Mathematics, and Geometry. Grammar invariably forms a branch of education in the best conducted schools, when the children have made sufficient progress. It is much to be regretted, that so important and useful a branch of human knowledge as Geography should be so much neglected in our country schools. There is not one school in twenty, in which it is taught, and even in those schools where it forms a part of the routine, the want of an adequate supply of books and maps prevents it from being taught systematically or effectively. Out of St. Andrew's College and the Central Academy, not more than a dozen pupils will be found learning the Latin or Greek languages, in all the schools of the Island. The Scriptures are daily read in many of the schools; and in several, different Catechisms taught, and the mode of reading mechanically, only, is gradually disappearing before the explanatory system, which, in almost all of the best schools, is effectively practised.

**SCHOOL BOOKS AND OTHER SCHOOL REQUISITES.**—The Books most generally employed in teaching are, for reading, Murray's spelling book, Introduction and Reader, New Testament; for Grammar, Lennie's & McCulloch's Grammars; for Arithmetic, Gray's & Walkingame's treatise; for Mathematics, Playfair's Euclid and Davidson's practical mathematics. The expense of school books is found to be a very serious impediment in the way of a good education; even in the most ordinary branches, all the children have not books. These are consequently shut out from the benefit of study at home, and in a great degree from the benefit of emulation at school. To remedy this in part, several teachers have meritoriously made efforts to supply these wants, and some copies of the reading books used, are kept at school and lent to those who may not have copies for themselves.

**METHODS OF TEACHING.**—The explanatory or intellectual system is daily coming more into vogue and practice. The monitorial system is partly employed and felt in many respects to be advantageous. The plan of simultaneous instruction, and the elliptical method of teaching, are occasionally employed.

**DISCIPLINE.**—Did parents more frequently co-operate with the teachers, for noticing and punishing all transgressions, either in school or out of it, a salutary influence would be exercised over the behaviour and morals of the children, and less necessity would exist for the use of punishment at school; under this head, tasks are prescribed to the Children when out of school, and to the preparation of these they keenly devote themselves. Emulation is employed as a stimulus, and in addition to their place in the class, the practice of distributing occasional prizes with a reference to the merits of the children, appears to have a powerful influence. In one or two cases only, last year, did the practice of inflicting degrading and unmerciful corporal punishment come to my knowledge—a mode of discipline which appears to have been, in former years, rather too extensively practised.

**ACADIAN AND OTHER SCHOOLS.**—There are six Acadian Teachers among the French population, all partially supported by Government; 130 children altogether are taught. Sabbath schools are on the increase. There are no infant schools, or schools of industry, with the exception of the one now in course of erection in Charlottetown. Week-day evening schools are sometimes kept during the winter months, attended for the most part by adult scholars.

The following is a detailed account of all the licensed Schools, showing the state of each at the period of the last examination.

#### QUEEN'S COUNTY.

**Charlottetown, P. B. DOYLE.**—The attendance on this School has fallen off during the past year; 24 only being on the roll; the only branches taught are reading, writing, and the primary rules of arithmetic. A congregational fund of considerable amount is set apart for the free tuition of poor children at this School, and as yet but two or three have availed themselves of such an advantage.

**Charlottetown Royalty, T. A. MACCABE.**—This school numbers 28; the state of improvement to which this school has attained is highly creditable to both the teacher and taught. The classes learning English Grammar are rapidly acquiring a correct knowledge of that branch; several read and write well, and the method of teaching pursued in the school is very praiseworthy. The schoolhouse is neat and comfortable.

**Charlottetown, J. PILCHER.**—Another licensed School has been in operation in Charlottetown during the last two years, attended on an average by 40 scholars. In addition to the ordinary elementary branches, English Grammar, Geography and Bookkeeping are taught with considerable success; the children generally are intelligent, and return prompt and correct answers to questions on the sense of what they read, they display moreover, a spirit of emulation which has a beneficial effect on their improvement.

**Hillsborough River, D. MACKINNON.**—This school has been taught above a year by the present teacher, and is attended by above 30 scholars; on account of the small number who happened to be in attendance, when examined, no satisfactory evidence of the state of the school could be gathered, from what was then exhibited. The progress of the children has been much retarded on account of the want of a school at this station for several years.

St. Peter's Road, R. ROBERTSON.—This sustains the character of a well conducted and efficient school. But in no district in the country is the attendance more irregular, and the school on that account is kept more stationary in point of improvement than it would otherwise be. This school, although on the list of the first or lowest class, is capable of affording instruction in the Mathematics, and all the branches requisite for a commercial education. 40 appears to be the average attendance.

Lot 60, DONALD LIVINGSTON.—This school numbers 34 scholars, a class of whom learn English Grammar, another read the Scriptures in Gaelic, and the greater part are learning writing and arithmetic. The greatest improvement is apparent among the junior classes, who have made very satisfactory progress in reading. The school-house is a new building, and comfortable.

Murray Harbor Road, DONALD MACLEOD.—30 on the list—the majority of whom are in their first stages of reading, writing and arithmetic; 2 only learn English Grammar. So far, the improvement manifested is creditable. The school-house is commodious, but far from being comfortable.

Seal River, ARCHIBALD MACNEILL.—This school is numerously attended. 40 were present at the time of the last examination; the improvement was highly satisfactory. The branches taught include Grammar, in which a class of eight have made considerable progress. A new and commodious School-house has been built.

Belle Creek.—A large School has been in operation in this District, for some years past. It is at present closed—the teacher having removed to Brackley Point Road.

Orwell, ANGUS MARTIN.—This school averages from 25 to 30 scholars—the best progress appeared to be made by those learning Arithmetic; all could read, but not with the same correctness; and some tolerably fair specimens of writing were shewn. This teacher resigned his charge sometime during the last summer. The School-house is newly built, but rather small in dimensions.

Lot 48, JOHN BUTLER.—This is one of the largest Schools in the County, numbering 76 scholars—many of whom are advanced to the higher branches commonly taught in District schools, viz. Practical Mathematics, English Grammar and Arithmetic. The thorough and extensive acquaintance with these branches displayed by the senior scholars, and the rapid improvement of the junior classes in general, in reading and writing, reflects much credit on both teacher and taught. The School-house is insufficient in dimensions and accommodations.

Murray Harbour Road, ALEXANDER MACDONALD.—25 attend this school, their progress has been as great as could be expected under the disadvantages of irregular attendance and want of Books; the greater part are learning to read, some advance has been made also in writing and arithmetic.

Campbellton, ARCHIBALD MACKINNON.—This is one of the largest schools in the County, attended by upwards of 55 scholars, the majority of whom are well advanced in the various branches taught; including Geography, English Grammar, and the common and higher rules of Arithmetic, and the improvement manifested during the past year has been highly creditable.

Flat River, THOMAS MUNRO.—The attendance on this school has fallen off considerably since last year; some differences having arisen between the Teacher and the Subscribers, which have had unfavourable influence on the prosperity of the school. So far as I could ascertain, the teacher appeared diligent and attentive to his duties, but causes of complaint may have arisen over which I have no control. The ordinary elementary branches, only, are taught here. The school-house is too small to accommodate all the children of the district.

South Shore and Nine Mile Creek.—Both these stations are at present vacant; they are eligible situations, and teachers are much required.

Brackley Point and Brackley Point Road —In these Districts, Schools have been recently opened under new Teachers, and have not been yet examined. In the latter settlement, the children had been well advanced for the most part under the preceding teacher.

Mill Cove, Tracadie, ANGUS MACLEAN.—At this station a school has been in operation a year, numbering 30, the improvement during the above time has been considerable, but much inconvenience is felt for the want of proper Books. A new school-house is erected.

Pisquid and Mount Pleasant.—In these districts, the schools are also vacant, and teachers wanted. In the former a good salary is offered.

York River, JOHN MACDONALD.—This is a School newly established and attended by 30 scholars, who, with few exceptions, could scarcely read on entering school; several are now (after a twelvemonth's tuition) learning writing and the primary rules of arithmetic. The teacher is diligent, and has the advantage of teaching in a commodious house.

Cavendish, D. LAMONT.—The present teacher has succeeded to the charge of this school but a few months since; consequently no improvements worthy of notice can yet be apparent. The children here are generally intelligent, and many of them are well acquainted with Grammar, Geography, and the higher rules of Arithmetic; one has made a little progress in Geometry; the school-house is commodious, and well furnished; number on the roll, 32.

Lot 49.—In this Township there are four school-houses erected, and, until July last, three Teachers were stationed here; but in consequence of a union of the several Districts having been effected, there are at present but two schools in operation, supplying the place of the former four. The Northern District School is taught by JAMES E. MACKENNA; it is in a very flourishing condition, and numerously attended, by upwards of 55 scholars, many of whom are considerably advanced in English Grammar, Writing and Arithmetic; the school-house is commodious, and well finished and furnished, and built chiefly at the expense of the Teacher.

The Southern Section is taught by ALEXANDER MACNEILL, who had charge of the school at Birch Hill the previous year; the state of improvement to which that school was brought was very satisfactory; all the children, with few exceptions, commenced in the first stages with this teacher, and before the end of the year all were able to read tolerably, and several had made some progress in writing and arithmetic.

I regret to have it to state, that the individual who taught at this station during the past year, and at Irishtown (New London) the year preceding, has been notorious for gross neglect of duty; and for conduct disgraceful in a teacher; and notwithstanding such delinquencies as ought utterly to disqualify him from being a licensed schoolmaster on the Island, he has obtained his full share of the legislative allowance, for the two years he held the charge of the above schools. It is to be hoped that, in future, such instances will become more rare; and that the intention of the law will not be defeated, by bestowing the public bounty on undeserving objects.

Lot 67, Anderson's Road; JAMES DOUGLAS, Teacher.—At this station a School was opened for the first time about six years ago, and has since lingered on with comparatively little benefit to the District. This is owing, in some measure, to the inefficiency of previous teachers, as well as to negligence on the part of the Inhabitants, in sending their children with regularity to School, or supplying them with the requisite Books.—45 Scholars are on the roll; the greater part are but in their first stages; a few learn English Grammar and Arithmetic. The School House is commodious, but ill furnished.

Milton and York River Head.—This School has undergone frequent changes of teachers of late years, and is not in that state of improvement which might be expected from the length of time it has been established. The Teacher stationed here last year was inexperienced, and did not give general satisfaction; no charge, however, of wilful neglect of duty has been established against him; there is no licensed teacher stationed here at present. Number attending last year, 33.

Tracadie Cross Roads School is vacant by the decease of the teacher—the district can raise about 35 scholars.

Lot 67, Princetown Road, JOHN SINCLAIR.—A school was opened here for the first time in December last, and is attended by about 20 scholars—the majority of whom are in the first stage of instruction, and many of them were never at school before. Three are learning English Grammar, and are acquainted with some rules of Arithmetic. A neat and comfortable school house was erected here last year.

Lot 48, Fullarton's Marsh.—JAMES MACLEAN, Teacher.—The attendance on this school numbers 30; the improvement in the state of the school during the past year has generally been satisfactory. In reading and Orthography, in particular, the progress has been most conspicuous. The school house is small and insufficient.

The licensed school at York River—CHARLES MACDONELL, Teacher, has been lately abandoned, and is now vacant.

Covehead Road, E. J. MACCORMACK—36 on the list—the improvement of the school at this station is retarded from certain disadvantages attending it. The School House is small and uncomfortable; the children are not sufficiently supplied with Books, and are very irregular in their attendance. The progress most apparent is in writing; some read correctly, but are generally deficient in Orthography—none are advanced beyond the primary rules of Arithmetic.

Covehead Road,—J. BARRY.—The state of this school may be described as something similar to the preceding one, with the exception that the School House is somewhat more sufficient, and the number attending greater—45 being on the roll. The common elementary branches are taught. In Arithmetic and Orthography the improvement was principally apparent. The reading department was defective, in consequence of a want of Books.

Elliot River,—ALLAN MACPHEE.—The school at this station was taught one year only by the present teacher. The Scholars, with few exceptions, were considerably advanced beyond the first stages before he succeeded to the charge. A considerable degree of improvement was made during the past year. The highest branch taught is English Grammar. The School House is sufficient.

Long Creek.—DONALD SHAW.—The teacher here has laboured during the last three years, with considerable success, in bringing the school committed to his charge to a satisfactory state of improvement, and notwithstanding many obstacles, has advanced the scholars, in general, to the satisfaction of his subscribers; perhaps there is not another school in the County more deficient in books and other school requisites. The branches taught are, reading, writing and Arithmetic.

Point Prim.—On account of the continued indisposition of the Teacher in this District, the school has not been for some time in a state of efficiency,—it is at present altogether closed.

Orwell—D GRAHAM.—The School at this station is still kept up; on account of the careless attendance of the children, it does not seem to be in a state of much efficiency; the usual elementary branches are taught; a class also read the Scriptures in Gaelic; the school house is very insufficiently furnished with seats, &c.

Lot 32, Boundary of Charlottetown Royalty,—A. MACKENZIE.—The School at this station has been in operation four years under the present teacher. It is attended by 35 pupils, who have experienced more or less, in proportion to their attendance, the beneficial influence of the approved method of instruction pursued in this school. The attainments of the senior part, in English Grammar and Arithmetic especially, could not be exceeded by any children of their age; the specimens of writing were equally excellent; the same satisfactory improvement was not manifest in the junior reading and spelling classes; this is attributed by the teacher to their irregular attendance. Notwithstanding the close vicinity of the Town, a very culpable negligence is shown by the parents, in not providing the requisite school-books.

Dog River.—The School of this District has only been open at intervals during the past year, on account of the indisposition of the Teacher; otherwise there has been no falling off in the attendance or the usefulness of the school.

New London Ponds,—D. LIVINGSTON.—The school at this station has been conducted during the past two years by this Teacher; the school is now brought to a state of considerable improvement; English Grammar, Arithmetic, and the higher reading books, are taught with success. The attendance is but limited, 25 only being on the list.

Park Corner,—JOHN MACLAUGHLAN.—This school numbers 30, and has been two years under the charge of the present teacher. The improvement in the state of the school has not been so great during the past year as the year previous. The common elementary branches only are taught. There are some correct readers, and several are considerably advanced in Arithmetic; there are no good writers. The attendance appears to have been broken and irregular for some time past. The School House has been lately removed to a part of the District inconvenient to some of the Subscribers, who have in consequence withdrawn their support; but it is probably now placed in the most central situation to command the largest number of Scholars.

New London Point,—JOHN MACQUARRIE.—This teacher has occupied the School of this District since July last, and continues to give much satisfaction by his unremitting attention to his duties. The school has continued to improve steadily under the judicious method and discipline enforced. The branches taught include Grammar and the higher rules of Arithmetic. The school house is comfortable, and situate in a central part of the District.

Long River, New-London; INNES REID.—The school in this District has been recently closed. The teacher has been stationed at this place and in the vicinity for several years past; in the school above mentioned he taught two years, and has now vacated the school on account of some differences with the subscribers, arising from alleged neglect of duty. When last examined, 34 scholars were found on the list; 20 were present, but none much advanced; there were a few good writers, but no progress had been made in Arithmetic. The school-house is sufficient and comfortable.

Rustico; ALEXANDER McLEAN.—This is a school newly established in this Settlement and taught during the last year by the present teacher. The scholars for the most part commenced in their first stage, and have made respectable progress; with few exceptions, they can read with fluency, and have made considerable advance in writing and Arithmetic. A comfortable school house is erected, and the few Inhabitants connected with the School deserve credit for their exertions in its support.

Savage Harbour—D SCOTT.—The school of this District has been several years under the charge of the present teacher, and has been brought to a state of considerable improvement. English Grammar, Arithmetic and Reading are taught with much success. In writing, the improvement has not been so great; number attending, 36.

#### PRINCE COUNTY.

Lot 7,—J. H. FITZGERALD.—After a vacation of more than a year, the school of this District was opened last summer, and is now again conducted by the former teacher; when visited in October last, such of the children as were in attendance underwent a satisfactory examination, and evinced a considerable degree of improvement since the opening of the school, in Reading and Orthography; the best writers and arithmeticians were absent. A School sufficiently supported, and properly and faithfully conducted, cannot fail in proving of incalculable benefit to the Inhabitants of this remote District.

Cascumpeque,—HERBERT BELL.—This teacher succeeded to the charge of this School in November last. The previous year he taught at Lot 12, which school was brought to a considerable degree of improvement under his tuition. The former school has not been visited since it was opened at this time, and no returns have been made of the number attending, or other particulars.

Lot 11.—This district is capable of supporting a good School, and can raise between 30 and 40 scholars within its bounds. The school has been open at intervals during the last six years, and many of the children derived considerable benefit therein, but the school at present is vacant.

Lot 13,—THOMAS KEY.—This District also can raise a large school, and could afford a respectable salary to a teacher, were the Inhabitants united in supporting a school; that this is not the case, is to be regretted, inasmuch as the discountenance given by several to the present school is injurious to the

Settlement at large. The School is not in that prosperous and thriving condition that could be wished, and the children themselves now appear to be as careless in attending school as their parents are in sending them. When last visited, 23 were present, and in different stages of Reading and Arithmetic. The Scriptures are daily read here, and Catechisms occasionally taught.

Lot 16—**JOHN MACKINNON.**—The principal School of this District has been removed to about the distance of a mile from the old locality, but is still conducted by the former teacher. When last visited, 25 scholars were in attendance;—the course of instruction comprised Grammar and History, in addition to the ordinary elementary branches. Some of the junior scholars who entered school without knowing the alphabet, were particularly noted for the rapid progress they made in reading and orthography. The School-house is in good repair.

Lot 16—**DUBOIS SMITH.**—This teacher occupies the old school station above alluded to, and the District is thus divided, and maintains two Schools. I cannot state in what condition this school is, or if any improvement has been made, as the teacher was absent, and the school closed, every time I visited the District during the past year. The school house is still in a ruinous condition.

St. Eleanor's.—A new and commodious School-house has been recently erected in this District—it was vacant when I last visited the District.

Bedeque—**SAMUEL WARWICK.**—This teacher has taught in the lower Bedeque District upwards of a year; the school was visited shortly after he succeeded to the charge, and 27 scholars were found in attendance; since then the teacher happened to be absent, at the period of my subsequent visits, so that the condition and improvement of the school is not known.

Bedeque Central School—**RICHARDSON.**—The School at this station has been removed to some distance from its former site, and is now in a more central situation, uniting the two extremities of the District. It was visited a few days only after being opened under the present teacher. The complement of scholars attending will be 30, learning Geography, English Grammar, Arithmetic, &c.

Princetown Royalty—**E. S. BLANCHARD.**—This is the only School at present open in the Royalty, and does not appear to be in a flourishing condition. The attendance throughout the past year, has been broken and limited; this is partly owing to sickness, which was very prevalent in the District last season, and partly to the carelessness of some of the inhabitants in sending their children to school; 25 was the greatest number present at any examination, learning in addition to English Grammar, the usual and common elementary branches.

Proposals have been lately made by the parties connected with both the upper and lower schools to unite in maintaining one Central School. Such a junction would enable them always to support one good school, and afford adequate maintenance to a qualified teacher.

Daruley—**JOHN LE PAGE.**—The School of this District has been conducted upwards of two years by the present teacher, and is now brought to a state of improvement and efficiency surpassed by none in this County. The average number of scholars attending is 35. The course of instruction embraces Geography, History, English Grammar, and the higher departments of Arithmetic. Reading, Orthography and Writing are taught by the most approved and judicious methods; and the children generally are intelligent, and display a spirit of emulation which appears to have a beneficial effect upon their progress. The Schoolhouse is one of the best furnished in the Island.

Oyster Cove—**WILLIAM SPEEDIE.**—The average attendance on this School is 25. One is advanced to Trigonometry and Navigation; a small class learn English Grammar, and the remainder are in different stages of Reading and Arithmetic. There does not appear to be so much emulation or ambition to excel among the children at this school, as could be wished. The Scriptures are daily read, and the teacher pays judicious attention to the morals and behaviour of his pupils.

Indian River—**JOHN TAYLOR.**—This School has been taught upwards of a year, by the present teacher, and the children have made considerable progress in that time: the common branches are taught; but much inconvenience is felt from the want of books; 35 is the number on the list, and the teacher has the name of being attentive to his duties.

New Annan—**DONALD BETHUNE.**—This teacher has been stationed here but a few weeks; the school is attended by 35 children, not yet much advanced: a new and commodious schoolhouse has been erected, which reflects much credit on the settlement. The teacher is attentive to the morals of his scholars, and seems anxious for their improvement.

Lot 14: **JOHN RONAYNE.**—The present teacher has been stationed here several years, and continues to give general satisfaction to the Inhabitants. On account of the frequent changing of the children, the improvement in the state of the school is not so great as might otherwise be looked for; the teacher, however, appears to be zealous and diligent in imparting instruction to the best of his ability. Some are advanced to the highest rules of arithmetic and mensuration; in writing, the improvement was not so evident. Orthography is taught with more success, and more attended to, than in former years, by the children at this School.

Cape Traverse; **A. STEWART.**—Throughout the first year the present Teacher taught at this station; the improvement of the children was rapid and highly satisfactory; since then their progress has not kept equal pace, and the scholars have not attended so regularly. There are none advanced here beyond the

primary Rules of Arithmetic; but several children, of a tender age, read with much correctness and fluency. The school house, although small, is comfortable. Thirty on the list.

Searle Town, Bedeque; S. DAVIDSON.—Forty-one on the roll. This school is chiefly remarkable for the proficiency a considerable number of the children, and some very young, too, have attained in English Grammar; there are several correct readers, who can return ready answers upon the sense of what they read. A combination of causes affecting the regular attendance of the children appears to have retarded their progress of late. The improvement during the past year has not been nearly so great as was manifested the preceding two years; this appears principally in the Arithmetical and writing departments. Few can employ a better method of teaching than this Teacher. A neat and comfortable School House is here erected.

Lot 18,—ALEXANDER RAE, A. M., Teacher.—The school at this station was put in operation in the month of July last; it is situate near the upper boundary of Prince Town Royalty, and is supported by several of the Inhabitants of the Royalty, in conjunction with the settlers on the Township. The School House is a neat and commodious building, newly erected, and placed in an eligible and central situation. When visited in November last, 27 scholars were found to be in attendance, the number on the roll being 47, learning the usual elementary branches; several of the children were in their first stage, never having been at any school before, and many could read but imperfectly on entering the school; at the time of examination, above referred to, the school was found to be well organized, and Reading, Orthography and Arithmetic taught systematically and effectively. The scholars generally displayed an intelligence and a spirit of emulation highly pleasing.

Upper Bedeque; J. H. KNILANDS.—The Teacher here has recently succeeded to the charge of this school. When visited in December last, 30 scholars were found in attendance. From the judicious method of instruction pursued, and the ability of the teacher, much improvement is anticipated. The frequent changing of teachers here, of late years, has been prejudicial to the advancement of the children, and the vacations which on this account so often occur, very much interrupt and retard their progress. The school-house here is commodious, but uncomfortable, and insufficiently furnished with desks and other accommodations.

#### KING'S COUNTY.

White Sands, Murray Harbor—JOHN BROOKS.—This is a School of the second or highest class. It has been in operation since the 1st of August, 1841. 80 scholars have been taught therein since it was opened: it numbers, at present, 46; all of whom, with the exception of 5 or 6, are able to read the Bible and Testament, and can answer questions on the meaning of what they read with much readiness and accuracy. Several write a fair hand, and the most advanced are acquainted with the higher rules of arithmetic. In consequence of a want of books, two only are learning English Grammar, one Geography, and one sea-faring young man, Trigonometry and Navigation. Altogether, the improvement in this School is creditable—the greater number having commenced in the alphabet. The School-house, a new and commodious building, is fitted up in a comfortable manner, and reflects much credit on the inhabitants.

Here is also a Sunday-school, attended by a large number of scholars, averaging from 60 to 100. It is patronized by the Colonial Church Society of London, and supplied with the Scriptures and other religious publications. It has also a Lending Library, furnished by the kindness of Mr. Richardson, Agent of the above Society. The school is conducted by 5 male and 2 female teachers, and if duly appreciated and regularly attended, cannot fail of extending a highly beneficial influence over the surrounding neighborhood.

East Point, JAMES SLATTERY.—There was a school of the second or highest class opened here in the month of August last, attended by 25, several of whom were well advanced under the previous teacher in English Grammar, Reading and Writing—these, in addition to Arithmetic, were the only branches taught at the time it was last visited.

Rollo Bay, PATRICK SWENEY.—This school is attended by 28 scholars, the greater part of whom are only learning to read; there are a few writers and arithmeticians, but none advanced. This is the only English School which I found attended by any of the Acadian French children; a few of them receive instruction here, and are as remarkable for the progress they have made as any children at the school.

St. Peter's, P. FITZGERALD.—26 attend this school; from the few who were present at the different examinations, scarcely any opinion could be formed of the state of the school; the attendance appears to be exceedingly bad, and on that account, in addition to the want of books, no improvement of any consequence could be looked for.

St. Peter's.—P. BAMERICK was the teacher at this station during the preceding two years. The school-house here is in a ruinous state, and at some seasons unfit to teach in. The want of books among the children has been so great, that in addition to their irregular attendance, their progress has been almost stationary during the past year.—This station is at present vacant.

Bear River, JOHN MACNEILL.—This school has been recently established here, and the majority of the children consequently commenced at almost the first stage when examined last; 46 were on the roll, a few of whom were learning the first rules of arithmetic. Although the school has been in operation but little more than a year, the teacher has, thus far, given proofs of his diligence in promoting the improvement of his pupils.



**Little Sands—NEIL BEATON.**—This school has been vacant since the month of June last: up to that time, it was under the tuition of the above teacher for a year, during which time the number attending averaged from 25 to 30, all of whom could read and write tolerably well, and the school was likely to prove of much benefit to the district, had it been longer continued.

**Souris—EDMUND SNEA.**—34 attend this School, which has been taught two years by the present teacher. In consequence of many of the children being withdrawn at different seasons, to assist in fishing as well as agricultural operations, their progress in school has been much retarded; none are advanced in Arithmetic or Writing, but those most constant at school have made fair improvement in Reading and Orthography.

**Murray Harbour—JOHN STEWART.**—The teacher here has conducted the School of this District upwards of a year, and has now brought it to a state of very satisfactory improvement. At the last examination, none present were far advanced, but all shewed by their correctness and accuracy in Reading and Orthography, the care and attention bestowed by the teacher upon their improvement. The School-house is new and commodious.

**Three Rivers—JAMES STEWART.**—The teacher here has entered the second year upon the charge of this school; it is attended chiefly by very young children; 25 were present at the last examination, and with the exception of four, were not advanced either in English Grammar or Arithmetic: the junior scholars can all read.

**Georgetown—JOHN ARBUCKLE, A.M.**—In this rising town, a School of the highest class is established, and has been conducted by the present teacher during the last year. It is now in a very flourishing condition, and is attended by upwards of 50 scholars. The range of instruction embraces, in addition to the common elementary branches, the Latin Language, Practical Mathematics, and Geography. English Grammar also, is taught, with great success. This Seminary is a model in its organization, and effective systematic arrangements; some young men are in training in it to qualify themselves as teachers; and this institution, if adequately supported by Legislative and local aid, cannot fail of exercising a beneficial influence over the prosperity of this town.

**Lot 51, Georgetown Road—NATHANIEL MACLAREN.**—The School at this station continues in a prosperous condition, the average attendance is 30. Few children in country schools are more thoroughly acquainted with English Grammar and Arithmetic—they also read with propriety. The School-house is in a state of good repair.

**Murray Harbour, (South side)—JOHN MACDONALD.**—A School has recently been established here, and taught for a year by this teacher. The children generally are in the first stages of reading, &c. Religious instruction is imparted through the medium of the Scriptures and Catechism: average attendance, 27.

**East Point—THOMAS BAMBRICK.** The average attendance on this school is 26; on the roll 41. The course of instruction comprises Geography, Practical Mathematics and English Grammar, and the improvement effected in the School for the time taught has been highly creditable.

**East Point, Cross Roads—JOHN STEWART.** This school was conducted during the two past years by this teacher, and was brought to a very creditable state of improvement by his exertions. All the branches commonly learned in District Schools were here taught with much success. It is to be regretted that this school is at present closed; the average attendance was 35.

**Lot 47, West River—DUNCAN ROBERTSON.** The School of this District is attended by about 30 scholars, average daily attendance. In some of the branches taught considerable improvement was visible when the School was last examined. The common branches required of licensed teachers are all taught here, and the inhabitants are making very praiseworthy exertions to support the School.

**Lot 66, Georgetown Road—** This School unfortunately changes its teachers so frequently, and vacations so long, in consequence take place, that no improvement of any account could have been effected; and although several years have elapsed since the building was raised, and a teacher employed, scarcely any perceptible benefit has yet been reaped by the Children. The School is now again vacant, the last teacher having been summarily dismissed.

In enumerating the above Schools and also the children receiving free instruction on the Island, the National School has not been included. This useful and efficient Institution is partially supported by Government, and affords gratuitous instruction to the pupils.

There are three Female Schools also receiving Legislative aid in Charlottetown, teaching together 69 scholars: In these the common elementary branches are taught, and in two of them, in addition thereto, the course of instruction embraces Geography, History, English Grammar and Arithmetic. These schools are well conducted, and several of the children have made rapid progress in the various branches, and some of them display an intelligence superior to their years.

In conclusion, I have only to add, that the foregoing Schools exhibit different degrees of efficiency and improvement according to the skill and attainments of the respective teachers. Several of them as might be expected from the low scale of remuneration, and the want of early professional training on the part of the teacher, are but imperfectly taught; the returns however, of benefit to the young, in the aggregate, are more than equal to the outlay, either by Parents or by the Public in their support.

All which is respectfully submitted.

Tryon, (Eastern section.)—**GEORGE BYNON**, Teacher.—The School of this District was closed a considerable time previous to the present Teacher's succeeding to the charge thereof. When examined, 25 scholars were found to be in attendance, learning the usual rudimental branches, from the Alphabet to English Grammar. The method of teaching pursued is judicious. The children of this District, generally sustain a character for propriety of conduct—a proof of the attention which is paid to their morals.

Tryon—**JAMES GILLENDEE**, Teacher.—A new and commodious School-house was erected at this station, and opened in the month of August last, under the present teacher. When visited in December last, 43 scholars were on the roll. The state of improvement to which this School is brought, is deserving of particular notice; and considering the tender age of the majority of the children, their proficiency is not exceeded by those in any school in the County. The more advanced classes displayed an extensive and correct acquaintance with the elements of English Grammar, and read the higher class-books with fluency. Arithmetic and Writing are also taught by the most efficient methods. In this school, religious instruction is also blended with secular teaching.

Within a mile of the foregoing station, is another School—**DAVID J THOMSON**, Teacher.—This School was left by the former teacher, in a state of considerable improvement. The present one succeeded to the charge in August last. The children, with few exceptions, are well advanced in Reading and Writing. A class also learn English Grammar.

Crapaud—**JAMES BULLPIT**, Teacher.—This School is well attended, 42 being on the roll; Reading, Writing and Arithmetic are taught with success. Those who commenced with the present teacher in June last, have made very satisfactory progress. There are several excellent writers in particular in this school, and the system of discipline enforced is judicious and highly efficient.

Sable—**DONALD CAMPBELL**, Teacher.—There are 40 Scholars in attendance on this School, who have in general made satisfactory progress during the past year; several in the higher classes were well advanced under the last Teacher, at this station. English Grammar is taught in addition to the common inferior branches. The School-house is comfortable and commodious.

It is to be regretted that this District has been divided, and a second School (for which there seems to be little occasion) opened within a short distance of the above, and both drawing the public money. 30 scholars attend this school. Reading, writing and arithmetic are taught. A class have made some advances in English Grammar also. Being a new school, the improvement has been as great as could be expected.

JOHN MACNEILL, Visiter of District Schools.

Charlottetown, 31st January, 1843.

# APPENDIX

## (C.)

(SEE PAGE 34.)

*RETURN of Cultivated and Uncultivated LANDS in the several Townships, for which Assessment has been paid.*

No. of Township.	No. of Acres Cultivated.	No. of Acres Uncultivated.	Proclaimed.	Short.	No. of Township.	No. of Acres Cultivated.	No. of Acres Uncultivated.	Proclaimed.	Short.
1	14549	8451			35	17476	2544		
2	949	—	19051		36	16914	3086		
3	5390	12480	1330		37	13097	6430	473	
4	2621½	—	17378½		38	7396½	11863	740½	
5	2125	—	17875		39	6344	13584	72	
6	1160	—	18840		40	10167	9612	221	
7	3780	16220			41	11460	8540		
8	5021	11550	3429		42	6550	13700		
9	4210	15790			43	5484	14795		
10	1046	18954			44	12308	7100	—	92
11	6600	13400			45	17233½	5645		
12	1697	18303			46	12936	7361		
13	11353	8647			47	13618	6382		
14	7792	12208			48	12706½	10294		
15	10198½	1900			49	18415	4885		
16	11568	8432			50	14811	5774		
17	19191	—		809	51	13367	6633		
18	16861½	3239			52	8277	7693	4130	
19	18936	1064			53	8610	12057		
20	18675	1325			54	9800	10700		
21	18776	1230	994		55	13169	3988	—	2843
22	17858	3142			56	6870	13130		
23	15581	5419			57	18661	1339		
24	19000	1001			58	13271	6229		
25	13264½	5775		960½	59	13273	6727		
26	13006	6994			60	7385	12615		
27	12272	7183	545		61	4372	15628		
28	19498½	550			62	8656	11344		
29	17467	2533			63	13426	6658		
30	9427	10573			64	17580	2640		
31	15186	5314			65	18357	1375	768	
32	20166	250			66	4088	1977		
33	18507	1493			67	11697	16401		
34	20000	—							
	393732½	203920	79442½	1769½		388775½	269230	6404½	2935
						393732½	203920	79442½	1769½
						782508	473150	85847	4704½



# APPENDIX

## (D.)

(SEE PAGE 35.)

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### *Report of the Visiting Magistrates of Charlottetown Jail, for the Year 1842.*

To His Excellency Sir HENRY VERE HUNTLEY, Knight, Lieutenant Governor and Commander-in-Chief in and over Her Majesty's Island Prince Edward, and the Territories thereto belonging, Chancellor, Vice Admiral and Ordinary of the same, &c. &c. &c.

May it please your Excellency;

**W**E the Visiting Magistrates of Charlottetown Jail beg leave to present to your Excellency the following Report, for the year ending 31st December, 1842.

The number of persons committed to Jail during the above period, amounted to One hundred and twenty four—whereof

50 were for Debt, and

74 for Crimes and Misdemeanors—of which latter class there appear to have been

only eight females.

We find at the close of the year that the former were all discharged, either on bail, or on payment of their respective debts; and the latter, after having fulfilled the terms of their respective sentences; and we feel much pleasure in pointing out to your Excellency that there were no cases of a very aggravated nature. At the above mentioned period, there remained in the Jail only five male Prisoners, and one female, a Lunatic.

We would call your Excellency's attention to the very insecure state of the fence surrounding the Debtors' yard. A sum of £50 was voted last Session for the repair of it; but, upon examination, it was discovered to be in so dilapidated a condition as to render it necessary to put up an entirely new fence, and therefore the grant was not expended. It is supposed that an additional grant of £50 will be required to carry out this object.

A new flight of steps leading to the principal entrance is also much needed; and we would suggest to your Excellency the expediency of causing a porch to be erected for the protection of the same.

We would further recommend the following alterations, which will materially add to the security of the Jail, and improvement of the Prison Discipline:—

No. 1.—Four iron screen gratings, for the four lower windows in the Cells, to prevent communication with the Debtors.

No. 2.—A partition across the head of the stairs, to prevent the Debtors from having access to the Criminals.

No. 3.—Two small sleeping Cells, in connexion with the Female apartments.

We have the honor to be, Sir,

Your Excellency's obedient servants,  
WILLIAM MACINTOSH,  
JOHN M. HOLL.

Charlottetown, 24th January, 1843.

# APPENDIX

## (E.)

(SEE PAGE 41.)

### PORT OF PRINCE EDWARD ISLAND.

*AN ACCÓUNT of the number of Vessels launched and registered at this Port in the Year ended 31st December, 1843.*

VESSELS' NAMES.	OWNERS' NAMES.	Tons, OLD.	Tons, NEW.
Seal Hunter -	Thomas Boggs Tremain -	102	83
St. Margaret -	Donald Macdonald -	111	98
British Queen -	Angus Sutherland -	220	233
Palmerston -	Andrew Duncan -	223	231
Seaflower -	David Hughes -	85	23
Raven -	R. & F. Longworth -	72	55
Elizabeth -	James Harding -	66	41
Trial -	Joseph Dingwell -	74	59
Lady Huntley -	John Davis -	121	96
Laurel -	Andrew & William Bell -	52	40
Unicorn -	Alexander Macdonald -	66	56
Ann Kenny -	Daniel Brenan -	434	436
Mayflower -	Webster & Coffin -	138	132
Hope -	Henry Roberts -	69	46
Catherine -	John Viderstine -	17	10
Ann Catherine -	Timothy Martin -	14	12
Lady Lifford -	Jonathan Weatherby -	163	141
Happy Return -	Robert Linkletter -	39	27
Mary Jane -	Andrew Duncan -	344	376
Emma Searle -	Benjamin Davis -	472	561
Scotch Chief -	Kenneth Mackenzie -	26	17
Mary Ann -	Thomas How -	133	179
Elizabeth -	John Thompson -	19	12
Civility -	George Heard -	235	247
Native Lass -	William Saunderson -	111	90
Rising Sun -	Walter Burke -	160	166
New London -	Alexander Pickering & Co. -	18	13
Margaret -	John Tucker -	148	126
Rival -	David Rennie & John Douglas -	141	136
William -	Joseph Wightman -	116	70
John Hawkes -	George Hooper -	188	173
Brothers -	James Peake -	210	194
Irish Lass -	John O'Brien -	29	22
Barbara Ann -	James Peake -	98	72
Sir Henry Huntley -	John Davis -	247	270
Caledonia -	Thomas Pillman & Co. -	53	34

VESSELS' NAMES.		OWNERS' NAMES.		Tons, OLD.	Tons, NEW.
James	-	Charles Welsh	-	191	174
Eleanor	-	William Collins	-	147	116
Florence	-	James Peake	-	303	330
Dolphin	-	Daniel Flynn	-	166	148
Ann	-	William Macfarlane	-	31	24
Normal	-	James M'Eachern	-	149	117
Country Maid	-	Simon Deagle	-	53	39
Benjamin Etter Black	-	Macdonald & Walker	-	177	150
William Lang Black	-	Lauchlan & Angus Macdonald	-	181	147
Margaret & Ann	-	Peter Macnutt	-	32	56
Maria	-	James Peake	-	192	182
Abeona	-	George Saunderson	-	94	81
Brothers	-	Webster & Coffin	-	134	112
Swift	-	Robert Orr	-	49	32
Breeze	-	William Pugsley & John Brava	-	178	172
Nelson	-	S. & W. Nelson	-	133	127
Symmetry	-	Samuel Mutch	-	135	125
Jolly Tar	-	William & Benjamin Dingwell	-	129	112
Isabella Helen	-	M'Ewen & Anderson	-	164	139
Kate	-	Benjamin Davis	-	159	141
Argo	-	Walsh & Hobbs	-	130	111
Eliza	-	William Lord	-	192	185
Elizabeth	-	Jonathan Percy	-	149	126
Flora Beaton	-	Donald Beaton	-	186	169
Native Lass	-	Hector M'Eachern	-	131	116
Jane Dalrymple	-	Benjamin & Terence Webster	-	131	106
Alfred	-	Richard Pearse	-	237	258
William	-	Simon Burke	-	65	44
Ringdove	-	James Yeo	-	65	52
65 Vessels.					
				TOTAL TONS,	8952
					8318

Custom House, 31st December, 1842.

GEORGE R. GOODMAN, Collector.

## PORT OF PRINCE EDWARD ISLAND.

*AN ACCOUNT of Vessels for which Certificates have been granted at this Port, previous to their being registered, in the Year ended 5th January, 1843.*

*Nil.*

Custom House, 5th January, 1843.

GEORGE R. GOODMAN, Collector.

## PORT OF PRINCE EDWARD ISLAND.

*AN ACCOUNT shewing the number of Vessels and amount of Tonnage transferred from this Island to other Ports, during the Year ended 5th January, 1843.*

NUMBER OF VESSELS.	TONNAGE.
53	10,893

Custom House, 5th January, 1843.

GEORGE R. GOODMAN, Collector.

## PORT OF PRINCE EDWARD ISLAND.

*AN ACCOUNT of the number of Vessels and amount of Tonnage employed in the Foreign and Coasting Trades, in the Year ended 31st December, 1842.*

FOREIGN TRADE.			COASTING TRADE.		
No.	Tons.	Men.	No.	Tons.	Men.
36	8,294	350	188	11,271	615

Custom House, 5th January, 1843.

GEORGE R. GOODMAN, Collector.

8 Fishing Passes granted in the year 1842.





PORT OF CHARLOTTETOWN.

AN ACCOUNT OF GOODS IMPORTED IN THE YEAR ENDED 5TH JANUARY, 1843.

ARTICLES IMPORTED.	Great Britain.		British West Indies.		British North American Colonies.		Foreign Countries.		TOTAL.	
	£	s. d.	£	s. d.	£	s. d.	£	s. d.	£	s. d.
BRANDY,	99	1 8	.	.	1170	15 0	10	0 0	1279	17 2
CORDAGE,	1539	0 2	.	.	1075	0 1	.	.	2614	0 3
Dry Goods,	11493	2 11	.	.	17860	11 5	.	.	29353	14 4
NAILS,	515	6 3	.	.	1172	1 3	.	.	1687	7 6
SALT,	138	14 0	.	.	313	4 0	.	.	451	18 0
MOLASSES,	.	.	.	.	1534	0 9	12	10 0	1546	10 9
STATIONERY,	15	2 0	.	.	366	4 1	.	.	381	6 1
SOAP,	97	5 0	.	.	710	7 8	0	10 0	807	3 8
SUGAR,	16	4 5	.	.	3617	1 7	.	.	3633	6 0
RUM,	.	.	.	.	2144	1 0	.	.	2144	1 0
TEA,	1433	12 11	.	.	7754	4 0	.	.	9187	17 5
TOBACCO,	.	.	.	.	1535	13 9	11	5 0	1546	18 9
WINE,	146	3 0	.	.	656	0 0	.	.	802	3 0
IRON,	656	0 8	.	.	465	5 11	.	.	1121	12 7
SAIL CLOTH,	.	.	.	.	52	1 0	.	.	52	1 0
SUNDRIES,	5874	7 7	.	.	21791	18 3	700	9 9	28366	15 7
TOTAL,	£ 22024	7 7	.	.	62330	10 9	734	15 3	84089	13 7

Custom House, 5th January, 1843.

G. R. GOODMAN, Collector.

PORT OF CHARLOTTETOWN.

AN ACCOUNT OF GOODS EXPORTED IN THE YEAR ENDED 5TH JANUARY, 1843.

ARTICLES EXPORTED.	Great Britain.		British West Indies.		British North American Colonies.		Foreign Countries.		TOTAL.	
	£	s. d.	£	s. d.	£	s. d.	£	s. d.	£	s. d.
BARLEY,										
OATS,	81	5 0	15	0 0	120	10 0			120	10 0
FLOUR,					4440	0 0			4536	5 6
OATMEAL,					569	10 0			569	10 0
BEEF,	9	0 0			2194	5 0			2194	5 0
PORK,					57	0 0			57	0 0
DRY FISH,	5	10 0			1050	0 0			1050	0 0
PICKLED FISH,			15	0 0	57	0 0			62	10 0
TINNERS,	1431	0 0			925	15 0			1410	15 0
LATHWOOD,	82	14 0			690	0 0			2121	0 0
SPARS,	16	0 0			21	0 0			103	14 0
SCANTLING,					77	10 0			93	10 0
BOARDS & PLANK,					9	12 0			9	12 0
SHINGLES,					702	0 0			702	0 0
CATTLE,					357	5 0			357	5 0
SUSSES,					1630	0 0		80	1010	0 0
PIGS,					283	3 0			283	3 0
TURNIPS,			15	0 0	6	10 0			21	10 0
POTATOES,			50	0 0	120	13 0			120	13 0
SUNDRIES,	1638	15 0	29	10 0	8200	0 0			8250	0 0
TOTAL,	£	3264 4 0	£	124 10 0	£	24046 0 0	£	155 0 0	£	28100 3 0

Custom House, 5th January, 1843.

GEORGE R. GOODMAN, Collector.

**OUT-PORT OF BEDEQUE, PRINCE EDWARD ISLAND.**

**AN ACCOUNT OF GOODS IMPORTED DURING THE YEAR ENDING 5TH JANUARY, 1843.**

	ARTICLES IMPORTED.				Great Britain.		British West Indies.		British North American Colonies.		Foreign Countries.		TOTAL. British Sterling.			
					£	s.	d.	£	s.	d.	£	s.	d.	£	s.	d.
CORDAGE,	1 coil, 2 cwt. 3 qrs. 23 lbs.	-	-	-	.	.	.	.	.	.	.	.	.	4	15	6
DRY GOODS,	10 packages,	-	-	-	.	.	.	.	.	.	.	.	.	416	0	0
NAILS,	24 kegs, 250 lbs.	-	-	-	.	.	.	.	.	.	.	.	.	70	10	10
SALT,	802 bushels,	-	-	-	.	.	.	.	.	.	.	.	.	30	16	0
MOLASSES,	1 puncheon, 1 keg, and 16 gallons,	-	-	-	.	.	.	.	.	.	.	.	.	17	0	0
SOAP,	4 boxes,	-	-	-	.	.	.	.	.	.	.	.	.	2	10	8
SUGAR,	23 cwt. 2 qrs. 9 lbs. and 2 barrels,	-	-	-	.	.	.	.	.	.	.	.	.	42	5	0
TEA,	14½ chests,	-	-	-	.	.	.	.	.	.	.	.	.	130	10	0
TORACCO,	7 kegs and 36 lbs.	-	-	-	.	.	.	.	.	.	.	.	.	43	10	0
IRON,	4 cwt. 3 qrs. 8 lbs. and 57 bars,	-	-	-	.	.	.	.	.	.	.	.	.	55	15	0
SUNDRIES,	-	-	-	-	.	.	.	.	.	.	.	.	.	600	0	0
	<b>TOTAL,</b>				£						1400	13	7	1400	13	7

**Custom House, Bedeque, 5th January, 1843.**

**JOSEPH POPE, Sub-Collector.**

OUT-PORT OF BEDEQUE, PRINCE EDWARD ISLAND.

AN ACCOUNT OF GOODS EXPORTED DURING THE YEAR ENDING 5TH JANUARY, 1843.

ARTICLES EXPORTED.

ARTICLES EXPORTED.	Great Britain.		British West Indies.		British North American Colonies.		Foreign Countries.		TOTAL.	
	£	d.	£	d.	£	d.	£	d.	£	d.
BARLEY,					255	5				
OATS,					3004	5				
WHEAT,					67	8				
FLOUR,					34	0				
OATMEAL,					187	16				
BEEF,					11	0				
PORK,					29	15				
PICKLED FISH,					250	0				
TIMBER,	528	8								
LATHWOOD,	18	10								
SPARS,	5	0								
STAVES,	2	0								
BOARDS & PLANK,	403	10								
CATTLE,					231	12				
SHEEP,					37	18				
Pigs,					12	4				
POTATOES,					716	5				
SUNDRIES,					200	15				
TOTAL,	957	8			5038	2			6002	3

Custom House, 6th January, 1842.

JOSEPH POPE, Sub-Collector.

OUT-PORT OF RICHMOND BAY, PRINCE EDWARD ISLAND.

AN ACCOUNT OF GOODS IMPORTED IN THE YEAR ENDING 5TH JANUARY, 1843.

ARTICLES IMPORTED.	Great Britain.		British West Indies.		British North American Colonies.		Foreign Countries.		TOTAL.			
	£.	s. d.	£.	s. d.	£.	s. d.	£.	s. d.	£.	s. d.		
BRANDY,									34	7	0	
CORDAGE,	240	0	0	0					201	4	2	
DRY GOODS,	494	0	0	0	554	1	10		1048	7	10	
NAILS,	45	0	0	0					82	8	4	
MOLASSES,					55	16	11		55	16	11	
SALT, CLOTH,					12	17	1		12	17	1	
SAIT,	100	0	0	0	132	13	2		232	13	2	
SOAP,					4	19	11		4	19	11	
SUGAR,					71	10	0		71	10	0	
RUM,					45	10	10		45	10	10	
TEA,					298	18	6		298	18	6	
TOBACCO,	271	18	4						72	0	8	
SUNDRIES,	524	4	9						342	1	2	
TOTAL,	£ 1075	9	1			2072	5	6		3747	14	7

Custom House, 5th January, 1843.

CHARLES MACNUTT, Sub-Collector.

OUT-PORT OF RICHMOND BAY, PRINCE EDWARD ISLAND.

AN ACCOUNT OF GOODS EXPORTED IN THE YEAR ENDED 5TH JANUARY, 1843.

ARTICLES EXPORTED.	Great Britain.		British West Indies.		British North American Colonies.		Foreign Countries.		TOTAL.		
	£	s. d.	£	s. d.	£	s. d.	£	s. d.	£	s. d.	
BARLEY, 232 bushels,					35	18	0		35	18	0
PEARL-BARLEY, 2 barrels,					3	10	0		3	10	0
FLOUR, 4 tons, 104 barrels, 19 cwt. and 16 bags,					205	0	0		205	0	0
OATMEAL, 22 tons, 18 cwt. and 77 barrels,					522	12	0		522	12	0
BEEF, 48 barrels and 600 lbs.					110	10	0		110	10	0
PORK, 50 barrels and 250 lbs.					174	3	4		174	3	4
DRY-FISH, 356 quintals,					207	0	0		207	0	0
PICKLED FISH, 33 barrels and 30 quintals,					55	10	0		55	10	0
TIMBER, 1459 tons,	1208	0	0						1208	0	0
LATHWOOD, 44 cords,	44	0	0						44	0	0
SPARS, 127,	5	0	0						5	0	0
BOARDS & PLANK, 43 m. ft. boards, 26,813 ft. plank,	158	0	0						104	0	0
CATTLE, 67,					300	0	0		300	0	0
SHEEP, 176,					113	10	0		113	10	0
PIGS, 2,					2	0	0		2	0	0
TURKISH, 3 barrels,					0	15	0		0	15	0
POTATOES, 12,332 bushels,					1112	18	6		1112	18	6
OATS, 3,650 bushels,					3550	4	0		3550	4	0
SUNDRIES,	17	10	0		375	2	7		392	12	7
TOTAL,	£	1432	10	0					7087	10	5

Custom House, 5th January, 1843.

CHARLES MACNUTT, Sub-Collector.

OUT-PORT OF CASCUMPEQUE, PRINCE EDWARD ISLAND.

AN ACCOUNT OF GOODS IMPORTED IN THE YEAR ENDED 5TH JANUARY, 1843.

ARTICLES IMPORTED.	Great Britain.		British West Indies.		British North American Colonies.		Foreign Countries.		TOTAL. British Sterling.				
	£	s. d.	£	s. d.	£	s. d.	£	s. d.	£	s. d.			
COALS,	.	.	.	.	5	10	0	.	.	.	5	10	0
DRY GOODS,	.	.	.	.	8	18	0	.	.	.	8	18	0
TEA,	.	.	.	.	31	6	0	.	.	.	31	6	0
1 chest and 55 pounds,	.	.	.	.	8	0	0	.	.	.	8	0	0
TOBACCO,	.	.	.	.	37	1	8	.	.	.	37	1	8
125 pounds,	.	.	.	.	162	4	8	.	.	.	162	4	8
SALT,	.	.	.	.	.	.	.	.	.	.	.	.	.
445 bushels,	.	.	.	.	.	.	.	.	.	.	.	.	.
SUNDRIES,	.	.	.	.	.	.	.	.	.	.	.	.	.
TOTAL,	£	.	.	.	252	19	4	.	.	.	252	19	4

Custom House, 5th January, 1843.

NICHOLAS CONROY, Sub-Collector.



OUT-PORT OF CASCUMPEQUE, PRINCE EDWARD ISLAND.

AN ACCOUNT OF GOODS EXPORTED IN THE YEAR ENDED 5TH JANUARY, 1843.

ARTICLES EXPORTED.	Great Britain.		British West Indies.		British North American Colonies.		Foreign Countries.		TOTAL.	
	£	s. d.	£	s. d.	£	s. d.	£	s. d.	£	s. d.
ALEWIVES,	.	.	.	.	118	0 0	.	.	118	0 0
BUTTER,	.	.	.	.	4	0 0	.	.	4	0 0
CATTLE,	.	.	.	.	112	0 0	.	.	112	0 0
DRY FISH,	.	.	.	.	280	0 0	.	.	280	0 0
BOARDS,	.	.	.	.	15	0 0	.	.	15	0 0
OATS,	.	.	.	.	548	0 0	.	.	548	0 0
PIGS,	.	.	.	.	10	10 0	.	.	10	10 0
POTATOES,	.	.	.	.	87	15 0	.	.	87	15 0
SHEEP,	.	.	.	.	28	5 0	.	.	28	5 0
SHINGLES,	.	.	.	.	2	0 0	.	.	2	0 0
	Total,		£		1205 10 0				1205 10 0	

Custom House, 5th January, 1843.

NICHOLAS CONROY, Sub-Collector.

OUT-PORT OF GEORGETOWN, PRINCE EDWARD ISLAND.

AN ACCOUNT OF GOODS IMPORTED IN THE YEAR ENDED 5TH JANUARY, 1843.

ARTICLES IMPORTED.	Great Britain.		British West Indies.		British North American Colonies.		Foreign Countries.		TOTAL.	
	£	s. d.	£	s. d.	£	s. d.	£	s. d.	£	s. d.
BRANDY,	.	.	.	.	75	0 2	.	.	75	0 2
COPPER,	.	.	.	.	3	7 6	.	.	3	7 6
Dry Goods,	.	.	.	.	3447	7 3	.	.	3447	7 3
GIN,	.	.	.	.	54	0 0	.	.	54	0 0
MOLASSES,	.	.	.	.	323	6 4	31	17 10	355	4 2
RUM,	.	.	.	.	246	4 0	11	13 0	257	17 0
SUGAR,	.	.	.	.	291	15 10	.	.	291	15 10
TOBACCO,	.	.	.	.	338	7 4	.	.	338	7 4
TEA,	.	.	.	.	1209	8 2	.	.	1209	8 2
WINE,	.	.	.	.	87	17 0	.	.	87	17 0
SUNDRIES,	.	.	.	.	1640	4 4	.	.	1640	4 4
TOTAL,	£	.	.	.	7780	7 5	43	10 10	7823	18 3

Custom House, Georgetown, 5th January, 1843.

HUGH MACDONALD, Sub-Collector.

OUT-PORT OF GEORGETOWN, PRINCE EDWARD ISLAND.

AN ACCOUNT OF GOODS EXPORTED DURING THE YEAR ENDING 5TH JANUARY, 1843.

ARTICLES EXPORTED.	Great Britain.		British West Indies.		British North American Colonies.		Foreign Countries.		TOTAL.	
	£	s. d.	£	s. d.	£	s. d.	£	s. d.	£	s. d.
BOARDS & DEALS, 9204 & 460 m feet,	695	0 0	.	.	1103	0 0	.	.	1708	0 0
BARLEY, 1924 bushels,	.	.	.	.	301	19 0	.	.	301	19 0
BILLETS, 21 m,	.	.	.	.	42	0 0	.	.	42	0 0
CATTLE, 20 head,	.	.	.	.	100	0 0	.	.	100	0 0
CODFISH, 628 Quintals,	.	.	.	.	311	13 0	.	.	311	13 0
FLOUR, 40 barrels,	.	.	.	.	80	0 0	.	.	80	0 0
LATHWOOD, 26 cords,	18	0 0	.	.	.	.	.	.	18	0 0
OATS, 24004 bushels,	.	.	.	.	1906	10 2	.	.	1906	10 2
OATMEAL, 122 barrels,	.	.	.	.	183	0 0	.	.	183	0 0
PORK, 100 barrels,	25	0 0	.	.	270	0 0	.	.	295	0 0
POTATOES, 34546 bushels,	.	.	.	.	1575	11 0	.	.	1575	11 0
SHINGLES, 566 m,	.	.	.	.	273	10 0	.	.	273	10 0
SCANTLING, 85 tons & 9m feet,	.	.	.	.	72	0 0	.	.	72	0 0
SHEEP, 70,	910	5 0	.	.	50	5 0	.	.	960	5 0
TIMBER, 1119 tons,	30	0 0	.	.	20	0 0	.	.	50	0 0
SUNDRIES,	300	12 6	.	.	300	12 6	.	.	600	25 2
TOTAL,	£	1678 5 0	.	.	£	6743 6 8	.	.	£	8421 11 8

Custom House, Georgetown, 5th January, 1843.

HUGH MACDONALD, Sub-Collector.

OUT-PORT OF COLVILLE BAY, PRINCE EDWARD ISLAND.

AN ACCOUNT OF GOODS IMPORTED IN THE YEAR ENDING 5TH JANUARY, 1843.

ARTICLES IMPORTED.	Great Britain.		British West Indies.		British North American Colonies.		Foreign Countries.		Total.	
	£	s. d.	£	s. d.	£	s. d.	£	s. d.	£	s. d.
BRANDY,	-	-	-	-	14	0 0	-	-	-	-
CORDAGE,	-	-	-	-	339	4 5	-	-	-	-
DRY GOODS,	-	-	-	-	1050	0 3	-	-	-	-
NAILS,	-	-	-	-	81	8 2	-	-	-	-
MOLASSES,	-	-	-	-	120	10 0	-	-	-	-
SAIL CLOTH,	-	-	-	-	65	1 0	-	-	-	-
SALT,	-	-	-	-	4	4 0	-	-	-	-
SOAP,	-	-	-	-	20	1 8	-	-	-	-
SUGAR,	-	-	-	-	36	14 0	-	-	-	-
TEA,	-	-	-	-	207	0 0	-	-	-	-
TORACCO,	-	-	-	-	150	4 7	-	-	-	-
WINE,	-	-	-	-	13	18 0	-	-	-	-
RUM,	-	-	-	-	119	3 0	-	-	-	-
IRON,	-	-	-	-	76	19 0	-	-	-	-
SUNDRIES,	-	-	-	-	806	13 4	-	-	-	-
TOTAL,	£	-	-	-	3213	3 5	-	-	-	-

Custom House, 5th January, 1843.

WILLIAM S. MACGOWAN, Sub-Collector.



PORT OF PRINCE EDWARD ISLAND.

AN ACCOUNT SHEWING THE TOTAL VALUE OF GOODS IMPORTED, DISTINGUISHING EACH PORT, FOR THE YEAR ENDED 5TH JANUARY, 1843.

PORTS.	Great Britain.		British West Indies.		British North American Colonies.		Foreign Countries.		Total.	
	£	s. d.	£	s. d.	£	s. d.	£	s. d.	£	s. d.
CHARLOTTETOWN,	22024	7 7	.	.	63330	10 9	734	15 3	84950	13 7
BEDEQUE,	.	.	.	.	1490	13 7	.	.	1490	13 7
MALPEQUE,	1675	9 1	.	.	2072	5 0	.	.	3747	14 7
CASCUMPEQUE,	.	.	.	.	252	19 4	.	.	252	19 4
THREE RIVERS,	.	.	.	.	7780	7 5	43	10 10	7823	18 3
COLVILLE BAY,	.	.	.	.	3213	3 5	.	.	3213	3 5
<b>Total,</b>	£ 23690	16 8	.	.	77040	0 0	778	0 1	110158	2 9

Custom House, 5th January, 1843.

GEORGE R. GOODMAN, Collector.

PORT OF PRINCE EDWARD ISLAND.

AN ACCOUNT SHEWING THE TOTAL VALUE OF GOODS EXPORTED, DISTINGUISHING EACH PORT, FOR THE YEAR ENDED 5TH JANUARY, 1843.

PORTS.	Great Britain.		British West Indies.		British North American Colonies.		Foreign Countries.		TOTAL.	
	£	s. d.	£	s. d.	£	s. d.	£	s. d.	£	s. d.
CHARLOTTETOWN,	3264	4 0	124	10 0	2464	9 9	155	0 0	28100	3 9
BEDQUE,	957	8 0	.	.	5038	2 0	696	3 0	6691	13 0
MALPEQUE,	1432	10 0	.	.	7087	19 5	.	.	8520	9 5
CASCUMPEQUE,	.	.	.	.	1205	10 0	.	.	1205	10 0
THREE RIVERS,	1678	5 0	.	.	6743	6 8	.	.	8421	11 8
COLVILLE BAY,	.	.	.	.	5128	6 0	.	.	5128	6 0
Total,	£ 7332	7 0	124	10 0	49349	14 10	851	3 0	58167	14 10

Custom House, 5th January, 1843.

GEORGE R. GOODMAN, Collector.

# APPENDIX

## ( F. )

(SEE PAGE 44.)

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(Copy.)

AT THE COURT AT WINDSOR, the 4th January, 1843.

PRESENT :

*The Queen's Most Excellent Majesty,  
His Royal Highness Prince Albert,*

*Lord Chamberlain,  
Earl of Aberdeen,  
Earl of Haddington,*

*Lord Stanley,  
Sir Robert Peel, Bart.  
Mr. Chancellor of the Exchequer.*

**W**HEREAS the Lieutenant Governor of Her Majesty's Island of Prince Edward, with the Council and Assembly of the said Island, did, in the month of April, 1842, pass an Act, which has been transmitted, entitled as follows, viz :—

No. 584.—An Act to alter and in addition to an Act made and passed in the Tenth year of His late Majesty King George the Fourth, relating to the laying out and altering of Highways, and for other purposes therein mentioned.

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 Island of Prince Edward, and all other persons whom it may concern, are to take notice, and govern themselves accordingly.

(Signed)

C. GREVILLE.



# APPENDIX

(G.)

(SEE PAGE 57.)

## ESTIMATES of the Expenditure of the Government of Prince Edward Island, for the Year 1843.

SALARIES AND ALLOWANCES PER STATUTE.				CONTINGENT EXPENSES OF GOVERNMENT.			
Treasurer,	-	-	£500 0 0	Roads and Bridges,			
Colonial Secretary,	-	-	400 0 0	Incidental repairs of ditto,			
Travelling allowance to Chief Justice,			100 0 0	Premiums for killing Bears and Loupcerviers,	20	0	0
Collector of Impost at Charlottetown,			260 0 0	Sheriffs expenses, for Jails in the three			
Four Sub-Collectors of Customs,	-	-	160 0 0	Counties,	-	200	0 0
One ditto,	-	-	20 0 0	Fuel and Bread,	-	100	0 0
Two Masters of Central Academy,	-	-	300 0 0	Crown Prosecutions, including Fees of Crown			
District Schools, including salary of Visiter				Officers,	-	450	0 0
of Schools, and Secretary of Board of				Crown Officers' Fees, for other services,	-	50	0 0
Education, allowance to St. Andrew's				Inland Mails,	-	280	0 0
College, and Acadian Teachers,	-	-	1000 0 0	Winter Mails,	-	150	0 0
Adjutant General of Militia, &c.			75 0 0	Public Printing and Stationery, &c.	-	250	0 0
Wharfinger at Charlottetown,	-	-	30 0 0	Lunatics and Indigent persons,			
Seventeen Road Commissioners, at £10 each,			170 0 0	Interest on Warrants,	-	600	0 0
Market Clerk,	-	-	40 0 0	Plans and Estimates for Public Works,	-	20	0 0
				Contingencies,	-	250	0 0
SALARIES AND ALLOWANCES NOT FIXED BY STATUTE.				Legislative Council,			
Three High Sheriffs,	-	-	60 0 0	House of Assembly,			
Master of National School,			25 0 0	MISCELLANEOUS EXPENDITURE.			
Messenger of Executive Council, Crier of				Assessment on Government Pews in Saint			
Supreme Court, &c.	-	-	40 0 0	Paul's Church,	-	10	10 0
Jailer of Queen's County,	-	-	40 0 0	A sufficient sum to defray the unavoidable			
Ditto of King's County,	-	-	30 0 0	expenditure in and about Government			
Ditto of Prince County,	-	-	30 0 0	House and Premises, for the current year,			
Assayer of Weights and Measures, Queen's				A sum sufficient to pay compensation and			
County,	-	-	10 0 0	expenses of Sheriffs and Juries, in altering			
Medical Attendant at Charlottetown Jail,			10 0 0	old lines, and in forming new lines of Roads,			
Matron at Charlottetown Jail,	-	-	15 0 0	Excess of Expenditure in and about Go-			
Postmaster, for management of Inland Mails,			30 0 0	vernment House and Premises, during the			
Correspondent with Road Commissioners,			40 0 0	past and previous year,			
						202	17 1½

# APPENDIX

## (H.)

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### FIRST REPORT.

THE COMMITTEE appointed to report on the increased rates of POSTAGE between this Colony and the neighbouring Provinces; and also to report on the POST OFFICE DEPARTMENT generally, beg leave to submit—

That the attention of your Committee having been particularly drawn to the subject of the very general complaints of the increased rates of Postage between this Colony and the neighbouring Provinces, they have endeavoured to make themselves acquainted with the instructions to the Officers in the Post Office Department, under which these increased rates have been exacted; but your Committee regret to state, that they have met with difficulty in obtaining such information, owing to the refusal of the present Postmaster to communicate as fully on the subject as was desirable, in consequence of its being his instructions (as stated to your Committee) not to communicate any information without having first obtained permission so to do from the Deputy Postmaster General in Halifax—thus clearly shewing to your Committee a degree of secrecy in the management of that Department which your Committee believe to be totally unauthorized by the wishes or practice of the Postmaster General, or Her Majesty's Imperial Government, and calls loudly for a representation from the Legislature of this Colony, by whom the Post Office Department has been maintained at a very considerable expense, as will hereafter be shewn.

The sum paid for the transmission of the Mails to and from this Colony, for the last five years, amounts to £4,622 15s., while the receipts arising from Postage paid into the Public Treasury amount only to £2,301 12s. 5d., thus shewing a balance due to this Colony of £1321 3s. 7d.; which surplus, your Committee consider, ought to be defrayed out of the General Post Office Revenue, but which now remains a charge against the Post Office Establishment—a Department over which the local Government have not been hitherto permitted to exercise any controul.

Previous to 1812 the Postage charged on single letters between Halifax and Charlottetown was eight-pence, at all seasons of the year, and was received in the Currency of this Island; but under the present regulations, the Postage on such Letters is increased to eleven-pence half-penny by the Winter, and by the Summer route, to nine-pence—which two last sums are exacted in Halifax Currency, which, at the present rate or difference of Exchange, shows an increase of from 25 to 70 per cent.; and the Postage to all the neighbouring Provinces is increased in a rateable proportion. By way of illustrating the grievance the Colony labours under, owing to these additional rates of Postage, we would observe, that, according to the present regulations, the charge on a single Letter from this Island to Kingston, Upper Canada, is 2s. 5d.; and if weighing one ounce, is charged at *four rates of postage*, while the Postage on a Letter from this Island to any part of the United Kingdom is *only* 1s. 4d., *Halifax Currency*; and if not exceeding one ounce, is *only* charged at *two rates of postage*. The rates of Postage to Great Britain, and indeed to all parts of the world, on Packet or Ship Letters passing through the United Kingdom, are chargeable by weight, while those posted between any of the Towns in British North America or the United States, are chargeable according to the number of enclosures, without reference to weight, and therefore double and sometimes treble postage is exacted on letters below half an ounce in weight—a difference which your Committee consider bears with great hardship on the Inhabitants of these Colonies, particularly at a period when the liberal and enlightened policy of the Imperial Government has reduced the Postage throughout the United Kingdom to almost a nominal rate.

Your Committee would further remark, that it appears to have been the practice heretofore to allow the transmission of the printed votes and other Parliamentary Documents of the Provincial Legislatures to be forwarded or interchanged, free of Postage; but by the present regulations, the charges made on such documents amount to a prohibition, as the sum charged on the Journals of the Legislature of this Colony, forwarded to the Government of Nova Scotia last year, has been rated at upwards of £14; and they now remain, in consequence,

in the Post Office there, unclaimed; and the Postmaster of this Island is instructed not to forward the Public documents of this Island, of any nature or description, even by the Inland Mails (the expense of which is exclusively borne by this Colony), without charging the full rates of Postage thereon—which regulations your Committee cannot for a moment suppose to be in accordance with the wishes of the Imperial Government, and only require a proper representation, to induce Her Majesty's Government to interfere, and remove the grievance complained of. And also the Postmaster has received late instructions from the Deputy Postmaster General in Halifax, to exact Postage on all Newspapers forwarded from this Island to the neighbouring Provinces, which your Committee look upon as a tax imposed, not for the purposes of Revenue, to defray the charges of transmission (which could alone justify such a demand), but for the private emolument of a subordinate individual in that department, and which your Committee consider to be an application totally unauthorized by Law.

Your Committee observe, by the Imperial Act of 3d and 4th Victoria, cap. 96, that the Postmaster General, under the direction of the Commissioners of Her Majesty's Treasury, is authorized to charge such rates of Postage as they may, from time to time, direct; and is also authorized to pass by Post, between any places within Her Majesty's Colonies, Colonial Newspapers, free of Postage, or subject to such rates, regulations and restrictions, as the Postmaster General, with such consent as aforesaid, may think fit; but your Committee have no means of ascertaining whether the regulations now in force have been so authorized.

Your Committee, under all the foregoing circumstances, deem it of importance for the Legislature of the Colony to address Her Majesty's Government on the subject; and that a copy of this Report be forwarded to the Legislatures of the adjoining Provinces, with a view of drawing their attention to the existence of the grievances arising from the present increased rates of Postage, and also to what your Committee consider the improper use and irresponsible power delegated to the Deputy Postmaster General of Halifax, and which is, in its character, highly vexatious and oppressive—and of inducing those Legislatures to make a combined effort to remove them.

*RETURNS of the Prince Edward Island Post Offices, from January 5th to  
October 21st, 1842.*

	Forward Postage, including British, Provincial and paid Letters.	INLAND.		TOTAL AMOUNTS.
		Unpaid Letters sent from, and paid Letters sent to Charlottetown.	Unpaid Letters sent to, and paid Letters sent from Charlottetown.	
	£ s. d.	£ s. d.	£ s. d.	£ s. d.
TRYON—Gross Amounts, -	5 18 2	2 19 3	0 2 2	8 19 7
Deduct Commissions, -	1 3 7½	0 11 10	0 0 5	1 15 10½
Balances, -	4 14 6½	2 7 5	0 1 9	7 3 8½
CAPE TRAVERSE—Gross Amounts, -	2 1 1½	1 6 2	0 5 0	3 12 3½
Deduct returned Letters, -	0 0 6½	0 0 2	0 0 0	0 0 8½
" Commissions, -	2 0 7	1 6 0	0 5 0	3 11 7
Balances, -	0 8 1½	0 5 2½	0 1 0	0 14 4
Balances, -	1 12 5½	1 0 9½	0 4 0	2 17 3
BEDEQUE—Gross Amounts, -	13 8 5	5 9 2½	0 10 1	19 7 8½
Deduct returned Letters, -	1 3 4½	0 3 10	0 0 0	1 7 2½
" Commissions, -	12 5 0½	5 5 4½	0 10 1	18 0 6
Balances, -	2 9 0	1 1 1	0 2 0	3 12 1
Balances, -	9 16 0½	4 4 3½	0 8 1	14 8 5
TRAVELLER'S REST—Gross Amounts, -	6 4 1	2 16 11	0 2 4	9 3 4
Deduct returned Letters, -	0 1 8	0 0 6	0 0 0	0 2 2
" Commissions, -	6 2 5	2 16 5	0 2 4	9 1 2
Balances, -	1 4 6	0 11 3½	0 0 5½	1 16 3
Balances, -	4 17 11	2 5 1½	0 1 10½	7 4 11

	Forward Postage, including British, Provincial and paid Letters.	INLAND.		TOTAL AMOUNTS.
		Unpaid Letters sent from, and paid Letters sent to Charlottetown.	Unpaid Letters sent to, and paid Letters sent from Charlottetown.	
	£ s. d.	£ s. d.	£ s. d.	£ s. d.
ST. ELEANOR'S—Gross Amounts, -	7 9 3	5 4 10½	0 13 6	13 7 7
Deduct returned Letters, -	0 3 2½	0 0 6	0 0 0	0 3 8½
	7 6 0½	5 4 4½	0 13 6	13 3 11
" Commissions, -	1 9 2½	1 0 10½	0 2 8½	2 12 9½
Balances, -	5 16 10	4 3 6	0 10 9½	10 11 1½
LOT SIXTEEN—Gross Amounts, -	2 12 11	2 1 4	0 4 2	4 18 5
Deduct returned Letters, -	0 1 4	0 0 2	0 0 0	0 1 6
	2 11 7	2 1 2	0 4 2	4 16 11
" Commissions, -	0 10 4	0 8 3	0 0 10	0 19 5
Balances, -	2 1 3	1 12 11	0 3 4	3 17 6
KILDARE—Gross Amounts, -	0 7 0½	0 1 6	. . .	0 7 6½
Deduct Commissions, -	0 1 5	0 0 3½	. . .	0 1 8½
Balances, -	0 5 7½	0 1 2½	. . .	0 6 10
EGMONT BAY—Gross Amounts, -	1 9 7½	0 5 2½	0 0 10	1 15 8
Deduct Commissions, -	0 5 11	0 1 0½	0 0 2	0 7 1½
Balances, -	1 3 8½	0 4 2	0 0 8	1 8 6½
TIGNISH—Gross Amounts, -	0 3 10½	0 2 9½	. . .	0 6 8
Deduct Commissions, -	0 0 9	0 0 6½	. . .	0 1 3½
Balances, -	0 3 1½	0 2 3	. . .	0 5 4½
CASCUMPEQUE—Gross Amounts, -	2 17 6	1 4 5	0 1 6	4 3 5
Deduct Commissions, -	0 11 6	0 4 10½	0 0 3½	0 16 8
Balances, -	2 6 0	0 19 6½	0 1 2½	3 6 9
PORT HILL—Gross Amounts, -	5 10 11	3 5 11	0 1 2	8 18 0
Deduct Commissions, -	1 2 2	0 13 2	0 0 3	1 15 7
Balances, -	4 8 9	2 12 9	0 0 11	7 2 5
PRINCETOWN—Gross Amounts, -	7 19 8½	4 15 10½	0 6 6	13 2 1
Deduct returned Letters, -	0 4 8½	0 2 0	0 0 0	0 6 8½
	7 15 0	4 13 10½	0 6 6	12 15 4½
" Commissions, -	1 11 0	0 18 9	0 1 3½	2 11 0
Balances, -	6 4 0	3 15 1½	0 5 2½	10 4 4
INDIAN RIVER—Gross Amounts, -	1 3 4	0 9 8	0 0 2	1 13 2
Deduct Commissions, -	0 4 8	0 1 11	0 0 0½	0 6 7½
Balances, -	0 18 8	0 7 9	0 0 1½	1 6 6½
PARK CORNER—Gross Amounts, -	8 11 1	2 19 7	0 6 0	11 16 8
Deduct returned Letters, -	0 10 10	0 1 8	0 0 0	0 12 6
	8 0 3	2 17 11	0 6 0	11 4 2
" Commissions, -	1 12 0½	0 11 7	0 1 2½	2 4 10
Balances, -	6 8 2½	2 6 4	0 4 9½	8 19 4

	Forward Postage, including British, Provincial and paid Letters.	INLAND.						TOTAL AMOUNTS:
		Unpaid Letters sent from, and paid Letters sent to Charlottetown.			Unpaid Letters sent to, and paid Letters sent from Charlottetown.			
	£ s. d.	£ s. d.	£ s. d.	£ s. d.	£ s. d.	£ s. d.		
<b>NEW LONDON</b> —Gross Amounts, -	3 11 3	1 5 6½	0 1 10	4 18 7½				
Deduct returned Letters, -	0 5 2	0 0 10	0 0 0	0 6 0				
" Commissions, -	3 6 1	1 4 8½	0 1 10	4 12 7½				
" Commissions, -	0 13 2½	0 4 11	0 0 4½	0 18 6				
Balances, -	2 12 10½	0 19 9½	0 1 5½	3 14 1½				
<b>CAVENDISH</b> —Gross Amounts, -	2 19 6½	2 5 2	0 1 2	5 5 10½				
Deduct returned Letters, -	0 3 1½	0 0 4	0 0 0	0 3 5½				
" Commissions, -	2 16 5	2 4 10	0 1 2	5 2 5				
" Commissions, -	0 11 3½	0 8 11½	0 0 3	1 0 6				
Balances, -	2 5 1½	1 15 10½	0 0 11	4 1 11				
<b>NEW GLASGOW</b> —Gross Amounts, -	1 17 0	1 0 10	0 0 6	2 18 4				
Deduct returned Letters, -	0 4 11½	0 0 10	0 0 0	0 5 9½				
" Commissions, -	1 12 0½	1 0 0	0 0 6	2 12 6½				
" Commissions, -	0 6 5	0 4 0	0 0 1	0 10 6				
Balances, -	1 5 7½	0 16 0	0 0 5	2 2 0½				
<b>LOT EIGHT</b> —Gross Amounts, -	0 4 3½	0 1 4	. . .	0 5 7½				
Deduct Commissions, -	0 0 10½	0 0 3	. . .	0 1 1				
Balances, -	0 3 5	0 1 1	. . .	0 4 6				
<b>MOUNT PLEASANT</b> —Gross Amounts, -	1 15 5½	1 8 11	. . .	3 4 4½				
Deduct Commissions, -	0 7 1	0 5 9½	. . .	0 12 10½				
Balances, -	1 8 4½	1 3 1½	. . .	2 11 6				
<b>ST. PETER'S</b> —Gross Amounts, -	6 6 11	3 11 7	0 4 4	10 2 10				
Deduct returned Letters, -	0 10 4½	0 3 4	0 0 0	0 13 8½				
" Commissions, -	5 16 6½	3 8 3	0 4 4	9 9 1½				
" Commissions, -	1 3 3½	0 13 8	0 0 10½	1 17 10				
Balances, -	4 13 3	2 14 7	0 3 5½	7 11 3½				
<b>ST. MARGARET'S</b> —Gross Amounts, -	5 5 11½	3 4 6½	0 8 0	8 18 6				
Deduct returned Letters, -	0 3 6	0 2 2½	0 0 0	0 5 8½				
" Commissions, -	5 2 5½	3 2 4	0 8 0	8 12 9½				
" Commissions, -	1 0 6	0 12 5½	0 1 7	1 14 6½				
Balances, -	4 1 11½	2 9 10½	0 6 5	6 18 3				
<b>SOURIS</b> —Gross Amounts, -	4 8 0½	3 12 11½	0 8 4	8 9 4				
Deduct returned Letters, -	0 3 0½	0 2 9½	0 0 0	0 5 10				
" Commissions, -	4 5 0	3 10 2	0 8 4	8 3 6				
" Commissions, -	0 17 0	0 14 0½	0 1 8	1 12 8½				
Balances, -	3 8 0	2 16 1½	0 6 8	6 10 9½				

	Forward Postage, including British, Provincial and paid Letters.	INLAND.			TOTAL AMOUNTS.
		Unpaid Letters sent from, and paid Letters sent to Charlottetown.	Unpaid Letters sent to, and paid Letters sent from Charlottetown.		
	£ s. d.	£ s. d.	£ s. d.	£ s. d.	
BAY FORTUNE—Gross Amounts, -	2 10 10	2 1 8	0 2 2	4 14 8	
Deduct returned Letters,	0 1 4	0 0 4	0 0 0	0 1 8	
	<u>2 9 6</u>	<u>2 1 4</u>	<u>0 2 2</u>	<u>4 13 0</u>	
“ Commissions, -	0 9 11	0 8 3	0 0 5	0 18 7	
Balances, -	1 19 7	1 13 1	0 1 9	3 14 5	
FAIRFIELD—Gross Amounts, -	0 16 4	0 4 4	0 0 4	1 1 0	
Deduct Commissions, -	0 3 3	0 0 10½	0 0 1	0 4 2½	
Balances, -	0 13 1	0 3 5½	0 0 3	0 16 9½	
LOT FORTY-SEVEN—Gross Amounts, -	4 7 0	2 10 0	0 3 2	7 0 2	
Deduct returned Letters,	0 1 6	0 2 4	0 0 0	0 3 10	
	<u>4 5 6</u>	<u>2 7 8</u>	<u>0 3 2</u>	<u>6 16 4</u>	
“ Commissions, -	0 17 1	0 9 6½	0 0 7½	1 7 3	
Balances, -	3 8 5	1 18 1½	0 2 6½	5 9 1	
VERNON RIVER—Gross Amounts, -	1 19 6½	1 0 4	0 0 10	3 0 8½	
Deduct returned Letters,	0 3 10	0 0 10	0 0 0	0 4 8	
	<u>1 15 8½</u>	<u>0 19 6</u>	<u>0 0 10</u>	<u>2 16 0½</u>	
“ Commissions, -	0 7 1½	0 3 11	0 0 2	0 11 2½	
Balances, -	1 8 7	0 15 7	0 0 8	2 4 10	
BELFAST—Gross Amounts, -	16 10 5	4 15 0	0 1 10	21 7 3	
Deduct Commissions, -	3 6 1	0 19 0	0 0 4½	4 5 5½	
Balances, -	13 4 4	3 16 0	0 1 5½	17 1 9½	
GEORGETOWN—Gross Amounts, -	32 18 4	14 3 4½	2 4 0	49 5 8½	
Deduct returned Letters,	1 8 2	0 5 6½	0 0 0	1 13 8½	
	<u>31 10 2</u>	<u>13 17 10</u>	<u>2 4 0</u>	<u>47 12 0</u>	
“ Commissions, -	6 6 0½	2 15 7	0 8 9½	9 10 5	
Balances, -	25 4 1½	11 2 3	1 15 2½	38 1 7	
WHITE SANDS—Gross Amounts, -	3 2 11	1 8 6½	0 1 10	4 13 3½	
Deduct Commissions, -	0 12 7	0 5 8½	0 0 4½	0 18 8	
Balances, -	2 10 4	1 2 10	0 1 5½	2 14 7½	
MURRAY HARBOUR—Gross Amounts, -	3 3 3½	1 8 1	0 1 4	4 12 8½	
Deduct Commissions, -	0 12 8	0 5 7½	0 0 3	0 18 6½	
Balances, -	2 10 7½	1 2 5½	0 1 1	3 14 2	

*Amounts advanced to Couriers for conveying the Inland Mails, from the 1st January  
to the 5th October, 1842.*

	<i>£</i>	<i>s.</i>	<i>d.</i>
To Samuel Lane, Courier on the Georgetown route, - - - - -	59	4	0
James Feehan, do. on the Eastern route, - - - - -	34	16	0
Patrick Feehan, do. on do. ten weeks, up to October 5th, - - - - -	11	5	0
Thomas Crabb, do. on the Western route, - - - - -	63	5	0
— Mackinnon, three trips from St. Eleanor's to Port Hill, - - - - -	0	15	0
John Kilbride, from Port Hill to Cascumpeque, twenty-six trips, - - - - -	10	10	2
Joseph Higgins, from Port Hill to Egmont Bay, thirty-nine trips, - - - - -	9	15	0
John Travers, from Port Hill to Kildare and Tignish, thirty-nine trips, - - - - -	9	15	0
do. from St. Eleanor's to Cascumpeque, six trips, - - - - -	3	9	0
Dennis Kilbride, from do. to do. four trips, - - - - -	2	10	0
James Kinley, from Robert Gordon's, Lot 6, to Lot 8, seven trips, - - - - -	2	12	6
	<u>£212</u>	<u>16</u>	<u>8</u>

	Net proceeds of the forward and Inland Postage.	Net proceeds of the Inland Postage.	Amount paid Couriers.
	<i>£ s. d.</i>	<i>£ s. d.</i>	<i>£ s. d.</i>
WESTERN ROUTE, - - - - -	89 5 7½	32 12 1	107 11 8
EASTERN Do. - - - - -	33 12 1½	13 19 5½	46 1 0
GEORGETOWN Do. - - - - -	63 17 0	19 19 0	59 4 0
	<u>186 14 9</u>	<u>66 10 6½</u>	<u>212 16 8</u>

JOHN WILLIAMS, Late Postmaster.

Charlottetown, March 5th, 1843.

POST OFFICE, Charlottetown, February 23d, 1843.

Sir ;

In reply to your request of this date, for me to lay before His Excellency the Lieutenant Governor, for the information of the House of Assembly, "An account of the gross receipts at the Post Office for the past year, shewing the different sources of postage from whence the same is derived, and a distinct account of each, including the receipts at the different District Offices respectively; and also the expenditure of the Post Office department for the past year, together with the regulations under which public documents are transmitted within this Colony and to the neighbouring Provinces"—I beg to state, that having only filled the office of Postmaster of Charlottetown for a little over two months, during the past year, I am unable to comply with the request of His Excellency to the extent that is required: and I must also beg to state, that I do not feel at liberty to transmit to His Excellency, to be laid before the House of Assembly, an account of the gross receipts at the Post Office for the period I have acted as Postmaster, until I am permitted so to do by the Acting Deputy Post Master General of Halifax, to whom it will be my duty to apply for instruction on the subject—but I have made out a statement of the postage received from the Inland communications from the 22d of October to the 1st of January last, shewing the amount received from the respective offices, which I herewith beg to transmit to you, for the information of His Excellency the Lieutenant Governor and the House of Assembly. And here I must beg to remark, that I am prevented from closing and transmitting to Halifax my quarterly account of Inland postage to the first of January last, from the inattention of four of the country Postmasters, who have neglected to forward to me the amounts and proceeds to that date, and whose balances I am only able to put down in pencil in the account herewith transmitted.

The expenditure, for the period before stated, I have also made out, as far as the same has come to my knowledge.

All public documents passing through this office within the Colony, except they come through the Colonial Secretary, I am directed to charge with postage; and postage is also charged on all public documents transmitted to the neighbouring Provinces.

I am, Sir,

Your most obdt. humble Servt.,

THOMAS OWEN.

The Hon. T. H. Haviland,  
Colonial Secretary, &c. &c. &c.

Island or Inland Postage, received from 22d October to 1st January, 1843.	Paid Island Letters sent, and unpaid received at Charlottetown, from Country Offices.			Proceeds of Postage received from Country Offices.			Gross amount from each Office.		
	£	s.	d.	£	s.	d.	£	s.	d.
Georgetown, - - - - -	0	19	2	4	19	2½	5	18	4½
Belfast, - - - - -	0	0	4	1	5	3	1	5	7
Murray Harbour, - - - - -	0	0	8	0	5	4	0	6	0
Vernon River, - - - - -	0	1	10	0	13	0	0	14	10
White Sands, - - - - -	0	0	8	0	7	8½	0	8	4½
Bedeque, - - - - -	0	3	2	0	17	3	1	0	5
Cape Traverse, - - - - -	0	0	6	0	4	6	0	5	0
Cascumpeque, - - - - -	0	2	10	0	10	4½	0	13	2½
Cavendish, - - - - -	0	1	8	0	9	2½	0	10	10½
Egmont Bay, - - - - -	0	0	6	0	2	9½	0	3	3½
Indian River, - - - - -	0	1	4	0	4	10½	0	6	2½
Kildare, - - - - -	0	0	8	0	2	4	0	3	0
Lot Sixteen, - - - - -	0	2	8	0	9	2	0	11	10
New Glasgow, - - - - -	0	0	2	0	4	7	0	4	9
New London, - - - - -	0	1	4	0	8	0½	0	9	4½
Park Corner, - - - - -	0	3	2	0	17	7	1	0	9
Port Hill, - - - - -	0	2	0	0	11	11½	0	13	11½
Princetown, - - - - -	0	4	8	0	17	7	1	2	3
St. Eleanor's, - - - - -	0	5	4	1	0	5½	1	6	9½
Tignish, - - - - -	0	0	0	0	4	5½	0	4	5½
Tryon River, - - - - -	0	2	8	0	13	7½	0	16	3½
Traveller's Rest, - - - - -	0	0	2	0	7	1½	0	7	3½
Bay Fortune, - - - - -	0	0	0	0	2	3½	0	2	3½
Fairfield, - - - - -	0	0	8	0	4	1½	0	4	9½
Lot Forty-seven, - - - - -	0	4	2	0	16	6	1	0	8
Mount Pleasant, - - - - -	0	0	6	0	9	3½	0	9	9½
St. Margaret's, - - - - -	0	1	2	0	17	8½	0	18	10½
St. Peter's, - - - - -	0	0	10	0	16	11	0	17	9
Souris, - - - - -	0	5	6	0	17	9½	1	3	3½
	£3	9	4	20	1	0½	23	10	4½

Of the above sum of £23 10s. 4½d., the sum of £6 1s. 10½d. was derived from Postage on Island Newspapers.

*Amount of Provincial and Foreign Letters forwarded to Country Offices,  
from 22d October, 1842, to 1st January, 1843.*

Georgetown, - - - - -	£5	17	11	Park Corner, - - - - -	£1	2	9
Belfast, - - - - -	2	11	2	Port Hill, - - - - -	0	13	1½
Murray Harbour, - - - - -	0	11	3½	Princetown, - - - - -	1	5	10
Vernon River, - - - - -	1	19	4½	St. Eleanor's, - - - - -	1	1	7
White Sands, - - - - -	0	17	2½	Tignish, - - - - -	0	4	5
Bedeque, - - - - -	3	5	6	Tryon River, - - - - -	1	18	8
Cape Traverse, - - - - -	0	1	9½	Traveller's Rest, - - - - -	0	19	6½
Cascumpeque, - - - - -	0	10	11½	Bay Fortune, - - - - -	0	1	8½
Cavendish, - - - - -	0	16	0½	Fairfield, - - - - -	0	7	7
Egmont Bay, - - - - -	0	0	11	Lot 47, - - - - -	0	11	4½
Indian River, - - - - -	0	9	2	Mount Pleasant, - - - - -	0	17	8½
Kildare, - - - - -	0	4	1	St. Margaret's, - - - - -	1	6	7½
Lot Sixteen, - - - - -	0	9	3	St. Peter's, - - - - -	0	18	2
New Glasgow, - - - - -	0	11	3½	Souris, - - - - -	1	1	5
New London, - - - - -	1	3	6		£32	4	11½



*Amount paid for the Carriage of Inland Mails, for the Quarter ending January 5th, 1843.*

	£	s	d
Paid James Feehan, carriage of Eastern Mails, 13 trips, at 22s. 6d.	14	12	6
Paid Samuel Lane, carriage of Southern Mails, 13 trips, at £1 10s.	19	10	0
Paid Thomas Crabb, carriage of Western Mails to St. Eleanor's, including New London, Princetown and Bedeque, 7 trips, from 9th November, at 33s.	11	11	0
Paid Dennis Kilbride, carriage of Mails from St. Eleanor's to Cascumpeque, 13 trips, at 12s. 6d.	8	2	6
Paid John Travers, for carriage of Mails from Cascumpeque to Tignish, 13 trips,	3	5	0
Paid James Kinlay, carriage of Papers from Robert Gordon's, Lot 6, to Lot 7, 9 trips, at 7s.	3	3	0
Paid Joseph Higgins, carriage of Mail from Port Hill to Egmont Bay, 11 trips,	2	15	0
	<u>£62 19 0</u>		

Charlottetown, March 13th, 1843.

SIR;

I beg to forward to you an account of the gross receipts of Foreign and Provincial Postage received at the Post Offices of this Island during the quarter ending the 5th of January last, which, together with the account of Inland Postage already transmitted to you, is what I believe His Excellency the Lieutenant Governor requires, to be laid before the House of Assembly.

I have added to the statement how the amount has been disbursed and appropriated.

I am, Sir,

Your most obdt. humble Servt.,

THOMAS OWEN.

The Hon. T. H. Haviland,  
Colonial Secretary, &c. &c. &c.

*Gross amount of Foreign and Provincial Postage, received at the Post Offices of Prince Edward Island, the quarter ending January 5th, 1843.*

	Halifax Currency.	£	s	d
Amount of Postage received,	£181	6	1½	
Less, Commission to Postmasters,	36	5	2½	
	<u>145 0 11</u>			
DISBURSEMENTS, &c.				
Paid J. H. White, carriage of an extra Mail to Pictou in November,	3	10	0	
Paid A. P. Ross, Esquire, for trip of Steamer Pocahontas, by order of the Deputy Postmaster General,	5	0	0	
Paid A. P. Ross, Esquire, for Capt. Johnston, for trip of Albion Steamer,	10	0	0	
Paid Mr. James Lessel, by order of the Deputy Postmaster General,	52	16	0	
Henry Smith, for making and painting two large Winter Mail Bags,	2	12	7½	
Paid Hon. J. S. Smith, Treasurer, £81 15s. 7½d., P. E. I. currency,	71	2	3½	
	<u>145 0 11</u>			

Charlottetown, March 13th, 1843.

THOMAS OWEN, Postmaster.

*Amount of Expenditure incurred by the Local Government of Prince Edward Island, in conveying the Foreign and Provincial Mails to and from the Province of Nova Scotia, between the 1st day of January and the 31st day of December, 1842.*

	£	s.	d.
1842.			
March 3.—To Warrant to Phillips F. Irving, carrier of the Mail between Cape Travers and Cape Tormentine,	48	0	0
May 5.— Ditto, ditto,	50	1	0
“ Ditto, John Peacock, for conveying Mails between Cape Tormentine and Amherst,	41	19	6
Sept. 1.—Warrant to James Primrose, for the services of the Steamboat Pocahontas,	200	0	0
Dec. 8.—Warrant to Directors of Steam Navigation Company, for the services of the Steamboat Saint George,	300	0	0
	<u>£640</u>	<u>0</u>	<u>6</u>

Council Office, March 8th, 1843.

T. H. HAVILAND, C. C.

## SECOND REPORT.

Your Committee, in addition to their former Report on the Post Office Department, have to call the attention of the House of Assembly to the following account of the expenditure and receipts of some of the inland offices, whereby it will appear that the expense of some of the routes is far beyond any benefit the public in those parts derive from these establishments, and beyond what the present revenue of the Colony can justify your Committee in recommending a continuance of, viz:—

The amount paid to the Carrier to Kildare and Tignish in 1842, was	£13	0	0
The receipts at that office,	1	13	3½
To Egmont Bay, the expense was	13	0	0
The receipts,	2	4	5½
To Lot 7, the Quarter's expense was	3	3	0
The receipts,	0	6	3

Your Committee therefore recommend that, in future, the two Carriers to Kildare and Tignish, and the West Point, travel only once a fortnight, and that the Carrier to Egmont Bay be discontinued. Your Committee consider that the intercourse to Bedeque and Georgetown, being the Packet Stations in Prince and King's Counties, entitles the inhabitants of those Counties to the accommodation of a semi-weekly conveyance of the Mails during the period of the navigation being open, and therefore recommend the Mails to be forwarded to those places twice a week, for that time; the extra trip to Prince County, to proceed from Bedeque to Green's Shore and St. Eleanor's, returning by the same route—provided the expense annually does not exceed £24 in the whole. Two carriers ought to go to the Westward—one on the Southern route to Bedeque, by way of Tryon, and the other Carrier to go by the main Post Road by Princetown and Indian River, to St. Eleanor's; and return to Charlottetown by Glover's—having two Branch Carriers from Glover's—one to Campbelltown, and the other to Park Corner, returning by Johnston's Mills to Glover's. A Carrier ought to go by the Covehead Road to Covehead, Brackley Point, from thence to Rustico, New Glasgow and Cavendish, returning to town by the New Glasgow road. New Offices will be required to suit this arrangement. A Post-office ought to be established at Sable, at or near Mr. David Hallay's.

The Eastern Mail Carrier to go from Charlottetown to the head of St. Peter's Bay, from thence to Fortune Bay, Souris, West River, and to the East Point Portage, and return by the North side main road.

Additional Offices would be required at or near Fortune Bay, Dixon's Mill, Lot 42, and the newspapers to be left at Macdermott's, St. Peter's Road.

Also, an Office is required at Fort Augustus, at or near Francis Kelly's, which will accommodate a large number of inhabitants residing on Townships Nos. 35, 36, 37, 48 and 49, on the South side of the Hillsborough River; and the Mail-bag for this office might be taken by the Georgetown carrier to Lewis Gay's, Lot 19, and a branch from thence to Fort Augustus.

A carrier at present goes from the White Sands, Murray Harbour, to Belfast. This route ought to be changed, and the mail for Murray Harbour to be forwarded to the old Shipyard there from Vernon River, by the main road direct, and which they believe can be carried by the latter route at the same expense as by the Wood Island route. An Office ought to be at or near Mr. Dalziel's, Lot 63; and if the above line to the shipyard is adopted, an office must be established there. It will still be necessary to continue a carrier from Belfast to the Wood Islands, but not an office for letters; this may be done for 3s. a trip.

Your Committee find that the sum of £52 16s. Hal. cur., was paid last year to Mr. Lessel, which they suppose was for his attendance while enquiring into the Post Department here. This appears a large sum for that gentleman's expenses, for the short time he was engaged in this Colony, and appears to be an expense partly incurred for the correction of irregularities in the office here, occasioned, in some measure, by the negligence of the officers in the Post Office department in Halifax, in not sufficiently examining, for some years past, into the accounts of the Postmasters in this Colony.

Your Committee are of opinion, that the present stated hours of the Postmaster's attendance at the office do not afford sufficient accommodation to the public, and recommend that in future the attendance of that officer should at least be from 8 o'clock in the forenoon to 7 in the evening.

Your Committee find that when letters for this Colony from Great Britain are not posted direct to Halifax by the steamers, but are inadvertently sent by way of the United States, a very considerable increase of postage is charged. Your Committee therefore recommend that in the address to be laid before the Imperial Government on the subject of the Post Office Department, it be requested that in future all letters from the United Kingdom to this Colony be forwarded in a separate bag, by way of Halifax.

Your Committee have ascertained that the mails which left this Island on the 29th day of November last, and arrived at Pictou on the same day, did not reach Halifax in time to be forwarded by the Mail Steamer, leaving that Port for England on the 3d December, although a passenger from this Island by the same conveyance with the mail to Pictou, was in Halifax some days previous to the Steamer leaving for England. It appears to your Committee that orders for Insurance on several vessels have been transmitted by the mail, two of which vessels were unfortunately wrecked prior to the leaving of the next English mail, and consequently the orders for insurance of those vessels and the intelligence of their loss reached England at the same time. Your Committee are therefore of opinion, that there has been in this instance either a culpable neglect on the part of the Contractors for the conveyance of the mails between Pictou and Halifax, or of some of the Post-office authorities (and for which they ought to be held responsible), and that the Deputy Post Master General is in duty bound to institute such inquiries as would enable him to account to the public for such extraordinary detention, and which has resulted in very serious loss to individuals.

Your Committee would recommend that the Postage hitherto exacted on Newspapers inland, should be discontinued, as they consider that every facility ought to be afforded for the transmission of general information by such periodicals, particularly as Newspapers are now transmitted to and from the United Kingdom to all parts of the British empire free of postage; and further, as such an arrangement would not cause any diminution of the Revenue at all commensurate with the advantages that would be thereby conferred on the public by such an arrangement.

Your Committee are of opinion that the Postmaster of Charlottetown should reside in the building in which the Post Office is kept, for the purpose of affording security to the mails while in his charge, and also in cases of emergency, to provide access to the Office at all hours.

Your Committee, therefore, in conclusion, recommend that a message be sent His Excellency, requesting he will be pleased to direct that the regulations suggested by your Committee be carried into effect, and that the House will provide for the additional expense that may be thereby incurred.

All which is respectfully submitted.

# APPENDIX

## (I.)

(SEE PAGE 58.)

### STATEMENT of ACCOUNT of SALES of CROWN LANDS.

Dr.		Currency.			Cr.
		£ s. d.			£ s. d.
1834. To amount of Sales,	-	289 0 0		1842. By this sum paid into the Colonial	
1836. Do. do.		73 5 0		Treasury, up to this date,	2051 3 10½
1837. Do. do.	-	541 0 0		" this sum in hands of the Acting	
1838. Do. do.		401 2 6		Surveyor General,	133 15 0
1839. Do. do.	-	630 12 9		" Surveyor General's expenses,	415 1 10½
1840. Do. do.		1308 15 0		" amount due on a Lot in George-	
1841. Do. do.	-	679 4 6		town, resold,	16 12 6
				" amount due by purchasers,	1306 6 6
		£3922 19 9			£3922 19 9

GEORGE WRIGHT, Acting Surveyor General.

Surveyor General's Office, Prince Edward Island, 11th April, 1842.

APPENDIX (1.)

RETURN of CROWN LANDS sold during the Years 1839, 1840, and 1841, shewing the amount due thereon.

YEAR.	CHARLOTTETOWN ROYALTY.		GEORGETOWN.		GEORGETOWN ROYALTY AND LANDS ADJOINING.		PRINCETOWN ROYALTY.		TOWNSHIP No. 55.		TOTAL AMOUNT SOLD IN EACH YEAR.	AMOUNT NOT YET PAID BY THE PURCHASERS.
	No. of Lots.	Amount sold for.	No. of Lots.	Amount sold for.	No. of Lots.	Amount sold for.	No. of Lots.	Amount sold for.	No. of Lots.	Amount sold for.		
1839.	.	£ s. d. .	10	204 5 0	13	207 18 9	5	86 5 0	80	72 0 0	630 12 9	} 1806 0 6
1840.	12	261 10 0	38	552 10 0	25	329 0 0	12	165 15 0	.	.	1308 15 0	
1841.	9	193 19 6	14	240 5 0	9	137 0 0	9	108 0 0	.	.	670 4 6	
TOTAL.	21	455 9 6	67	1057 0 0	47	673 18 9	26	360 0 0	80	72 0 0	2618 12 3	

Surveyor General's Office, Charlottetown, 11th April, 1842.

GEORGE WRIGHT, Acting Surveyor General.

Dr. 1842.	CROWN LANDS,	£ s. d.	1842.	CONTRA.	Cr. £ s. d.					
March 24.—To paid Fees on Grants,		211	2	3½	March 24.—By net proceeds of Crown Lands to date,	1710	17	5½		
" T. Owen, orders for opening Roads, &c. in the Royalty of Georgetown,		166	11	10						
" paid Shore & Taylor, per order of Lieut. Governor, for removing a Pump from the Street to Rochfort Square,		7	16	6						
" paid George Thresher, for painting and putting up the names of the Streets in Charlottetown,		27	15	0						
" paid order of His Excellency Sir Charles A. Fitz Roy, per Lord John Russell's despatch of 23d Sept., 1839,		275	0	0						
Balance,		1022	11	10½						
		<u>£1710</u>	<u>17</u>	<u>5½</u>				<u>£1710</u>	<u>17</u>	<u>5½</u>
					By balance,	-	-	£1022	11	10½

J. SPENCER SMITH, Treasurer.

Treasurer's Office, 24th March, 1842.

*An Account of Moneys paid into the Treasury, under the 10th George 4, cap. 10.*

	£	s.	d.
Paid the late Treasurer, in 1832,	200	0	0
do. do. in 1833,	70	1	5½
present Treasurer, in 1841,	40	0	0
	<u>£310</u>	<u>1</u>	<u>5½</u>

J. SPENCER SMITH, Treasurer.

Treasurer's Office, 6th April, 1842.

*Return of Lands remaining in the Crown in Prince Edward Island.*

SITUATION.	ACRES.	TOWN AND WATER LOTS.	PASTURE LOTS.
Township Number Fifteen,	5755		
Township Number Fifty-five,	1000		
Charlottetown,	—	5	
Georgetown,	—	140	
Georgetown Royalty and Lands adjoining,	—		141
Princetown,	—	464	
Princetown Royalty,	—		50
TOTAL,	<u>6755</u>	<u>609</u>	<u>191</u>

GEORGE WRIGHT, Acting Surveyor General.

Surveyor General's Office, 11th April, 1842.

*STATEMENT of Account of Sales of CROWN LANDS, from the 11th April  
to 31st December, 1842.*

Dr.	Currency.	1842.	Cr.	Currency.	1842.
	£ s. d.			£ s. d.	
1842.					
April 11.—To this sum in the hands of the Surveyor General, as per statement made 11th April, 1842,	133 15 0		By this sum paid into the Colonial Treasury, from 11th April to 31st December, 1842,	470 4 4	
“ amount due by purchasers of Crown Lands, on the 11th April, 1842,	1306 6 6		“ Surveyor General's expenses,	68 5 6	
“ amount of Sales, from 1st January to 31st December, 1842,	357 5 0		Dec. 31.—“ this sum now in the hands of the Surveyor General,	132 5 11	
			“ amount not paid on eight Town Lots in Georgetown, forfeited, and re-sold on the 9th July, 1842,	112 18 3	
			“ amount due by purchasers at this date,	1043 12 6	
	£1827 6 6			£1827 6 6	

Surveyor General's Office, 31st December, 1842.

GEO. WRIGHT, Surveyor General.

GOVERNMENT,

To GEORGE WRIGHT, Surveyor General, Dr.

1842.	£ s. d.
July 3.—To holding a Sale of Crown Lands at Georgetown, engaged three days,	3 10 0
“ Survey of 11 Town Lots, at 5s.	2 15 0
“ Survey of 15 Pasture Lots, at 15s.	11 5 0
“ Paid chainmen and labourers, 19 days, at 4s.	3 16 0
“ Plans and descriptions of 33 Lots, at 10s.	16 10 0
“ J. D. Hazard's Account for Printing,	1 12 6
“ J. B. Cooper & Co's. Account for Printing,	2 0 0
“ Commission on £537 0s. 9d., collected since 11th April, 1842, 5 per cent.	26 17 0
	£68 5 6

Surveyor General's Office, 31st December, 1842.

*CROWN LANDS sold during the Year 1842.*

DATE OF SALE.	DESCRIPTION AND SITUATION.	AMOUNT SOLD FOR.
		£ s. d.
1842.		
April 2.	Two Water Lots in Charlottetown,	30 0 0
July 9.	Seventeen Town Lots in Georgetown,	169 15 0
	Fifteen Pasture Lots in Georgetown Royalty,	187 10 0
		£387 5 0

Surveyor General's Office, 4th March, 1843.

GEO. WRIGHT, Surveyor General.

*AN ACCOUNT of Proceeds of Sales of CROWN LANDS, to 2d March, 1843.*

Dr.	CROWN LANDS,	£ s. d.	1842.	CONTRA.	Cr.	£ s. d.
1842.						
Dec. 6.—	To cash paid Thomas H. Haviland, per Order of Lieut. Governor, being His Excellency's travelling allowance for the current year, under the authority of Lord John Russell's Despatch of 23d September, 1839, No. 5,	100 0 0	March 24.—	By balance, as per Return furnished,	-	1022 11 10½
	Balance,	1693 2 7½	April 9.—	" amount from Acting Surveyor General, on account of Sales,	-	300 6 5
		<u>£1793 2 7½</u>	August 16.—	" " ditto, ditto,		115 5 0
			Dec. 31.—	" Surveyor General,		354 19 4
						<u>£1793 2 7½</u>
			Dec. 31.—	By balance,	-	1693 2 7½

Treasurer's Office, 2d March, 1843.

J. SPENCER SMITH, Treasurer.

*RETURN of LANDS remaining in the Crown in Prince Edward Island.*

SITUATION.	ACRES.	TOWN AND WATER LOTS.	PASTURE LOTS.
Township Number Fifteen,	5755		
Township Number Fifty-five.	1000		
Charlottetown,	—	4	
Georgetown,	—	131	
Georgetown Royalty,	—	—	126
Princetown,	—	464	
Princetown Royalty,	—	—	50
TOTAL,	<u>6755</u>	<u>599</u>	<u>176</u>

Surveyor General's Office, 4th March, 1843.

GEO. WRIGHT, Surveyor General.



# APPENDIX

## (J.)

(SEE PAGE 71.)

### SCHEDULE OF ACCOUNTS CONTAINED IN.

<p>No. 1. Attorney General's Bill, for miscellaneous services. 2. do. Bill, for Crown Prosecutions. 3. Acting Solicitor General's Bill, for do. 4. Solicitor General's Bill, for do. 5. Queen's County—Clerk of the Crown's Accounts. 6. King's County—Deputy Clerk of Crown's Accounts. 7. Prince County—Deputy Clerk of Crown's Accounts. 8. Sheriff of Queen's County's Account. 9. Do. of Prince do. do. 10. Do. of King's do. do. 11. Thomas Owen's Account for sundries for George-town Jail.</p>	<p>No. 12. King's County Elections; Sheriff's Account. 13. Queen's County do. Sheriff's Account. 14. Prince County do. Sheriff's Account. 15. Coroner's Account. 16. Surveyor General's Account. 17. Isaac Smith's Account for Plans, &amp;c. 18. Do. Account for removing Market House. 19. Town Major's Account, 20. Legislative Council; Printer's Account. 21. Queen's Printer's Accounts for 1842. 22. J. B. Cooper &amp; Co's. Account, for sundry services. 23. Treasurer's Small Disbursement's Account.</p>
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#### No. 1.

GOVERNMENT OF PRINCE EDWARD ISLAND,

To ROBERT HODGSON, Attorney General,

Dr.

July, 1842

	£	s.	d.
Perusing 26 Acts of the General Assembly, passed in Session of 1842, and reporting specifically on each, by command of the Lieut. Governor, whether His Excellency could assent to them, at 6s. 8d. each,	8	9	0
Reporting on same Acts, reasons for passing same in triplicate, for Colonial Office, very lengthy, and occupied several days,	10	16	8
Putting marginal notes to same Acts, preparatory to printing, very troublesome, and occupied several days,	11	16	8
Perusing proof sheet of each Act as it came from the press, and correcting same,	6	16	8
Opinion to Commissioners of Treasury Notes on case submitted by them,	2	6	8
Retainer on writ under Koad Compensation Act, for laying out a road in Prince County,	2	6	8
Instructions and Precipe for Writ,	-	6	8
Issuing Subpœnas, 2s. 6d.; Copies 2s.,	-	4	6
Currency,	£43	3	4
Omitted above—drafting Act, by command of Lt. Governor, to confirm Acts of President Wright,	-	1	3
Currency,	£44	6	8

R. HODGSON, Attorney General.

## No. 2.

## GOVERNMENT OF PRINCE EDWARD ISLAND,

To ROBERT HODGSON, Attorney General,

Dr.

Sterling.  
£ s. d.

1842.

HILARY TERM—QUEEN'S COUNTY.

*The Queen vs. James Wall.*

Larceny.	Fee, examining depositions, and instructing Clerk of the Crown to draw Indictment,	-	-	-	1	1	0	
Convicted.	Fee, perusing and signing Indictment,	-	-	-	0	10	6	
	Drawing Brief,	-	-	-	0	13	4	
	Copy for Solicitor General,	-	-	-	0	6	8	
	Fee on Trial to Attorney General,	-	-	-	2	2	0	
								4 13 6

*The Queen vs. Robert Byers.*

Larceny.	Fee, examining depositions, and instructing Clerk of the Crown to draw Indictment,	-	-	-	1	1	0	
Bill not found.	Fee, perusing and signing Indictment,	-	-	-	0	10	6	
								1 11 6

*The Queen vs. Christopher Lawson.*

Larceny.	Fee, examining depositions, and instructing Clerk of the Crown to draw Indictment,	-	-	-	1	1	0	
Pleaded guilty.	Fee, perusing and signing Indictment,	-	-	-	0	10	6	
	Drawing Brief,	-	-	-	0	13	4	
	Copy for Solicitor General,	-	-	-	0	6	8	
								2 11 6

*The Queen vs. John Denny.*

Larceny.	Fee, examining depositions, and instructing Clerk of the Crown to draw Indictment,	-	-	-	1	1	0	
Convicted.	Fee, perusing and signing Indictment,	-	-	-	0	10	6	
	Drawing Brief,	-	-	-	0	13	4	
	Copy of Brief for Solicitor General,	-	-	-	0	6	8	
	Fee on Trial to Attorney General,	-	-	-	2	2	0	
								4 13 6

*The Queen vs. Christopher Lawson.*

Second Larceny.	Fee, examining depositions, and instructing Clerk of the Crown to draw Indictment,	-	-	-	1	1	0	
Pleaded guilty.	Fee, perusing and signing Indictment,	-	-	-	0	10	6	
	Drawing Brief,	-	-	-	0	13	4	
	Copy for Solicitor General,	-	-	-	0	6	8	
								2 11 6

*The Queen vs. Maurice Bowlan.*

Maliciously maiming Cattle.	Fee, examining depositions, and instructing Clerk of the Crown to draw Indictment,	-	-	-	1	1	0	
Convicted.	Fee, perusing and signing Indictment,	-	-	-	0	10	6	
	Drawing Brief,	-	-	-	0	13	4	
	Copy for Solicitor General,	-	-	-	0	6	8	
	Fee on Trial to Attorney General,	-	-	-	2	2	0	
								4 13 6

*The Queen vs. Christopher Lawson.*

Third Larceny:	Fee, examining depositions, and instructing Clerk of the Crown to draw Indictment,	-	-	-	1	1	0	
Pleaded guilty.	Fee, perusing and signing Indictment,	-	-	-	0	10	6	
	Drawing Brief,	-	-	-	0	13	4	
	Copy for Solicitor General,	-	-	-	0	6	8	
								2 11 6

Carried forward, £

1842.		Brought forward,	£	
<i>The Queen vrs. John Denny.</i>				
Larceny.	Fee, examining depositions, and instructing Clerk of the Crown to draw Indictment,	-	1 1 0	
Bill not found.	Fee, perusing and signing Indictment,	-	0 10 6	1 11 6
June Term, at St. Eleanor's.				
<i>The Queen vrs. Roderick Macneill.</i>				
Assault on Sheriff in execution of his duty.	Fee, examining depositions, and instructing Clerk of the Crown to draw Indictment,	-	1 1 0	
For trial next Term.	Fee, perusing and signing Indictment,	-	0 10 6	1 11 6
Trinity Term, Queen's County.				
<i>The Queen vrs. Edward Bradley,</i>				
Larceny.	Fee, examining depositions, and instructing Clerk of the Crown to draw Indictment,	-	1 1 0	
Convicted.	Fee, perusing and signing Indictment,	-	0 10 6	
	Drawing Brief,	-	0 13 4	
	Copy for Solicitor General,	-	0 6 8	
	Fee, on Trial to Attorney General,	-	2 2 0	4 13 6
<i>The Queen vrs. Margaret Dallan.</i>				
Larceny:	Fee, examining depositions, and instructing Clerk of the Crown to draw Indictment,	-	1 1 0	
Pleaded guilty.	Fee, perusing and signing Indictment,	-	0 10 6	
	Drawing Brief,	-	0 13 4	
	Copy for Solicitor General,	-	0 6 8	2 11 6
<i>The Queen vrs. Edward Williams.</i>				
Larceny.	Fee, examining depositions, and instructing Clerk of the Crown to draw Indictment,	-	1 1 0	
Convicted.	Fee, perusing and signing Indictment,	-	0 10 6	
	Drawing Brief,	-	0 13 4	
	Copy for Solicitor General,	-	0 6 8	
	Fee, on Trial to Attorney General,	-	2 2 0	4 13 6
<i>The Queen vrs. Mary Alice Easterbrooke.</i>				
Larceny:	Fee, examining depositions, and instructing Clerk of the Crown to draw Indictment,	-	1 1 0	
Recognizance estreated and paid.	Fee, perusing and signing Indictment,	-	0 10 6	
	Motion, that Recognizance be estreated,	-	0 10 0	3 1 6
<i>The Queen vrs. John Denny.</i>				
Larceny.	Fee, examining depositions, and instructing Clerk of the Crown to draw Indictment,	-	1 1 0	
Pleaded guilty.	Fee, perusing and signing Indictment,	-	0 10 6	
	Drawing Brief,	-	0 13 4	
	Copy for Solicitor General,	-	0 6 8	2 11 6
<i>The Queen vrs. Edward Williams.</i>				
Second Larceny.	Fee, examining depositions, and instructing Clerk of the Crown to draw Indictment,	-	1 1 0	
Convicted.	Fee, perusing and signing Indictment,	-	0 10 6	
	Drawing Brief,	-	0 13 4	
				Carried forward, £

1842.		Brought forward,		£	
	Copy for Solicitor General,	-	-	0 6 S	
	Fee, on Trial to Attorney General,	-	-	2 2 0	4 13 6
<i>The Queen vrs. Peter Henry Volure.</i>					
Larceny.	Fee, examining depositions, and instructing Clerk of the Crown to draw Indictment,	-	-	1 1 0	
Pleaded guilty.	Fee, perusing and signing Indictment,	-	-	0 10 6	
	Drawing Brief,	-	-	0 13 4	
	Copy for Solicitor General,	-	-	0 6 S	2 11 6
<i>The Queen vrs. Hugh Cooper.</i>					
Larceny.	Fee, examining depositions, and instructing Clerk of the Crown to draw Indictment,	-	-	1 1 0	
Convicted.	Fee, perusing and signing Indictment,	-	-	0 10 6	
	Drawing Brief,	-	-	0 13 4	
	Copy for Solicitor General,	-	-	0 6 S	
	Fee, on Trial to Attorney General,	-	-	2 2 0	4 13 6
<i>The Queen vrs. John Dornan.</i>					
Tried for Murder.	Fee, examining depositions, and instructing Clerk of the Crown to draw Indictment,	-	-	1 1 0	
Convicted of Man-slaughter.	Fee, perusing and signing Indictment,	-	-	0 10 6	
	Drawing Brief,	-	-	0 13 4	
	Copy for Solicitor General,	-	-	0 6 S	
	Fee, on Trial to Attorney General,	-	-	5 5 0	7 16 6
<i>The Queen vrs. Alexander Macneill.</i>					
Assault presented by Grand Jury.	Fee, perusing presentment, and instructing Clerk of the Crown to draw Indictment,	-	-	1 1 0	
Party absconded.	Fee, perusing and signing Indictment,	-	-	0 10 6	
	Fee, on motion for Bench Warrant,	-	-	0 10 0	
	Fee, on motion for extension of do.	-	-	0 10 0	2 11 6
<i>The Queen vrs. James Smith and others.</i>					
Aggravated assault on a Magistrate.	Fee, examining depositions, and instructing Clerk of the Crown to draw Indictment,	-	-	1 1 0	
Parties absconding.	Fee, perusing and signing Indictment,	-	-	0 10 6	
	Fee, on motion for Bench Warrant,	-	-	0 10 0	
	Fee, on motion to extend do.	-	-	0 10 0	2 11 6
<i>The Queen vrs. James Smith and others.</i>					
Aggravated assault on a Constable.	Fee, examining depositions, and instructing Clerk of the Crown to draw Indictment,	-	-	1 1 0	
Parties absconding.	Fee, perusing and signing Indictment,	-	-	0 10 6	
	Fee, on motion for Bench Warrant,	-	-	0 10 0	
	Fee, on motion to extend do.	-	-	0 10 0	2 11 6
<i>The Queen vrs. James Smith and others.</i>					
Aggravated assault on James Bourke.	Fee, examining depositions, and instructing Clerk of the Crown to draw Indictment,	-	-	1 1 0	
Parties absconding.	Fee, perusing and signing Indictment,	-	-	0 10 6	
	Fee, on motion for Bench Warrant,	-	-	0 10 0	
	Fee, on motion to extend do.	-	-	0 10 0	2 11 6
				Carried forward,	£

1842.		Brought forward,		£
<i>The Queen vrs. Humphrey Williams.</i>				
Receiving stolen Goods.	Fee, examining depositions, and instructing Clerk of the Crown to draw Indictment,	-	-	1 1 0
Party absconding.	Fee, perusing and signing Indictment,	-	-	0 10 6
	Fee, on motion for Bench Warrant,	-	-	0 10 0
	Fee, on motion to extend do.	-	-	0 10 0
				2 11 6
<i>The Queen vrs. William Macneill.</i>				
Nuisance presented by Grand Jury.	Fee, examining presentment, and instructing Clerk of the Crown to draw Indictment,	-	-	1 1 0
Traversed for trial next Term.	Fee, perusing and signing Indictment,	-	-	0 10 6
				1 11 6
<i>The Queen vrs. Elisha Columbus Le Page.</i>				
Nuisance for stopping a Highway, presented by Grand Jury.	Fee, examining presentment, and instructing Clerk of the Crown to draw Indictment,	-	-	1 1 0
	Fee, perusing and signing Indictment,	-	-	0 10 6
Party convicted.	Drawing Brief,	-	-	0 13 4
	Copy of Brief for Solicitor General,	-	-	0 6 8
	Fee, on Trial to Attorney General,	-	-	4 4 0
				6 15 6
<i>The Queen vrs. Thomas Wilson &amp; James Shore.</i>				
Assault presented by Grand Jury— one party absconding, the other for trial next Term.	Fee, examining presentment, and instructing Clerk of the Crown to draw Indictment,	-	-	1 1 0
	Fee, perusing and signing Indictment,	-	-	0 10 6
	Fee, on motion for Bench Warrant,	-	-	0 10 0
	Fee, on motion to extend do.	-	-	0 10 0
				2 11 6
<i>The Queen vrs. Edward Feehan.</i>				
Assault presented by Grand Jury.	Fee, examining depositions, and instructing Clerk of the Crown to draw Indictment,	-	-	1 1 0
Party absconding.	Fee, perusing and signing Indictment,	-	-	0 10 6
	Fee, on motion for Bench Warrant,	-	-	0 10 0
	Fee, on motion to extend do.	-	-	0 10 0
				2 11 6
<i>The Queen vrs. Patrick Connick.</i>				
Assault on Sheriff's Bailiff.	Fee, examining presentment, and instructing Clerk of the Crown to draw Indictment,	-	-	1 1 0
For trial next Term.	Fee, perusing and signing Indictment,	-	-	0 10 6
	Fee, on motion for Bench Warrant,	-	-	0 10 0
				2 1 6
			Sterling,	£91 5 0

10th July, 1842.

R. HODGSON, Attorney General.

## GOVERNMENT OF PRINCE EDWARD ISLAND,

TO ROBERT HODGSON, Attorney General, Dr.

July Term at Georgetown, 1842.

		£	s.	d.
Larceny.	<i>The Queen vrs. Thomas Williams and Lewellin.</i>			
Acquitted.	Trial fee to Attorney General,	-	-	2 2 0
Riot, and burning John Thomson, Esq. in effigy.	<i>The Queen vrs. Donald Macphie and others.</i>			
Acquitted.	Trial fee to Attorney General,	-	-	2 2 0
				Carried forward, £

		Brought forward,	£
Assault on Constable in the execution of his office. Acquitted.	<i>The Queen vrs. Allan Maccormack.</i> Trial fee to Attorney General,	-	2 2 0
Assault on Constable in the execution of his office. Acquitted.	<i>The Queen vrs. David Young.</i> Trial fee to Attorney General,	-	2 2 0
Assault. Convicted.	<i>The Queen vrs. Robert Cutler.</i> Trial fee to Attorney General,	-	2 2 0
	Motion to extend Bench Warrant against Anselm Macdonald, for an assault on a Constable,	-	0 10 6
		Sterling,	£11 0 6
		Exchange 1-9,	1 4 6
			<u>£12 5 0</u>

Examined,

E. J. JARVIS, C. J.  
T. H. HAVILAND, A. J.

## No. 3.

## GOVERNMENT OF PRINCE EDWARD ISLAND,

TO WILLIAM FORGAN, Acting Solicitor General, Dr.

HILARY TERM, 1842. £ s. d.

*The Queen, at the prosecution of Peter Macgowan, vrs. James Wall.*

Larceny.	Fee on Trial to the Acting Solicitor General,	-	1 1 0
	<i>The Queen vrs. John Denny.</i>		
Larceny.	Fee on Trial to the Acting Solicitor General,	-	1 1 0
	<i>The Queen vrs. Maurice Bowlan.</i>		
Cutting and maiming two Mares.	Fee on Trial to the Acting Solicitor General,	-	1 1 0

March Term at Georgetown.

*The Queen, at the prosecution of Luke Doyle & Peter Macdonald, vrs. Allan Macdonald & Wm. Bridget.*

Assault on the prosecutors, as Constables in the execution of their office.	Fee, examining depositions, and instructing Clerk of the Crown to draw Indictment,	-	1 1 0
	Fee, perusing and signing same,	-	0 10 6
	Fee, on motion for Bench Warrant against Bridget,	-	0 10 6
	Fee, on motion for extension of Bench Warrant,	-	0 10 6
			<u>2 12 6</u>

*The Queen vrs. Douglas.*

Assault on the Sheriff in the execution of his office.	Fee, on motion that Douglas do enter into recognizances to appear when called on to abide the judgment of the Court.	-	0 10 6
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*The Queen, at the prosecution of Peter Maccallum, Esq. vrs. Thomas O'Donnell and others.*

Same offence.	Fee, on motion for extension of Bench Warrant, until the first day of next Term,	-	0 10 6
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*The Queen, at the prosecution of Henry Ronalds, vrs. Thomas Williams, Thomas Williamson, George Lewellin & Joseph Macphee.*

Larceny.	Fee, perusing depositions, and instructing the Clerk of the Crown to draw Indictment,	-	1 1 0
	Fee, perusing and signing Indictment,	-	0 10 6
	Motion for Bench Warrants against Williams, Williamson & Lewellin,	-	0 10 6
	Fee, on motion that Wm. Brawley, a prisoner confined in the Jail of Georgetown, be admitted an evidence on the part of the Crown, and give evidence before the Grand Jury,	-	0 10 6
			<u>2 12 6</u>

Carried forward, £

1842.		Brought forward,		£
<i>The Queen, at the prosecution of Absalom Gregory, vrs. Anselm Macdonald.</i>				
Assault on the pro- secutor, as a Con- stable in the execution of his office.	Perusing depositions, and instructing the Clerk of the Crown to draw Indictment,	-	-	1 1 0
	Fee, perusing and signing same,	-	-	0 10 6
	Motion for Bench Warrant,	-	-	0 10 6
				2 2 0
<i>The Queen, at the prosecution of Robert Mearns, vrs. Robert Culler.</i>				
Assault.	Fee, perusing presentment of the Grand Jury, and instructing Clerk of the Crown to draw Indictment,	-	-	1 1 0
	Fee, perusing and signing Indictment,	-	-	0 10 6
				1 11 6
Trial put off, on the Affidavit of Traverser, stating the absence of a material Witness.				
Trinity Term, 1842.				
<i>The Queen vrs. Edward Williams.</i>				
Larceny.	Fee on Trial to the Acting Solicitor General,	-	-	1 1 0
<i>The Queen vrs. Edward Williams.</i>				
Larceny.	Fee on Trial to the Acting Solicitor General,	-	-	1 1 0
<i>The Queen vrs. Edward Bradley.</i>				
Larceny.	Fee on Trial to the Acting Solicitor General,	-	-	1 1 0
<i>The Queen vrs. John Dornan.</i>				
Murder.	Fee on Trial to the Acting Solicitor General,	-	-	3 3 0
<i>The Queen vrs. Hugh Cooper.</i>				
Larceny.	Fee on Trial to the Acting Solicitor General,	-	-	1 1 0
<i>The Queen vrs. Elisha Columbus Le Page.</i>				
Nuisance:	Fee on Trial to the Acting Solicitor General,	-	-	2 2 0
				Sterling, £22 11 6
				Exchange 1-9, 2 10 2
				Currency, £25 1 8

WILLIAM FORGAN, Acting Solicitor General.

No. 4.

GOVERNMENT OF PRINCE EDWARD ISLAND,

TO JAMES H. PETERS, Solicitor General, Dr.

July Term at Georgetown, 1842.

	£	s.	d.
The Queen vrs. Thomas Williams & Lewellin.—Fee to Solicitor General, on Trial,	-	1	1 0
The Queen vrs. Donald Macphee and others.—Fee to Solicitor General, on Trial,	-	1	1 0
The Queen vrs. Allan Maccormack.—Fee to Solicitor General, on Trial,	-	1	1 0
The Queen vrs. David Young.—Fee to Solicitor General, on Trial,	-	1	1 0
The Queen vrs. Robert Cutler.—Fee to Solicitor General, on Trial,	-	1	1 0
		Sterling,	£5 5 0
		Exchange 1-9,	0 11 8
<u>£5 16 8</u>			

Examined,

E. J. JARVIS, C. J.  
T. H. HAVILAND, A. J.

## No. 5.

HER MAJESTY'S GOVERNMENT,

To DANIEL HODGSON, Clerk of the Crown, Dr.  
TRINITY TERM, 1842.

1842.		£	s.	d.	
The Queen <i>vs.</i> Peter Voture.—Clerk of the Crown's fees in this cause, as per Bill,	-	2	7	6	
The Queen <i>vs.</i> Edward Bradley. do. do.	-	2	9	6	
The Queen, at the prosecution of A. Brown, <i>vs.</i> Edward Williams. do.	-	3	2	6	
The Queen, at the prosecution of Thomas How, <i>vs.</i> Edward Williams. do.	-	5	10	0	
The Queen <i>vs.</i> John Denny. do. do.	-	2	5	8	
The Queen <i>vs.</i> Mary A. Easterbrooke. do. do.	-	1	10	0	
The Queen <i>vs.</i> Margaret Dalton. do. do.	-	2	1	0	
The Queen <i>vs.</i> John Dornan. do. do.	-	6	6	5	
The Queen <i>vs.</i> Elisha C. Le Page. do. do.	-	4	3	1	
The Queen, at the prosecution of James Burke, <i>vs.</i> James Smith & others. do.	-	1	16	4	
The Queen <i>vs.</i> Humphrey Williams. do. do.	-	4	16	2	
The Queen <i>vs.</i> Alexander Macneill, do. do.	-	1	10	6	
The Queen <i>vs.</i> Edward Feehan. do. do.	-	1	11	10	
The Queen <i>vs.</i> Patrick Connick, and The Queen <i>vs.</i> Thomas Wilson & another. do.	-	3	4	2	
The Queen <i>vs.</i> William Macneill, Esq. do. do.	-	2	2	11	
The Queen, at the prosecution of Moses Hayes, <i>vs.</i> James Smith & others. do.	-	1	14	10	
The Queen <i>vs.</i> Hugh Cooper. do. do.	-	3	11	4	
The Queen, at the prosecution of William Cundall, Esq. <i>vs.</i> James Smith & others. do.	-	2	2	2	
Clerk of the Crown's fees for sundry services,	-	1	10	0	
		Sterling,	53	15	11
		Exchange 1-9,	5	19	4
		Currency,	£59	15	5

Charlottetown, 12th July, 1842.

DANIEL HODGSON, C. C.

HER MAJESTY'S GOVERNMENT,

To DANIEL HODGSON, Clerk of the Crown, Dr.

For disbursements in the following Crown Prosecutions—Trinity Term, 1842.

		£	s.	d.
The Queen, at the prosecution of Thomas How, <i>vs.</i> Edward Williams.—Paid				
Sheriff, serving Subpœna, as per Bill,]	1	1	4	
Paid Mary Ann Garrett, a witness,	0	7	2	
Samuel W. Martin, do.	0	11	8	
Samuel Batt, Constable, -	0	2	3	
Thomas How, a witness,	0	7	6	
Hugh Perkin, do. -	0	5	0	
Francis Perkin, do. -	0	1	8	
Isaac Whetlock, do. -	0	1	8	
				2 18 3
The Queen <i>vs.</i> John Dornan.—Paid Sheriff, serving Subpœna,	-	0	14	8
William Savage, a witness, -	-	0	10	0
Richard Wilkinson, do. -	-	0	10	0
William Mitchell, do. -	-	0	8	0
Doctor Poole, do. -	-	1	1	0
Doctor Alexander, do. -	-	1	1	0
				4 4 8
		Carried forward,	£	



1842.	Brought forward,	£
The Queen <i>vs.</i> John Denny.—Paid Sheriff serving Subpœna,	-	0 2 6
Joseph Hill, a witness,	-	0 1 8
George Shellnutt, do,	-	5 16 8
William Wriston, Constable,	-	0 4 5
		6 5 3
The Queen <i>vs.</i> Mary Alice Easterbrook.—Paid Sheriff serving Subpœna,	-	0 2 6
The Queen <i>vs.</i> Hugh Cooper.—Paid Sheriff serving Subpœnas,	-	0 5 0
Michael Sherry and wife, witnesses,	-	0 10 0
Robert and Flora Smith, do.	-	0 13 4
Peter Mickleroy, a witness,	-	0 1 8
John O'Brien, Constable,	-	0 2 6
William Wriston, do.	-	0 4 6
		1 17 0
The Queen <i>vs.</i> James Smith & others.—Paid Sheriff serving Subpœnas,	-	1 12 11
James Bourke, a witness,	-	1 12 2
Margaret Murray, do.	-	0 5 0
Mary Macdonald, do.	-	0 5 0
William Wriston, Constable,	-	0 1 0
Sarah Maccarren, a witness,	-	0 5 0
Sarah Hayes, do.	-	0 8 4
		4 9 5
The Queen <i>vs.</i> Edward Bradley.—Paid Sheriff serving Subpœnas,	-	0 8 3
Lepton Stowe, a witness,	-	0 6 8
William Kilpatrick, do.	-	0 6 8
Thomas Logan, do.	-	0 5 0
		1 6 7
The Queen, at the prosecution of Alexander Brown, <i>vs.</i> Edward Williams.—Paid Sheriff serving Subpœnas,	-	0 5 0
Paid Thomas How, a witness,	-	0 5 0
Alexander & William Brown, do.	-	0 13 4
William Stumbles, do.	-	0 3 0
		1 6 4
The Queen <i>vs.</i> Elisha C. Le Page.—Paid Sheriff serving Subpœnas,	-	1 0 1
John Dorrint, a witness,	-	1 6 8
Nicholas Gallant, do.	-	1 6 8
Fidele Peters, do.	-	1 7 9
Theodore Peters, do.	-	1 7 2½
Joseph Dorrint, do.	-	0 11 1
Joseph Ball, do.	-	0 1 8
Scission Peters, do.	-	1 7 2
		8 8 3½
The Queen <i>vs.</i> Peter H. Voture.—Paid Sheriff serving Subpœnas,	-	0 19 4
William H. Hodges, a witness,	-	1 15 0
William Hodges, Esq. do.	-	0 9 5
Marin Blanchard, do.	-	0 14 5
		3 18 2
The Queen <i>vs.</i> Edward Feehan.—Paid John O'Brien, executing Bench Warrant,	-	0 10 0
The Queen <i>vs.</i> Thomas Wilson and another.—Paid Sheriff, executing Bench Warrant,	-	0 2 6
The Queen <i>vs.</i> Mary A. Easterbrooke.—Paid Sheriff for serving Subpœna,	-	0 2 6
The Queen <i>vs.</i> Margaret Dalton.—Paid Sheriff for serving Subpœnas,	-	0 5 0
The Queen <i>vs.</i> Peter Connick.—Paid Sheriff, executing Bench Warrant,	-	1 4 8
The Queen <i>vs.</i> Humphrey Williams.—Paid Sheriff, executing Bench Warrant, and serving Subpœnas,	-	0 12 6
Paid Sheriff for service of Subpœnas on witnesses, to give evidence before Grand Inquest,	-	0 16 4
	Carried forward,	£

		Brought forward,	£
Paid James Campbell and Donald Campbell, witnesses before			
Grand Inquest,	- - -	0	17 9
John Jenkins, a witness,	- - -	0	8 4
Edward Hines, do.	- - -	0	8 4
			<u>2 10 9</u>
Paid Sheriff for service of Rules on nine Grand Jurors, as per Bill,		-	1 8 5
The Queen <i>vs.</i> William Sullivan.—Paid Samuel Batt, a Constable, as per Bill,	-		1 5 6
The Queen <i>vs.</i> Angus Beaton and others.—Paid John Hartz, and seven other			
Constables, for serving Warrant, &c.	- -		6 1 4
The Queen <i>vs.</i> Edward Feehan.—Paid John O'Brien, for apprehending Defendant,	-		0 12 2
The Queen <i>vs.</i> Donald Currie.—Paid John O'Brien, for apprehending Defendant,	-		0 8 11
			<u>£50 0 8½</u>

## HER MAJESTY'S GOVERNMENT,

To DANIEL HODGSON, Clerk of the Crown, Dr.

1842.				£	s.	d.
The Queen <i>vs.</i> M. Bowlan.—Clerk of the Crown's fees, per Bill,	-	-	-	3	15	0
The Queen <i>vs.</i> R. Byers.	do.	do.	- - -	1	14	10
The Queen <i>vs.</i> James Wall.	do.	do.	- - -	2	6	10
The Queen <i>vs.</i> C. Lawson.	do.	do.	- - -	2	5	0
The Queen <i>vs.</i> C. Lawson.	do.	do.	- - -	2	5	0
The Queen <i>vs.</i> C. Lawson.	do.	do.	- - -	2	5	8
The Queen <i>vs.</i> John Denny.	do.	do.	- - -	1	7	0
The Queen <i>vs.</i> John Denny.	do.	do.	- - -	3	7	2
Clerk of the Crown's fees, as per Bill,	-	-	-	2	10	2
						<u>£21 16 8</u>
						2 8 6
						<u>£24 5 2</u>

DANIEL HODGSON, C. C.

Charlottetown, January, 1842.

No. 6.

## GOVERNMENT,

To E. THORNTON, Dr.

For Fees in the following Crown services—King's County, March Term, 1842.

				£	s.	d.
The Queen, at the prosecution of Henry Ronald, <i>vs.</i> Thos. Williamson & others.						
Deputy Clerk of the Crown's fees, as per Bill herewith,				2	3	10
The Queen <i>vs.</i> Robert Cutler.	do.	do.	-	1	9	8
The Queen <i>vs.</i> Anselm Macdonald.	do.	do.	-	1	3	9
The Queen <i>vs.</i> Allan Maccormack & William Bridget.	do.	do.	-	2	17	5
The Queen <i>vs.</i> W. Frederick & others.	}	do.	do.			
The Queen <i>vs.</i> David Young.						
The Queen <i>vs.</i> Douglas & others.						
						<u>£10 11 6</u>
						1 3 6
						<u>£11 15 0</u>

E. THORNTON, D. C. C.

## GOVERNMENT,

To E. THORNTON,

Dr.

For disbursements of Crown Witnesses, &amp;c. in the following Prosecutions—King's County, March Term, 1842.

		£	s.	d.
The Queen <i>vs.</i> Allan Maccormack & W. Bridget.—Paid Luke Deagle, witness,	0	16	8	
Paid Peter Macdonald, do.	0	3	4	
Donald Macphee, for serving Subpœnas,	1	5	3	
				2 5 3
The Queen <i>vs.</i> Thomas Williamson & others.—Paid Henry Ronald, witness,	0	16	8	
Thomas Ryan, Constable,	1	1	4	
				1 18 0
The Queen <i>vs.</i> W. Frederick & others.—Paid John Renton, witness, -	0	1	8	
Paid William Macdonald, do. -	0	1	8	
John Davis, jun. do. -	0	1	8	
John Poole, do. -	0	3	4	
Hugh Logan, for serving Subpœnas,	0	9	2	
				0 19 2
The Queen <i>vs.</i> Robert Cutler.—Paid R. Mearns, witness, -	0	5	7	
Peter Macdonald, do. -	0	3	4	
				0 8 11
The Queen <i>vs.</i> Anselm Macdonald.—Paid Absalom Gregory, -	0	15	0	
Sheriff, for Rule Nisi, -	1	10	7	
				2 5 7
				£7 16 11
Hugh Logan, Crier, two days, at 5s. -				0 10 0
				£8 6 11

E. THORNTON, D. C. C.

## GOVERNMENT,

To E. THORNTON,

Dr.

For Fees in the following services—King's County, July Term, 1842.

		£	s.	d.
The Queen <i>vs.</i> David Young.—Deputy Clerk of the Crown's fees, as per Bill herewith,		2	4	10
The Queen <i>vs.</i> Robert Cutler. do. do. -		2	5	6
The Queen <i>vs.</i> W. Frederick and others. do. do. -		4	3	0
The Queen <i>vs.</i> Allan Maccormack. do. do. -		1	13	4
The Queen <i>vs.</i> Thomas Williams & others. do. do. -		1	15	0
Deputy Clerk of the Crown's Bill, for sundry services, -		1	17	10
				£13 19 6
				Exchange, 1-9, 1 11 0
				Currency, £15 10 6

28th July, 1842.

E. THORNTON, D. C. C.

## GOVERNMENT,

TO E. THORNTON,

Dr.

For Disbursements in the following cases: July Term, 1842.

		£	s.	d.
<b>The Queen, at the prosecution of Peter Macdonald and Luke Deagle, <i>vs.</i> Allan McCormick.</b>				
Assault on Constables.—Paid Robert Broughton, Constable, for service of Subpœnas, per Bill, -				
		1	2	9
	Luke Deagle, witness, as per Bill, -	0	15	0
	Peter Macdonald, Witness, -	0	1	8
		<hr/>		
			1	19
				5
<b>The Queen, at the prosecution of Henry Ronard, <i>vs.</i> Thomas Williams &amp; others.</b>				
Larceny.—Paid Sheriff for executing Bench Warrant on Thomas Williams, and bringing prisoner to Jail, as per Bill, -				
		2	7	6
	Paid Robert Broughton, executing Bench Warrant on George Lewellin, and bringing prisoner to Jail, -	0	7	2 $\frac{1}{2}$
	William Brawley, Witness, per Bill, -	6	0	0
	Henry Ronard, do. -	1	2	10
	Edward Doran, executing Search Warrant, -	0	5	0
		<hr/>		
			10	6 $\frac{3}{4}$
<b>The Queen, at the prosecution of Donald Macphee, <i>vs.</i> David Young.</b>				
Assault on Constables.—Henry Griffin, for service of Subpœnas, -				
		0	6	11
	John Macphee, do. -	0	10	2
	Roderick Macdonald, witness, -	0	4	5
	William Maclarren, do. -	0	6	1
	Donald Macphee, do. -	0	5	0
	George Parker, do. -	0	1	8
	Job Creed, do. -	0	3	10
		<hr/>		
			1	18
				1
<b>The Queen, at the prosecution of Robert Mearns, <i>vs.</i> Robert Cutler.</b>				
Assault.—Paid John Drysdale, for service of Subpœnas, -				
		0	2	6
	Sheriff, for do. -	1	0	4
	Robert Mearns, witness, -	0	7	9
	Peter Macdonald, do. -	0	3	4
	Donald Campbell, do. -	0	6	8
	Alexander M'Rae, do. -	0	6	8
		<hr/>		
			2	7
				3
<b>The Queen, at the prosecution of John Thompson, <i>vs.</i> W. Frederick and others.</b>				
Riot and burning an effigy.—Paid Sheriff for service of Subpœnas, -				
		0	14	8
	Hugh Logan, for do. -	1	8	5
	John Macdonald, witness, -	0	1	8
	Roderick Macaulay, do. -	0	1	8
	John Hadley, do. -	0	1	8
	Thomas Edwards, do. -	0	1	8
	Joseph Renton, do. -	0	1	8
	Angus Macdonald, do. -	0	3	10
	John David, do. -	0	3	4
	Charles M'Larren, do. -	0	3	4
	John Poole, do. -	0	7	9
	William Macdonald, do. -	0	3	4
		<hr/>		
	Carried forward, £			

1842.		Brought forward,	£
	Peter Macdonald,	do.	0 3 4
	John Renton,	do.	0 3 4
			<u>3 19 8</u>
			20 16 11 $\frac{3}{4}$
	Hugh Logan, as Crier of the Court, for 7 days,	-	1 15 0
	Omitted,		£22 12 0
	The Queen <i>vs.</i> Patrick Greene.—J. W. E. Alleyne, witness, as per Bill,	-	1 0 0
	The Queen <i>vs.</i> Thomas Williams and others.—J. Ryan, Constable, per Bill,	-	0 16 8
			<u>£24 8 8</u>

E. THORNTON, D. C. C.

No. 7.

HER MAJESTY'S GOVERNMENT,

To WILLIAM COATES, Deputy Clerk of the Crown, Dr.

JUNE TERM, 1842.

1842.		£	s.	d.
	The Queen <i>vs.</i> Roderick Macneill.—Deputy Clerk of the Crown's costs in this cause, as per Bill,	1	17	11
	Deputy Clerk's fees in various causes, as per Bill,	2	13	0
				<u>4 10 11</u>
				0 9 1
				<u>£5 0 0</u>
	Disbursements in the following Crown Prosecutions:			
	Same <i>vs.</i> Same.—Paid Sheriff, serving Subpœnas,	0	5	0
	John Wright, a witness,	0	10	0
	George Lee, do.	0	1	8
	Alexander Mackay, do.	0	1	8
				<u>0 18 4</u>
	7 days' attendance of John Sharp, as Crier of the Court, last October			
	Term and June Term, at 5s. per day,			1 15 0
				<u>£7 13 4</u>

HER MAJESTY'S GOVERNMENT,

To WILLIAM COATES, Deputy Clerk of the Crown, Dr.

1842.		£	s.	d.
	The Queen <i>vs.</i> Roderick Macneill.—Deputy Clerk of the Crown's fees in this cause, as per Bill,	0	13	4
	The Queen <i>vs.</i> Robert Baker. do. do.	2	16	6
	Clerk of the Crown's fees for sundry services,	0	19	6
				<u>£4 9 2</u>
				0 9 11
				<u>£4 19 1</u>
	Add taxing Bills,			0 2 3
				<u>£5 1 4</u>

## HER MAJESTY'S GOVERNMENT,

To WILLIAM COATES, Deputy Clerk of the Crown, Dr.

For disbursements in the following Crown Prosecutions—Prince County.

1842.		£	s.	d.
The Queen vs. Robert Baker.—Paid to Joseph Selliker, as per Bill annexed,		-	0	7 0
	Joseph Baker, do.	-	0	8 6
	Philip Baker, do.	-	0	8 5
	John Baker, do.	-	0	8 0
	Isaac Schurman, do.	-	0	9 6
	Samuel Crosman, do.	-	0	9 0
	John Ashley, do.	-	0	10 0
	Edward Farrow, do.	-	0	7 6
	William Moyer, do.	-	0	9 0
To give evidence before Grand Inquest.—Paid to James Sharp, as per Bill annexed,		-	0	2 0
	Sheriff, as per Bill annexed,	-	2	4 11
				£6 3 11
				0 13 9
				£6 17 8
	John Sharp, Crier, 4 days, at 5s.	-	1	0 0
	do. 1 day, omitted last June Term,	-	0	5 0
				£3 2 8

No. 8.

## HER MAJESTY'S GOVERNMENT,

To S. DESBRISAY, Sheriff of Queen's County, Dr.

1841.		£	s.	d.
May.	To paid William Birch, Doorkeeper, Easter Term,	-	1	7 0
June.	do. do. Trinity do.	-	1	7 6
Oct.	do. do. Michaelmas do.	-	1	16 0
1842.				
Jan'y.	do. do. Hilary do.	-	3	3 0
	do. for Straw for Jail,	-	0	6 9
	do. James Watts, his bill for Oatmeal, &c.	-	3	5 3
	Hon. James Peake, his bill,	-	18	6 3
	J. D. Hazzard's bill,	-	6	5 0
	Samuel Batt, his bill,	-	3	1 6
	J. H. Down, do.	-	23	10 1½
	Robert Hutchinson, do.	-	18	9 9
	do. do.	-	5	11 9
	S. Nelson, for Candles,	-	0	2 6
	Henry Stamper's bill,	-	3	4 3
				£89 16 8

S. DESBRISAY.

Charlottetown, 4th May, 1842.

Certified as being correct,

T. H. HAVILAND,  
JOHN BRECKEN.

## No. 9.

## HER MAJESTY'S GOVERNMENT,

		TO THOMAS HUNT,	Dr.
			£ s. d.
1841.			
May 31.	To one Whitewash Brush, for use of Jail,	-	0 2 0
'	' Screws for fastening Court House locks,	-	0 0 6
'	' 4 lb. of Soap, at 7d.; paid for washing Court House, 6s.	-	0 8 4
'	' 10½ lb. Nails, for Jail Yard, at 7½d.	-	0 6 6½
'	' 3 planks for do., at 1s.	-	0 3 0
June 10.	' 4 lb. of Soap, at 7d. Cotton Wick, 9d.	-	0 3 1
July 30.	' 4 lb. of Soap, at 7d. Aug 19. 1 Towel, 1s.	-	0 3 4
Sept. 14.	' 1 gallon Lamp Oil, 4s.	-	0 4 0
'	' 2 metal Pots, 29½ lb., at 3½d. per lb.	-	0 8 7
'	' 1 metal Tea Kettle, 5s. 4 Crane Hooks, 5s.	-	0 10 0
15.	' 3 lb. of Soap, at 7d. Oct. 2. 4 lb. of do. at 7d.	-	0 4 1
Oct. 8.	' 1 lb. of Candles, 1s. 4d. Washing Court House, 10s.	-	0 11 4
Nov.	' Making 5 coarse Bed Ticks and Pillows,	-	0 7 6
1842.			
Feb. 23.	' 2 lb. of Soap, at 7d. March 7. 1 lb. of Candles, 1s. 4d.	-	0 2 6
April 9.	' 1 quire of Paper, for use of Jailer,	-	0 1 0
'	' the Hon. James Peake, as per vouchers annexed,	-	10 2 6
'	' James D. Haszard, Esq. do.	-	2 8 9
'	' William Schurman, Esq. do.	-	0 15 0
'	' William Williams, do.	-	5 15 5½
'	' do. do.	-	1 2 1
'	' the Rev. Dr. Wiggins, do.	-	0 18 6
'	' William Ness, Blacksmith, do.	-	1 7 3
'	' George Connor, do. do.	-	0 5 1
'	' Thomas Crabb, carriage of Bread, &c. do.	-	0 7 6
'	' James D. Haszard, Esq., Stationery, do.	-	1 2 5
'	' James Sharp, 39 cords Firewood, at 4s.	-	7 16 0
			<u>£35 16 4</u>
Jailer's Account,			8 7 5
James Keough's Account for Porch,			11 0 1
			<u>£55 3 10</u>

THOMAS HUNT, Sheriff.

Sworn before me, this 3d May, 1842.

JAMES D. HASZARD, J. P.

## No. 10.

## GOVERNMENT,

		TO PETER MACCALLUM,	Dr.
			£ s. d.
1841.			
	To John Hall's Bill, for 60 cords Firewood, for the use of the Jail at Georgetown,	-	20 17 6
	Peter Stewart's Account, for Book Case and sundry work done for the Court, per bill,	-	3 9 6
	Hon. James Peake's Account, for sundries for the Jail and Prisoners,	-	9 6 2
	James D. Haszard's Account, Printing advertisements, handbills, &c. per bill,	-	1 18 9
			<u>£</u>
Carried forward,			£

1842.	Brought forward,	£
James D. Hazard's Account, Printing under Road Compensation Act,	-	1 7 6
Henry Stamper's Account, for Stationery at sundry times, for Georgetown Court,	-	4 1 5½
		<u>£41 0 10½</u>
James Cleft's Account, for sweeping the Chimneys and whitewashing the Jail and Court House,		5 0 0
		<u>£46 0 10½</u>

PETER MACCALLUM, Sheriff.

Attested before me, this 28th June, 1842,

T. H. HAVILAND.

2nd May, 1842.

No. 11.

GOVERNMENT,	To THOMAS OWEN,	Dr.
For sundries supplied to Georgetown Jail.		
1841.		£ s. d.
Dec. 9.	To paid Captain Richards, for 37 lbs. Biscuit,	0 10 10
13.	“ 86 lbs. Biscuit, at 3d. per lb.	1 1 6
24.	“ 50 lbs. Flour, at 2½d., and paid for baking,	0 14 0
	“ 1 Saw, 5s. 6d. 2 cwt. Straw, 3s.	0 8 6
	“ 1 pair Shoes for Kavanagh,	0 12 6
1842.		
Jany. 11.	“ 60 lbs. Bread,	0 17 6
25.	“ 70 lbs. do.	1 0 5
	“ paid William Stewart, for Bread,	0 2 3
Feb. 1.	“ paid John Ferguson, for an Axe,	0 9 0
19.	“ 92 lbs. Bread,	1 6 10
March 9.	Furnished to J. Kavanagh by direction of Chief Justice. {	
	Cash paid for a Cap,	0 0 8
	“ for a Jacket,	1 0 0
	“ for a pair Shoes,	0 12 0
	“ for a pair Trowsers,	0 5 6
April 2.	“ 6 cwt. of Straw,	0 9 0
6.	“ cash paid for a Beam and Scales at Auction,	0 8 6
7.	“ 88 lbs. Bread,	1 5 8
23.	“ 84 lbs. do.	1 4 6
	“ paid for 1½ dozen brooms and ½ dozen Axehandles,	0 12 0
	“ paid for mending floor in Jail,	0 6 0
	“ paid for files,	0 3 0
	“ 1 pair Mitts to Kavanagh,	0 2 0
	“ paid a man for cleaning Privy,	2 0 0
	“ paid for frame for Saw,	0 5 0
	“ paid for glazing 10 squares glass in Court House,	0 2 6
May 28.	“ 140 lbs. Biscuit,	2 0 10
	“ paid for boarding a Crown Witness, 11 weeks, at 8s.	4 8 0
	“ 2 Shirts to do.	0 9 6
		<u>£22 18 0</u>
	Hugh Logan's Account annexed,	3 10 0
		<u>£26 8 0</u>

THOMAS OWEN.

Cardigan, May 28th, 1842.

Sworn before me, this 28th day of May, 1842.

W. B. AITKEN, J. P.



## GOVERNMENT,

To THOMAS OWEN,

Dr.

For sundries supplied to the Jail in Georgetown.

1842.				£	s.	d.
July 4.	To 69 lbs. Biscuit, at 3½d. per lb.	-	-	1	0	1½
Aug. 5.	“ 40 lbs. do.	-	-	0	11	8
	“ cash paid Board of Crown Witness, from 28th May to 22d July,	-	-	3	6	3
Oct. 24.	“ cash paid for washing Bedding and Blankets,	-	-	1	0	0
	“ paid for repairing Wheelbarrow,	-	-	0	5	0
	“ paid for Whitewashing the Jail,	-	-	1	10	0
	“ paid for 8 Axehandles,	-	-	0	5	0
Nov. 20.	“ 126 lbs. Biscuit, at 3¼d. per lb.	-	-	1	14	1½
	“ 3 cwt. Straw,	-	-	0	7	6
				<u>£9 19 8</u>		

## No. 12.

## GOVERNMENT OF PRINCE EDWARD ISLAND,

To THE SHERIFF OF KING'S COUNTY,

Dr.

1842.				£	s.	d.
To posting 12 Notices of Election in the three Districts, and Town and Royalty of Georgetown, at 2s. 3d.	-	-	-	1	7	0
150 miles travelling to post the same, at 8d.	-	-	-	5	0	0
				<u>6 7 0</u>		
				0	14	1
				<u>7 1 1</u>		
Paid hire of Man and Horse, forwarding Laws, Notices of Qualification, &c. &c. to Returning Officers of the First and Second Districts,	-	-	-	0	10	0
Paid do. of do. forwarding the same to Returning Officer of Third District,	-	-	-	1	0	0
Amount of Account of Returning Officer of First District,	-	-	-	6	16	9
do. do. do. of Second District,	-	-	-	3	8	0
do. do. do. of Third District,	-	-	-	9	14	0
do. do. do. of Georgetown and Royalty,	-	-	-	4	14	6
36 miles Travelling fees, to receive Election Writs from the different Returning Officers, at 8d.	-	-	-	1	4	0
				0	2	8
				<u>1 6 8</u>		
Making Return to the 4 Election Writs, at 2s. 3d. each,	-	-	-	0	9	0
50 miles Travelling fees, to return the same, at 8d.	-	-	-	1	13	4
				<u>2 2 4</u>		
				0	4	8
				<u>2 7 0</u>		
J. D. Hazard, Queen's Printer's Account, for First District,	-	-	-	2	0	0
do. do. do. for Second District,	-	-	-	2	0	0
do. do. do. for Third District,	-	-	-	2	0	0
do. do. do. for Georgetown,	-	-	-	1	17	9
				<u>£44 15 9</u>		
Deduct overcharge of Returning Officer for District No. 3,				0	13	10
“ Sheriffs mileage, for receiving Election Writs from Returning Officers,				1	6	8
				<u>2 0 6</u>		
				<u>£42 15 3</u>		

Certified at £42 15s. 3d. Currency.

October 19th, 1842:

(Signed)

A. LANE,  
T. H. HAVILAND.

## No. 13.

## GOVERNMENT,

To WILLIAM CUNDALL, Sheriff of Queen's County, Dr.

To the expenses for holding Elections for the County.

Charlottetown and Royalty Election.

		Sterling.	Currency.	£ s. d.
1842.				
June 1.	Posting Proclamations, - - -		0 5 0	
	Mileage to post do., 8 miles, at 8d. - - -	0 5 4		
July 11 & 12.	Holding Election two days, at 10s. - - -		1 0 0	
	Two Poll Clerks, 2 days each, at 7s. 6d. - - -		1 10 0	
	Two Constables, Heartz & Batt, 2 days each, at 5s. - - -		1 0 0	
	Stationery and incidental expenses, - - -		1 0 0	
	Posting Qualification Notices, - - -		0 5 0	
	Indentures, Duplicates and Oaths, - - -		0 7 6	
	Paid James D. Haszard's bill, - - -		1 18 6	
		<u>0 5 4</u>	<u>7 6 0</u>	
	1-9,	0 0 7		
			<u>0 5 11</u>	
				7 11 11
FIRST DISTRICT.				
June 1 & 2.	Posting Proclamations in all public places, - - -		0 10 0	
	Mileage to Covehead Road, Brackley Point, Rustico Chapel and Cavendish, 30 miles, at 8d. - - -	1 0 0		
	Do. to Bagnall's, Haslem's, Campbeltown and New London, 39 miles, - - -	1 6 0		
July 11 & 12.	Holding Election at Campbeltown, 2 days, - - -		1 0 0	
	Mileage to hold do., 32 miles, at 8d. - - -		1 1 4	
	Posting notices of adjourned Poll, - - -		0 5 0	
	Mileage to post do., 20 miles, at 8d. - - -	0 13 4		
	Paid John Macewen, for use of Barn, - - -		1 10 0	
15 & 16.	Holding adjourned Poll at Brackley Point, 2 days, - - -		1 0 0	
	Mileage to hold do., 14 miles, at 8d. - - -		0 9 4	
	Two Poll Clerks, 4 days each, at 7s. 6d. - - -		3 0 0	
	Mileage to do., 46 miles, at 8d. - - -		3 1 4	
	Posting notices of Qualification, - - -		0 5 0	
	Indentures, duplicates and oaths, - - -		0 7 6	
	James D. Haszard's bill for Printing, - - -		2 0 0	
	Stationery and incidental expenses, - - -		1 0 0	
		<u>2 19 4</u>	<u>15 9 6</u>	
	1-9,	0 6 7		
			<u>3 5 11</u>	
				18 15 5
SECOND DISTRICT.				
June 1.	Posting Proclamations in all public places, - - -		0 10 0	
	Mileage to post do., to Tracadie and Lot 37, 20 miles, - - -	0 13 4		
	Do. do. to Pye's, West River, Sable & Crapaud, 21 miles, - - -	0 14 0		
	Do. do. to Lot 48 and Monaghan, 15 miles, - - -	0 10 0		
	Do. to hold Poll at Elliot River, 14 miles, - - -		0 9 4	
July 11 & 12.	Holding Poll two days, - - -		1 0 0	
	Posting notices of adjourned Poll, - - -		0 5 0	
	Mileage to post do., South Shore, 8 miles, - - -	0 5 4		
	Do. do. Charlottetown, Tracadie & Campion's, 29 miles, - - -	0 19 4		
	Do. do. Lot 48, 1 mile, - - -	0 0 8		
				Carried forward, £

1842.		Brought forward,		£
		Sterling.	Currency.	
July 11 & 12.	Paid William Crosby for use of Mill, 2 days,	-	2 0 0	
	Mileage to hold Poll at Scotchfort, 15 miles,	-	0 10 0	
15 & 16.	Holding do. two days,	-	1 0 0	
	Paid Daniel Feehan for use of House, 2 days,	-	2 0 0	
19 & 20.	Holding Poll at Charlottetown, 2 days,	-	1 0 0	
	Two Poll Clerks, 6 days each, at 7s. 6d.	-	4 10 0	
	Mileage to do., 29 miles, at 8d.	-	1 18 8	
	Posting notices of Qualification at 3 Polls,	-	0 7 6	
	Indentures, duplicates and oaths,	-	0 7 6	
	Mileage to T. Fairbairn, Esq. to administer Oath, 4 miles,	0 2 8		
	Paid Constables, attending adjourned Poll in Charlotte-			
	town, viz:—Weldon, 2 days; Batt, 2 days; O'Brien,			
	2 days; Rowe, 2 days; Hawkins, 2 days; Wriston,			
	1 day; Hartz, 1 day; Passmore, 1 day; Percival,			
	1 day; Hayes, 1 day; in all 15 days, at 5s.		3 15 0	
	James D. Hazard, his Bill for printing, &c.	-	2 0 0	
	Stationery and incidental expenses,	-	1 0 0	
			<u>3 5 4</u>	22 13 0
		1-9,	<u>0 7 3</u>	
				<u>3 12 7</u>
				26 5 7
THIRD DISTRICT.				
June 2.	Posting Proclamations in all public places,	-	0 10 0	
	Mileage to post same, at Lot 49, 50, Pinette and Wood			
	Islands, 40 miles, at 8d.	-	1 6 8	
11.	Mileage, to hold Election at Pinette, 28 miles,	-	0 18 8	
	Mileage to post Proclamations, Murray Harbour Road,			
	10 miles,	-	0 6 8	
	Paid mileage to nearest Magistrate, A. Macdougall, Esq.			
	to serve notice to attend and swear Returning Officer,			
	8 miles, at 8d.	-	0 5 4	
	Paid Mr. Macdougall's mileage, 8 miles, at 8d. and Oath, 1s.	0 6 4		
11 & 12.	Holding Election at Pinette, 2 days, at 10s.	-	1 0 0	
	Two Poll Clerks, 2 days each, at 7s. 6d.	-	1 10 0	
	Mileage of two Clerks, 28 miles each, at 8d.	-	1 17 4	
	Posting notices of adjournment,	-	0 5 0	
	Mileage to post do., 25 miles, at 8d.	-	0 16 8	
	Paid two Constables, 1 day's attendance each, at 5s.	-	0 10 0	
	Paid for use of House to hold Election,	-	1 10 0	
15.	Mileage to hold adjourned Poll, 12 miles, at 8d.	-	0 8 0	
15 & 16.	Two days holding do., at 10s.	-	1 0 0	
	Two Poll Clerks, 2 days each, at 7s. 6d.	-	1 10 0	
	Mileage of do., 12 miles each, at 8d.	-	0 16 0	
	Paid two Constables, 2 days attendance each, at 5s.	-	1 0 0	
	Paid for the use of House to hold adjourned Poll,	-	1 10 0	
	Drawing Returning Officer's and Poll Clerks' Oaths, to			
	annex to Poll Books,	-	0 6 8	
	Indentures, duplicates, and posting notices of qualifica-			
	tion at different Polls,	-	1 0 0	
			<u>1 0 0</u>	
				Carried forward, £

1842.		Brought forward,	£
		Sterling.	Currency.
15 & 16.	Stationery and incidental expenses,		1 10 0
	Paid James D. Haszard's bill for Printing, -		2 0 0
		<u>3 8 4</u>	<u>18 15 0</u>
	1-9,	<u>0 7 7</u>	<u>3 15 11</u>
			<u>22 10 11</u>
			£75 3 10
	Deduct charge made by Returning Officer, for drawing		
	Oaths of Returning Officer and Poll Clerks, -	0 6 8	0 7 5
			<u>£74 16 5</u>

Certified as above,

(Signed)

A. LANE,  
T. H. HAVILAND.

August 12th, 1842.

No. 14.

GOVERNMENT OF PRINCE EDWARD ISLAND,

To WILLIAM CLARK, Sheriff of Prince County,

Dr.

1842.				£	s.	d.
		To expenses attending the Election of Members to serve in General Assembly.				
July 11.	To amount of Robert Craig's bill, as Returning Officer of Princetown and Royalty,			8	12	10
	' amount of William Clark, junr., his bill as Returning Officer for First District,			17	8	6
	' William Beirsto's bill, as Returning Officer for Second District,			14	8	6
	' Robert Hyndman's bill, as Returning Officer for Third District,			16	9	7
	' amount J. D. Haszard's bill,			7	17	9
	' travelling to Charlottetown, to make return of Writs, 40 miles, at 8d.		1 6 8			
		Exchange, 1-9,	0 2 11			
					1	9
						7
					£66	7
						9
	Deduct overcharge in Returning Officer's account for Princetown,		1 18 4			
	Do. do. First District, -		2 5 4			
	Do. do. Second District,		2 1 11			
	Do. do. Third District, -		1 10 0			
					7	15
						7
					£58	11
						2

Certified at £58 11s. 2d. currency.

(Signed)

A. LANE,  
T. H. HAVILAND.

October 19th, 1842.

No. 15.

HER MAJESTY'S GOVERNMENT,

To DANIEL HODGSON, Coroner,

Dr.

1842.				£	s.	d.
		Inquest on Martin M'Diarmid—Manslaughter.				
January 25.	Coroner's fee, 9s.; Precept for Jury, 4s. 6d., -			0	13	6
	4 Oaths, 4s.; Examinations, 10s., -			0	14	0
	Constable, 4s. 6d.; 13 Jurors—1 at 2s. 3d. and 12 at 2s. -			1	10	9
	Warrant to apprehend, 6s. 8d.; Commitment, 6s. 8d. -			0	13	4
	Constables bill, 6s.; Dr. Poole's bill, 42s. -			2	8	0
					5	19
						7
		Carried forward,	£			

1842.		Brought forward,	£
Inquest on Duncan Sinclair.—Died by the visitation of God.			
March 11.	Coroner's fee, 9s.; travelling 26 miles, 17s. 4d.	-	1 6 4
	Precept, 4s. 6d.; Constable, 4s. 6d.	-	0 9 0
	1 Oath, 1s.; Examination, 2s. 6d.; 12 Jurors, 25s. 3d.	-	1 7 9
			3 3 1
			Sterling, 9 2 8
			Exchange, 1 0 3
			Currency, £10 2 11

The above named persons left no effects.

DANIEL HODGSON, Coroner.

29th March, 1842.

No. 16.

GOVERNMENT,

TO GEORGE WRIGHT,

Dr.

1842.		£	s.	d.
March.	To drawing a Plan of Queen's Square,	-	-	0 7 6
June 7.	' making a Survey of River Acadian or Mill Creek, at St. Eleanor's, relating to a right of way from the Main Road to a landing place for fishing Boats, engaged 4 days, at 16s. 8d. per day,	-	-	3 6 8
	' two Plans and a report,	-	-	1 3 4
	' Chain-bearers employed, 4s. per day,	-	-	0 12 0
Sept. 9.	' laying off 4 Burial Grounds in the Common of Georgetown, being engaged 4 days, at 16s. 8d. per day,	-	-	3 6 8
	' paid Chain-bearers and labourers,	-	-	0 16 0
	' drawing 6 Plans of the said Burial Grounds, with descriptions, at 5s.	-	-	1 10 0
				£11 2 2

No. 17.

HER MAJESTY'S GOVERNMENT,

TO ISAAC SMITH,

Dr.

1840.		£	s.	d.
April.	To Plans, Estimate, Bill of Scantling, &c. for a Schoolhouse at Georgetown, furnished to House of Assembly, per order of J. Thomson, Esquire,	-	-	2 5 0
	' Plans, Estimate, &c.—also a working Plan for a Market House at Georgetown, furnished to House of Assembly by order of J. Thomson, Esquire,	-	-	3 5 0
1842.				
Febry. 9.	' rough estimates of Jail Fence in Charlottetown, of wood, of bricks, and of stone, seperately,	-	-	0 7 6
	18. ' Specifications for Jail Fence, in wood and stone, seperately,	-	-	0 7 6
	28. ' Specification and Estimate for alterations and repairs required at Government House Fence, round the Farm, &c.	-	-	1 5 0
March 15.	' Plan and elevation, and Estimate for a Bridge at New London, furnished to House of Assembly by order of William Clark, Esquire,	-	-	1 17 6
	16. ' Report of the state of the Jail Fence in Charlottetown, with sketch and estimate of repairs, &c.	-	-	0 10 6
				£9 18 0

Charlottetown, 9th April, 1842.

## No. 18.

HER MAJESTY'S GOVERNMENT,

TO ISAAC SMITH,

Dr.

1842.

For removing the Market House.

		£	s.	d.
Dec. 3.	To amount paid Robert Boyle, for hauling timber, cables, blocks, &c., as per bill,	1	6	0
	' amount of Hon. J. Peake's bill, for timber, spikes, use of ropes, blocks, &c., as per memorandum,	2	19	3
	' amount of Mr. John Davis's bill, for plank, spikes, nails, &c.	6	10	3
	Deduct plank sold to Wright, Smith & Wright, for shop, for work at Colonial Building,	4	10	0
				2 0 3
	' 23 lb. Tallow, at 10d. (J. Bovyer); 22 lb. do. at 9½d. (G. Beer),			2 0 9
	' 2¾ gallons Oil from Mr. Dempsey, at 4s.			0 11 0
	' Timber for Blocks, &c. from Mr. Down,			1 2 6
	' 450 ft. Plank from Mr. Crosby, at 6s.			1 7 0
	' Six Carpenters, viz :—J. Currie, 13½ days; A. Macfadyen, 11½; William Chappell, 3; F. Williams, 8; J. Kavanagh, 10; William Hill, 7 days—in all 52¾, at 6s. 6d. per day,			17 2 10½
	' two labourers, J. Boyle and F. Taylor, 11½ days each, at 3s. 9d.			4 6 3
	' 3 boys (sons of the above) digging under the building, 8 days each, at 2s.			2 8 0
	' one labourer (James Maccarron), 6¾ days, at 3s. 6d.			1 3 7½
	' one boy (son of the above) 5 days, at 2s.			0 10 0
	' one man (Joseph Wood) 11 days, at 4s.			2 4 0
	' three men (W. Trainer, W. Hewit, and a Sailor) 1¾ days each, at 3s. 5d.			0 18 0
	' two men (Arthur Trainer & James Quinn), 1½ days each, at 3s. 6d.			0 10 6
	' one man (James Thompson) half a day, at 4s.			0 2 0
	' 50 Pickets, from Mr. Wilson,			0 4 6
				<u>£40 16 6</u>
	Repairing chimney and hearth (the bricks of which were nearly all broken, and the chimney so bad that the top of the building had been on fire, which had gone out for want of air), viz :—			
	John Oxley, one day,	0	7	6
	Bricks from Mr. Reddin,	0	7	10
	Mortar from Mr. Connell,	0	3	0
				<u>0 18 4</u>
				<u><u>£41 14 10</u></u>

I. Smith, procuring materials, superintending, &amp;c.

## No. 19.

GOVERNMENT,

TO TOWN MAJOR'S DEPARTMENT,

Dr.

		£	s.	d.
1842.				
February.	Sharpening Saw, and handle in Axe,	0	3	0
March.	Axehandle, 6d.; Bucket, 1s.; Brooms, 2s.; mending Wood Horse, 1s.	0	4	6
Nov.	Bucket, 1s.; Birch's account, No. 1, 4s. 6d.	0	5	6
7.	Millner's account at Guard House, No. 2, 31s. 5d.; taking down Telegraph, No. 3, 10s.	2	1	5
	Boat-hire to and from Blockhouse, from 15th April to 1st December, 1842.	6	7	6
	Scantlebury's account, No. 4, 22s. 4d.; Millner's do., No. 5, 3s. 6d.	1	5	10
	Birch's account, No. 6,	0	6	0
				<u>£10 13 9</u>

A. LANE, Town Major.

## No. 20.

HER MAJESTY'S GOVERNMENT,

TO JAMES D. HASZARD,

Dr.

1842.		£	s.	d.	
March 11.	Printing 50 copies Rules and Standing Orders of Legislative Council,	-	2	0	0
	Binding 2 copies do.	-	0	4	0
April 29.	Binding Statutes Lower Canada, half calf,	-	0	6	0
May 17.	Advertising Bill respecting Boundaries on Lots 3, 4, 5, &c. in Royal Gazette,	-	1	0	0
	Continuing do. twice,	-	0	10	0
	Printing 50 copies Boundary Bill, Lots 3, 4, 5, &c.	-	0	16	0
	Paid posting do. on Lots 3, 4, 5, 6 and 9,	-	0	10	0
	Printing Daily Journals of Legislative Council in half sheets, (1842), at 15s.	-	18	0	0
	Printing 120 copies of Journals of Legislative Council, 1842, 36 sheets, at 30s.	-	54	0	0
	Binding 60 copies do., at 5s.	-	15	0	0
			<u>£92</u>	<u>6</u>	<u>0</u>

Correct,

R. HODGSON, President, Legislative Council.

## No. 21.

*J. D. HASZARD'S Quarterly Accounts, for services performed for the Government of Prince Edward Island, from 1st January to 31st March, 1842.*

1842.

## COLONIAL SECRETARY'S OFFICE.

£ s. d.

January 15.	Re-binding Mr. F. Kelly's Census Book,	-	0	4	0
	1 quire gilt Letter Paper,	-	0	2	0
February 2.	1 do. ruled Foolscap,	-	0	2	6
12.	1 Register Book, ruled, feint line, 7 quires super Royal Paper (calf),	-	4	5	0
	Advertising appointment W. Beirsto, Esq. Commissioner Small Debts,	-	0	5	0
	Advertising Tenders received for Fuel and Bread for Charlottetown Jail,	-	0	5	0
	Continuing do. 3 times,	-	0	3	9
January 14.	Printing 50 copies Prayer for Legislature,	-	0	6	0
	Do. 50 do. for Lieutenant Governor,	-	0	6	0
February 1.	Printing His Excellency's Speech at the opening of the Session—the				
	Addresses of the Legislative Council and House of Assembly,				
	and Replies,	-	1	4	0
8.	Publishing Act to render valid proceedings of Hon. George Wright,	-	0	17	6
15.	Advertising Tenders received for Jail Fence,	-	0	5	0
	Continuing do. twice,	-	0	2	0
	Advertising resignation of W. Haszard, Esq.	-	0	5	0
March 8.	Advertising appointment of Charles Haszard, Esq. Justice of Peace,	-	0	5	0
	Continuing do. twice,	-	0	2	6
21.	Advertising appointment George Wright, Esq. Acting Surveyor General,	-	0	5	0
	Continuing do. twice,	-	0	2	6
	1 quire Blotting Paper,	-	0	2	6
	150 Seal papers,	-	0	3	0
	400 small Seal papers,	-	0	3	0

9 16 3

Carried forward, £

1842.		Brought forward,	£	
<b>BOARD OF EDUCATION.</b>				
January 4.—	Advertising Quarterly Meeting of Board,	-	0 5 0	
	Continuing do. twice,	-	0 2 0	
Feb'y. 1.	Advertising List of Candidates passed,	-	0 5 0	
15.	Publishing in Royal Gazette School Visitor's Report,	-	5 5 0	
			<hr/>	5 17 0
<b>ADVERTISING CONVICTIONS.</b>				
January 11.	Before William Cundall, Esq.	-	0 3 4	
	Before J. R. Bourke, Esq.	-	0 3 4	
	Before D. Macdonald, Esq.	-	0 3 4	
25.	Before J. R. Bourke, Esq.	-	0 3 4	
February 1.	Before J. C. Sims, Esq.	-	0 3 4	
22.	Before J. R. Bourke, Esq.	-	0 3 4	
March 15.	Before Assault and Battery Court, Queen's County,	-	0 7 6	
	Before D. Macdonald, Esq.	-	0 3 4	
			<hr/>	1 10 0
<b>CLERK OF THE COURT.</b>				
January 25.	Advertising Constables and Fence Viewers for Queen's County,		1 0 0	
	Handbills do.	-	0 10 0	
March 22.	Advertising Constables and Fence Viewers for King's County,	-	0 15 0	
	Handbills do.	-	0 10 0	
			<hr/>	2 15 0
<b>CORRESPONDENT OF ROAD COMMISSIONERS.</b>				
February 15.	Printing 500 copies Road Acts, of 1833, 1838 and 1840—18 pages,		5 0 0	
	1500 Road Notices, for Overseers to post, at 4s.	-	3 0 0	
	1500 Notices to pay Compensation, at 4s.	-	3 0 0	
	500 copies Form of Oath to attach to Return, at 4s.	-	1 0 0	
	21 quires Overseers Returns, at 5s.	-	5 5 0	
	21 do. Overseers Instructions, at 5s.	-	5 5 0	
	3 do. Dog Tax Instructions,	-	0 15 0	
	130 copies Ram Act,	-	0 17 6	
	6 quires Ram Reeve Instructions, at 5s.	-	1 10 0	
			<hr/>	25 12 6
<b>TREASURER'S OFFICE.</b>				
January 4.	Advertising Warrants paid up to No. 222, of May, 1840, and continuing do. once,	-	0 6 3	
	Advertising List of Licensed Retailers,	-	0 15 0	
	6 copies do. for Grand Jury,	-	0 3 0	
	Advertising notice to persons having Bonds in Treasury,		0 5 0	
	Continuing do. twice,	-	0 2 6	
25.	Advertising List of Licensed Retailers, with addition,	-	0 15 0	
February 15.	Advertising Warrants paid up to No. 468, 1st October, 1840,	-	0 5 0	
	Continuing do. once,	-	0 1 3	
			<hr/>	2 13 0
<b>ROADS, BRIDGES, WHARVES, &amp;c.</b>				
January 22.	Advertising Timber given for Wharf in District No. 15,	-	0 5 0	
	Continuing do. 4 times,	-	0 5 0	
March 31.	Blank Book to Thomas Owen, Esq. to keep Road business in,	-	0 12 0	
	Advertising Roads and Bridges, District No. 4,	-	0 5 0	
	Continuing do. once,	-	0 1 3	
	Handbills do.	-	0 5 0	
	Advertising Bridges, District No. 6,	-	0 5 0	
	Continuing do. once, 1s. 3d.; Handbills do., 5s.	-	0 6 3	
			<hr/>	
			arried forward,	£



1842.		Brought forward,	£
March 31.	Advertising Bridges, District No. 7,	-	0 5 0
	Continuing do. twice,	-	0 2 6
	Handbills do.	-	0 5 0
	Advertising Bridges, District No. 8,	-	0 7 6
	Continuing do. once,	-	0 1 9
	Handbills do.	-	0 6 6
	Advertising Bridges, District No. 11,	-	0 5 0
	Continuing do. 3 times,	-	0 3 9
	Handbills do.	-	0 5 0
	Advertising Bridges and Slip, T. Owen, Esq.	-	0 5 0
	Continuing do. once,	-	0 1 3
	Handbills do.	-	0 5 0
	Advertising Bridges at Cardigan,	-	0 5 0
	Continuing do. twice,	-	0 2 6
	Advertising Bridges, District No. 15,	-	0 5 0
	Continuing do. once,	-	0 1 3
	Handbills do.	-	0 5 0
March 22.	Advertising Bridges, District No. 1,	-	0 6 8
	Continuing do. once,	-	0 1 8
	Handbills do.	-	0 5 0
	Advertising Bridges, District No. 5,	-	0 5 0
	Continuing do. once,	-	0 1 3
	Handbills do.	-	0 5 0
	Advertising Bridges, District No. 10,	-	0 10 0
	Continuing do. once,	-	0 2 6
	Handbills do.	-	0 7 6
	Advertising Bridges District No. 3,	-	0 5 0
	Handbills do.	-	0 5 0
			8 11 1
			£56 14 8

*JAMES D. HASZARD, Queen's Printer's, Quarterly Accounts, for services performed for the Government of Prince Edward Island, from 1st April to 30th June, 1842.*

1842.

## COLONIAL SECRETARY'S OFFICE.

£ s. d.

April 5.	Advertising Proclamation, £50 reward, for apprehension of persons for stabbing Mrs. Hayes,	-	0 10 0
	Continuing do. once,	-	0 2 6
	Handbills do. and posting,	-	0 12 6
	600 Seal papers,	-	0 6 0
	Printing 24 copies His Excellency's Speech on closing the Session,	-	0 12 6
12.	Advertising appointment of C. Haszard and Charles Stewart, Esqrs.	-	0 5 0
May.	Publishing Acts of last Session General Assembly in Royal Gazette, 32 columns,	-	33 15 0
April 19.	Advertising appointment Commissioners to manage Shares in Steamboat,	-	0 5 0
	Continuing do. 3 times,	-	0 3 9
	Advertising appointment Commissioners to superintend erection of Colonial Building,	-	0 5 0
	Continuing do. twice,	-	0 2 6
	Advertising Court of Divorce,	-	0 5 0
	Continuing do. twice,	-	0 2 6
26.	Advertising Despatch from Lord Stanley, in answer to Legislative Council and Assembly,	-	0 5 0
			Carried forward, £

		Brought forward,	£
1842.			
May 3.	Advertising Contract for Colonial Building,	-	0 6 8
	Continuing do. 9 times, at 1s. 8d.	-	0 15 9
10.	Advertising appointment of Sheriffs, 1842,	-	0 5 0
	Advertising Stalls in Market House to Let,	-	0 5 0
	Continuing do. 3 times,	-	0 3 0
	Handbills do.	-	0 5 0
21.	Advertising Levee, Queen's Birth-day,	-	0 5 0
31.	Advertising Proclamation Dissolving General Assembly,	-	0 7 6
	Continuing do. twice,	-	0 4 0
	Handbills do., &c.	-	0 12 6
	Advertising resignation Hon. W. Swabey,	-	0 5 0
June 7.	Advertising Her Majesty's Order in Council, signifying assent to sundry Acts,	-	0 10 0
14.	Advertising appointment W. Stewart, Esq. to Commission of the Peace,	-	0 5 0
21.	Advertising appointment Hon. A. Lane and H. Palmer, Commissioners for Indians,	-	0 5 0
28.	Advertising appointment L. C. Worthy, Esq. Commissioner Small Debts,	-	0 5 0
	Advertising appointment H. Macdonald, Esq. Visiting Justice for Georgetown Jail,	-	0 5 0
April 30.	Printing 25 copies Act relative to Fires in Georgetown, &c.	-	1 2 6
	Do. 25 copies Trespass Act (amendment),	-	0 8 6
	Do. 100 copies Wharfage Act,	-	0 17 6
May 26.	Do. 36 copies Act for Letting Stalls in Market,	-	0 16 6
	Printing 6 copies Writs for Town and Royalty,	-	0 12 0
	Parchment for do.	-	0 13 6
	Printing 18 copies Writs for Counties,	-	0 14 0
	Parchment for do.	-	2 0 6
	Printing 12 copies Election Law and Amendments, 27 pages, for Returning Officers,	-	3 12 0
			53 13 8
ADVERTISING CONVICTIONS.			
April 12.	Before J. C. Sims, Esq.	-	0 3 4
19.	Before Assault and Battery Court, Prince County,	-	0 5 0
	Before W. Cundall, Esq.	-	0 3 4
26.	Before W. Cundall, Esq.	-	0 3 4
May 3.	Before W. Cundall, Esq.	-	0 3 4
10.	Before J. D. Hazzard, Esq., for carrying Spirituous Liquors into Jail,	-	0 3 4
17.	Before J. R. Bourke, Esq.	-	0 3 4
June 17.	Before Assault and Battery Court, Queen's County,	-	0 7 6
28.	Before Donald Macdonald, Esq.	-	0 3 4
			1 15 10
ROADS AND BRIDGES.			
April 12.	Advertising Roads and Bridges, District No. 7,	-	0 7 6
	Continuing do. twice,	-	0 3 0
	Handbills do.	-	0 6 0
19.	Advertising Roads and Bridges, District No. 2,	-	0 10 0
	Continuing do. 8 times, at 2s.	-	0 16 0
	Handbills do.	-	0 7 6
	Advertising Roads and Bridges, District No. 13,	-	0 7 6
	Continuing do. 8 times,	-	0 12 0
	Handbills do.	-	0 6 0
26.	Advertising notice to remove Nuisances from the Streets,	-	0 5 0
May 3.	Advertising Roads and Bridges, District No. 4,	-	0 5 0
	Continuing do. once,	-	0 1 3
	Handbills do.	-	0 6 0
			Carried forward, £

1842.	Brought forward,	£
May 3. Advertising Roads and Bridges, District No. 9, - - -	0	7 6
Continuing do. 5 times, - - -	0	7 6
Handbills do. - - -	0	5 0
Advertising Tenders received for erecting Market House in Georgetown, - - -	0	3 4
Handbills do. - - -	0	5 0
Advertising Roads and Bridges, District No. 5, - - -	0	5 0
Continuing do. 5 times, - - -	0	6 3
Handbills do. - - -	0	5 0
Advertising Roads and Bridges, District No. 15, - - -	0	6 8
Continuing do. 5 times, - - -	0	8 4
Handbills do. - - -	0	6 0
May 17. Advertising Roads and Bridges, District No. 8, - - -	0	10 0
Continuing do. 5 times, - - -	0	12 6
Handbills do. - - -	0	7 6
Advertising Roads and Bridges, District No. 12, - - -	0	10 0
Continuing do. 4 times, - - -	0	10 0
Handbills do. - - -	0	6 0
Advertising Roads and Bridges, District No. 14, - - -	0	10 0
Continuing do. 4 times, - - -	0	10 0
Handbills do. - - -	0	8 6
Advertising Poplar Island Bridge, - - -	0	5 0
Continuing do. once, - - -	0	1 0
Handbills do. - - -	0	5 0
21. Advertising Roads and Bridges, District No. 6, - - -	0	5 0
Continuing do. 3 times, - - -	0	3 9
Handbills do. - - -	0	5 0
31. Advertising Roads and Bridges, District No. 1, Southern Section, - - -	0	7 6
Continuing do. twice, - - -	0	3 9
Handbills do. - - -	0	6 0
Advertising Roads and Bridges, District No. 1, Northern Section, - - -	0	5 0
Continuing do. twice, - - -	0	2 6
Handbills do. - - -	0	5 0
Advertising Roads and Bridges, District No. 11, - - -	0	6 8
Continuing do. twice, - - -	0	3 4
Handbills do. - - -	0	5 0
Advertising Tenders received for constructing Boat Wharf, - - -	0	4 0
Continuing do. once, - - -	0	1 0
Handbills do. - - -	0	5 0
June 21. Advertising Roads and Bridges, District No. 3, - - -	0	10 0
Continuing do. twice, - - -	0	5 0
Handbills do. - - -	0	6 0
May 20. Handbills, advertising Wood Island Road, 18 copies, - - -	0	5 0
June 18. Advertising Wharf at Souris, - - -	0	5 0
Continuing do. 4 times, - - -	0	4 0
Handbills do. - - -	0	5 0
	<u>18</u>	<u>2 4</u>
	<u>£73</u>	<u>11 10</u>

*JAMES D. HASZARD, Queen's Printer's Accounts, for services performed, &c. for the Government of Prince Edward Island, from 1st July to 30th September, 1842.*

1842.		COLONIAL SECRETARY'S OFFICE.		£ s. d.	
July 1.	3 quires Foolscap Paper, at 1s. 8d.	-	-	0	5 0
	Advertising Tenders for erecting Hospital,	-	-	0	3 4
	Continuing do. once,	-	-	0	1 0
7.	½ quire gilt Foolscap, 1s. 6d.; ¼ hun. Quills, 2s. 3d.	-	-	0	3 9
	Advertising appointment C. Hensley, Esq. to Commission of Peace,	-	-	0	5 0
	Advertising appointment Edward Palmer, Esq. Member Executive Council,	-	-	0	5 0
	2 quires Treasury Warrants, at 7s.	-	-	0	14 0
21.	Penknife, 1s. 6d.; box large Wafers, 6d.	-	-	0	2 0
July 16.	300 copies Prayer on preservation of Her Majesty,	-	-	0	16 0
Aug. 9.	Advertising appointment of Hon. C. Hensley, Member of Legislative Council,	-	-	0	5 0
	Advertising appointment S. Desbrisay, Esq. to Commission of Peace,	-	-	0	5 0
	Advertising Despatch in answer to Petition of House of Assembly,	-	-	0	10 0
	3 quires Treasury Warrants,	-	-	1	1 0
26.	2 do. ruled Paper,	-	-	0	4 6
	6 do. superfine Foolscap,	-	-	0	11 0
	2 do. Imperial Cartridge,	-	-	0	6 0
	200 Seal papers,	-	-	0	3 0
Aug. 16.	Advertising Proclamation proroguing General Assembly to 10th November,	-	-	0	7 6
	Continuing do. twice,	-	-	0	4 0
	Handbills do. and posting,	-	-	0	12 6
	Advertising appointment P. Kelly, Fish Inspector,	-	-	0	5 0
23.	Advertising answer to Address of Queen's County,	-	-	0	5 0
	Advertising two Stalls in Market House to Let,	-	-	0	5 0
	Continuing do. once,	-	-	0	1 0
	Handbills do.	-	-	0	5 0
	Do. to fill up at future sales, 50 copies,	-	-	0	5 0
Aug. 30.	Advertising notice respecting Marriages,	-	-	0	5 0
	Continuing do. 5 times,	-	-	0	6 3
Sept. 4.	Advertising Her Majesty's Order in Council, 11th August, signifying Royal Assent to Asylum Bill,	-	-	0	10 0
	Advertising Her Majesty's Order in Council, signifying Royal Assent to sundry Bills,	-	-	0	15 0
	Fish Inspection Acts for Mr. F. Kelly,	-	-	0	3 6
	Do. do. for Mr. Michael Clark,	-	-	0	3 6
	1 doz. pieces Office Tape,	-	-	0	4 0
	Preparing 9 copies Laws last Session for England,	-	-	1	10 0
	Printing Laws of last Session General Assembly, 15 sheets, at 55s.	-	-	40	5 0
	Advertising notice to Proprietors Lot 49, of £105 being assessed for Roads,	-	-	0	7 6
	Continuing do. 3 times, at 1s. 9d.	-	-	0	5 3
	Advertising notice of Assessment of sums on Lots 1, 2, 3, 4, 5, 6 and 9, for Roads,	-	-	0	7 6
	Continuing do. 8 times, to 1st November,	-	-	0	14 0
	Advertising appointment Mr. P. Kelly, Coal Meter,	-	-	0	5 0
	Advertising Tenders received for Ferry, South West River, New London,	-	-	0	5 0
	Continuing do. 3 times,	-	-	0	3 9
	Advertising notice to Officers to send in Returns for Blue Book,	-	-	0	5 0
	Continuing do. 3 times,	-	-	0	3 0
Sept. 27.	Advertising confirmation of appointment Hon. E. Palmer,	-	-	0	5 0

Carried forward, £

1842.		Brought forward,	£	
Sept. 27.	Advertising Order, Charlottetown a Free Port,	-	0 10 0	
30.	50 copies Schedule of Despatches, whole sheet,	-	0 11 0	
	50 do. Schedule of do. on half sheet,	-	0 7 0	
				56 11 10
MILITIA ADJUTANT GENERAL.				
May 10.	Advertising Deserters from 64th Regt.	-	0 10 0	
	Continuing do. twice,	-	0 5 0	
17.	Advertising General Order, Muster of Queen's Birth-day,	-	0 5 0	
	Continuing do. once,	-	0 1 3	
June 21.	Advertising Annual Inspections,	-	0 10 0	
	Continuing do. 7 times,	-	0 17 6	
	Printing 5 quires Militia Company's Returns,	-	0 18 0	
	360 copies Militia Notices of Muster,	-	0 13 6	
30.	30 do. Company's Returns,	-	0 6 6	
	150 Muster Notices,	-	0 6 6	
July 12.	Advertising Promotion and Appointments,	-	0 7 6	
June 18.	½ quire fine Cartridge Paper,	-	0 1 9	
	1 card Pens,	-	0 2 3	
	1 quire Letter Paper,	-	0 1 6	
	1 quire Foolscap,	-	0 1 9	
	2 sticks Wax, 1s. 4d.; 2 pieces Tape, 11d.	-	0 2 3	
				5 18 9
TREASURER'S OFFICE.				
April 26.	Advertising Warrants paid up to No. 184, of 7th May, 1841,	-	0 5 0	
	Continuing do. twice,	-	0 2 6	
May 31.	Advertising notice to persons to pay Land Assessment, for 1842,	-	0 10 0	
	Continuing do. 30 times, to 26th December, at 2s.	-	3 0 0	
	Handbills do.	-	0 10 0	
	Paid posting do. in Charlottetown, Georgetown and Princetown, and most inhabited places,	-	0 15 0	
	Advertising notice of Deputies appointed,	-	0 6 8	
	Continuing do. once,	-	0 1 8	
July 5.	Advertising List of Licensed Retailers,	-	0 5 0	
Aug. 2.	Advertising do. do.	-	0 10 0	
Sept. 13.	Advertising Warrants paid to No. 150, 7th May, 1841,	-	0 5 0	
	1 four-quire Book Township Receipts, for S. Desbrisay, Esq.	-	1 3 6	
	1 four-quire Book Receipts for Charlottetown, for do.	-	1 3 6	
	1 two-quire Book Township Receipts, for Major Compton,	-	0 12 6	
	1 two-quire do. do. for R. Hyndman, Esq.	-	0 12 6	
				10 2 10
COLLECTORS OF EXCISE.				
Jan. 1.	12 blank Accounts,	-	0 6 0	
May 10.	Book for Entries (bound and ruled),	-	0 12 6	
June 7.	Do. do. do.	-	0 12 6	
30.	Do. do. do.	-	0 12 6	
July 8.	Printing 48 Impost Accounts, paper provided,	-	0 12 0	
June 8.	2 quires short Permits,	-	0 10 0	
Aug. 10.	3 do. do.	-	0 15 0	
Sept. 19.	Book for Entries,	-	0 12 6	
Aug. 27.	3 doz. Drawback Blanks,	-	0 6 0	
				4 19 0
COLLECTORS OF EXCISE—Country.				
Jany. 4.	Samuel Dawson, Esq.—3 Impost Accounts,	-	0 1 6	
June.	Hon. J. Pope.—Book for Entries, ruled and bound,	-	0 12 6	
Aug. 11.	1 quire Importer's Oaths,	-	0 5 0	
				Carried forward, £

1842.		Brought forward,	£	
April 20.	<i>W. S. Macgowan, Esq.</i> —3 Impost Accounts,	-	0 1 6	
June 20.	1 quire Bonds, &c.	-	0 8 0	
May 31.	<i>George Campbell, Esq.</i> —1 quire Bonds, 2s. ½ quire Permits, 2s. 6d.	-	0 10 6	
				1 19 0
<b>BOARD OF EDUCATION.</b>				
April 5.	Advertising Meeting of Board,	-	0 5 0	
	Continuing do. 3 times,	-	0 3 0	
May 3.	Advertising List of Candidates passed Board,	-	0 3 4	
July 30.	Printing 3 quires Certificates,	-	0 12 6	
	Advertising Quarterly Meeting of Board,	-	0 5 0	
	Continuing do. twice,	-	0 2 6	
Aug. 9.	Advertising List of Candidates passed,	-	0 5 0	
				1 16 4
<b>ROADS, BRIDGES, &amp;c.</b>				
June 20.	Advertising final notice to remove Obstructions in 7th District, &c.	-	0 7 6	
	Continuing do. 3 times, at 1s. 9d.	-	0 5 3	
	Advertising notice to Overseers to send in Returns,	-	0 3 4	
Sept. 9.	5 quires Bonds and Indentures, for Road Contracts, at 6s.	-	1 10 0	
	3 do. Instructions for Sheep Reeves,	-	0 18 0	
				3 4 1
<b>CENTRAL ACADEMY.</b>				
Jany. 4.	Advertising opening of Classes on the 10th January,	-	0 3 4	
July 12.	Advertising semi-Annual Examination of Classes,	-	0 5 0	
Aug. 2.	Advertising opening of Classes on the 15th August,	-	0 5 0	
				0 13 4
<b>POST OFFICE.</b>				
Febry. 8.	Continuing Notice, Route Winter Mails,	-	0 5 0	
May 17.	Advertising Mails to go by Steamer Pocahontas,	-	0 5 0	
	Continuing do. 6 times,	-	0 6 0	
31.	Advertising Tenders for Inland Mails,	-	0 5 0	
	Continuing do. 4 times,	-	0 5 0	
Aug. 23.	Advertising Mails for ensuing Fortnight,	-	0 5 0	
Sept. 20.	Advertising Mail arrangements,	-	0 5 0	
	Continuing do. once,	-	0 1 3	
				1 17 3
<b>ADVERTISING CONVICTIONS.</b>				
July 5.	Before Assault and Battery Court, Prince County,	-	0 5 0	
Aug 2.	Before J. D. Haszard, Esq.	-	0 3 4	
9.	Before T. Fairbairn, Esq.	-	0 3 4	
Sept. 13.	Before Assault and Battery Court, Queen's County,	-	0 5 0	
27.	Before J. R. Bourke, Esq.	-	0 5 0	
				1 1 8
				<u>£88 4 1</u>

*J. D. HASZARD, Queen's Printer's, Quarterly Accounts, for services performed for the Government of Prince Edward Island, from 1st October, 1842, to 1st January, 1843.*

1842.

£ s. d.

<b>COLONIAL SECRETARY'S OFFICE.</b>				
October 12.	To Neil Macphee, Assayer of Weights and Measures, Acts of	-	0 4 0	
	Fish Act to C. Little,	-	0 2 6	
Novr. 2.	2 quires Blotting Paper,	-	0 4 0	
October 4.	Advertising Her Majesty's Order in Council respecting Fees in cases of Appeal, and list of fees,	-	1 0 0	
				Carried forward, £

1842.		Brought forward,	£
October 4.	6 boxes of Wafers, at 6d.	-	0 3 0
	Advertising Mail to leave on the 18th inst. and continuing do. once,	-	0 5 0
11.	Advertising Tenders for Western Inland Mail,	-	0 5 0
	Continuing do. twice,	-	0 2 6
25.	Publishing Act of Imperial Parliament, regulating the carriage of Passengers,	-	8 10 0
	Advertising Joseph Coffin, Esq.'s name inserted in the Commission of the Peace,	-	0 5 0
	Advertising appointment Thomas Owen, Esq. as Postmaster,	-	0 5 0
Nov. 1.	Advertising appointment W. W. Irving, Esq. to Legislative Council,	-	0 5 0
	Advertising appointment do. as Justice of the Peace,	-	0 5 0
	Advertising Proclamation proroguing General Assembly to 5th Dec.	-	0 7 6
	Continuing do. twice,	-	0 4 0
	Handbills do. and posting,	-	0 12 6
Nov. 8.	Publishing Imperial Act for the regulation of Trade in the British Possessions,	-	5 0 0
	Advertising confirmation appointment G. Wright Esq.	-	0 3 4
	Do. do. Hon. C. Hensley,	-	0 3 4
	Do. appointment H. Palmer, Usher Black Rod,	-	0 3 4
	6 copies Fee Act for Blue Book,	-	0 18 0
	Second volume Laws bound for W. Irving, Esq.	-	0 4 0
15.	Advertising sale of Stall in Market House, and continuing do. twice,	-	0 7 0
	Advertising notice closing Road from Darnley Schoolhouse to Guiph Shore,	-	0 5 0
	Continuing do. 4 times, to 1st January,	-	0 4 0
22.	Advertising list of persons to take charge of Books for District Schools,	-	0 5 0
	Continuing do. 4 times,	-	0 5 0
Dec. 13.	Advertising Order and Prayer for Thanksgiving,	-	0 10 0
	Printing 500 copies do.	-	1 10 0
	Advertising Proclamation convening General Assembly for Despatch of Business,	-	0 7 6
	Continuing do. 6 times,	-	0 12 0
	Handbills do. and posting, &c.	-	0 12 6
24.	Advertising notice to persons having claims on Government,	-	0 5 0
			<u>24 15 0</u>
BOARD OF EDUCATION.			
October 4.	Advertising Quarterly Meeting of Board,	-	0 5 0
	Continuing do. twice,	-	0 2 6
Nov. 1.	Advertising List of Candidates passed the Board,	-	0 5 0
			<u>0 12 6</u>
MILITIA ADJUTANT GENERAL.			
Oct. 26.	Advertising General Order, Joseph Coffin, Esq. reinstated in the Militia,	-	0 5 0
CUSTOM HOUSE.			
Oct. 26.	Advertising notice of Mr. Peake's Ship Store, a Warehouse for Goods,	-	0 5 0
COLLECTORS OF IMPOST—Country.			
October.	Hon. J. Pope—12 blank Impost Accounts, at 6d.	-	0 6 0
	Book for Entries,	-	0 12 6
	Hugh Macdonald, Esq.—Blank Book for Entries,	-	0 12 6
	12 blank Impost Accounts,	-	0 6 0
Dec. 7.	1 quire Bonds, &c.	-	0 8 0
	Mr. George Campbell—12 blank Impost Accounts,	-	0 6 0
	1 quire Importer's Oaths,	-	0 5 0
			<u>Carried forward, £</u>

1842.		Brought forward,	£	
Dec. 7.	<i>J. Jardine, Esq.</i> —6 blank Accounts,	-	0 3 0	
	<i>F. Goodman, Esq.</i> —200 Light Receipts,	-	0 9 0	
			<u>0 12 0</u>	3 8 0
TREASURER'S OFFICE.				
October 1.	Book of Receipts for Land Assessment, for H. Macdonald, Esq., 2 qrs.	-	0 12 6	
Nov. 4.	Book of Receipts for Hon. J. Pope, 4 quires,	-	1 2 6	
	Book of Receipts for Charlottetown, S. Desbrisay, Esq.	-	1 2 6	
Oct. 4.	Advertising List of Licensed Retailers,	-	0 12 6	
	Advertising List of Deputies appointed for collecting Land Assessment,	-	0 7 6	
	Continuing do. 11 times, at 1s. 9d.	-	0 19 3	
11.	Advertising List of Licensed Retailers,	-	0 12 6	
	3 quires Georgetown Receipts,	-	0 15 0	
	2 quires Princetown do.	-	0 10 0	
	4 quires Princetown and Georgetown Royalties do.	-	1 0 0	
			<u>0 12 6</u>	7 14 3
COLLECTOR OF IMPOST—Charlottetown.				
October 1.	1 Ballast Book,	-	0 12 6	
	Book for Entries,	-	0 12 6	
7.	24 Impost Accounts, feint-lined paper,	-	0 12 0	
Nov. 1.	Book for Entries, 3 quires,	-	1 13 0	
9.	2 quires short Permits,	-	0 10 0	
	2½ quires Bonds,	-	1 0 0	
30.	18 blank Accounts,	-	0 9 0	
	2 quires short Permits,	-	0 10 0	
			<u>0 12 6</u>	5 19 0
CLERK OF THE COURT'S OFFICE.				
October 5.	Advertising List of Constables and Fence Viewers for Prince County,	-	0 15 0	
	Handbills do.	-	0 10 0	
			<u>0 10 0</u>	1 5 0
ROADS, BRIDGES, &c.				
October 4.	Handbills of Bridges between Cardigan and Dingwell's Mills, 45 copies,	-	0 6 0	
	Advertising do. in Gazette,	-	0 5 0	
	Continuing do. twice,	-	0 2 6	
			<u>0 6 0</u>	0 13 6
POST OFFICE.				
October 20.	Advertising Mail being closed on the 29th,	-	0 3 4	
November.	Handbills, day of Mail for England changed,	-	0 4 0	
Dec. 13.	Advertising time of making up Mails,	-	0 5 0	
	Continuing do. 3 times,	-	0 3 0	
			<u>0 3 0</u>	0 15 4
ADVERTISING CONVICTIONS.				
October 25.	Before L. C. Worthy, Esq.	-	0 5 0	
	Before S. Green and J. Morris, Esqrs.	-	0 3 4	
Nov. 8.	Before Alexander Leslie, Esq.	-	0 3 4	
15.	Before J. R. Bourke, Esq.	-	0 3 4	
Dec.	Before Assault and Battery Court, Queen's County,	-	0 5 0	
			<u>0 5 0</u>	1 13 4
SURVEYOR GENERAL'S OFFICE.				
Sept. 26.	Advertising notice to persons indebted for Crown Lands,	-	0 5 0	
	Continuing do. 13 times,	-	0 13 0	
			<u>0 13 0</u>	0 18 0
				<u>£48 3 11</u>



## No. 22.

## GOVERNMENT OF PRINCE EDWARD ISLAND,

To J. B. COOPER &amp; Co.

Dr.

£ s. d.

1841. COLONIAL SECRETARY'S OFFICE.				
August 7.	To advertising Tenders for Light House,	-	-	0 5 0
	Continuing do. 3 times,	-	-	0 3 9
1842.				
Febry. 12.	To advertising Tenders for Jail Fence,	-	-	0 5 0
	Continuing do. twice,	-	-	0 2 6
May 7.	To advertising Colonial Building. 7s. 6d.; continuing do. 7 times, 12s. 10d.	-	-	1 0 4
	To advertising Special Meeting of Trustees of Central Academy (8th Jan.),	-	-	0 5 0
	To advertising Stalls in Charlottetown Market (by Statute),	-	-	0 5 0
				2 6 7
1841. ROADS, BRIDGES, WHARVES, &c. (by Statute.)				
July 10.	To advertising Wharf at Minchin's Point,	-	-	0 3 4
	Continuing do. 3 times,	-	-	0 2 6
1842.				
Febry. 12.	To advertising Blocks, Murray Harbour Bridge,	-	-	0 5 0
	Continuing do. 4 times,	-	-	0 5 0
Mar. 12.	To advertising sundry Bridges in 3d District,	-	-	0 5 0
	Continuing do. once,	-	-	0 1 3
	To advertising sundry Bridges in 4th District,	-	-	0 5 0
	Continuing do. once,	-	-	0 1 3
	To advertising sundry Bridges in 14th District,	-	-	0 5 0
	Continuing do. twice,	-	-	0 2 6
19.	To advertising sundry Bridges in 6th District,	-	-	0 5 0
	To advertising sundry Bridges in 7th District,	-	-	0 5 0
	Continuing do. once,	-	-	0 1 3
	To advertising sundry Bridges in 8th District (2 squares),	-	-	0 10 0
	Continuing do. once,	-	-	0 2 6
	To advertising sundry Bridges in 10th District (2 squares),	-	-	0 10 0
	Continuing do. twice,	-	-	0 5 0
	To advertising Wharves, &c. 11th District,	-	-	0 3 4
	Continuing do. 7 times,	-	-	0 5 10
	To advertising Wharves, &c. 14th District,	-	-	0 3 4
	Continuing do. once,	-	-	0 1 0
	To advertising Wharves, &c. 15th District,	-	-	0 3 4
	Continuing do. once,	-	-	0 1 0
26.	To advertising Wharves, &c. 1st District (Northern Section),	-	-	0 5 0
	Continuing do. 12 times,	-	-	0 12 0
	To advertising Wharves, &c. 5th District,	-	-	0 5 0
April 16.	To advertising Wharves, &c. 7th District (1½ squares),	-	-	0 7 6
	Continuing do. once,	-	-	0 1 10
23.	To advertising Wharves, &c. 2d District (2 squares),	-	-	0 10 0
	Continuing do. 8 times,	-	-	1 0 0
30.	To advertising Wharves, &c. 8th District (1½ squares),	-	-	0 7 6
	Continuing do. 7 times,	-	-	0 12 10
May 7.	To advertising Wharves, &c. 5th District,	-	-	0 5 0
	Continuing do. 5 times,	-	-	0 6 3
	To advertising Wharves, &c. 15th District (1½ squares),	-	-	0 7 6
	Continuing do. 4 times,	-	-	0 7 6
	To advertising Wharves, &c. 4th District,	-	-	0 5 0
				Carried forward, £

		Brought forward,	£	
1842.				
May 7.	To advertising Wharves, &c. 9th District (1½ squares),	-	0 7 6	
	Continuing do. 3 times,	-	0 5 6	
14.	To advertising Wharves, &c. 14th District (2 squares),	-	0 10 0	
	Continuing do. 4 times,	-	0 10 0	
	To advertising Wharves, &c. 11th District,	-	0 3 4	
	Continuing do. 3 times,	-	0 2 6	
21.	To advertising Wharves, &c. 5th District (2½ squares),	-	0 12 6	
	Continuing do. 3 times,	-	0 9 0	
	To advertising Wharves, &c. 12th District (2 squares),	-	0 10 0	
	Continuing do. twice,	-	0 5 0	
28.	To advertising Wharves, &c. 1st District (Southern Section),	-	0 5 0	
	Continuing do. 3 times,	-	0 3 9	
	To advertising Wharves, &c. 6th District,	-	0 5 0	
	Continuing do. once,	-	0 1 0	
June 4.	To advertising Wharves, &c. 11th District,	-	0 5 0	
	Continuing do. twice,	-	0 2 6	
			15 2 11	
1842.	REPRESENTATIVES OF CHARLOTTETOWN.			
Jan. 29.	To advertising Requisition, &c. calling a Public Meeting to make arrangements for purchase of Fire Engine,	-	0 12 6	
	Continuing do. once,	-	0 3 0	
June 4.	To advertising Public Meeting of Inhabitants to choose Assessors,	-	0 3 4	
	Continuing do. once,	-	0 1 0	
			0 19 10	
1842.	HIGH SHERIFF OF QUEEN'S COUNTY.			
March 12.	To advertising Requisition, &c. relative to Steam Communication,	-	0 5 0	
	Printing Handbills do. (very large),	-	0 10 0	
1841.				
Oct. 23.	To advertising Requisition relative to Steamboat (3½ squares),	-	0 15 0	
Nov. 6.	" advertising adjourned Public Meeting 5th inst.	-	0 3 4	
Dec. 13.	" advertising Public Meeting on 22d, 3s. 4d.; continuing do. once, 1s.	-	0 4 4	
18.	" advertising Requisition, calling Meeting to address the Queen on the Birth of a Prince (2½ squares),	-	0 12 6	
			2 10 2	
1842.	BOARD OF EDUCATION.			
Feb. 19.	To advertising School Visitor's Annual Report, by order of the Board of Education,	-	-	5 5 0
1841.	POST OFFICE.			
Oct. 23.	To advertising time of making up of Mails,	-	0 3 4	
	Continuing do. 5 times,	-	0 4 2	
Dec. 4.	To advertising Winter Mails,	-	0 3 4	
	Continuing do. 3 times, to 30th December,	-	0 2 6	
1842.				
Jan. 1.	To continuing do. 10 times, at 10d.	-	0 8 4	
May 7.	To advertising Mails to make up on Monday,	-	0 3 4	
14.	To advertising times of making up Mails, 5s.; continuing do. once, 1s. 3d.	-	0 6 3	
June 4.	To advertising Tenders for conveying Inland Mails,	-	0 3 4	
	Continuing do. 3 times, at 10d.	-	0 2 6	
			1 17 1	
1841.	TREASURER'S OFFICE.			
Aug. 7.	To advertising Warrants payable, 3s. 4d.; continuing do. 4 times, 3s. 4d.	-	0 6 8	
1842.				
Jan. 15.	To advertising ditto, 5s.; do. Bonds in Treasury, 5s.	-	0 10 0	
Feb. 19.	To advertising do. 3s. 4d.; continuing do. 5 times, 4s. 2d.	-	0 7 6	
April 30.	To advertising do. 3s. 4d.; continuing do. twice, 1s. 5d.	-	0 5 0	
			1 9 2	
		Carried forward,	£	

		Brought forward,	£
1843.	LAND ASSESSMENT.		
Jan. 1.	To continuing Land Assessment Notice 4 times, at 3s.	-	0 12 0
	“ continuing Receivers of do. 4 times, at 1s. 10d.	-	0 7 4
June 4.	“ advertising Land Assessment for current year,	-	0 12 6
	“ continuing do. 29 times, to 31st December, at 3s.	-	4 7 0
	“ advertising Receivers of Assessment,	-	0 7 6
	“ continuing do. 29 times, to 31st December, at 1s. 10d.	-	2 13 2
			8 19 6
1841.	ADJUTANT GENERAL'S OFFICE.		
Decr. 11.	To advertising General Order, 5s.; continuing do. twice, 2s. 6d.	-	0 7 6
1842.	June 25.	To advertising Annual Inspections, 12s. 6d.; continuing do. 8 times, 24s.	1 16 6
			2 4 0
1842.	LEGISLATIVE COUNCIL.		
April 23.	To advertising Boundary Bill (6 squares),	-	1 10 0
	Continuing do. twice,	-	0 15 9
			2 5 0
1842.	GENERAL ELECTIONS (authorized by Statute).		
June 4.	To advertising Charlottetown and Royalty Election,	-	0 5 0
	Continuing do. 5 times, at 1s. 3d.	-	0 6 3
	To advertising 1st District Queen's County Election,	-	0 5 0
	Continuing do. 5 times,	-	0 6 3
	To advertising 2d District Queen's County Election,	-	0 5 0
	Continuing do. 5 times,	-	0 6 3
	To advertising 3d District Queen's County Election,	-	0 5 0
	Continuing do. 5 times,	-	0 6 3
11.	To advertising 1st District Prince County Election,	-	0 5 0
	Continuing do. 4 times,	-	0 5 0
	To advertising 2d District Prince County Election,	-	0 5 0
	Continuing do. 4 times,	-	0 5 0
	To advertising 3d District Prince County Election,	-	0 5 0
	Continuing do. 4 times,	-	0 5 0
	To advertising Princetown and Royalty Election,	-	0 5 0
	Continuing do. 4 times,	-	0 5 0
	To advertising 1st District King's County Election,	-	0 5 0
	Continuing do. 4 times,	-	0 5 0
	To advertising 2d District King's County Election,	-	0 5 0
	Continuing do. 4 times,	-	0 5 0
	To advertising 3d District King's County Election,	-	0 5 0
	Continuing do. 4 times,	-	0 5 0
	To advertising Georgetown and Royalty Election,	-	0 5 0
	Continuing do. 4 times,	-	0 5 0
			6 5 0
			£49 4 3

## No. 23.

## GOVERNMENT OF PRINCE EDWARD ISLAND,

		To J. SPENCER SMITH,	Dr.
			£ s d
1842		On account of small Disbursements.	
January 6.	To Cash paid John Simpson, per Order in Council, of 5th April, 1841,	-	3 9 0
	J. Howe & Son, per Order in Council, of 11th June, 1840,		1 17 6
13.	George Lewis, per Order in Council, of 6th January, 1842,	-	1 17 11½
19.	Moses Hayes, per Order in Council, of 6th January, 1842,		0 6 0
20.	John Williams, for Public Postage,	-	0 9 7½
	Assistant Judge Haviland, being Fees on 11 Warrants of Attorney,		1 16 8
24.	Henry Stamper, per Order in Council, of 6th January, 1842,	-	1 17 10½
March 29.	James Anderson, per Order in Council, of 2d March, 1842,		2 7 6
April 12.	George Lewis, per Order in Council, of 7th April, 1842,	-	3 0 0
19.	Constables' costs in cases decided in the Assault and Battery Court for Queen's County, per Order in Council, of 7th April, 1842,		3 18 6
May 5.	J. Edwards, per Order of Lieutenant Governor,	-	3 7 6
7.	Staff Department, per Order of Lieutenant Governor,	-	3 11 2½
July 16.	B. De St. Croix, per Order in Council, of 13th July, 1842,		2 2 0
	Blanchard & Durant, per Order in Council, of 13th July, 1842,		0 19 0
	A. Macdonald, per Order in Council,	-	2 0 0
	John Rider, per Order in Council, of 13th July, 1842,	-	0 7 6
	George Lewis, per Order in Council, of 13th July, 1842,	-	3 8 3
August 5.	John Williams, for Public Postage,	-	0 12 0
Sept. 9.	James Down, per Order in Council, of 2d December, 1841,	-	3 0 1½
Oct. 19.	George Lewis, per Order in Council, of 10th October, 1842,		0 14 6
Nov. 15.	John Williams, for Public Postage,	-	1 0 7½
Decr. 15.	James Dix Cantelo, per Order in Council, of 8th December, 1842,		2 0 0
			£44 3 3½

Treasurer's Office, 2nd January, 1843.

J. SPENCER SMITH, Treasurer.

# APPENDIX

## (K.)

(SEE PAGE 79.)

**T**HE Special Committee appointed by the House of Assembly to report in regard to the Petition of W. H. Nelis, Master of the National School, respectfully submit—

That the building requires repairs to the amount of £5 12s. 3d., and ladders, &c. to the cost of £1 10s. In reference to account of repairs paid last year by Petitioner, and handed in, amounting to £4 4s., they recommend that this sum, together with the sums first mentioned, amounting in the whole to £11 6s. 3d., be provided for by the House when in Committee of Supply; and that application should be made by the Petitioner himself.

In reference to application for further aid, it is submitted that the number of pupils in attendance is stated to be 50, of whom 12 are paid for out of rent of Warren Farm, at £2 for every one,	£24 0 0
Five are taught free, for Legislative Grant of	10 0 0
Four are paid for by a subscription of individuals in Charlottetown,	8 0 0
Three are taught without remuneration.	
Twenty-four are taught for fees paid by the parents,	48 0 0
Drawn additional from Warren Farm,	1 0 0
	£91 0 0

The School-room and Dwelling-house, both under the same roof, are occupied by the Teacher, free of any rent, and may be reckoned worth, per year, £18.

Every free Scholar finds half a cord of firewood, or pays 5s. per quarter during the winter. If any of the higher branches are taught to the free Scholars, a higher charge is made; thus, for French, the fee is 15s. per quarter.

The Master states that the Catechism taught to every pupil is designated by the parents or guardians of such pupils, and that all the pupils do not belong to the Church of England; that he was appointed by the former Governor, Sir C. A. Fitz Roy, and that the School has been examined by the Rector of Charlottetown, but that it is understood the Visitor is also to examine it in future. The Teacher further states, that he made application to the Bishop of Nova Scotia for an allowance from the proceeds of the lands belonging to Churches and Schools, and was answered that such allowance would be made, providing the Trustees would by Deed make over the institution to the Church of England, to be under its management entirely.

The Committee have also to submit, that the 520 acres comprised under Warren Farm, appear to have been leased in 1801 by the Governor to C. A. de Calonne, in conformity with a Despatch from the Duke of Portland—said lease being for a yearly rent, rising, till, in 1814, it reached 1s. sterling per acre, and independent of liberty reserved by the Government to use for public purposes such parts of the land as might be deemed requisite for these purposes; the lessee was bound to erect Barracks, for the soldiers required to man the battery; further, that the lease in whole was revocable at the pleasure of the Crown at any time.

That in 1807 the Governor who had granted the lease to C. A. de Calonne, having some time previous to 1807, resigned the office of Governor, purchased as a private individual the leasehold above described from James Ladislaus Joseph de Calonne, in whom, the indenture states, "all right and interest in and to the same have been vested." That the consideration money for said transfer is stated at £150, and that the transfer was executed in London.

That it is understood, or at least reported, that Governor Smith received a despatch authorizing him to apply the rent of Warren Farm to the support of a National School, but the Colonial Secretary cannot find any such document, neither is there in the Books of Council any minute or other reference to such a Despatch.

That the building was erected on public property, and with public money, about 1820 or 1821, is generally believed—but of such appropriation the Committee have found no proof. That several repairs have since been defrayed from the Treasury—that no Deed appears to have been executed; and that it would appear to be an institution entirely under the controul of the Governor for the time being.

As to the leasehold, that the lease may be cancelled whenever the Crown chooses.

All which is respectfully submitted.

# APPENDIX

(L.)

(SEE PAGE 83.)

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## No. 1.

(Copy.)

GOVERNMENT HOUSE, NEWFOUNDLAND, 27th February, 1843.

SIR ;

I HAVE the honor to transmit to your Excellency the copy of a Despatch (and of its enclosures), which I have addressed to the Governor General of North America, and to request that your Excellency will bring the subject thereof under the favourable consideration of the Legislature of Prince Edward Island.

I have the honor to be, Sir,

Your Excellency's most obedient humble servant,

(Signed)

J. HARVEY.

His Excellency Sir Henry Vere Huntley, &c. &c.  
Prince Edward Island.

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## No. 2.

(Copy.)

GOVERNMENT HOUSE, NEWFOUNDLAND, 27th February, 1843.

SIR ;

IN transmitting to your Excellency an extract of an Address which has been presented to me by the General Assembly of this Island, relative to a provision for the maintenance of a Light House proposed to be established on the S. W. Coast of Newfoundland, and in soliciting your Excellency's support of the measure with the Legislature of Canada, I would beg to invite your attention to the fact (fully established by a comparison of the losses by shipwreck during any given period), that though it is intended that the locality of the Light should be fixed upon the territory of this Colony, yet the advantages expected to be derived from it must necessarily be enjoyed principally by the trade of the Colonies, situated to the Westward of Newfoundland, and more especially by that homeward bound from the Bay of Chaleur and Gulf of St. Lawrence.

Canada may therefore be justly said to have a far more direct personal interest in the establishment of this proposed *National Beacon*, not only than this Island, but than any of the other Colonies of British North America. On these grounds I venture to invite and to anticipate your Excellency's support of the proposition, which it is the object of this communication to bring under your notice.

The calculations which have been made of the probable expense of maintaining the proposed Light (one of such great importance, and situated in so remote and isolated a location), based upon those of similar existing establishments in this Island, would lead to the conclusion that it cannot be safely assumed at less than £600 per annum. Of the relative proportions which ought fairly to be contributed by the several Colonies concerned, their respective Legislatures will be the best judges; but I trust I may be pardoned for suggesting, that if *three-fourths* of the whole expense be contributed by Canada and the Lower Provinces, including Prince Edward Island, Newfoundland will willingly charge herself with the remainder.

The communication addressed to me by the Chamber of Commerce of this City (of which I enclose a copy), will enable your Excellency to judge of the advantages which Cape Pine possesses over Cape Race as the site of the proposed Light House.

I have the honor, &c. &c.

(Signed)

J. HARVEY.

His Excellency the Governor General of Canada.

(Copy.)

*To His Excellency Major-General Sir JOHN HARVEY, K. C. B. & K. C. H., Governor and Commander in Chief, &c. &c. &c.*

May it please your Excellency :

The House of Assembly beg leave to acquaint your Excellency, that from a copy of a Despatch sent down to the House by your Excellency, dated Treasury Chambers, 11th May, 1841, they learn that the Elder Brethren of the Trinity House have signified their opinion, that the measure of Lighting the South Eastern part of Newfoundland would be effectually accomplished by the erection of a Light House on Cape Pine, on the South-Eastermost extremity of that island, and of one also upon Saint Pierre ; and likewise that all vessels bound to or from ports or places situate between St. John's, Newfoundland, and Cape Cod, in the United States, including the River St. Lawrence, would be benefited by the establishment of Light Houses in the above mentioned situations ; and further, that My Lords, advertng to the measures adopted in regard to the construction of Light Houses under very analagous circumstances on the Coast of Nova Scotia, are prepared to recommend to Parliament such grant as may be requisite for defraying the expense of constructing a Light House on Cape Pine, subject to the condition that provision shall be made by the Legislature of Newfoundland, either separately, or with aid from the other North American Provinces interested in the establishment of the Light House, for the future maintenance of the Light ; and said Despatch, after alluding to a Report to be made by the commanding Royal Engineer on this station, as to the most eligible arrangements for constructing the Light House, continues—" My Lords would further suggest to Lord John Russell, that it will be advisable to call for a similar report from the Governor of Newfoundland, or from any local authorities, under whose directions the construction or management of other Light Houses on the Coast of the Island has been placed." The House of Assembly, feeling the great importance, not alone to the trade of this Island, but to that of Great Britain and Ireland, the neighbouring Colonies, and the United States, of the erection of a Light House on Cape Pine, and in order to enable the Secretary of State for the Colonies to carry out the very liberal suggestion of the Lords of the Treasury, now pledge themselves, that in the event of such Light House being erected, they will pass an Act providing a sufficient sum of money to meet the maintenance of said Light.

The House of Assembly request that your Excellency will be pleased to put yourself into communication with the Government authorities of such of the neighbouring Provinces, and the United States, whose vessels may be benefited by such Light, in order to induce their supplying their just proportion towards the annual maintenance of said Light.

Passed the General Assembly, Saturday, February 25th, 1843.

(Signed)

JAMES CROWDY, Speaker.

(Copy.)

*To His Excellency Major-General Sir JOHN HARVEY, K. C. B. & K. C. H., Governor, &c. &c. &c.*

May it please your Excellency ;

The Chamber of Commerce, having been encouraged by your Excellency to express an opinion on the most advantageous point to place a Light House on the Southern shores of this Island, have, after mature deliberation, come to the conclusion, that Cape Pine is by far the more eligible situation, possessing these advantages over Cape Race :

In the first place, Cape Pine is the more Southern point of the two—it is very much the higher land, and can therefore be seen over Cape Race ; while a Light House on Cape Race would be completely masked by Cape Pine to vessels coming from the Westward.

Secondly, Cape Pine is surrounded with Rocks and Shoals, and therefore more perilous of approach than Cape Race, which is a bold shore, and free from such dangers—and thirdly, the rapid current constantly setting past Cape Pine into St. Mary's Bay deceives vessels, by carrying them to the Northward of their reckoning, and causing many to be lost in the vicinity of St. Shots, which is but a few miles to the N. W. of Cape Pine.

If the Chamber were to give an opinion founded on the interests of Newfoundland alone, they might perhaps be induced to consider the claims of Cape Race equal, if not superior to those of Cape Pine ; but considering them with a view to the commerce of Great Britain and her North American Colonies generally, they can have no hesitation in deciding in favour of Cape Pine ; and the experience of past years has shewn that ten vessels have been lost in the neighbourhood of Cape Pine to one nearer Cape Race ; thus proving the necessity of guarding British shipping against those dangers which more particularly threaten them when approaching Cape Pine. A Bell at the Light House, to be used in foggy weather ; or, if not attended with too great an expense, the occasional firing of a Gun would be of great service.

I have, &c.

(Signed)

Chamber of Commerce, 28th October, 1841.

Wm. THOMAS,  
President of the Chamber of Commerce.

# APPENDIX

## (M.)

(SEE PAGE 96.)

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**Y**OUR Committee, in making their Report on the Petition of the Inhabitants of Lots 61, 63, and 64, praying for the opening a new line of Road from Murray River towards the Vernon River, and which Petition was laid before the House by the Lieutenant Governor, submit—that they have inquired into the necessity of altering the Road between Murray River and Vernon River, and find that the present Road, for 8 or 9 miles from the former towards the latter place, is extremely hilly, so much so, as almost to prevent a loaded vehicle of any description being taken on it. That in the above distance there are 14 or 15 Bridges (of different sizes), which are now most of them much decayed, and will, in the course of a little time, require to be new built—a large Bridge is across the Murray River, which, in a short time, must be also re-built, at an expense probably of £100; and the other Bridges on the present Road will likely cost, as your Committee are informed, £150; but the principal object to be attained in altering the line of road is, to avoid the very steep hills that are on the Southern end for several miles.

Your Committee have examined Mr. Richards, who explored the new line of Road from the Burnt Point, Murray River, north of the Mill-dam, till it intersects the old road, about 8 miles from Murray River; and your Committee believe that the new line is very superior to the old one. There are only two hills on the new line, and these not difficult of ascent; and only six small Bridges will be required, together with a very large Bridge at the Burnt Point. There is very little swamp on the new line, and the distance will be shortened from  $1\frac{1}{2}$  to 2 miles. Another advantage to be obtained by the new Road and Bridge at Burnt Point will be, the great convenience of a shipping place for Agricultural Produce, as the new line will open a communication to several Townships, viz: 64, 63, 61 and 58, by which they may cart their surplus produce to the Burnt Point Bridge, at which there will be sufficient depth of water for vessels of 80 or 100 tons burthen. For 5 or 6 miles the Proprietors will probably have to contribute a considerable portion towards the intended road, as a compensation for the advantages they will derive from it. At the northern end of the new line it runs through eleven farms, but the apparent injury they may sustain, or the amount they may be entitled to as compensation, cannot, in the opinion of your Committee, be such as ought to deprive the public of the great advantages they will derive from the new line of road, provided a more eligible line of road cannot be found.

Your Committee would further observe, that from the personal knowledge of some of the Committee, and the information given to the rest, they are of opinion, that the present Road in King's County must be eventually abandoned when a better line is found; that, consequently, it would be a misapplication to appropriate the public moneys on the old road, if in the course of a few years it may not be used as a public road; that little or no improvement has been made on the road since it was first opened, and consequently it is now in a very indifferent state, and if to be continued, will require a large expenditure of money to put it in an efficient state or travellers—which, together with the sum required for the bridges, will probably amount to half the cost of the new line of road.

After every due consideration of the matter referred to your Committee, they are of opinion, that His Excellency be requested to appoint a competent person to examine and report on the old and new lines of road within King's County, as referred to in the Report of the Special Committee on the subject; and that such person be directed to ascertain whether a branch may not be formed from the new line to the old road, upon the Township line between 61 and 63, which will answer the purposes contemplated by the Report of the Special Committee; and if his report is in favour of the new line of road, that His Excellency be requested to order an inquisition on the new line in King's County during the ensuing summer, under the provisions of the Act, 10th George 4th, cap. 10.

E. THORNTON,  
J. WIGHTMAN,  
WM. COOPER,  
J. DALZIEL.

March 21st, 1843.



# APPENDIX

(N.)

(SEE PAGE 108.)

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## *Report of the Committee on Angus MacIsaac's Petition.*

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YOUR Committee, to whom was referred the Petition of Angus MacIsaac, of the Wood Islands, praying for remuneration for building two extra Blocks to the Wharf at Minchin's Point, have to report—that on examining Mr. Tremain, one of the Commissioners appointed to superintend the said Wharf, that gentleman stated, that the contractor (Angus MacIsaac) has built two extra Blocks to the Wharf, making the additional length of it eighty feet—that he was not authorized by the Commissioners to do so; but on the Contractor pointing out the very great advantage and eventual saving that would accrue to the public from this addition; and the Commissioners knowing that the greatest depth of water on the shoals would be thereby obtained (and which would accommodate a Steam Ferry-boat at a future period), the Contractor was told that he would no doubt be remunerated by the Legislature for his labour; and particularly, as if the Wharf was only finished to the length contracted for, it would doubtless be found necessary to add to the length of it, so as to carry the Wharf into deeper water, which could not be done for perhaps treble the cost at which it has now been done by the present contractor.

The Colonial Secretary states, that Angus MacIsaac applied to him also on the subject, when he informed him that the Government could not interfere in the matter, but that the Legislature would no doubt remunerate him for the service, should it be found of public benefit; and further, as the work could be then effected at less expense to the country than at any future period.

From all the information your Committee can acquire, it appears to them that the contractor, Angus MacIsaac, was not actuated by any desire of unnecessarily incurring additional expense to the public, by building the two extra Blocks, unauthorized by the proper authority; but, believing, that if he finished the Wharf to the extent only contracted for, it would be found in a short time absolutely necessary to extend it into deeper water, and which could not then be done, except at a much greater expense, owing to the particular construction of the outer block, the Petitioner took on himself to build the two additional Blocks, thereby extending the work 80 feet, and bringing it to the deepest water on the shoals, and which has cost (in proportion to his contract for the other work,) about £90. Under these circumstances, your Committee are of opinion, that Angus MacIsaac ought to be remunerated for the expense of the extra work, and therefore recommend his application to the favourable consideration of the House; and that when the whole work is completed, the additional Blocks made by him be valued by persons appointed by the Government, and paid for accordingly.

# APPENDIX

(O.)

(SEE PAGE 115.)

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**Y**OUR Committee respectfully submit—that the 10th Geo. IV., providing compensation for Roads, requires that the verdicts of the Jury shall be returned into the office of the Prothonotary within thirty days after the date of the Writ, which was extended to forty days by 1st Victoria, cap. 16. The dates of the Writs for laying out the Road through Townships Nos. 7, 8 and 6, and through 5, 4, 3, 2, and part of 1, are both 9th Oct., 1838. The Writs, which bear the signature of the Honorable Robert Hodgson, direct the Sheriff to hold the Inquests, one on the 26th November, the other on the 29th November, 1838. The verdict as to Townships Nos. 7, 8 and 6, are of date 28th Nov.; as to Townships Nos. 5, 4, 3, 2, and part of 1, of date 30th November. The dates named in the Writs are respectively Eight and Eleven days beyond the extended term allowed by the last Act for the Inquisitions being lodged in the Prothonotary's Office.

It further appears, that the Solicitor General, Mr. Peters, acting as Land Agent for the Assigns of Mr. Cunard, had, by letter (12th Dec. 1842) to the Secretary of the Colony, intimated that both the Writ and Inquisition were void, yet proffered as a composition rather more than one-half of the amount awarded by the Juries against part of Township Nos. 1, and against 2, 4, 5 and 6. That the Secretary, by direction of the Governor, declined entering into any such arrangement, as being irregular, and beyond his power. That previous to this intimation [Evidence of the Hon. T. H. Haviland], the said Solicitor General had applied to and obtained permission from the Lieutenant Governor to lay aside, for a time, his obligation to the cases of the Government, in order that he might defend those clients for whom, as before mentioned, he acted as Land Agent. That the Inquisitions and Verdicts were brought before the Supreme Court last January, and the Solicitor General obtained for his clients a decision quashing the Inquisition and Verdicts—See Letter by the Chief Justice, 22d March, 1843.

It is further submitted, that the payment of the sums awarded might have been demanded in Dec. 1841; but no claim was made till Feb. 1842; and the Act does not point out if any notice requiring payment was to be given, nor by whom. That two years since, [See Evidence by Mr. Haviland,] the Colonial Secretary informed a Member of the then House of Assembly, that irregularities were said to exist in the Writs. That if this report was deemed worthy of communication by a Member of the Council, it should have been communicated to the Executive generally, and particularly to the Crown Officers, with the view of providing a remedy, which your Committee believe would have been more easily attainable than at present.

That it seems advisable to waive, for the present, all consideration of who is liable for the errors committed, in the hope of providing a remedy for the past, and at the same time of removing the evident imperfections of the Acts, and arranging, in the event of any error in a future procedure, a means by which such error may be determined on, without allowing one informality to defeat entirely the ends of justice; and with this view the Committee submit that it is deserving of inquiry whether or not a new Inquisition may be ordered; and if not, that the Bill to remedy the above mentioned disadvantages should comprehend a provision for new Inquisitions, in the place of those quashed. But if such Bill be not acceded to by the other branches of the Legislature, your Committee recommend that copies of the Writs and Inquisitions, and a statement of the whole proceedings taken thereon, and of the examinations before this Committee, be forwarded to the Imperial Government, for the opinion of the Crown Law Officers in Britain, and for such subsequent procedure as they may take, or advise to be taken.

PRINCE EDWARD ISLAND, } VICTORIA, by the Grace of God, of the United Kingdom of Great Britain and Ire-  
 } land, Queen, Defender of the Faith.

To the Sheriff of Prince County, Greeting :

WHEREAS, under and by virtue of a Statute made and passed in our said Island Prince Edward, intituled " An Act to regulate the laying out and altering of Highways, and to provide a mode of obtaining compensation for those who may thereby be injured, and to cause those who are benefited thereby to contribute towards their formation," and of the Acts in amendment thereof, power is given to our Governor, Lieutenant Governor and Commander in Chief for the time being, by and with the advice and consent of our Council of our said Island, to lay out and alter Highways, pursuant to the provisions in the said Act recited : And whereas by the said Statute it is ordered, that it be enquired of by a Jury, indifferently to be summoned, whether the Tenants or Proprietors of Land through which such Highway shall pass be benefited or injured thereby, and what the value of such Lands may be : And whereas our Lieutenant Governor, by and with the advice of our Council aforesaid, hath ordered and directed an Highway to be laid out, which said Highway will commence at the division lines between Townships Numbers Seven (7) and Eight (8), as lately established, and terminate at the Main Western Road, leading to Cascumpeque Settlement—which said Road will run through or over Townships Numbers Seven (7), Eight (8) and Six (6) : We command you, therefore, that, according to the form of the Statute in such case made and provided, on the Twenty-sixth day of November next coming, at Edmund Dumville's House, on Lot Seven, by the oaths of twelve good and lawful men of our said County, who are in no wise interested in the lands and tenements through which the said Highway is directed to pass, you diligently enquire what damages (if they shall find damages), the Tenants or Proprietors of the said lands will sustain, by reason of the said Highway passing through the said Lands, and what advantage (if they shall find advantage) will accrue to the said Tenants or Proprietors, by reason of the said Highway passing through the said Lands, and what sum of money shall be paid him or them for the same : And we command you further, that you also enquire, by the oaths of the same men, what the value of the uncultivated Wilderness Land adjoining such Road, or through which such Road is intended to pass, be by the acre ; and that you send to us, at Charlottetown, to the Office of our Prothonotary of the Supreme Court of Judicature, within Forty days, the Inquisition which you shall thereupon take, under your Seal, and the Seals of those by whose oath you shall take the said Inquisition, and this Writ.

WITNESS Edward James Jarvis, Esquire, at Charlottetown, the Ninth day of October, in the Second year of our Reign.

DANIEL HODGSON, C. C.

9th October, 1833.

HODGSON, Attorney General.

The Execution of this Writ appears by the Inquisition hereunto annexed. The answer of  
 JOHN RAMSAY, Sheriff of Prince County.

PRINCE EDWARD ISLAND, }  
 } Prince County. }

AN Inquisition taken at Lot or Township Number Five, in the Island and County aforesaid, the Twenty-eighth day of November, in the year of our Lord One thousand eight hundred and thirty-eight, before John Ramsay, Esquire, High Sheriff of the County aforesaid, by virtue of a Writ of our Lady the Queen, to the said Sheriff directed, and to this Inquisition annexed, to enquire of certain matters in the said Writ specified, by the oath of twelve honest and lawful men of Prince County, in the said Island ; who, upon their oath, say, that the said line of Road, in the said Writ mentioned, will run through or over part of Lots or Townships Numbers Seven, Eight and Six, in the Island and County aforesaid, and that we have numbered the said Road into divisions, upon the Plan submitted to and subscribed by us, and hereunto annexed ; and the said line of Road will run through or over divisions Numbers Seven, Eight and Six, and that the owners or occupiers of said divisions will sustain damages by the said Road, as per Verdict attached ; and the different proprietor or proprietors through which the said line of Road passes, the advantage that the said Jury considers the said proprietor or proprietors will gain by the said Road passing through their Lands, and also the different sum or sums of money assessed by the said Jury towards the formation of the said Road, as per different Verdicts attached.

In Witness whereof, as well I the said Sheriff as well the said Jurors, have set our Hands and Seals to this Inquisition, the day and year within written.

JOHN RAMSAY, Sheriff of Prince County. (L. S.)

WE, the undersigned, having been duly summoned as Jurors, to appear at Lot Seven (7), on the 26th November, 1838, to examine and determine what advantage or disadvantage that might accrue to the Proprietor or Proprietors, for opening a good and sufficient Road between Lots Seven (7) and Eight (4), we do hereby declare, that we have duly considered the whole matter left to our consideration, and do judge that the distance along said Road, comprising Lot Six, on each side of the said Road, to be the distance of four miles and sixty-one chains: and we consider the good land that is fit for cultivation to be worth at the rate of Five Shillings per acre. There is about one mile of barren land, which we consider worth nothing, and we do hereby assess the same the sum of Two hundred and thirty-eight Pounds two shillings and sixpence, Island Currency, towards making the said Road for the above distance.

As Witness our hands, this 28th November, 1838 :

<i>James Sharp, Foreman,</i>	<i>(L. S.)</i>	<i>Thomas Donahoe,</i>	<i>(L. S.)</i>
<i>H. A. Compton,</i>	<i>(L. S.)</i>	<i>Donald Campbell,</i>	<i>(L. S.)</i>
<i>Anthony Craswell,</i>	<i>(L. S.)</i>	<i>Joseph Sharp,</i>	<i>(L. S.)</i>
<i>Cyrus Baker,</i>	<i>(L. S.)</i>	<i>John Sharp,</i>	<i>(L. S.)</i>
<i>George Wright,</i>	<i>(L. S.)</i>	<i>John Walker,</i>	<i>(L. S.)</i>
<i>James Clark,</i>	<i>(L. S.)</i>	<i>Daniel Green.</i>	<i>(L. S.)</i>

WE, the undersigned, having been duly summoned as Jurors, to appear at Lot Seven (7), on the 26th day of November, 1838, to examine and determine what advantage or disadvantage that might accrue to the Proprietor or Proprietors, for opening a good and sufficient Road between Lots Seven (7) and Eight (8), we do hereby declare, that we have duly considered the whole matter under our consideration, and do judge that the distance along the said Road, between Lots Seven and Eight, to be six miles and five chains, all good land and fit for cultivation (except about fifty or sixty chains of barren land): We have also agreed that the said Land, above described, is worth from Four to Five Shillings per acre. And we do hereby assess the same in the sum of One hundred and thirty-eight Pounds eleven shillings and three pence, Island Currency, towards making the said Road for the above distance.

As Witness our hands, this 28th November, 1838 :

<i>James Sharp, Foreman,</i>	<i>(L. S.)</i>	<i>Daniel Green,</i>	<i>(L. S.)</i>
<i>James Clark,</i>	<i>(L. S.)</i>	<i>Thomas Donahoe,</i>	<i>(L. S.)</i>
<i>George Wright,</i>	<i>(L. S.)</i>	<i>Joseph Sharp,</i>	<i>(L. S.)</i>
<i>Donald Campbell,</i>	<i>(L. S.)</i>	<i>Anthony Craswell,</i>	<i>(L. S.)</i>
<i>Cyrus Baker,</i>	<i>(L. S.)</i>	<i>H. A. Compton,</i>	<i>(L. S.)</i>
<i>John Walker,</i>	<i>(L. S.)</i>	<i>John Sharp.</i>	<i>(L. S.)</i>

WE, the undersigned, having been duly summoned as Jurors, to appear at Lot Seven (7), on the 26th day of November, 1838, to examine and determine what advantage or disadvantage that might accrue to the Proprietor or Proprietors, for opening a good and sufficient Road between Lots Seven (7) and Eight (8), we do hereby say, that we have duly considered the whole matter under our consideration, and do adjudge, that the distance from the Second division of Lot Number Eight, to the outside division line of Number Three, on the Plan of the Road between Lots Seven and Eight, to be the distance of seventy-four chains of good land, valued at Four Shillings per acre, and also twenty-one chains of barren soil, not fit for cultivation; and we do assess the said division, called Number Three, to pay the sum of Twenty-three Pounds ten shillings and sixpence, towards making the said Road.

As Witness our Hands, this 28th November, 1838 :

<i>James Sharp, Foreman,</i>	<i>(L. S.)</i>	<i>George Wright,</i>	<i>(L. S.)</i>
<i>Thomas Donahoe,</i>	<i>(L. S.)</i>	<i>Donald Campbell,</i>	<i>(L. S.)</i>
<i>Cyrus Baker,</i>	<i>(L. S.)</i>	<i>Daniel Green,</i>	<i>(L. S.)</i>
<i>Joseph Sharp,</i>	<i>(L. S.)</i>	<i>John Walker,</i>	<i>(L. S.)</i>
<i>H. A. Compton,</i>	<i>(L. S.)</i>	<i>Anthony Craswell,</i>	<i>(L. S.)</i>
<i>James Clark,</i>	<i>(L. S.)</i>	<i>John Sharp.</i>	<i>(L. S.)</i>

WE, the undersigned, having been duly summoned as Jurors, to appear at Lot Seven (7), on the 26th day of November, 1838, to examine and determine what advantage or disadvantage that might accrue to the proprietor or proprietors, for opening a good and sufficient Road between Lots Seven (7) and Eight (8), we do hereby say, that we have duly considered the whole matter under our consideration, and we do adjudge, that the distance from the third division of Lot Number Eight, to the outside division line of Number Four, on the Plan of the Road between Lots Seven and Eight, to be the distance of one mile and sixty-seven chains, all good land and fit for cultivation, valued at Five Shillings per acre; and we do assess the said division Number Four, being part of Lot Eight, to pay the sum of Fifty-five Pounds two shillings and sixpence towards making the said Road, for the above distance.

As Witness our hands, this 28th November, 1838 :

<i>James Sharp, Foreman,</i>	(L. S.)	<i>Donald Campbell,</i>	(L. S.)
<i>Thomas Donahoe,</i>	(L. S.)	<i>Cyrus Baker,</i>	(L. S.)
<i>James Clark,</i>	(L. S.)	<i>Daniel Green,</i>	(L. S.)
<i>George Wright,</i>	(L. S.)	<i>Anthony Craswell,</i>	(L. S.)
<i>John Sharp,</i>	(L. S.)	<i>John Walker,</i>	(L. S.)
<i>H. A. Compton,</i>	(L. S.)	<i>Joseph Sharp.</i>	(L. S.)

WE, the undersigned, having been duly summoned to appear at Lot Seven (7), on the Twenty-sixth day of November, One thousand eight hundred and thirty-eight, to examine and determine what advantage or disadvantage that might accrue to the proprietor or proprietors, for opening a good and sufficient Road between Lots Seven (7) and Eight (8), we do hereby award, that we have duly considered the whole matter under our consideration, and do adjudge, that the distance from the first division of Lot Number Eight, to the outside division line of Number Two, on the Plan of the Road between Lots Seven and Eight, to be the distance of one mile and sixty-five chains, through hardwood land, and appearance of excellent soil; and we do also adjudge, that the said Land is worth Five Shillings per acre along the said Road, for the above distance, and we adjudge the sum of Forty-five Pounds six shillings and three pence to contribute to the making of said Road.

As Witness our hands, this 28th November, 1838 :

<i>James Sharp, Foreman,</i>	(L. S.)	<i>Joseph Sharp,</i>	(L. S.)
<i>Thomas Donahoe,</i>	(L. S.)	<i>James Clark,</i>	(L. S.)
<i>Donald Campbell,</i>	(L. S.)	<i>George Wright,</i>	(L. S.)
<i>Cyrus Baker,</i>	(L. S.)	<i>Anthony Craswell,</i>	(L. S.)
<i>John Sharp,</i>	(L. S.)	<i>H. A. Compton,</i>	(L. S.)
<i>Daniel Green,</i>	(L. S.)	<i>John Walker.</i>	(L. S.)

WE, the undersigned, having been duly summoned to appear at Lot Seven (7), on the Twenty-sixth day of November, One thousand eight hundred and thirty-eight, and having duly examined the disadvantage that the Road leading between Numbers Seven and Eight would be to the Number One (1) farm, belonging to Michael O'Lary, we do hereby award, that the sum of Eight Pounds four shillings and sixpence, Island Currency, be paid unto the said Michael O'Lary. The quantity of land that the said Road takes off his Farm will be seventy chains and fifty links in length.

As Witness our hands and seals, this 28th day of November, 1838 :

<i>James Sharp, Foreman,</i>	(L. S.)	<i>James Clark,</i>	(L. S.)
<i>Thomas Donahoe,</i>	(L. S.)	<i>George Wright,</i>	(L. S.)
<i>Daniel Green,</i>	(L. S.)	<i>John Sharp,</i>	(L. S.)
<i>Joseph Sharp,</i>	(L. S.)	<i>John Walker,</i>	(L. S.)
<i>Donald Campbell,</i>	(L. S.)	<i>H. A. Compton,</i>	(L. S.)
<i>Anthony Craswell,</i>	(L. S.)	<i>Cyrus Baker.</i>	(L. S.)

WE, the undersigned, having been duly summoned to appear at Lot Seven (7), on the Twenty-sixth day of November, One thousand eight hundred and thirty-eight, to examine and determine what advantage or disadvantage that might accrue to the proprietor or proprietors, for opening a Road between Lots Seven (7) and Eight (8), we do hereby award, that we have duly considered the whole matter in consideration, and do adjudge, that

the distance from Number One, on the Plan of said land, being on Lot Number Eight, is forty-eight chains through hardwood Land, with excellent soil; and we do also adjudge, that the said land is worth Five Shillings per acre along the said Road, for the above distance; and we do adjudge the sum of Fifteen Pounds towards making the said Road.

As Witness our hands, this 23th November, 1838:

<i>James Sharp, Foreman,</i>	(L. S.)	<i>James Clark,</i>	(L. S.)
<i>Thomas Donahoe,</i>	(L. S.)	<i>George Wright,</i>	(L. S.)
<i>Daniel Green,</i>	(L. S.)	<i>Joseph Sharp,</i>	(L. S.)
<i>Donald Campbell,</i>	(L. S.)	<i>Anthony Craswell,</i>	(L. S.)
<i>John Walker,</i>	(L. S.)	<i>H. A. Compton,</i>	(L. S.)
<i>Cyrus Baker,</i>	(L. S.)	<i>John Sharp,</i>	(L. S.)

*Precipe by the Attorney General to the Prothonotary.*

WRIT under Road Compensation Act, and the several Acts in amendment thereof, directed to the Sheriff of Prince County, directing him to lay off a line of Road, commencing at \_\_\_\_\_ on the North side of Mill River, Township Number Five (5), and terminating at a Road leading to the Portage, from Tignish to Nail Pond, on Township Number One (1), which said Road runs through or over Townships Numbers Five (5), Four (4), Three (3), Two (2), and part of Township Number One (1)—returnable on \_\_\_\_\_

(Signed) R. HODGSON, Attorney General.

A true copy, CHARLES DESBRISAY, D. C. C.

PRINCE EDWARD ISLAND, } VICTORIA, by the Grace of God, of the United Kingdom of Great Britain and Ire-  
Queen's County: } land, Queen, Defender of the Faith.

To the Sheriff of Prince County, Greeting:

WHEREAS, under and by virtue of a Statute made and passed in our said Island Prince Edward, intituled "An Act to regulate the laying out and altering of Highways, and to provide a mode of obtaining compensation for those who may thereby be injured, and to cause those who are benefited thereby to contribute towards their formation," and of the Acts in amendment thereof, power is given to our Governor, Lieutenant Governor and Commander in Chief for the time being, by and with the consent of our Council of our said Island, to lay out and alter Highways pursuant to the provisions in the said Act recited: And whereas by the said Statute it is ordered that it be enquired of by a Jury, indifferently to be summoned, whether the Tenants or Proprietors of land through which such Highway shall pass be benefited or injured thereby, and also what the value of such lands may be: And whereas our Lieutenant Governor, by and with the advice of our Council aforesaid, hath ordered and directed an Highway to be laid out—which said Highway will commence on the North side of Mill River, Township Number Five, and terminate at a Road leading to the Portage, from Tignish to Nail Pond, on Township Number One—which said Road will run through or over Townships Numbers Five (5), Four (4), Three (3), Two (2), and part of Township Number One (1):

We command you, therefore, that, according to the form of the Statute in such case made and provided, on the Twenty-ninth day of November next coming, at Hill's Mills, by the Oaths of twelve good and lawful men of our said County, who are in no wise interested in the lands and tenements through which the said Highway is directed to pass, you diligently enquire what damages (if they shall find damages) the Tenants or Proprietors of the said lands will sustain, by reason of the said Highway passing through the said Lands, and what advantage (if they shall find advantage) will accrue to the said Tenants or Proprietors, by reason of the said Highway passing through the said lands, and what sum of money shall be paid him or them for the same: And we command you, further, that you also enquire, by the Oaths of the same men, what the value of the uncultivated wilderness land adjoining such Road, or through which such Road is intended to pass, be by the acre, and that you send to us at Charlottetown, to the Office of our Prothonotary of the Supreme Court of Judicature, within Forty days, the Inquisition which you shall thereupon take, under your Seal, and the Seals of those by whose oath you shall take the said Inquisition, and this Writ.

WITNESS Edward James Jarvis, Esquire, at Charlottetown, the Ninth day of September, in the Second year of our Reign.

(Signed)

DANIEL HODGSON, C. C.

9th October, 1838.

HODGSON, Attorney General.

PRINCE EDWARD ISLAND, }  
 Prince County. }

AN Inquisition taken at Lot or Township Number One, in the Island and County aforesaid, on the Thirtieth day of November, in the year of our Lord One thousand eight hundred and thirty-eight, before John Ramsay, Esquire, High Sheriff of the County aforesaid, by virtue of a Writ of our Lady the Queen, to the said Sheriff directed, and to this Inquisition annexed, to enquire of certain matters in the said Writ specified, by the oath of twelve honest and lawful men of Prince County, in the said Island; who, upon their oath, say, that the said line of Road, in the said Writ mentioned, will run through or over part of Lots or Townships Numbers Five, Four, Three, Two and One, in the Island and County aforesaid; and that we have numbered the said Road into Divisions, upon the Plan submitted to and subscribed by us, and hereunto annexed; and the said line of Road will run through or over Divisions Numbers Five, Four, Three, Two and One, as before mentioned; and also the advantage that the proprietor or proprietors will gain by the said Road running through their Lands, as per annexed Verdicts attached to this Inquisition; and also the different sum or sums of money assessed by the said Jury towards the formation of the said Road, as per all the different Verdicts attached.

In Witness whereof, as well I the said Sheriff, as well the said Jurors, have set our Hands and Seals to this Inquisition, the day and year within written.

JOHN RAMSAY, Sheriff, Prince County. (L. S.)

Lot 5.—We, the undersigned, having been duly summoned to appear at Hill's Mills, Cascumpeque, on the 29th day of November, 1838, to examine and determine what advantage or disadvantage might accrue to the Proprietor or Proprietors, for opening a good and sufficient Highway from Hill's Mills, Cascumpeque, to the Nail Pond Portage, Lot Number One (1), we do hereby declare, that we have duly examined the same, and find it to contain, from the River where we commenced, three miles and eighteen chains in distance on Lot Number Five (5), through land fit for cultivation. There is also a Creek, forty feet wide, one mile from where we started. We have agreed that the said land is of the value of Six Shillings per acre, along the said Road; and we do hereby assess the Proprietor or Proprietors of the said land in the sum of Two hundred and twenty-five Pounds fifteen shillings.

As Witness our hands, this 30th day of November, 1838:

<i>James Sharp, Foreman,</i>	<i>(L. S.)</i>	<i>Anthony Craswell,</i>	<i>(L. S.)</i>
<i>Donald Campbell,</i>	<i>(L. S.)</i>	<i>H. A. Compton,</i>	<i>(L. S.)</i>
<i>Joseph Sharp,</i>	<i>(L. S.)</i>	<i>John Walker,</i>	<i>(L. S.)</i>
<i>Jane Clark,</i>	<i>(L. S.)</i>	<i>John Sharp,</i>	<i>(L. S.)</i>
<i>George Wright,</i>	<i>(L. S.)</i>	<i>Thomas Donahoe,</i>	<i>(L. S.)</i>
<i>Daniel Green,</i>	<i>(L. S.)</i>	<i>Cyrus Baker.</i>	<i>(L. S.)</i>

Lot 4.—We, the undersigned, having been duly summoned to appear at Hill's Mills, Cascumpeque, on the 29th November, 1838, to examine and determine what advantage or disadvantage might accrue to the Proprietor or Proprietors, for opening a good and sufficient Road from Hill's Mills, Cascumpeque, to the Nail Pond Portage, Lot Number One (1), we do hereby declare, that we have duly examined the same, and find it to contain, from the Division line of Lot Number Five (5), to the North Boundary-line of Lot Number Four (4), three miles and sixty-three chains in distance. We have agreed that the said land is of the value of Six Shillings, per acre, along the said Road; and we do hereby assess the Proprietor or Proprietors of the said Land in the sum of Two hundred and sixty-five Pounds two shillings and sixpence, Island Currency.

As Witness our hands, this 30th day of November, 1838:

<i>James Sharp, Foreman,</i>	<i>(L. S.)</i>	<i>Anthony Craswell,</i>	<i>(L. S.)</i>
<i>Donald Campbell,</i>	<i>(L. S.)</i>	<i>H. A. Compton,</i>	<i>(L. S.)</i>
<i>Joseph Sharp,</i>	<i>(L. S.)</i>	<i>John Walker,</i>	<i>(L. S.)</i>
<i>James Clark,</i>	<i>(L. S.)</i>	<i>Thomas Donahoe,</i>	<i>(L. S.)</i>
<i>George Wright,</i>	<i>(L. S.)</i>	<i>Cyrus Baker,</i>	<i>(L. S.)</i>
<i>Daniel Green,</i>	<i>(L. S.)</i>	<i>John Sharp.</i>	<i>(L. S.)</i>

PART OF LOT No. 3—*Plot No. 5.*—We, the undersigned, having been duly summoned as Jurors, to appear at Hill's Mills, Cascumpeque, on the 29th day of November, 1838, to examine and determine what advantage or disadvantage might accrue to the Proprietor or Proprietors, for opening a good and sufficient Highway from Hill's Mills, Cascumpeque, to the Nail Pond Portage, Lot Number One (1), we do hereby say, that we have examined the plot of land being marked Number Five (5), in the Plan of said Road, the same being part and parcel of Lot Number Three. We find it to contain forty-one chains in length. We have also agreed that the said land is worth Six Shillings, per acre; and we do hereby assess the said Proprietor or Proprietors of the said land in the sum of Thirty-five Pounds seventeen shillings and sixpence.

As Witness our hands and seals, this 30th day of November, 1838:

<i>James Sharp, Foreman,</i>	(L. S.)	<i>Donald Campbell,</i>	(L. S.)
<i>George Wright,</i>	(L. S.)	<i>Anthony Craswell,</i>	(L. S.)
<i>James Clark,</i>	(L. S.)	<i>John Walker,</i>	(L. S.)
<i>Daniel Green,</i>	(L. S.)	<i>H. A. Compton,</i>	(L. S.)
<i>Cyrus Baker,</i>	(L. S.)	<i>Thomas Donahoe,</i>	(L. S.)
<i>Joseph Sharp,</i>	(L. S.)	<i>John Sharp.</i>	(L. S.)

PART OF LOT 3—*Plot No. 6.*—We, the undersigned, having been duly summoned to appear as Jurors, at Hill's Mills, Cascumpeque, on the 29th day of November, 1838, to examine and determine what advantage or disadvantage might accrue to the proprietor or proprietors, for opening a good and sufficient Highway from Hill's Mills, Cascumpeque, to the Nail Pond Portage, Lot Number One (1), we do hereby say, that we have examined the plot of land being marked Number Six (6) in the Plan of said Road—the same being part and parcel of Lot Number Three (3). We find it to contain one mile and thirteen chains in length. We have also agreed that the said land is worth Six Shillings per acre; and we do hereby assess the said proprietor or proprietors of the said land in the sum of Eighty-one Pounds seven shillings and sixpence, Island Currency.

As Witness our hands and seals, this 30th November, 1838:

<i>James Sharp, Foreman,</i>	(L. S.)	<i>Joseph Sharp,</i>	(L. S.)
<i>James Clark,</i>	(L. S.)	<i>Anthony Craswell,</i>	(L. S.)
<i>George Wright,</i>	(L. S.)	<i>H. A. Compton,</i>	(L. S.)
<i>Daniel Green,</i>	(L. S.)	<i>John Walker,</i>	(L. S.)
<i>Cyrus Baker,</i>	(L. S.)	<i>Thomas Donahoe,</i>	(L. S.)
<i>Donald Campbell,</i>	(L. S.)	<i>John Sharp.</i>	(L. S.)

PART OF LOT 3—*Plot No. 16.*—We, the undersigned, having been duly summoned as Jurors, to appear at Hill's Mills, Cascumpeque, on the Twenty-ninth day of November, One thousand eight hundred and thirty-eight, to examine and determine what advantage or disadvantage might accrue to the proprietor or proprietors, for opening a good and sufficient Highway from Hill's Mills, Cascumpeque, to the Nail Pond Portage, Lot Number One (1), we do hereby say, that we have examined the plot of land being marked Number Sixteen (16), in the Plan of said Road, being part and parcel of Lot Number Three, to contain one mile and fifty-four chains in length. We have also agreed that the said land is worth Six Shillings, per acre; and we do hereby assess the said proprietor or proprietors of the said land in the sum of One hundred and seventeen Pounds five shillings, Island Currency.

As Witness our hands and seals, this 30th day of November, 1838:

<i>James Sharp, Foreman,</i>	(L. S.)	<i>Donald Campbell,</i>	(L. S.)
<i>James Clark,</i>	(L. S.)	<i>Anthony Craswell,</i>	(L. S.)
<i>George Wright,</i>	(L. S.)	<i>H. A. Compton,</i>	(L. S.)
<i>Daniel Green,</i>	(L. S.)	<i>John Walker,</i>	(L. S.)
<i>Joseph Sharp,</i>	(L. S.)	<i>Thomas Donahoe,</i>	(L. S.)
<i>Cyrus Baker,</i>	(L. S.)	<i>John Sharp.</i>	(L. S.)

LOT No. 2.—We, the undersigned, having been duly summoned to appear at Hill's Mills, Cascumpeque, on the Twenty-ninth day of November, One thousand eight hundred and thirty-eight, to examine and determine what advantage or disadvantage might accrue to the proprietor or proprietors, for opening a good and suf-



sufficient Highway from Hill's Mills, Cascumpeque, to the Nail Pond Portage, Lot Number One (1), we do hereby declare, that we have duly examined the same, and consider that it contains, from the Division Line of Lot Number Three (3), to the North Boundary line of Lot Number One (1), the distance of three miles and sixty-four chains from where we started. We have also agreed that the said land is of the value of Six Shillings per acre; and we do hereby assess the proprietor or proprietors of the said land in the sum of Two hundred and sixty-six Pounds, Currency.

As Witness our hands and seals, this 30th day of November, 1838:

<i>James Sharp, Foreman,</i>	(L. S.)	<i>Anthony Craswell,</i>	(L. S.)
<i>Donald Campbell,</i>	(L. S.)	<i>John Walker,</i>	(L. S.)
<i>Joseph Sharp,</i>	(L. S.)	<i>Thomas Donahoe,</i>	(L. S.)
<i>James Clark,</i>	(L. S.)	<i>H. A. Compton,</i>	(L. S.)
<i>George Wright,</i>	(L. S.)	<i>John Sharp,</i>	(L. S.)
<i>Daniel Green,</i>	(L. S.)	<i>Cyrus Baker.</i>	(L. S.)

Lot No. 1.—We, the undersigned, having been duly summoned to appear as Jurors, at Hill's Mills, Cascumpeque, on the Twenty-ninth day of November, One thousand eight hundred and thirty-eight, to examine and determine what advantage or disadvantage might accrue to the proprietor or proprietors, for opening a good and sufficient Highway from Hill's Mills, Cascumpeque, to the Nail Pond Portage, Lot Number One (1), we do hereby declare, that we have duly examined the same, and consider that the distance from the Northern Division line of Lot Number Two (2) to the Nail Pond Portage Road, to be two miles forty-two chains and fifty links. We have agreed that the said land is of the value of Four Shillings per acre; and we do hereby assess the proprietor or proprietors of the said land in the sum of One hundred and fifty-one Pounds seventeen shillings and sixpence.

As Witness our hands and seals, this 30th day of November, 1838:

<i>James Sharp, Foreman,</i>	(L. S.)	<i>Daniel Green,</i>	(L. S.)
<i>James Clark,</i>	(L. S.)	<i>Anthony Craswell,</i>	(L. S.)
<i>George Wright,</i>	(L. S.)	<i>H. A. Compton,</i>	(L. S.)
<i>Cyrus Baker,</i>	(L. S.)	<i>John Walker,</i>	(L. S.)
<i>Donald Campbell,</i>	(L. S.)	<i>Thomas Donahoe,</i>	(L. S.)
<i>Joseph Sharp,</i>	(L. S.)	<i>John Sharp.</i>	(L. S.)

(Copy.)

CHARLOTTETOWN, 12th December, 1842.

SIR;

With reference to a notice from your Office, calling upon the Proprietors of Townships Nos. 1 and 2, to pay the sums alleged to be assessed upon certain parts of those Townships under the Road Compensation Act, I am, as their Attorney, directed to state, that the Proprietors of those Townships are advised that both the Writ and Inquisition under which the said sums are claimed are wholly void, and that no legal charge is thereby imposed upon them. My clients, at the same time, desire me to state, that had the sums assessed been moderate and just, they would have waved the illegality of the proceedings; but, as in the present instance, they are called upon for a most exorbitant sum of money, amounting to between £70 and £80 per mile, they feel themselves bound to resist what they conceive to be an attempt, on the part of those making such assessment, by undue means, to deprive them of their property.

Notwithstanding, however, that nothing can be claimed in respect of such assessment, I am directed to offer the sum of £40, per mile, for such part of the road as runs through Lot No. 2, and the sum of £35, per mile, for such part of the said road as runs through unleased lands on Lot One—sums, as the owners conceive much larger than they ought in justice to be called on to contribute towards the Road, but which they offer for the purpose of shewing, that while availing themselves of legal objections to resist impositions, they have no desire, under their shelter, to avoid the payment of any thing like a fair demand.

This offer is, of course, to be considered as made without prejudice to the legal rights of the parties.

I am, Sir,

Your obedient servant,

(Signed)

JAMES H. PETERS.

I am also, as Solicitor of the British American Association, instructed to make a like offer of £40, per mile, for such parts of the said Road as runs through Townships Nos. 4, 5 and 6.

To the Hon. Thomas H. Haviland, Colonial Secretary.

## SECOND REPORT.

Your Committee submit a draft Bill for recovering, by new Inquisitions, the moneys assessed by the verdicts herein referred to in the first Report; also a draft Bill to provide for any future irregularity in taking Inquisitions, and for extending the time for returns of Writs.

There is also submitted an undertaking by Mr. Morpeth and Mr. Emery, Agents for Lot 12, agreeing to the verdicts found last summer for certain amounts of assessment upon said Lot, under the Road Compensation Act.

It is further submitted, that in regard to Lot 3, the Inquisition was not conducted in conformity with the latter part of the Fourth Section of the 9th Chapter of 3d William 4th; and that it appears, if not certain, yet extremely probable, that it was impossible for the Sheriff to conduct it according thereto.

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PRINCE EDWARD ISLAND, } VICTORIA, by the Grace of God, of the United Kingdom of Great Britain and Ire-  
Queen's County. } land, Queen, Defender of the Faith.

To the Sheriff of Prince County, Greeting:

WHEREAS, under and by virtue of a Statute made and passed in our said Island Prince Edward, intituled "An Act to regulate the laying out and altering of Highways, and to provide a mode of obtaining compensation for those who may thereby be injured, and to cause those who are benefited thereby to contribute towards their formation," and of the Acts in amendment thereof, power is given to our Governor, Lieutenant Governor and Commander in Chief for the time being, by and with the advice and consent of our Council of our said Island, to lay out and alter Highways pursuant to the provisions in the said Act recited: And whereas by the Statute it is ordered that it be enquired of by a Jury, indifferently to be summoned, whether the Tenants or Proprietors of land through which such Highway shall pass be benefited or injured thereby, and what the value of such lands may be: And whereas our Lieutenant Governor, by and with the advice of our Council aforesaid, hath ordered and directed an Highway to be laid out—which said Highway will commence at Barlow's Mill, on Lot or Township Number Twelve (12), and will terminate at Charles Palmer's, on Lot or Township Number Eleven (11):

We command you, therefore, that, according to the form of the Statute in such case made and provided, on the Twenty-eighth day of September next coming, at the house of James Yeo, Esquire, on Township Number Thirteen, at the hour of Ten o'clock in the forenoon of the same day, by the Oaths of twelve good and lawful men of our said County, who are in no wise interested in the lands and tenements through which the said Highway is intended to pass, you diligently enquire what damages (if they shall find damages) the Tenants or Proprietors of the said lands will sustain, by reason of the said Highway passing through the said Lands, and what advantage (if they shall find advantage) will accrue to the said Tenants or Proprietors, by reason of the said Highway passing through the said lands, and what sum of money shall be paid him or them for the same: And we command you, further, that you also enquire, by the Oaths of the same men, what the value of the uncultivated wilderness land, adjoining such Road, or through which such Road is intended to pass, be by the acre; and that you send to us, at Charlottetown, to the Office of our Prothonotary of the Supreme Court of Judicature, within Forty days, the Inquisition which you shall thereupon take, under your Seal, and the Seals of those by whose oath you shall take the said Inquisition, and this Writ.

WITNESS Edward James Jarvis, Esquire, at Charlottetown, the Thirtieth day of August, in the Sixth year of our Reign.

(Signed)

DANIEL HODGSON, Prothonotary.

30th August, 1843.

HODGSON, Attorney General.

The Execution of this Writ appears in the Inquisition hereunto annexed. The answer of the within named,  
WILLIAM CLARK, Sheriff of Prince County.

—

WE, the undersigned, having been summoned on a Jury, by a certain Writ, bearing date the 30th day of August, in the year of our Lord One thousand eight hundred and forty-two, to commence a Survey of a certain Road leading from Barlow's Mill, on the 23th of September, through Township Number Twelve, we give it as our opinion and verdict, that the making and completing the said Road, and rounding it up, sixteen feet wide,

for the distance of three miles and thirty-one chains, will take the sum of Fifty Pounds currency, for each and every mile through the said Township of Number Twelve; and we do further consider, and give it as our opinion, that the land, for the distance of one mile, is worth the value of Six Shillings per acre, or the sum of Thirty Pounds per hundred acres; and part of the said land being leased to Tenants, we the said Jury consider the above-mentioned tenants or proprietors will sustain no damage from the said Road passing through their lands, nor will obtain any benefit from the said Road being made; and for the next distance of 1 mile and 24 chains, being through a barren of thick scrubby spruce-bush land, we can consider of no value whatever; and for the remaining distance of 1 mile and 7 chains, through Township Number Twelve, we consider the land to be of a middling quality, and to be worth the value of Eight Shillings per acre, or Forty Pounds per hundred acres: and we do further agree to assess the said Proprietor in the sum of Forty Pounds, towards the making and completing of the said Road, for the above-mentioned distance of 1 mile and 7 chains.

As Witness our hands, this 28th September, 1842:

<i>James Yeo, Foreman,</i>	<i>(L. S.)</i>	<i>George Ramsay,</i>	<i>(L. S.)</i>
<i>Thomas Sullivan,</i>	<i>(L. S.)</i>	<i>Archd. Montgomery,</i>	<i>(L. S.)</i>
<i>William Ellis, sen.</i>	<i>(L. S.)</i>	<i>James E. S. Bagnall,</i>	<i>(L. S.)</i>
<i>William Birch,</i>	<i>(L. S.)</i>	<i>Allan Maclean,</i>	<i>(L. S.)</i>
<i>William Grigg,</i>	<i>(L. S.)</i>	<i>John Walker,</i>	<i>(L. S.)</i>
<i>Donald Smith,</i>	<i>(L. S.)</i>	<i>Wm. Clark, Sheriff.</i>	<i>(L. S.)</i>
<i>David Ramsay,</i>	<i>(L. S.)</i>		

We, the undersigned, having been summoned on a Jury, by a certain Writ, bearing date the 30th day of August, 1842, to commence a Survey of a Road leading from Barlow's Mills, on the 28th September, 1842, through Townships Number Twelve and Eleven, we give it as our opinion and verdict, that the making and completing of the said Road, from the line of Lot or Township Number Twelve, towards the Settlement of Lot Eleven, being the distance of 1 mile and 27 chains, will take the sum of Fifty Pounds per mile, for rounding up the said Road the width of sixteen feet; and we do further consider the said land to be worth the value of Nine Shillings per Acre, or Forty-five Pounds per Hundred Acres; and we do assess the said Proprietor to pay the sum of Fifty-five Pounds for his proportion of making the said Road.

As Witness our hands, this 28th September, 1842:

<i>James Yeo, Foreman,</i>	<i>(L. S.)</i>	<i>James E. S. Bagnall,</i>	<i>(L. S.)</i>
<i>David Ramsay,</i>	<i>(L. S.)</i>	<i>William Grigg,</i>	<i>(L. S.)</i>
<i>Thomas Sullivan,</i>	<i>(L. S.)</i>	<i>Allan Maclean,</i>	<i>(L. S.)</i>
<i>George Ramsay,</i>	<i>(L. S.)</i>	<i>Donald Smith,</i>	<i>(L. S.)</i>
<i>William Ellis, sen.</i>	<i>(L. S.)</i>	<i>John Walker,</i>	<i>(L. S.)</i>
<i>Archd. Montgomery,</i>	<i>(L. S.)</i>	<i>Wm. Clark, Sheriff.</i>	<i>(L. S.)</i>
<i>William Birch,</i>	<i>(L. S.)</i>		

We, the undersigned, having been summoned on a Jury, by a certain Writ, bearing date the 30th day of August, 1842, to commence a Survey on a certain Road leading from Barlow's Mill, to Palmer's, on Lot Eleven, we give it as our opinion and verdict, that Mr. Charles Palmer shall be remunerated in the sum of Five Pounds currency, for the said Road passing diagonally through his Farm, a distance of thirty chains, to the termination of the said line of Road.

As Witness our hands, this 28th September, 1842:

<i>James Yeo, Foreman,</i>	<i>(L. S.)</i>	<i>James E. S. Bagnall,</i>	<i>(L. S.)</i>
<i>David Ramsay,</i>	<i>(L. S.)</i>	<i>William Grigg,</i>	<i>(L. S.)</i>
<i>Thomas Sullivan,</i>	<i>(L. S.)</i>	<i>Allan Maclean,</i>	<i>(L. S.)</i>
<i>George Ramsay,</i>	<i>(L. S.)</i>	<i>Donald Smith,</i>	<i>(L. S.)</i>
<i>William Ellis, sen.</i>	<i>(L. S.)</i>	<i>John Walker,</i>	<i>(L. S.)</i>
<i>Archd. Montgomery,</i>	<i>(L. S.)</i>	<i>Wm. Clark, Sheriff.</i>	<i>(L. S.)</i>
<i>William Birch,</i>	<i>(L. S.)</i>		

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To ROBERT HODGSON, *Attorney General of P. E. Island.*

SIR ;

I will not impugn the legality of the proceedings had under the Writ issued under the Road Compensation Acts, through Township Number Twelve (12), during the last year, being satisfied with the finding of the Jury thereunder.

Dated this 31st day of March, 1843.

(Signed)

DAVID STEWART,  
By H. D. Morpeth, his Attorney.

Mr. Emery, the other Attorney of Mr. Stewart, is ill at home ; but I promise to guarantee, and do hereby guarantee his signing the above, on behalf of Mr. Stewart.

(Signed)

R. HODGSON.

A true copy,

WILLIAM CULLEN, Clerk H. A.

# APPENDIX

## (P.)

(SEE PAGE 126.)

### REPORT.

THE SPECIAL COMMITTEE appointed to inquire into the proceedings of the Solicitor General taken against the Tenantry and Squatters, in his capacity of Land Agent; and also into the manner in which the Agents of David Stewart are settling the inhabitants upon the land claimed by him, have examined several witnesses touching the matter referred to them, and respectfully submit the Minutes of the Evidence, for the information of the House of Assembly.

### MINUTES OF EVIDENCE.

WILLIAM COOPER, Esquire, in the Chair.

*Wednesday, 22d March, 1843.*

*John Adams*, of Lot 21, called in, and examined :

Has the Solicitor General, in his capacity of Land Agent, caused your property to be distrained upon recently? *John O. Nantes*, who is the bailiff, a sub-agent under *Mr. Peters*, came last January or February, and demanded from me 50s. stg. of rent, and 19s. 6d. or 20s. 6d. of expenses incurred. I gave him a cask of whiskey in security, and he agreed to let me have twenty-one days to make up the money, which money I have paid him, with the expenses. The 50s. for rent was due last May. It was for fifty acres. The land was leased upwards of ten years since, and I have only forty-two acres. I always claimed deduction for this short-coming in the land, but got none. I told *Mr. Peters*. He asked me if I had a lease, and I told him I had for fifty acres. He (*Mr. Peters*) then told me that he did not care if I had only ten acres; he would make me pay rent for the fifty acres, the quantity mentioned in the lease. I had refused to pay rent on account of not having my land—that is, I wished him to allow at the settlement for the over payments I had made. I am due him more than the 50s. sterling, for his refusal to allow me any deduction for the short-coming in the land made me keep back paying.

Have any of your neighbours been distrained on as

you have been? I believe they have. I have understood so.

Any of them under former Agents? There was a distraint in *Mr. Owen's* time.

Did they pay up their rents when *Mr. Smith* was agent? I think they fell considerably behind. *Mr. Nantes* spoke of the arrears of rent, but said that he had nothing to do with them.

Witness then added the following—My freehold and leasehold are in one block—the freehold was bought many years before I leased the fifty acres. The short-coming I ascertained from a plan of the Lot.

*Hugh Macintosh*, of Lot 21, called in, and examined :

Have you been distrained on since *Mr. Peters*, the Solicitor General, came to be Land Agent? I was distrained on on the 2d February this year, for £3 6s. 8d.

One year's rent? Yes, when due—not yet due by the tenor of my lease.

Who was bailiff, and what expenses did he charge you? *Nantes*, and he demanded 20s. of expenses.

Were you in arrears? The arrears were cleared off by my giving my bond and warrant for £7, odds, to 25th March last—say March, 1842. My lease is of date with my bond.

Have you paid any rent? I have paid £2. The lease is dated 2d September, 1841, and purports to be from the 25th March preceding, and the first rent payable 25th March, 1842. I had possession for fourteen or fifteen years. I always paid the agent on account rendered. Can't remember the sum total I have paid. I always paid up. I considered when I gave the Bond, in September, 1841, that I, by giving my bond, was clear up to March, 1842; that the £7, odd, included all rents due to March, 1842. I did not read the lease. I signed it without reading.

Did Mr. Peters tell you that you were clear till March 1842? I took Nantes's horse out of the ice, and he forgave me 10s. of the expenses.

Was the rent demanded verbally by Nantes, previous to distraint? No.

Witness then handed in the following papers:

"Received from Hugh Macintosh, Two Pounds, on account of Distraint for rent due Messrs. Duffus and others.

(Signed) JOHN O. NANTES."

"£2 14s. 2d. 2d February, 1843.

"Received of John Sutherland, Lot 21, the sum of £2 14s. 4d., being for rent due to the Hon. Samuel Cunard, John Duffus, and others, at May, 1842.

(Signed) JOHN DUFFUS,  
SAMUEL CUNARD & others,  
by James H. Peters.

"If Nantes has distrained before this is presented to him, Sutherland is to pay his fees."

"£3 10s. 3d February, 1843.

"Received of Alexander Sutherland, the sum of Three Pounds ten shillings, being for rent due the Honorable Samuel Cunard, John Duffus and others, at May, 1842.

JOHN DUFFUS,  
SAMUEL CUNARD,  
by James H. Peters.

"If Mr. Nantes has distrained before this is presented, Sutherland is to pay his fees; if not, only the fees of the warrant."

*Extract of Lease from the Hon. S. Cunard to Hugh Macintosh.*

"Samuel Cunard to Hugh Macintosh, dated 2d September, 1841:—Except and always reserved out of this present demise, unto the said Samuel Cunard, his heirs, appointees and assigns, all timber and other trees fit for shipping, ship-building or exportation, now growing or being, or which may at any time, during the continuance of this demise, grow or be in or upon the said demised premises, or any part thereof; with free liberty and power for the said Samuel Cunard, his heirs, appointees and assigns, and his and their licensed agents, servants, workmen, and others, at all convenient times and seasons, to enter into and upon the said demised premises, to fell, cut down, hew, square, make, cord,

couvert, and make merchantable the said timber and other trees, and the said excepted premises, and every part thereof, to take and carry away at his and their will and pleasure: Provided always, that in so doing no injury or damage be done to any part of the said premises which may be under cultivation.

Rent—One shilling sterling, per acre. Term—Nine hundred and ninety-nine years."

*James Anderson*, of Lot 21, called in, and examined.

Did Mr. Peters put up at your father's house when at New London? Yes, about the first of harvest, in 1841; and also some time last December, I think.

Did Mr. Peters carry fire-arms with him when settling with the people? Yes; I saw one pistol lying on the table, and one on the mantel piece in the same room, last December. The one on the chimney-piece was percussion capped, but I did not examine the other; they were pocket pistols. I saw two more large sized pistols in Mr Peters's sleigh at that time, which were capped.

Have you ever heard any of the tenants use threats of personal violence towards Mr. Peters? No, I cannot say that I did.

Did you ever hear Mr. Peters using any threats towards the tenantry? No.

Did you ever hear Mr. Peters say why he carried those pistols? No; I never asked him.

How many tenants did Mr. Peters admit to his room, to settle, at one time? Sometimes one, and sometimes three or four.

Did Mr. Peters travel alone the last time he was up? He did.

Witness knows nothing about distraints this winter, but heard there were some. John McKie informed him that Mr. Nantes told him how that he brought up about a hundred Writs.

*George Anderson*, Lot 21, called in, and examined.

Witness resides in his father's house, together with his brother James.

Did M. Peters carry pistols when at your house? Yes; I saw one on the mantel piece, which was loaded. Can't recollect that I saw any on the table. Saw two of a larger size in Mr. Peters's sleigh. Do not know whether they were loaded or not. Those in the sleigh were not locked up.

Did you ever hear of threats of any personal violence towards Mr. Peters by any of the Tenants? No: saw only one and sometimes as many as six tenants in the room settling at once with Mr. Peters. Never heard Mr. Peters use any personal threats towards the tenantry.

Have you heard Mr. Peters use any harsh or overbearing language to the tenants? No; only that he wished to have the rent paid in a short time. I am a freeholder.

Do the tenants feel dissatisfied with the treatment they have received from Mr. Peters? Yes, they seem to be so, as they are not able to pay the rents—sometimes the rent is paid in produce, and sometimes in cash. He took cattle at the rate of 20s. per cwt. alive. I have heard that Mr. Peters took all the cash he could get from the tenants last December, previous to distraining.

*James Clark*, Lot 21, called in, and examined.

Are you a tenant on Lot 21? I am.

Were you sued for rent? No; I never was sued for rent in my life.

Did Mr. Peters exact your bond for arrears? Yes, he did.

What was the amount of arrears? Between £21 and £22.

When did you pay your last year's rent? I paid it in Charlottetown, in January or February last. My year's rent was due in May, 1842. When I went to Mr. Peters, to pay my rent, Mr. Peters said he would take my rent on my paying the Sheriff's expenses, mileage at 8d. stg. per mile, and 5s. for the law process. He repeated these words twice, and asked me if I understood him. I said that I did; that I would abide by the law of the country; what I was compelled in that way to pay should be paid. Mr. Peters said he would give me a receipt to that effect, which I considered meant to include the mileage and process. I paid him a sum of money, upwards of £6, and he gave me a receipt which was in full for the year's rent and the land tax. Mr. Peters told me that if I would not agree to pay the Sheriff's costs, I might take up my money and go home. When I told him that I would abide by the law of the country on that point, he then began to count the money, and gave the receipt as stated.

Did you ever receive any demand for rent last year, or notice that legal steps would be taken, if not paid? No, I did not. Mr. Peters told me that he had issued a good many writs or distrains against the tenants, and he assured me that he would proceed against all those who had not paid their last year's rent.

Do you know if Mr. Peters has taken any law proceedings on the Warrants of Attorney? No, I do not.

Do you find it a hardship to make money to pay rent? Yes, a very great hardship.

Describe how.—Twice I had to sell my horses out of the plough, as I had nothing else that would bring money, rather than be sued or distrained on.

Who was agent then? I think Mr. Smith was at one time—both times were previous to Mr. Peters's agency. I have understood that Mr. Peters has cancelled the back rents, and given new Leases, at a higher rent, in some instances.

Do you think, if Mr. Peters was to take produce for the rents, that the tenants would be able to pay their rents? Yes, I think so, if they got a fair price. I would, I think.

*William Ross*, Lot 21, called in, and examined.

Are you a tenant? Yes.

Did you, and when, give a bond for your arrears? Yes, I did, in 1841, for about £22.

When did the next year's rent fall due? In May, 1842, after giving the bond.

Did Mr. Peters distrain on you for that rent? No.—When I saw Mr. Peters at Anderson's, last December, he asked me if I had money to pay the rent. I told him I had not. He asked if I had any grain to dispose of. I told him I had not, as my team was small since I sold the horse to him, and I could not raise grain enough for my family. I came to town with £2 16s. 6½d. cash, to pay a year's rent of 50 acres. He, Mr. Peters, told me first that he would not take the money, because he had issued a writ against me for the rent. Afterwards he took the money, and gave me a receipt, and a note to J. O. Nantes, as follows:—"William Ross has paid me his year's rent. If you have not distrained on him before you get this, you will not do so, on his paying you 5s. for your fees on Writ.

(Signed)

"J. H. PETERS.

"27th January, 1843."

After my return home Mr. Nantes called at my house to ask if I had a note from Mr. Peters for him. I showed him the receipt, when he said it was all right. I asked him if he had a writ for me. He said he had not, but that my name was on the list. The Bond I gave for £22 was, I believe, for the actual balance of rent due, as Mr. Peters told me. I thought I did not owe as much, with in £3.

Do you find it a greater hardship to pay rents under Mr. Peters than the former agents of the property? Yes; because he told me he would take nothing but money. I sold Wheat at 4s. 6d.—the best wheat, and had to go to twenty people before I could sell it for cash. I gave a cow to Mr. Macnutt for Mr. Peters, at 20s. per cwt. alive; the cow at this price made £3.

What is your rent a year? One shilling sterling per acre, for 50 acres. I pay £2 16s. 6½d. this currency, including one shilling for the Land tax. The year before I sold my cow, Mr. Peters took cattle at a valuation, which was a higher price or rate than I got.

Do you think, if the rents were taken at the current market price, in produce, that the tenants would be better able to pay their rents? Yes, I think so.

*James Clark*, again called in, and examined.

Do you know whether Mr. Peters made any charge

for the Bond and Warrant you signed? Mr. Peters and his Clerk both said 'No,' and I paid nothing for it.

At the time you gave your Bond, do you think the amount in it was correct? Yes, I think it was correct.

*Archibald Bernard*, Lot 21, called in, and examined.

Are you a tenant? Yes.

Did you give a note of hand for arrears of rent? Yes, for £6 19s. 5d.

Was you distrained on for your last year's rent? Yes, after I had paid it.

Who had you paid it to? To Mr. Peter Macnutt, on account of Mr. Peters.

Who levied the distress? No person levied.

Did you pay any money as expenses for a distraint to J. O. Nantes? I paid Mr. Macnutt, as directed by Mr. Peters, in 31 bushels oats; and after I had done so, Nantes called at my house, and told me he must distrain on me. I told him I would perhaps save him the trouble, as I had a receipt from Mr. Macnutt for 31 bushels of oats for the year's rent; but Nantes still insisted he must have his fees, 20s. I declined paying this, and after some time, Nantes offered to take 10s.—and afterwards agreed to take a bushel of wheat, which I offered. He then took my note for a bushel of seed wheat, which I have delivered this day to him, valued by me at 8s. The oats were delivered to Mr. Macnutt the day previous to Nantes's calling on me.

Do you know how many distraints were executed in your neighbourhood? About six. I think there were a considerable number of names on the Warrant of Distress which I saw with Mr. Nantes—there appeared a great number; cannot say how many; at least a dozen.

Upon what land did you meet Nantes? On the highway, and afterwards he went to my house.

*George Mackenzie*, Lot 21, called in, and examined:

Are you a tenant? Yes.

Who is the agent? Mr. Peters. I bought the farm—the leasehold interest of 50 acres, in January, 1842, from Robert Harding, who engaged to have the rent paid up to the time of purchase.

Was you distrained on for rent? Yes, in January or February last, for £2 10s. sterling, being a year's rent.

Did Mr. Peters ever demand or notify you by letter to pay rent, or he would distrain on you? No.

What expense was on the distraint? Twenty shillings—15s. of which I paid in cash, and gave my note for the other 5s.

Have you paid your rent? Yes.

Have you ever seen Mr. Peters? No, not to my knowledge.

After you purchased the lease, why did you not call

on Mr. Peters, and pay the rent due on the lease in May, 1842? I considered the year's rent was not due till May, 1843. The year's rent is payable in May. I got the old lease from Harding.

*Thursday, 23d March, 1843.*

*John O. Nantes*, called in, and examined:

Had you Warrants of Distraint against the Tenants of Lot 21 or 20? I had, within the last two months.

Exhibit the Warrant? [Witness stated that he had not the Warrant here, but has it in his custody, and will to-day exhibit it.]

On how many did you levy? On six.

Did you take a Note of Hand from one Archibald Bernard, promising to deliver you a bushel of wheat? Not promising to deliver a bushel of wheat, but promising to pay 10s., and for this I took a bushel of wheat.

What value did you give him for that Note? For fees—the note was a compromise for fees.

Did you take any other Note at that time from any of the Tenants on Lot 20 or 21? I believe I took Notes for all my fees.

What was charged for the Warrant to every one of the Tenants named therein? The average charge would be about twenty to twenty-two shillings, as a compromise.

Are you in the habit of charging poundage against the tenant, when you levy, and either before the time of sale, or at the time of sale, you find that the tenant has settled with the Proprietor, and such payment does not pass through your hands? I consider myself entitled to poundage immediately after levy, whether sold or not, and I make a charge accordingly, unless when I compromise.

Did you levy on Archibald Bernard? I did not. The charge of ten shillings was for mileage. It was of the nature of a compromise. I told him I did not wish him to be put to expense. He asked me what my charge was. I told him I thought he ought to pay me something for my expenses and mileage; that he ought to pay me 10s.

Was it for a year's rent you were to distrain on Bernard? It was.

Did Bernard shew you a receipt from Mr. Macnutt? He did not. He told me he had such a receipt. I don't remember seeing it. He might have—I am not sure. On consideration, I think he must have shewn me the receipt.

Then you took his word? There were other persons told me he had been at Mr. Macnutt's.

If he had paid his year's rent, why charge him with expenses? Because I considered I was entitled to mileage, unless he paid me himself, or produced a receipt



from Mr. Peters, the agent for whom I acted. I did not consider I was bound by Mr. Macnutt's receipt, in opposition to the Warrant.

If the tenants had severally tendered you their full rents in money, as you came along, previous to levy, would you have received it? I would. I must receive it from such as I had Warrants against.

Would you have charged them expenses? I would not in general. I might, in some instances, charge mileage.

Were the farms you were sent to distrain on good farms? Yes; in general, good farms. One of them had asked £1,600 for his improvements.

Did you levy lately on David Younker, of Rustico, for rent? I had a warrant, at whose suit (Mr. Cunard's) I did levy.

Did you sell? No.

What expenses did you charge? I cannot say at present. It is not in the book which I have here. It was three or four months since.

Did you levy on one Webb, his neighbour? I did, at the same time.

Did you sell at Webb's? No.

[Witness will hand the accounts to the Committee.]

Did the charges amount to £3 against each? I think they did—£3, and odd. The amounts for which these last distraints were made were large.

After you levied, how did they pay the rent? By giving their Bonds and Warrants, payable by instalments. I think by three annual instalments.

Were the expenses of the levy included in the Bonds and Warrants? They gave me their Notes of Hand for the expenses.

In your travelling as bailiff, were there any reasons assigned by the people for rent not being paid? Scarcity of money was generally alleged.

Did you meet with many who pleaded their inability to pay in money or produce, or anything? The general answer was, if they could sell their produce, they could pay their rent.

Did you ever hear the tenants make use of threats of violence against Mr. Peters? I never heard but one man.

Was that of such a nature as to induce you to believe Mr. Peters in danger? I should not have thought so.

Did you ever tell John Mackie that you had about a hundred Writs of distraint in your possession? No.

What do you consider to be Mr. Peters's object for distraining upon these particular individuals? I think to convince them that he was determined to have the year's rent paid up, and were able to pay.

*Saturday, 25th March, 1843.*

*John Macgowan, Esquire, Sheriff of King's County, called in, and examined:*

Were you employed by Mr. Peters, within a month back, to dispossess a person of the name of Martin Heaney, on Lot 45? I had an Execution in my possession against him, for expenses incurred in ejecting him by Mr. Peters.

What steps were taken by you? In approaching the house, I saw Heaney leave his residence and walk up a back road, which I understood led in the direction of the North side. On going into the house, all that I saw in the house at the time was three or four children and his wife. His wife said that her husband was desirous, if they were to be turned out, to be turned out by me. That was all that took place that day. The next morning I was travelling in that direction with a Mr. Gall, and called at Heaney's house. I met his son, who asked permission to put up his father's bellows again in the forge, and the use of the forge. I then told him it would be similar to a re-entry, and that I could not allow it. It was at the house I met Heaney's son; the house was deserted. Lawrence M'Guire was in charge, I consider, of Heaney's premises, by Mr. Peters's directions, since Heaney was ejected by a former Sheriff under Mr. Peters's instructions. This was told me by Heaney himself. On the second day, I directed M'Guire, as the family had left, to get the doors and windows secured, to prevent any deprivations in the house. When Mr. Peters visited Souris, two years ago, I sent word to Heaney to come and see Mr. Peters. This I did, as I felt something interested for him, having known him for many years—perhaps twenty-five years. The day after Mr. Peters had left Souris, Heaney came to my place. I told him I was sorry he had not come while Mr. Peters was there. Heaney replied, that he considered it was of no use to come to Mr. Peters, or to undertake the payment of rent, not having realized one year's rent in money during his residence on the Lot 45 road. He stated also, that he would give up the land to Mr. Peters.

What kind of house is Heaney's? A round loghouse, with a boarded floor; such a house as is usually built by beginners in the wilderness.

Were there any other buildings? There was a place he worked in as a forge—a poor place to work in in rough weather—and two small buildings joined together, used as cow house and barn.

How much land had he cleared? The cutting down and clearing, say from eight to ten acres; perhaps less than an acre stumped.

Do you know if Mr. Peters claims the whole of Lot 45? I believe not.

Did you go with an Execution against Heaney's per-

son, or to dispossess him of the premises under the execution, or both? The Execution was against his person—nothing more in my possession at that time.

How did Mrs. Heaney understand that they were to be turned out? Not from any thing that I said to her; but I was told by Heaney's son-in-law that a message had been sent to Heaney to leave the premises; and that if they left the premises quietly, no further expense should be incurred.

What is your opinion of M'Guire's character? That he is a resolute, determined, poor man, and as far as I know, honest.

Has Mr. Peters told you, or has M'Guire told you, that he is in Mr. Peters's service; or do you think M'Guire is in Mr. Peters's service? I am certain he was.

If Heaney had not left of his own accord, what were your instructions? I had no documents to guide me.

Are you aware that M'Guire receives any pay from Mr. Peters for his services? I am not; but I am certain that Mr. Peters would not require the services of any man without a compensation.

After Heaney had left his house, do you know where he went to with his family? From hearsay, M'Guire give him shelter in one of his houses. I have not been at the place since.

Do you know of any potatoes having been destroyed by frost in the cellar, in consequence of Heaney's leaving the house, as stated? I do not. I inquired of M'Guire, the last time I visited the house, if there were any potatoes left that were likely to be injured by frost. M'Guire said that all that were there were two or three barrels of refuse potatoes, which they did not think worth removing. This was told me the second morning I was there.

Are you aware whether Heaney removed his potatoes previous to his leaving his house; and if so, where to? I am not.

Do you know if Heaney is now in possession again of his former residence; and if so, how he got there? I believe he is, from a statement made by M'Guire before W. S. Macgowan, Esquire, that Heaney was forcibly put into re-possession of his place by an assemblage or mob of about two hundred people.

How do you know they were a mob? From the same statement of M'Guire, who said he feared to make an affidavit of facts, from the threats used by certain individuals of the mob towards him.

Were you ever threatened yourself, directly or indirectly? Indirectly I have been.

How? By a message through the same M'Guire, as follows:—"Tell Macgowan not to use any process relating to land, or to abide by the consequences."

Were these threats in consequence of arrears of rent?

No. I am not aware of £5 of arrears of rent being due Mr. Peters on Lot 44 or 45.

What occasioned those threats? A determination to oppose all legal processes relating to land, in my opinion.

Do you think those persons would resist the law processes for merchants' debts, though they were against land? I believe they would, as far as they are able, pay the merchants' accounts.

Do you know how much of Lot 45 Mr. Peters claims as agent? The Northern half.

Has there ever been a proprietor for the other half? I know of none.

Do you know any thing of the division line of Lot 45? I have seen a stake placed by the Surveyor (Mr. Gall) on the Lot 45 road, after tracing out from the North side, which agreed, within a few yards, with the line as laid down on the Plan by the late James Stewart, Land Surveyor.

Do you know of any person or persons authorized by the Government to represent the Southern half at that survey? I do not.

Do you know whether the Commissioners under the Boundary Act of 1834 have ever established the division of the Lot, or any of the lines of the surveys on it? Not that I am aware of.

Have you heard of Mr. Peters's survey or running thirty chains beyond the old division line, and that Mr. Peters claims it, and insists on the squatters taking leases from him on these thirty chains? I do not; but I have to state, that during March, 1841, on Mr. Peters's visit to Souris, Patrick Canfill called on Mr. Peters, with others, and there stated his doubts as to his land falling within the Northern half of the Township. Mr. Peters then declined giving a lease until the line was correctly established.

What was the amount of the Execution against Heaney? Upwards of £20; can't say exactly, having made the return of the Execution.

*Tuesday, 23th March, 1843.*

*Joseph Maccormack, Lot 45, called in, and examined.*

Are you a tenant or a freeholder? A freeholder.

On what part of Lot 45? On the North end.

How far do you live from M'Guire and Heaney? About two miles to the Northward.

Did you know of Heaney's family being dispossessed? I do.

How do you know? I was passing along the road the day they were dispossessed.

Who dispossessed them? Mr. Peters, and Mr. Macgowan, the Sheriff.

How? They turned them right out of the house.

Did you see Mr. Peters and Mr. Macgowan? Yes, I did.

When was this? It was about the latter end of February.

What sort of weather? Severe frost; the most so we have had this winter.

Were you near enough to hear what was said? No, I was not. After the furniture was mostly carried out by Heaney and the Sheriff, the Sheriff agreed that they might carry it back, and keep the place three days longer. Three or four days after, they were finally dispossessed.

Did they or could they then remove potatoes? No; no potatoes could stand the weather.

What family has Heaney? He has about eight or nine living with him, of all ages below twenty-one.

Were any of them sick or infirm? I did not hear.

Was the youngest child at the breast? Yes.

Do you know what kind of a house it was which M'Guire lost by fire, two years since? I have often seen it; it was a miserable hut.

Did M'Guire, after the loss of his house, go through the country asking charity? Yes, both him and his wife.

Did any of the neighbours assist him to put up the last? I can't say.

What was the opinion of the country, as to how the fire originated? It was the opinion that M'Guire had burnt it to get a reason for soliciting aid.

Do you know of the last house he built having been burnt? I do—it was a few days since. I was passing on to this last Saturday, when I saw it was burnt to the ground. I asked Heaney if the people had been burnt? He said no; they had come to his house a little before day-light. I met Mrs. M'Guire on the road; she was coming along with men with sleighs. I asked her how the fire originated. She replied she did not know. The sleighs were sent by M'Guire for his pigs, &c. as the whole of them were inclined to leave, and go to Mr. Macgowan's some time since.

Did you go close to the house burning? Yes; I saw some potatoes on the floor, covered up with earth. The floor was earthen. There was no cellar. These were potatoes he was receiving in payment of firewood.

What was the reason of their going to Mr. Macgowan's? I understood they considered they had no right to remain any longer, as he had resigned his office of wood-ranger. Met M'Guire at Souris Mills, who, on being questioned, told me he did not know his house was burnt; but he had sent sleighs that morning to take away his property. He had stopped all that and the previous night at Souris.

Have you heard any threats used towards M'Guire in that neighbourhood? No; not by any person.

Is Heaney's family living in the house they formerly had? Yes.

Do you know how they were put in possession? I do; I have heard how. They held a meeting; and after the meeting, all marched on and put Heaney in possession.

Have you heard of any threats used towards Macgowan, or of a message sent to him by M'Guire—"Tell Mr. Macgowan to serve no process as to land, or to abide by the consequences?" No, I never did.

*Lawrence W. Gall*, called in, and examined:

Are you a deputized Land Surveyor? I am a sworn Land Surveyor in this Island.

Have you any authority from the Commissioners for laying off Boundary-lines, to act for them? No.

Had you any directions from them to lay off the lines of Lot 45? I have no authority from them.

Was you employed by Mr. Peters to Survey on Lot 45? I was.

What was the nature of the Survey you was employed on, on Lot 45, by Mr. Peters? I was directed by Mr. Peters to go to the line of road of Lot 45, which was formerly surveyed by Mr. Stewart into lots for settlement; which survey has become defaced, the stakes having disappeared. I was directed by Mr. Peters to renew them as nearly as they were before as possible, if it could be done without interfering with improvements. I accordingly did so, taking Mr. Stewart's plan as my guide. I ran no division line, neither did I establish any on the Township.

Was Mr. Stewart's survey dated? I believe it was.

From what point did you proceed to establish the survey? From the Gulf of St. Lawrence Shore, on the division line of two farms, as shewn on Mr. Stewart's plan, which place was pointed out to me by the neighbours.

Did you follow your survey through the road? I did.

Was there a road laid off through the middle of the Lot, on Mr. Stewart's plan? There was.

When you commenced the survey, where did you begin? From the top of the bank.

Was the road, in your opinion, made before Mr. Stewart's survey? I can't say. In laying off the farms, I placed a post and stakes at every division of the former lots, with the exception of two (I believe) which I was to do again.

Did you proceed to lay off these lots as far as directed by Mr. Peters? I did them as far as Mr. Stewart's plan went south, which was the extent of my direc-

tions. In measuring off the lots, I found the boundaries of a piece of free land, which corresponded within a few links, and confirmed me in the opinion that my survey agreed with Mr. Stewart's.

Did your survey interfere with any person's improvements; or did any person feel disappointed with your survey? There were two or three who were disappointed, as I came farther south on one side of the road than they expected.

Do you know the names? I believe Donald Macdonald, Angus Campbell and Patrick Canfill were the persons.

Which person's farm was farthest south? I believe Donald Macdonald's was.

How would the last stake you put down interfere with any person's improvements? The last stake I put down was on the road, and a line from that Eastward would have gone through a person's improvements, but I did not take any sight from it.

Were you interrupted on the survey at any time? I was not.

Were you prevented from taking a sight from the last stake put down? I was not. I stopped at my own pleasure.

What was the reason you did not survey East from the stake? It was to give those persons time to make inquiry, as they were dissatisfied; and I told them I expected to be there a month, and they could let me know before I left, as I recommended them to come down and see the Surveyor General, and take his advice. After I had made this arrangement with the parties, I went to Souris, to acquaint Mr. Peters with what I had done. He approved of it, and told me he would go the next morning to see the people. He did go with me, and saw them. He told them what terms he would give them, and that they were at liberty to go and make every inquiry to satisfy themselves, only to let me know before I left, so as to complete the survey, when he would give them their leases. If they refused to comply, he would not give them the land on any terms. One of the parties, Patrick Canfill, the next day, got an agreement from Mr. Peters for his land, and I laid it off for him.

Were you present when Heaney was ejected? I am not aware he was ejected. I was present with the Sheriff when he went to Heaney's.

What took place? Did the Sheriff order the things to be removed out of the house? No; not to my knowledge. There was nothing in the house that I could see except children and their mother. I saw Heaney's things removing two or three days previous along the road where I was surveying.

Do you know where to? To M'Guire's house.

Were you employed by Mr. Peters on any other surveys on Lot 45? I was.

Were you allowed to go on with those surveys without any disturbance? I met with no disturbance as far as I went; but I was given to understand I would meet with interruption on the East side of the Mill-road.

Did this prevent you from going on with the survey? No. I discontinued the survey in consequence of the severity of the weather. I went to Souris to make a survey on Lot 44, for Mr. Peters. After making some surveys on the shore, I proceeded to lay off Lots on the Bear River Road, and continued doing so till I was prevented by sickness. The last day that I was at work on that road, I was told by two or three people that I had better not go on any farther, as they heard the stakes would be pulled up, and very possibly I might be insulted, or some injury done to myself. I paid no attention to this, not believing it possible. I went to Souris on Saturday night, and was taken unwell next day, and was unable to leave the house till the next Friday. On the Thursday I heard that the stakes were all pulled up. On Friday I went, in company with Patrick Sculley, to proceed with the survey. On my way I called for one of the men, Simon Burke, to assist at the survey, and told him to come along. He said he would not go, as there had been a great crowd out there during the week, who had pulled up all the stakes, and threatened to drive us back if we went there again. I told him never to mind, but to come along. I did not expect they would injure us. He still refused to go. I then went on with Mr. Sculley to the place. One of the first persons I met on the road was Michael Christian. He told me there had been a crowd on the road the Monday previous, and they had pulled up all the stakes as far as that. I asked him if he had seen any of them. He said 'No.' I went on to one Cahill's, at whose house I had been stopping a night or two previously, and on my way found that all the stakes had been pulled up. When I got to Cahill's house, Mrs. Cahill said there had been a large mob of people there on Monday looking for me—that they had insisted upon searching the house for me; and that they did so, both in the cellar and up stairs, and in the woods. When they found I was not there, they wanted to know where my compass and chain were. She told them they were in her chest locked up, and they might break it open if they dared. They did not. I asked her if they had made use of any particular threats against me. She said the most of them from Neufrage were very violent against me, but of those from Lots 44 and 45, several of them were not so. I mean to say, that she said they were violent against me personally. The others said they would not see me hurt, provided I would swear not to come back again. The threats were most violent against the men who were assisting me. Mrs. Cahill had given me the names of two or three dozen of

those who were most violent. She said there were two or three persons with them who told her they were compelled to come with the party. I went to Mr. Macgowan's, and sent a person to tell those two or three to come there also. My intention was to bind them over to keep the peace; but as I could get no evidence, I could obtain no warrant. I remained after this for two or three days at Macgowan's, and not hearing from Mr. Peters, I returned to Charlottetown.

What were the terms Mr. Peters offered to the persons on Lot 45, who were dissatisfied with the survey? Leases for 999 years—first two years at 3d.—next two years at 6d.—two years at 9d.—the rest of the term at 1s. sterling—some of them had been on the land for eight or ten years previous.—With regard to Heaney, I also know that he removed his things and family to M'Guire's house, the remainder of them the same evening the Sheriff was there. I heard that some of his potatoes were frozen on the way to the south side. The Sheriff did not order any potatoes to be thrown out of the cellar.

Were you with the Sheriff the first time he was at Heaney's? I was.

Was Mr. Peters with you? He was in the sleigh.

What was told Heaney then? I did not see Heaney; he was in the woods.

What was told Mrs. Heaney? The Sheriff told her he did not wish to distress her; she might take her own time to remove, or something to that effect. She said they would be all out that night. The Sheriff said, Very well—he would be up some day next week. M'Guire asked me if I thought Mr. Peters would be offended with him for giving Heaney room in his house. I never heard Mr. Peters say he was offended with M'Guire for doing so.

What was the state of the weather, when you were at Heaney's house? It was a clear and very cold day. The distance Heaney was removing was about a quarter of a mile. Where I put down the last stake on the road, I considered would be the division line of the Lot.

Did you observe any old division line? To my knowledge, there has never been any division line dividing the Northern and Southern moieties. The boundary lines of the Township are run according to the Boundary Act, in my opinion.

Do you know of any person of the name of Swency, who was obliged to leave his place? I believe he has made arrangements to his own satisfaction with Mr. Peters. I have orders to make out his lease, after the survey of his place is completed, and he has liberty to remain on his land till this is done. I think he is living there without any title.

*Thomas Irwin*, Land Surveyor, called in, and examined.

Were you surveying on Lot 45? Yes; I surveyed the whole Township.

Did you inform any persons on Lot 45 where you thought Mr. Peters's line was on that Township? I did—Archibald M'Isaac, Patrick Kentvill, and all settled to the South of that. I was informed that Mr. Hickey was surveyor for Mr. Peters, and had fixed a kind of line, and that some of the settlers were not pleased with it; and when I surveyed the whole Township, I ascertained, as near as possible, the middle of the Township, and told those people who were dissatisfied with former surveys, not to attend to Mr. Peters till an accurate survey was made. I considered the division line to be the south line of Donald M'Phee, on the West side.

Who authorized you to make this general survey? I did it for my own guidance.

Did you at that time survey any farms on that Township for or by direction of individuals residing on the Township? Yes, a number.

From whence did you get your data? A former surveyor had laid off the points—and I did not alter any of his stakes, because I thought them correct.

Did you know the division line between the two halves of the Township was established by the office-plan? I did not know that till Mr. Cooper told me yesterday.

Have you been on the Lot surveying since Mr. Gail was surveying? No, I have not.

Have you seen the office copy; and how does it divide the Township? One line runs North and South, two lines run East and West 30 chains, separate. I consider the office copy inaccurate.

Is that the way you divided it, or would divide it? No—I thought the most rational way was by a line running East and West.

Have you computed the number of acres contained within the whole Lot, or a half, or quarter? Yes—the number within the whole Lot is, by my computation, about 21,000 acres; but I have not yet checked my calculations.

*Thursday, March 30th, 1843.*

*Laurence M'Guire*, of Lot 45, called in, and examined.

How long have you been in the Island? Seven years.

Where did you reside? The first two years on lands in Tracadie.

Had you a lease? No.

Where thence did you move? To Lot 45.

Then you have been five years on Lot 45? I was

one year in Souris, working as a cooper, before I took a farm. I was hired by Mackay & Co.

Have you a lease of the land you were last living on? No. There were no improvements when I went on it. Mr. Sculley gave me possession. I have a deed of it, of one hundred acres.

Who gave you the deed? Mr. Peters gave me the deed. It was for services done, and to be done.

How long is it since you got the deed? This present year—that is, since New-year's day.

Is your deed recorded? No.

Was Martin Heaney on Lot 45 when you went there? Yes, he was.

Do you know whether Martin Heaney was a tenant or a freeholder? I can't tell.

Did he ever tell you how he was settled on Lot 45? No: I never asked him any such questions.

Was he ejected? Yes; on the 2nd January, 1841, by Cutler, I believe, at the suit of Mr. Peters, and Cutler gave me possession of Heaney's house in Mr. Peters's name. After Heaney was ejected, and Cutler had left the premises, I allowed Heaney and family to take possession again, the weather being very bad.

Do you know of Heaney having been dispossessed again? No; but I know of his having left the place of his own accord, as he asked me for a house to live in, and he sent his son-in-law on the same errand to me. I gave him a house to live and to work in—this was this winter.

What kind of a house did you give him? It was nearly such a house as he had himself—there was no boarded floor in it. I used it as a shop—it was an earthen floor, with a chimney and fire-place. The fire-place was jam stones and mantelpiece, and cat and clay upwards.

Was the floor of the house level? It was pretty level for my work, but Heaney made it uneven by his work.

Were you in the habit, when you were working there, to throw out your shavings? I was—but I have not worked any in my own house for the last twelve months.

Did Heaney tell you that he was obliged to leave his house? Yes; he said that he was obliged to leave his house as it did not belong to him, and as Mr. Peters and him could not come to terms, he wished that his son might stop there till he would look out for another place—and I let him have my out-house, as I always found him a good neighbour.

Do you know whether Heaney tried to come to terms with Mr. Peters? When I was in Charlottetown, this time two years, Mr. Peters asked me if Heaney was still on the premises. I told him that I understood that Mr. Heaney intended to come to settle with him.

Mr. Peters said if he did, and paid expenses, he would give him a lease. He said he would give three years' to pay the costs, if he would give security. Heaney told me that the amount of costs was £6 16s. in the first place, and £5 for the Sheriff, making in all £11 16s. When speaking to Mr. Peter's about Heaney's costs, I told him that the improvements to be made by Heaney for three years, to come on the place would be sufficient security. Mr. Peters told me to tell Heaney to come to him, and that he would settle with him on those terms. Heaney, after I delivered him the message, left home to come to town, to arrange with Mr. Peters on those terms; and on his return home, he told me that he had paid half the money, and that he should pay the other half in three months, or else he would be turned out of his place.

Did you hear afterwards from Mr. Peters that Heaney had done so? No; but early this winter Heaney told me that he and Mr. Peters could not come to terms.

Do you know when Heaney left his house this winter whether he had lost any potatoes by frost in consequence of his removal? I know that about a month before he left the house, he removed his potatoes as far as Mac-Isaac's, on that road. He told me they were frozen, and he stated that he was afraid that they would be seized, which was the cause of his removing them. I do not know what quantity there was.

When Heaney left his house this winter, do you know whether any potatoes were shovelled or put out of the cellar by Mr. Macgowan's or Mr. Peters's directions? No; but when Mr. Macgowan and Mr. Peters came to Heaney's house, on the Friday that he was to go out, the most of his furniture was then in my house. On Saturday following, in the morning, Heaney and all the family came to my house to live—and on the Monday following, Macgowan, the Sheriff, called upon me to come to lock Heaney's doors; and when we came to the place, we found Heaney's son in the house, but he left it, and I locked the door. There were about thirteen barrels of small potatoes in the cellar (as Heaney told me), but I always gave him the key, to give the potatoes to the cattle.

What improvements has Heaney made on the place? I think there are twelve acres or upwards cut down; and about an acre of that stumped and ploughed.

*Martin Heaney, Blacksmith, called in, and examined.*

How long have you lived in this Island? Twenty-five years. I have been in three places. I was seven years in this town. I was then seven years at St. Peter's, on Mr. Worrell's land, and for nine years on Lot 45. I went there on promise of a Lease from Capt. Stewart.

Was Capt. Stewart alive when you went there? Yes. What terms did he offer you? He told me I should

get the land as cheap as any other man.

When did you get notice that Mr. Peters was agent? Within these three years.

Did you get any written notice from Mr. Peters to pay to him? No; the first I got was a Writ of ejectment.

What steps did you take? I came to town, but could get no terms, unless I would pay £6 odds, the cost of the writ. It would appear he was not pleased, for he sent the Sheriff a short time after that.

What did the Sheriff do? He came in and told me he wished possession of the place. I said I would be as good a tenant as another. It then remained so. I told the Sheriff that I would not give up possession till I should see Mr. Peters again.

Who acted Sheriff? Cutler.

Did Cutler tell your family to go out? He did.

Did they go out? Yes.

Did you go out? I was in and out about the yard. I was at work. I was not in the house when Cutler went in.

Did Cutler put any one in possession of the house? I saw him cut a twig, and give it to M'Guire, as being possession of the land.

Did M'Guire allow you to take possession again of the house? Yes they did; they allowed the women and children to go in.

What took place afterwards betwixt you and Mr. Peters? I came to town again. Mr. Peters charged me £5 more than before of expenses. He spoke of the value of improvements. I offered him the place, and improvements and all, to be free of the expense. He said he would have the place and the expenses.

When Mr. Peters was at Souris, before ejected, did you get notice to come to Souris and settle? I was then from home, and before I got to Souris, Mr. Peters had left Souris.

Did Mr. Macgowan tell you Mr. Peters would give you a lease, and advise you to take it? Probably he might. I knew or believed I could get a lease, but I could not pay for the Lease, which I believe was 30s.

Did you tell Mr. Macgowan that you would rather give up your place than take lease from Mr. Peters? I forget. I said I thought it better to give up the place than involve myself in rent I could not pay.

Did Mr. Peters ask any back rent, besides expenses? He did—about three years'. Two years', at 3d.; one year, at 6d. sterling. Then the lease was to be rising till in some years it would be 1s. 6d. sterling, per acre. These were the terms, to the best of my recollection, but I am not very confident.

Do you know if you would have been charged back-rent if you had taken the lease when Mr. Peters was at Souris? Don't know.

How long is it since you first came to town to settle with Mr. Peters? More than two years. It was after I was served with the writ of ejectment, and before Cutler took possession.

How long was it from your going to Souris till Cutler came to take possession? About two months.

On your return from town the first time, did you tell M'Guire that you had paid the half of the costs, and would have to pay the other half in three months, or lose the place? I should have done wrong had I done so, for it was not true; that was not told me.

Were you removed from your house this winter? Yes—I and my family had to remove.

By whose authority? Mr. John Macgowan, Sheriff, ordered me out. I was not there when Mr. Macgowan came, to hear what he said. My wife and children were.

Did you lose any potatoes or other crop in consequence? I did, considerable—nearly 100 bushels of potatoes, besides what I lost by leaving them in the house.

What hindered you from saving them? The place was open after I left. I was, besides, afraid they would be seized, and I moved part of them off to an insecure place, where the frost spoiled many of them—in fact, the whole of them. It was before Macgowan put me out that I moved the potatoes—it was about the beginning of January. The green-house was nearly a mile from the house.

Did you leave any in the house? Yes, upwards of fifty bushels, which were also damaged.

Did M'Guire allow you to go for potatoes when you wanted them? He did not hinder us. I suspect some of the family went.

Did you ask permission to remove the potatoes? I did not. I don't know whether he would or not, for I did not ask him.

Were any potatoes shovelled out of the cellar by Mr. Peters's orders, or Mr. Macgowan's? None, that I know of.

Could you have saved the potatoes? No, I could not get any right place.

Were the potatoes left in the cellar small potatoes, culled out? They were large and small. My crop was not very large that season. The potatoes taken to the green-house were, I believe, taken as they run. I was not there myself.

What kind of a house did you get from M'Guire? A poor house; it had no floor but the earth; about 20 by 10 feet—the earth not level.

What sort of a house did M'Guire live in himself? Something similar to the one I got—nothing to speak of better—round logs all the way to the top of the roof—covered with bark brush and wels—kept down with sticks—no window in the one I had; there was one in

the other—I think of 4 or 6 squares; no loft—in one part there were small sticks across. I think four men might, if the logs were handy, nearly put up such in a day. Mr. Peters, Mr. Macgowan, Mr. Gall and Sculley came on Friday. I kept out of the way, being afraid of being capiased. Macgowan expressed some compassion as to the family having to leave in such weather. They went away, and Sculley came back with orders to have the place clear by Sunday. My wife would stop no longer. I and the boy remained in the shop till Monday. When Mr. Macgowan came, I moved out of the way; and he ordered my son to take the tools away, and the fire was quenched by either him or M'Guire. They locked the door then, or next day.

Previous to the Sheriff's coming to your house on the Friday, had you removed any things to M'Guire's house? Yes; we expected the Sheriff.

Did any other person claim the property betwixt Mr. Stewart's death and Mr. Peters's claiming? Yes; Dr. Conroy—but he asked no rent, nor asked me to take a lease, nor sent any notice in writing.

Did Mr. Peters offer you any thing for the improvements? No. (Answered in a previous part.)

What is the real value? I had two acres in crop last year, and there are about eight acres more which are fit for stumping now. I had a barn 14 x 12; cow-house the same, or rather more. I had a forge 15 x 16—dwelling house 18 x 20—round logs—not shingled—boarded floor and loft—one nine-pane sash—barn and cow-house covered with bark—barn well floored.

*Saturday, April 1st, 1843.*

*H. D. Morpeth*, called in, and examined :

State what Lots you are agent for? For 7, 10, 12, small part of 27, 29, 30, part of 46, half 47, one-third of 53.

State the terms on which you sell or lease on the different Townships claimed by Mr. David Stewart? Witness produces an attornment by different people who had been located, some of them several years, before the commencement of being charged rent. When charged, as to 7, 10 and 12, terms 1d. per acre, per annum, for the first five years; 2d. per acre, for six years; 4d. for seven years; 6d. for eight; 8d. for nine; 10d. for ten; 1s. for eleven years, all sterling; and so to continue for sixty-one years from first year of rent, or three lives. Rent in money or grain, salted beef, pork or butter, raised on the farms, deliverable at \_\_\_\_\_ The agent said it would be on some place on the Lot, or at some place as convenient to it as could be procured.

Were you restricted from leasing lands on one or more of these lots since you came to be agent; and how long did this prohibition or disability to lease remain? I understand it has been very industriously circulated that I was not allowed; but it is not fact. I neither

am now, nor was previously, restricted from leasing on any of Mr. D. Stewart's Lots.

Was it customary to give leases for produce rents before you came to the agency? I believe not.

Have you promised such leases on Lot 30? I have, and am very ready to give such. I have never refused one.

Have you given any leases to any of the parties on Lot 30? The leases are all ready whenever the parties come for them. Never refused a lease to any of them. Not one of them has ever paid one shilling of rent, either in money or any produce; nor yet on Lot 7.

Have you been amongst them more than once? Yes.

Did you ask the whole or the majority for rent? I can't exactly remember.

Did they ask you for leases? I cannot charge my memory with any one having asked me. Whenever any one comes, they shall get it.

Had you the leases with you when at the Townships? No, I had not.

Then, if they had applied, you could not have given them leases on the spot? Not answered.

If they had applied, could you have given them leases? What could have hindered me. Witness here handed in a copy of the blank lease; also a copy of attornments on Lot 30. The blank of the lease was read to them and explained, with which they were perfectly satisfied.

Do any of these tenants who have given attornment to you, on Lot 30, hold any counter obligation from you? They have not asked for any.

Did you tender them any? No—they will get their leases when they apply. Not one on Lot 30 has ever paid one shilling. Some have been on the land many years before the time specified in the attornment.

What is the charge for the lease? Thirty-shillings is the charge. I don't suppose I am paid one in five of the leases I drew. I have never sued for the drawing of one lease, and I hold promissory notes for leases to a considerable amount, and some are got out of date. Very few ever think of paying.

Have any of the tenants on Lot 47, a third part of it claimed by Mr. Stewart, got a lease? No; and I shall mention the reasons. When Mr. Stewart was here, twelve years since, they agreed with him for certain rents, of which I may say a very insignificant part has been paid, not over Seventy Pounds in whole, for all that time, and the rent must be, at least, £150 per year. Two years and a half since—say in 1840—I and Mr. Emery got full powers to sell or lease, and we went up, and offered to give leases, adding so much to the rent as would, in the course of a few years, clear off arrears, and then to fall back to the old rent. This they would



not agree to. We wrote Mr. Stewart, and he proffered that the arrears should all be expended on roads, school-houses, and a church within the Lot. Still they would not pay. December, 1841, we offered to remit all arrears, if one year's rent should then be paid. But this was not accepted. The leases, or rather the terms fixed by Mr. Stewart, when here, were sixty-one years, or 3 lives—with the liberty, I think, of purchase in twenty years. The tenants insisted for 999 years of lease. I have told them that they would have the privilege of purchasing within twenty years, at 1s. sterling per acre. At other times they would not pay, because they would say the land was to be escheated; that they were led to believe so. In fact, some of them said that Wm. Cooper, Esq. told them so, and that if it had not been for him they would not have been so much in arrear. My horse's tail was docked when up amongst them the summer before last—I believe by some of them disfiguring the tail of my horse so as to injure the look of the animal. I told one of the parties, eight years ago, that if he would not pay I would send the Sheriff. He replied, that if the Sheriff came, he had better bring his coffin along with him.

You stated that they refused to come to terms when you offered to remit the arrears of rent—except the last year's rent? Yes.

State the names of the parties who refused this offer? When I was on the Township, the tenantry, at my suggestion, held two meetings, and two or three were deputed to come to me, and there stated that the tenantry would not take a lease for a shorter term than 999 years.

What objections did the tenantry make, when you offered to forgive the arrears of rent, in December, 1841, that they, at a subsequent period, said had accumulated through Mr. Cooper's advice? The principal objection, on their part, was, the shortness of the leases offered.

In your opinion, how many tenants out of one hundred could purchase their land in twenty years, and pay their rents besides? If they were industrious, many of them could.

Are the tenantry, in general, in circumstances to pay the rent regularly? I should say that in remote districts, it would be very difficult for them to do so in money, particularly in the present state of trade.

Are you limited by the Proprietor, as to the terms you offer in the leases? I am limited to the term of years, or duration of the lease, and the fixed rent specified in the lease; but I would add, that if I saw a case of peculiar hardship, or a person deserving, I might exercise a discretion as to arrears of rent.

Would this remission of arrears of rent be on your own responsibility? I would feel it incumbent on me, generally speaking, to communicate with my principal, and get his approbation for doing so.

Have you executed any lease on the terms you stated,

on the property of David Stewart? Mr. Emery and I will give them leases whenever they apply for them.

Do you know when Mr. David Stewart purchased Lot 30? Mr. D. Stewart, when here in 1831, purchased from Captain Stewart, agent for the Montgomerys, the unsold parts of Lots 7, 12 and 30, and Lennox Island; but the Messrs. Montgomery delayed confirming the sale of their agent, Captain Stewart, till 1839, when they signed deeds in favour of D. Stewart; and these deeds are in the Registry of this Island.

Were any notices put into the papers here, after 1831, by the Messrs. Montgomery, as to their having still right to the property, and intimating that David Stewart was not rightful owner? Not that I know of.

Were any of those who have attorned to you on Lot 30, settled on, or in occupation of lands there, previous to 1831? I should say no; I am sure there were not.

When did Mr. David Stewart purchase half of Lot 47? I do not recollect; but it was long before 1831. I think in 1820.

Are deeds of all these Townships, or parts of Townships, belonging to D. Stewart on this Island, recorded in this Island? Yes, they are.

*Monday, April 3d, 1843.*

*Neil Macdonald, Seven-mile Bay, Lot 27, called in, and examined:*

How long have you been settled on your farm? Forty years next June.

How did you get in possession of your farm? My father bought the farm from one Dougald M'Innis, 25th July, 1803, for £9, Halifax currency, according to the following agreement:—

“Seven-mile Bay, 25th July, 1803.

“Know all men by these presents, that I, Dougald M'Innis, have sold my farm to Alexander M'Donald, for £9, Halifax currency, and he is to let me have two stacks of hay, West of Cape Traverse Portage, and he is to have four tons of hay at this side of the Creek, half the piece that runs up by the side of the wood, between the shore and the road that is going to my house at the farm. As witness my hand,

(Signed) his  
DOUGALD M'INNIS.  
mark.

Witness,

*Donald Wood.*

(On back.)

“Know all men by these presents, that I have sold unto Neil Macdonald the within mentioned Farm, with all the Marsh therein mentioned, for the consideration money within mentioned. As witness my hand, this 29th day of August, 1812.

his  
ALEX. M'DONALD.  
mark.

Witness present,

*Major Hooper.*

Were you ever disturbed in your possession? No, never, until I received a note from the Attorney General, as follows:—

“Charlottetown, 20th February, 1843.

“Mr. Neil Macdonald;

“Sir;—I have been directed to bring an action of ejectment against you, to recover possession of a tract of Land on Lot 27, belonging to David Stewart, Esq., unless you immediately come to an amicable arrangement with his Agents. Yours, &c.

(Signed)

“R. HODGSON.”

What quantity of land have you? 150 acres. This quantity I have always paid Land Tax for—last receipt for Tax, dated December 23d, 1842.

What quantity of land have you cleared? About 60 acres—I think upwards.

What is the value of your buildings? I can't say—my dwelling-house, built of square logs, and shingled, 28 feet by 24; my barn is old, but am about building a new one this spring.

Did you ever attorn to Mr. David Stewart, or any other claimant to your land? No, never.

Did any of Mr. Stewart's Agents ever request you to come and settle with him? In 1841, Mr. Morpeth was on the Township, and sent a boy to my house, requesting me to go and see him. I was not at home, and never went to see him.

What answer did you send Mr. Hodgson, in reply to his note? I never answered it at all.

Did you ever call to see Mr. Hodgson, after receiving the note alluded to? No, never; but I have employed a Lawyer, by whose advice I am acting.

*Colin M'Phail*, Lot 32, called in, and examined:

How long have you resided on Lot 32? Nine years.

Had you any authority to go to live on the Township? Mr. Morpeth and Mr. Dealey told me I might settle there.

Have you any written document from them to settle? No. I signed a kind of a note of hand last summer twelve months, to Mr. Morpeth, to pay rent. He promised, a fortnight afterwards, to give me a lease and to run the land.

Have you applied to him since for a lease? Yes; but did not get it.

What reason did he assign for withholding the lease? He would make different excuses every time we would ask him. This paper we signed for him is a kind of an agreement to attorn.

Have any got leases from Mabey's to Sable? None on the side of the Tryon Road, on Lot 30, that I know of.

State in general terms how many are resident along that road? There are twelve this side Elliot River

Bridge, and there are a number on the other side of the Bridge—I suppose more than on this side; some on and some back from the road.

Do you find the want of a lease of any disadvantage to you?—does it discourage you to go on clearing? To be sure it must.

Have you paid rent? No, he has not yet demanded it; he promised last week to have the land run out immediately, and said he had got the leases all drawn. He has given several people permission to cut timber immediately in the rear of our clear land—Mr. Nelson and others, some time since.

What terms were specified in the document you signed? Mr. Morpeth read it to me; I did not read it, not being very good at reading writing. The terms he read were, two years free, then to a shilling in five or six years—and this Island currency, 1s. per acre—to take any produce except potatoes.

How much could you pay, and clear your way? About 50s. per hundred acres.

Does it injure your land or your farm when other people cut the timber off? Of course it must.

Are you a native? No, from Scotland—Tobermory, in Mull.

Did Mr. David Stewart pay for your passage? No; I was brought out here by my parents when very young—8 years old. One Mr. Robertson, from Perthshire, brought us out. I understood my parents paid my passage as well as their own.

*Hugh Maclean*, Lot 30, called in, and examined:

Who gave you leave to go on Lot 30?—I was living at Irving's, Bonshaw, for two years. He was going to Britain. I wanted land for myself. He (Bonshaw) told me that if I would stop on his place till he came back, he would try to get me 100 acres on Lot 10. He went home, and in March or April, Mr. M'Culloch, who resided in Mr. Irving's house, received a letter from Mr. Irving, stating that he had arranged with the Proprietor for my getting 100 acres of land on lease, and that I might chop and clear away.

When did you begin to chop? I had one chopping frolic before Mr. Irving went to Britain.

Read M'Phail's evidence, and asked witness if he concurred or differed therewith—He concurred as to the terms of the attornment, and was himself a party to the attornment, as well as a witness. He knew the terms only from his reading.

Are you satisfied with these terms? I suppose I must, as he will give no better.

Did you understand it to be currency or sterling? It was £5 11s. 1½d. currency, per hundred acres.

What did you understand Mr. Irving to do for you? He was to try to make me sure of 100 acres under lease, whenever leases should begin.

What was the length of lease? Sixty-one years, or 3 lives, with right to purchase in 21 years.

*Hugh Lamont*, Lot 30, called in, and examined:

Has resided for seven years come next fall, on Lot 30. Is not sure what quantity—thinks about 10 chains front.

Did you settle on lease? I took possession without authority, having applied in vain to Mr. Dealey for authority.

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