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**JOURNALS**

OF THE

**LEGISLATIVE COUNCIL**

**OF NEWFOUNDLAND.**

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# JOURNALS

OF THE

## LEGISLATIVE COUNCIL

OF THE

### ISLAND OF NEWFOUNDLAND.



HIS EXCELLENCY

SIR JOHN GASPARD LE MARCHANT, KNIGHT, AND KNIGHT COMMANDER OF THE ORDERS  
OF ST. FERDINAND AND OF CHARLES THE THIRD OF SPAIN,  
GOVERNOR AND COMMANDER-IN-CHIEF,

&c., &c., &c.

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BEING THE THIRD SESSION

OF THE

FOURTH GENERAL ASSEMBLY.

1851.

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ISLAND OF NEWFOUNDLAND



HENRY WINTON, PRINTER: ST. JOHN'S, NEWFOUNDLAND.

BEING THE THIRD SESSION

OF THE

COUNCIL OF THE GENERAL ASSEMBLY

1871



## PROCLAMATION.

J. GASPARD LE MARCHANT.  
(L. S.)

*By His Excellency SIR JOHN GASPARD LE MARCHANT, Knight, and Knight Commander of the Orders of Saint Ferdinand and of Charles the Third of Spain, Governor and Commander-in-Chief in and over the Island of Newfoundland and its Dependencies, &c., &c.*

WHEREAS the General Assembly of this Island stands Prorogued until Saturday, the Twentieth day of June instant; And whereas I think fit further to Prorogue the said General Assembly until Saturday, the Thirty-first day of August: I do therefore, by this my Proclamation, further Prorogue the said General Assembly until Saturday, the Thirty-first day of August next; of which all persons concerned are required and commanded to take due notice and govern themselves accordingly.

Given under my Hand and Seal at the Government-House at St. John's, in the aforesaid Island, the Fourteenth day of June, One Thousand Eight Hundred and Fifty, and in the Thirteenth Year of Her Majesty's Reign.

*By His Excellency's Command,*

JAMES CROWDY,  
*Secretary.*



## PROCLAMATION.



J. G. LE MARCHANT.  
(L. S.)

*By His Excellency* SIR JOHN GASPARD LE MARCHANT, *Knight, and Knight Commander of the Orders of St. Ferdinand and of Charles the Third of Spain, Governor and Commander-in-Chief in and over the Island of Newfoundland, and its Dependencies, &c., &c.*

**WHEREAS** the General Assembly of this Island stands Prorogued until Saturday, the Thirty-first day of August instant: And whereas I think fit further to Prorogue the said General Assembly until Saturday, the Sixteenth day of November next ensuing: I do therefore, by this my Proclamation, further Prorogue the said General Assembly until Saturday, the Sixteenth day of November next; of which all persons concerned are required and commanded to take due notice and govern themselves accordingly

Given under my Hand and Seal at the Government-House at St. John's, in the aforesaid Island, the Twenty-sixth day of August, One Thousand Eight Hundred and Fifty, and in the Fourteenth Year of Her Majesty's Reign.

*By His Excellency's Command,*

JAMES CROWDY,  
*Secretary.*



## PROCLAMATION.



J. G. LE MARCHANT.  
(L. S.)

*By His Excellency* SIR JOHN GASPARD LE MARCHANT, *Knight, and Knight Commander of the Orders of St. Ferdinand and of Charles the Third of Spain, Governor and Commander-in-Chief in and over the Island of Newfoundland, and its Dependencies, &c., &c.*

WHEREAS the General Assembly of this Island stands Prorogued until Saturday, the Sixteenth day of November, instant; And whereas I think fit further to Prorogue the said General Assembly until Thursday, the Twenty-third day of January next ensuing: I do therefore, by this my Proclamation, further Prorogue the said General Assembly until Thursday, the Twenty-third day of January next, then to meet for the despatch of business; And of which all persons concerned are required and commanded to take due notice and govern themselves accordingly.

Given under my Hand and Seal at the Government-House at St. John's, in the aforesaid Island, the Fourth day of November, One Thousand Eight Hundred and Fifty, and in the Fourteenth Year of Her Majesty's Reign.

*By His Excellency's Command,*

JAMES CROWDY.

*Secretary.*

HER MAJESTY'S COUNCIL,  
NEWFOUNDLAND.



Third Session, Fourth General Assembly, 14th of Victoria.



*Thursday, 23rd January, 1851.*

This being the day appointed for the meeting of the Colonial Legislature,

At half-past One of the Clock, P.M., the House met.

House meets.

Present :

*The Honourable* GEORGE ST. VINCENT WHITMORE, *Commandant.*

“ EDWARD M. ARCHIBALD, *Attorney General.*

Members present.

“ JAMES CROWDY, *Colonial Secretary.*

“ WILLIAM THOMAS.

“ WILLIAM B. ROW.

“ JOSEPH NOAD.

“ CHARLES FOX BENNETT.

“ LAURENCE O'BRIEN.

At Two of the Clock, P.M., His Excellency the Governor having arrived at the Council Chamber, and being seated on the Throne, the Honourable the President of the Council commanded the Gentleman Usher of the Black Rod to go to the Commons' House of Assembly, and inform the Members that it was His Excellency's pleasure that they do forthwith attend at the Bar of this House; and they being come thereto, His Excellency was pleased to open the Session by a Gracious Speech to both Houses.

Governor arrives at the Council Chamber.

The Assembly summoned to attend him.

23rd January, 1851.

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

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

A Copy of His Excellency's Speech having been left with the House, it was read by the Clerk, and is as follows:—

His Excellency's Speech  
on opening the Session.

*Mr. President and Honourable Gentlemen of the Council :*

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

It affords me much pleasure again to meet you at the usual period of the year for resuming our deliberations on the public affairs of Newfoundland, and I rely with full confidence on your applying yourselves with your accustomed zeal and diligence to the consideration of such measures as may tend to promote its welfare.

I have to congratulate you on the great improvement which has taken place in the Revenues of the last year, evincing the favourable change that has occurred during that period in the Commercial prospects of the Colony; and I trust that these additional resources will enable you to give increased facilities to the Fisherman as well as to the Agriculturist in their communications throughout the Country, by the completion of those main lines of Road that connect the remote settlements with the capital of the Island.

An Act has passed the Imperial Parliament in their last Session, for repealing the 16th Section of the 15th Geo. 3rd, Chapter 31, on the subject of which, previously to its proclamation, I shall communicate with you by Message.

I will cause to be laid before you copies of several Despatches which have been received from Her Majesty's Secretary of State for the Colonies.

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

I shall direct the accounts of the Revenue and Expenditure of the past year, with the Estimates for the current year, to be laid before you; and I rely with unabated confidence upon your disposition to make all due provision for the exigencies and probable contingencies of the public service during the present year.



23rd and 25th January, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

*Mr. President and Honourable Gentlemen of the Council.*

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

I now leave you to the discharge of your important functions, and have only further to renew to you my former assurances of my constant readiness and earnest desire cordially to co-operate with you in all measures calculated to advance the interests of every class of this Island.

Ordered—That the Honourable Messrs. O'Brien, Bennett, and Row, be a Select Committee to draft an Address to His Excellency the Governor, in answer to his Speech.

Select Committee appointed to draft an Address to the Governor in reply to his Speech.

On motion made and seconded, the House adjourned until Saturday next, at One o'clock, P.M.

House adjourns.

SATURDAY, 25<sup>TH</sup> JANUARY, 1851.

The House met pursuant to adjournment.

House meets.

Present :

*The Honourable* E. M. ARCHIBALD, *Attorney General.*  
 “ JAMES CROWDY, *Colonial Secretary.*  
 “ WILLIAM THOMAS.  
 “ WILLIAM B. ROW.  
 “ JOSEPH NOAD.  
 “ CHARLES F. BENNETT.  
 “ LAURENCE O'BRIEN.

Members present.

The Minutes of Thursday last were read.

The Honourable Mr. O'BRIEN from the Select Committee appointed to prepare an Address to His Excellency the Governor, in answer to his Speech at the opening of the Session, presented a draft thereof.

Select Committee Report draft of an Address to the Governor in reply to his Speech.

Ordered that the same be received.

*25th and 27th January, 1851.*

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

The Address was then read a first time, and it was ordered that the said Address be read a second time on Monday next.

Notice of motion to suspend 37th rule of the House.

The Honourable Mr. O'BRIEN gave notice, that on Monday next he would move that the 37th rule of the House be suspended with reference to the address to His Excellency the Governor.

On motion made and seconded, the House adjourned until Monday next, at One o'clock.

MONDAY, 27TH JANUARY, 1851.

House meets.

The House met pursuant to adjournment.

Present :

Members present.

*The Honourable* WILLIAM THOMAS.  
 " WILLIAM B. ROW.  
 " JOSEPH NOAD.  
 " CHARLES F. BENNETT.  
 " LAURENCE O'BRIEN.  
 " JAMES CROWDY, *Colonial Secretary.*

The Minutes of Saturday last were read.

Address to the Governor read 2nd time.

Pursuant to the order of the day, the Address to the Governor in reply to His Excellency's Speech at the opening of the Session, was read a second time.

(37th rule of the House suspended.

The Honourable Mr. O'BRIEN, pursuant to notice, moved that the 37th rule of the House be suspended with reference to the said Address,—and it was

Ordered accordingly.

Committed.

Whereupon the House went into Committee thereon, the Honourable Mr. NOAD in the Chair.

After some time the House resumed.

27th January, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

The Chairman reported the Address with an amendment. Reported.

Ordered that the report be received.

The Address was then read a third time and passed, and is as follows:— Read 3rd time and passed.

*To His Excellency* SIR JOHN GASPARD LE MARCHANT, *Knight, and Knight Commander of the Orders of Saint Ferdinand and of Charles the Third of Spain, Governor and Commander-in-Chief in and over the Island of Newfoundland and its Dependencies, &c., &c.* The Address.

MAY IT PLEASE YOUR EXCELLENCY,

We, Her Majesty's dutiful and loyal Subjects the Council of Newfoundland, met in General Assembly, beg leave to return your Excellency our humble thanks for the gracious Speech with which you have been pleased to open the present Session of the Legislature.

We are glad to be informed by your Excellency of the favourable change that has occurred during the last year in the Commercial prospects of the Colony, indicated by the great improvement in the Revenue,—and shall readily concur in any well-devised plan for applying a due proportion of the additional resources now available, towards the completion of the Main Line of Roads connecting the remote Settlements with the Metropolis.

We thank your Excellency for informing us that an Act has been passed by the Imperial Parliament for repealing the 16th Section of the 15th Geo. 3rd, and that you will, previous to its publication, communicate with us by Message.

The several Despatches from Her Majesty's Secretary of State for the Colonies, which your Excellency expresses your intention of laying before us, shall, when received, meet our early attention.

We thank your Excellency for the renewed assurance of your readiness and earnest desire to co-operate with us in all measures calculated to advance the interest of every class of this Island; and we assure your Excellency, that you

*27th and 29th January, 1851.*

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

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may confidently rely on an anxious endeavour on our part, to promote in every way the prosperity of the Colony.

Committee to wait on the Governor to know when he will receive the Address.

Ordered—That a Select Committee be appointed to wait on the Governor to ascertain when His Excellency will be pleased to receive the House with the said Address, &c.

Ordered that the Honourable Messrs. CROWDY and O'BRIEN be a Committee for that purpose.

House adjourns.

On motion made and seconded, the House adjourned until Wednesday next, until One o'clock, P.M.

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WEDNESDAY, 29TH JANUARY, 1851.

House meets.

The House met pursuant to adjournment.

Present :

Members present.

*The Honourable* GEORGE ST. VINCENT WHITMORE, *Commandant.*  
 JAMES CROWDY, *Colonial Secretary.*  
 WILLIAM THOMAS.  
 JOSEPH NOAD.  
 CHARLES F. BENNETT.  
 LAURENCE O'BRIEN.  
 E. M. ARCHIBALD, *Attorney General.*  
 WILLIAM B. ROW.

Hon. Mr. O'BRIEN reports that His Excellency will receive the Address to-day, at a quarter before 2 o'clock.

The Honourable Mr. O'BRIEN from the Select Committee appointed to wait on the Governor to ascertain when His Excellency will receive the Address of the House in reply to his Speech on the opening of the Session, reported that His Excellency had named a quarter before Two o'clock, to-day, for that purpose.

House proceeds to Government House.

At a quarter before Two o'clock the House proceeded to the Government House accordingly.

At Two o'clock, the House having returned, the Honourable the President

29th and 31st January, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

reported that His Excellency had been pleased to receive the said Address, and to return an answer thereto in the following words:

*Mr. President and Honourable Gentlemen of the Council,*

Governor's reply to the Address.

I return you my sincere acknowledgments for your address; and I feel confident I shall, during the present Session, derive the same advantages that I have hitherto enjoyed from your cordial support and co-operation.

On motion made and seconded, the House adjourned until Friday next, at One o'clock, P.M. House adjourns.

FRIDAY, 31ST JANUARY, 1851.

The House met pursuant to adjournment.

House meets

Present:

*The Honourable* GEORGE ST. VINCENT WHITMORE, *Commandant.*  
EDWARD M. ARCHIBARD, *Attorney General.*  
WILLIAM THOMAS.  
WILLIAM B. ROW.  
JOSEPH NOAD.  
CHARLES F. BENNETT.  
LAURENCE O'BRIEN.

Members present.

The minutes of Wednesday last were read.

The Honourable Mr. NOAD lays on the table a Petition from Mr. W. J. Ward, praying that he may be appointed Reporter of the Debates and proceedings of this House.

Petition of W. J. Ward laid on the table.

On motion of the Honourable ATTORNEY GENERAL, seconded by the Hon. Mr. Row, it was—

Ordered—That a Committee be appointed to consider and report to the House the probable expense of Reporting and Publishing the Debates and proceedings

*31st January, and 4th February, 1851.*

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

Committee appointed to report on expense, &c., of Publishing the Debates, &c., of this House.

of this House during the present Session,—and also, whether in the opinion of the Committee it be or be not desirable that the Debates and proceedings be reported by any recognized Reporter.

Ordered—That the Honourable Messrs. ARCHIBALD, ROW, and BENNETT, be a Committee for that purpose.

Notice of Motion to bring in Bill for simplifying process in cases of Equity.

The Honourable Mr. ARCHIBALD gave notice, that on Tuesday next he will move for leave to introduce a Bill for simplifying the process and proceedings in cases of equity.

House adjourns.

On motion made and seconded, the House adjourned until Tuesday next, at One o'clock, P.M.

TUESDAY, 4TH FEBRUARY, 1851.

House meets.

The House met pursuant to adjournment.

Present :

Members present.

*The Honourable* E. M. ARCHIBALD, *Attorney General.*  
 “ WILLIAM B. ROW.  
 “ CHARLES F. BENNETT.  
 “ JOSEPH NOAD.  
 “ LAURENCE O'BRIEN.

The Minutes of Friday last were read.

Petition of W. J. Ward,

The Honourable Mr. NOAD lays a Petition on the Table from Mr. W. J. WARD, on the subject of Reporting the Debates of the House.

and—  
 Petition from the Members of the Established Church in Harbour Grace District.—

The Honourable the ATTORNEY GENERAL lays a Petition on the Table from Members of the Established Church of England, resident in the District of Harbour Grace, praying the House will negative any division of the Educational Grant to Protestants.

Laid on the Table.

House adjourns.

On motion made and seconded, the House adjourned until Friday next, at One o'clock, P.M.

*7th, 11th, and 14th February, 1851.*

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

FRIDAY, 7<sup>TH</sup> FEBRUARY, 1851.

At Two of the Clock, P.M., there were

Present:

*The Honourable* JOSEPH NOAD.

“ CHARLES F. BENNETT.

The Honourable Mr. NOAD declared the House adjourned until Tuesday next, for want of a Quorum.

House adjourned for want of a quorum.

TUESDAY, 11<sup>TH</sup> FEBRUARY, 1851.

The House met pursuant to adjournment.

House meets.

Present:

*The Honourable* GEORGE ST. VINCENT WHITMORE, *Commandant.*

“ EDWARD M. ARCHIBALD, *Attorney General.*

“ WILLIAM THOMAS.

“ WILLIAM B. ROW.

“ JOSEPH NOAD.

“ CHARLES F. BENNETT.

“ LAURENCE O'BRIEN.

Members present.

The Minutes of Tuesday and Friday last were read.

The Honourable Mr. NOAD gave notice that on Friday next he will bring in a Bill for the better preservation of the Forest Woods of the Country.

Notice of a Bill for the preservation of the Forest Woods.

On motion made and seconded, the House adjourned until Friday next, at One of the clock, P.M.

House adjourns.

FRIDAY, 14<sup>TH</sup> FEBRUARY, 1851.

The House met pursuant to adjournment.

House meets.

14th February, 1851.

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

Present:

Members present.

*The Honourable* GEORGE ST. VINCENT WHITMORE, *Commandant.*  
 “ EDWARD M. ARCHIBALD, *Attorney General.*  
 “ WILLIAM THOMAS.  
 “ WILLIAM B. ROW.  
 “ JOSEPH NOAD.  
 “ CHARLES FOX BENNETT.  
 “ LAURENCE O'BRIEN.  
 “ JAMES CROWDY, *Colonial Secretary.*

The Minutes of Tuesday last were read.

Bill to simplify proceedings in cases of Equity brought in.—Read 1st time.

Pursuant to notice the Honourable the ATTORNEY GENERAL brought in a Bill for simplifying the Process and proceedings in cases of Equity, which was read a first time—and

To be printed.

Ordered to be read a second time on this day week, and to be printed.

Select Committee make their Report on the subject of the expense of Reporting and Publishing the Debates of the House.

The Honourable ATTORNEY GENERAL, from the Select Committee appointed to report to the House the probable expense of Reporting and Publishing the Debates and proceedings of this House during the present Session, presented a report.

Ordered—That the report be received.

Ordered—That the House go into Committee thereon presently.

Report committed.

Whereupon the House went into Committee, the Honourable Mr. NOAD in the Chair.

After some time the House resumed.

The Chairman reported the Report with a Resolution in amendment.

Ordered—That the same be received.

The Report and Resolution are as follow:—

“ The Select Committee appointed to consider the subject of Reporting and



14th February, 1851.

His Excellency SIR J. G. LE MARCHANT, Governor.

Publishing the proceedings and Debates of the Council during the present Session, beg leave to report that they have taken the matter into their consideration, and are of opinion that it is desirable that the proceedings and debates of this Branch of the Legislature should be fairly and impartially reported; and considering that notwithstanding the Resolution upon this subject, reported last Session by the Committee upon Contingencies, and adopted by the House, it will be very difficult to avoid incurring expense for this service, while at the same time the Council will possess no direct control over the mode in which the Reporting may be conducted, the Committee beg leave to recommend that a competent person be selected to perform the duty of Reporter during the present Session, who shall be officially recognised and authorised by the Council.

Report of Select Committee on the Printing and Publishing the Debates of the Council.

In estimating the expense of such an arrangement, the Committee consider that the duty may be adequately and correctly performed by an allowance to the Reporter not exceeding the sum of £40, and that the expense of Printing and Publishing the Debates and proceedings from the Notes of the Reporter, may be accomplished for a sum not exceeding £25; and that as the Reports of the proceedings of the House of Assembly are published daily in the *Morning Post* Newspaper, the Committee deem it expedient that the Printing of the Debates and proceedings of this House should be offered in the first place to the Proprietor of the same Paper.

All which is respectfully submitted.

(Signed)

E. M. ARCHIBALD.

W. B. ROW.

C. F. BENNETT.

Committee Room,  
7th February, 1851. }

*Resolved*,—That it is the opinion of the Committee that HARCOURT MOONEY, Esq., should be appointed Reporter of the proceedings and Debates of the House during the present Session, and that the Sum of Thirty Pounds be fixed as the amount of remuneration to be awarded for this service, instead of Forty Pounds, the allowance referred to in the foregoing Report.

Resolution that Harcourt Mooney, Esq., be appointed Reporter of the Debates.

Ordered—That the Report, as amended, be adopted.

14th and 18th February, 1851.

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

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Ordered—That the Clerk of the Council acquaint Mr. Mooney of his appointment,—and that the Proprietor of the *Morning Post* Newspaper be informed that the Council have selected his paper for the Publishing their Debates and proceedings.

House adjourns.

On motion made and seconded, the House adjourned until Tuesday next.

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TUESDAY, 18TH FEBRUARY, 1851.

House meets.

The House met pursuant to adjournment.

Present:

Members present.

*The Honourable* JAMES CROWDY, *Colonial Secretary.*

“ WILLIAM THOMAS.

“ WILLIAM B. ROW.

“ JOSEPH NOAD.

“ CHARLES F. BENNETT.

“ LAURENCE O'BRIEN.

“ GEORGE ST. VINCENT WHITMORE, *Commandant.*

“ EDWARD M. ARCHIBALD, *Attorney General.*

The Minutes of Friday last were read.

Petition from Owners of Buildings south of Duckworth Street.

The Honourable Mr. O'BRIEN lays on the Table a Petition from the Owners and Occupiers of Wooden Buildings South of Duckworth Street.

Honourable Mr. Secretary Crowdy, by command of the Governor, lays certain Documents before the House.

The Honourable the COLONIAL SECRETARY, by Command of the Governor, lays the following Documents before the House,—viz:

The Estimates of the charge of defraying the Public Expenditure of the Island, for the year ending 31st December, 1851.

Copy of a Despatch from the Secretary of State for the Colonies to His Excellency the Governor, on the subject of prospective reductions in the Civil List and Reserved Salaries.

18th and 21st February, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

Copy of a Despatch from the Secretary of State for the Colonies, transmitting the opinion of Her Majesty's Law Advisers as to the rate at which Dollars should be paid in discharge of the Reserved Salaries.

Copy of a Despatch from the Secretary of State for the Colonies, acknowledging the receipt of Addresses from both Branches of the Legislature, representing the present depressed state of the staple Trade of the Island.

Order in Council specially confirming an Act to provide for the Vacation of Seats of Members of the House of Assembly in certain cases.

Order in Council leaving certain Acts to their operation.

Ordered that the foregoing Documents be printed.

Documents to be printed.

On motion made and seconded the House adjourned until Friday next.

House adjourns.

FRIDAY, 21st, FEBRUARY, 1851.

The House met pursuant to adjournment.

House meets.

Present :

*The Honourable* GEORGE ST. VINCENT WHITMORE, *Commandant.*

Members present.

“ E. M. ARCHIBALD, *Attorney General.*

“ WILLIAM B. ROW.

“ WILLIAM THOMAS.

“ JOSEPH NOAD.

“ LAURENCE O'BRIEN.

“ CHARLES F. BENNETT.

The Minutes of Tuesday last were read.

On motion of the Honourable Mr. O'BRIEN, a Petition was read from the Owners and Occupiers of Wooden Buildings South of Duckworth Street, praying that the House will adopt measures for suspending the operation of the Law under which their Sheds are liable to removal, to a future period.

21st and 25th February, 1851.

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

Bill to fix and establish  
Terms for the Northern  
and Southern Circuit  
Courts, &c.,—

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled "An Act to amend the practice and to fix and establish Terms or Sittings of the Northern and Southern Circuit Courts, and to provide for the appointment of Clerks and Registrars and other Officers in the several Electoral Districts;" which was read 1st time, and—

Read 1st time.

Ordered to be read a 2nd time on Friday next, and to be printed.

Petition from A. Gesner  
laid on the table.

The Honourable Mr. BENNETT laid a Petition on the Table from Abraham Gesner.

House adjourns.

On motion made and seconded the House adjourned until Tuesday next.

TUESDAY, 25TH FEBRUARY, 1851.

House meets.

The House met pursuant to adjournment.

Present:

Members present.

*The Honourable* GEORGE ST. VINCENT WHITMORE, *Commandant.*  
" EDWARD M. ARCHIBALD, *Attorney General.*  
" WILLIAM THOMAS.  
" WILLIAM B. ROW.  
" JOSEPH NOAD.  
" CHARLES F. BENNETT.  
" LAURENCE O'BRIEN.  
" JAMES CROWDY, *Colonial Secretary.*

The Minutes of Friday last were read.

Bill to simplify proceed-  
ings in equity.

Pursuant to the order of the day, the Bill to simplify proceedings on the Equity side of the Supreme and Circuit Courts, was read a second time, and it was

Ordered to be committed to-morrow.

House adjourns.

On motion made and seconded, the House adjourned until Friday next.

28th February and 4th March, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

FRIDAY, 28TH FEBRUARY, 1851.

The House met pursuant to adjournment.

House meets.

Present:

*The Honourable* GEORGE ST. VINCENT WHITMORE, *Commandant.*  
 “ JAMES CROWDY, *Colonial Secretary.*  
 “ WILLIAM THOMAS.  
 “ WILLIAM B. ROW.  
 “ JOSEPH NOAD.  
 “ LAURENCE O'BRIEN.  
 “ EDWARD M. ARCHIBALD, *Attorney General.*  
 “ CHARLES F. BENNETT.

Members present.

The Minutes of Tuesday last were read.

Pursuant to the order of the day, the House went into a Committee of the whole on the Bill to simplify the Process and Proceedings in cases of Equity.

Bill to simplify proceedings in Equity,—committed.

The Honourable Mr. O'BRIEN in the Chair.

After some time the House resumed.

The Chairman reported progress and asked leave to sit again to-morrow.

Ordered—That the report be received.

Pursuant to the order of the day, the Bill to amend the Practice and to fix and establish Terms or Sessions of the Northern and Southern Circuit Courts, and to provide for the appointment of Clerks and Registrars and other Officers in the several Electoral Districts, was read a second time, and—

Bill to amend the practice and establish terms of Northern and Southern Circuit Courts, &c.

Ordered to be committed to-morrow.

On motion made and seconded, the House adjourned until Tuesday next.

House adjourns.

TUESDAY, 4TH MARCH, 1851.

The House met pursuant to adjournment.

House meets.

*4th and 11th March, 1851.*

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

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Present :

Members present. *The Honourable* EDWARD M. ARCHIBALD, *Attorney General.*  
 " JOSEPH NOAD.  
 " LAURENCE O'BRIEN.

The Minutes of Friday last were read.

House adjourns. On motion made and seconded, the House adjourned until Tuesday next.

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TUESDAY, 11TH MARCH, 1851.

House meets. The House met pursuant to adjournment.

Present :

Members present. *The Honourable* GEORGE ST. VINCENT WHITMORE, *Commandant.*  
 " EDWARD M. ARCHIBALD, *Attorney General.*  
 " JAMES CROWDY, *Colonial Secretary.*  
 " WILLIAM THOMAS.  
 " WILLIAM B. ROW.  
 " JOSEPH NOAD.  
 " CHARLES F. BENNETT.  
 " LAURENCE O'BRIEN.

The Minutes of Tuesday last were read.

Petition of A. Gesner read. On motion of the Honourable Mr. BENNETT, the Petition of A. Gesner praying that a Patent may be granted to him for his discovery of a new and useful Art in the manufacture of Illuminating Gas, was read, and—

To be printed. Ordered to be printed.

Petition of S. G. Archibald laid on the table. The Honourable Mr. BENNETT laid on the Table a Petition from Samuel G. Archibald.

Bill to simplify cases in equity—committed. Pursuant to the order of the day, the House went into Committee on the Bill for simplifying the Process and proceedings in cases of Equity.

## 11th and 14th March, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

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The Honourable Mr. Bennett in the Chair.

After some time the House resumed.

The Chairman reported the Bill with some amendments.

Reported.

Ordered that the report be received and adopted as amended.

Report adopted.

Ordered—That the Bill as amended be printed.

Bill to be printed.

On motion made and seconded the House adjourned until Friday next.

House adjourns.

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### FRIDAY, 14TH MARCH, 1851.

The House met pursuant to adjournment.

House meets

**Present :**

*The Honourable* GEORGE ST. VINCENT WHITMORE, *Commandant.*

Members present.

“ EDWARD M. ARCHIBALD, *Attorney General.*

“ JAMES CROWDY, *Colonial Secretary.*

“ WILLIAM THOMAS.

“ WILLIAM B. ROW.

“ JOSEPH NOAD.

“ CHARLES F. BENNETT.

“ LAURENCE O'BRIEN.

The minutes of Tuesday last were read.

The Honourable Mr. Secretary CROWDY lays before the House, by direction of His Excellency the Governor, the following documents—viz :

Colonial Secretary lays Documents before the House.

A Consolidated account current of Receipts and Payments, from the Collector of Her Majesty's Revenue, for the year ended the 5th of January, 1851.

Statement of the St. John's Water Company to the 31st December, 1850.

14th March, 1851.

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

An Order in Council leaving certain Acts of this Colony to their operation.

Petition of S. G. Archibald read, &c.

On motion of the Honourable Mr. BENNETT, the Petition of Mr. Samuel G. Archibald praying that a Patent for the invention of certain close and open Tanks, to be worked by Steam power, may be granted to him—was read, and—

Referred to a Select Committee.

Ordered to be referred to a Select Committee—and

Ordered—That the Honourable Messrs. BENNETT, ARCHIBALD, and THOMAS, be a Committee for that purpose.

On motion of the Honourable Mr. BENNETT, it was—

Petition of A. Gesner referred to a Select Committee.

Ordered—That the Petition of Abraham Gesner be referred to a Select Committee,—and—

Ordered—That the Honourable Messrs. BENNETT, NOAD, and ROW, be a Committee for that purpose.

Bill to simplify proceedings in Equity—Read 3rd time and passed.

Pursuant to the order of the day the Bill for simplifying the Process and proceedings in cases of Equity was read a third time and passed, and it was—

Ordered that the title of the Bill be “An Act for Simplifying the Process and Proceedings in cases of Equity.”

Deputation from House of Assembly with two Bills, which were severally read 1st time, viz:

A Deputation from the House of Assembly brought up two Bills for the concurrence of this House, which were severally read a first time—viz:

Bill appointing Limits for the Gaol of St. John's.

A Bill entitled “An Act for the Appointment of Limits for the Gaol of St. John's, and to prohibit Arrest for Debt except in certain cases.”—

Bill for the better regulation of the Fisheries.

And a Bill entitled “An Act for the better regulation of the Fisheries in this Island and its Dependencies, and to provide for the payment of the Wages of Servants engaged therein.”

Ordered—That the said Bills be read a second time to-morrow,—and

Ordered—That the first-named Bill be printed.



14th and 18th March, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

Pursuant to the order of the day, the House went into Committee on the Bill entitled "An Act to amend the Practice and to fix and establish Terms or Sittings of the Northern and Southern Circuit Courts, and to provide for the Appointment of Clerks and Registrars and other Officers, in the several Electoral Districts."

Bill to amend the practice and fix terms of the Northern and Southern Circuit Courts,—committed.

The Honourable Mr. THOMAS in the Chair.

After some time the House resumed.

The Chairman reported progress and asked leave to sit again.

Ordered—That the report be received.

The Honourable Mr. NOAD gave notice, that on Tuesday next he will introduce a Bill to improve the Copper Currency of the Island.

Notice of Bill to improve the Copper Currency of the Island.

On motion made and seconded, the House adjourned until Tuesday next.

House adjourns.

TUESDAY, 18TH MARCH, 1851.

The House met pursuant to adjournment.

House meets.

Present :

*The Honourable* GEORGE ST. VINCENT WHITMORE, *Commandant.*

Members present.

E. M. ARCHIBALD, *Attorney General.*

“ WILLIAM THOMAS.

“ WILLIAM B. ROW.

“ JOSEPH NOAD.

“ CHARLES F. BENNETT.

“ JAMES CROWDY, *Colonial Secretary.*

“ LAURENCE O'BRIEN.

The Minutes of Friday last were read.

18th and 21st March, 1851.

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

Select Committee make their report on the Petition of Mr. S. G. Archibald.

The Honourable Mr. BENNETT from the Select Committee appointed to report on the Petition of Mr. S. G. Archibald, made the following report, which was read:

The report.

The Select Committee to whom was referred the Petition of Samuel George Archibald, beg to report that they have examined the allegations in the said Petition, and have also examined the Petitioner, who has produced before them an affidavit, hereunto annexed, and to which your Committee beg leave to refer, stating that he is the original and sole inventor of the improvement and apparatus mentioned in the said Petition, and that to the best of his knowledge and belief the said invention and discovery have not before been known or used in this Island, or any other part of Her Majesty's Dominions, or any other Country. Your Committee recommend that a Bill be passed authorising the granting a Patent to the said Petitioner, under proper regulations and restrictions.

All which is submitted,

(Signed,) C. F. BENNETT, *Chairman.*

Ordered—That the said report be received.

Bill to fix terms of Court, &c.—committed.

Pursuant to the order of the day, the House went into Committee on the Bill entitled "An Act to amend the Practice and to fix and establish Terms or Sittings of the Northern and Southern Circuit Courts, and to provide for the appointment of Clerks and Registrars and other Officers in the several Electoral Districts."

The Honourable Mr. THOMAS in the Chair.

After some time the House resumed.

The Chairman reported progress and asked leave to sit again to-morrow.

Ordered—That the report be received.

House adjourns.

On motion made and seconded, the House adjourned until Friday next.

FRIDAY, 21ST MARCH, 1851.

House meets:

The House met pursuant to adjournment.

21st March, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

Present :

<i>The Honourable</i>	GEORGE ST. VINCENT WHITMORE, <i>Commandant.</i>	Members present.
"	E. M. ARCHIBALD, <i>Attorney General.</i>	
"	WILLIAM B. ROW.	
"	JOSEPH NOAD.	
"	CHARLES F. BENNETT.	
"	LAURENCE O'BRIEN.	
"	JAMES CROWDY, <i>Colonial Secretary.</i>	

The Minutes of Tuesday last were read.

The Honourable Mr. O'BRIEN lays on the Table of the House a Petition from Mr. Robert Prowse, President of the St. John's Gas Company.

The Honourable Mr. BENNETT brought in a Bill authorising the granting of a Patent for an improvement in the Manufacture and Refinement of Animal Oils and Substances;—which was read a first time, and—

Bill to authorise the granting a Patent for an improvement in the manufacture of Animal Oils, &c., brought in,—and read 1st time.

Ordered to be read a second time to-morrow.

The Honourable the COLONIAL SECRETARY laid before the House, by direction of His Excellency the Governor, a Copy of a Despatch from the Secretary of State for the Colonies, suggesting that a return of the Population of the Island be prepared, in compliance with a proposition of Major Graham,

Colonial Secretary lays before the House a copy of a Despatch from the Secretary of State.

The Honourable Mr. NOAD brought in a Bill to improve the Copper Currency of the Island,—which was read a first time, and

Bill to improve the Copper Currency of the Island brought in, and read 1st time.

Ordered to be read a second time to-morrow.

Ordered—That the said Bill be printed.

Bill to be printed.

Pursuant to the order of the day, the House went into Committee on the Bill to amend the practice and to fix and establish Terms or Sittings of the Northern and Southern Circuit Courts, &c.

Bill to fix Terms of Courts, &c.,—committed.

The Honourable Mr. Bennett in the Chair.

*21st and 25th March, 1851.*

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14<sup>TH</sup> OF VICTORIA.

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After some time the House resumed.

The Chairman reported progress and asked leave to sit again to-morrow.

Ordered—That the report be received.

House adjourns.

On motion made and seconded, the House adjourned until Tuesday next.

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TUESDAY, 25<sup>TH</sup> MARCH, 1851.

House meets

The House met pursuant to adjournment.

Present :

Members present.

*The Honourable* GEORGE ST. VINCENT WHITMORE, *Commandant.*

“ JOSEPH NOAD.

“ CHARLES F. BENNETT.

“ WILLIAM B. ROW.

“ EDWARD M. ARCHIBALD, *Attorney General.*

“ LAURENCE O'BRIEN.

“ WILLIAM THOMAS.

“ JAMES CROWDY, *Colonial Secretary.*

The Minutes of Friday last were read.

Petition of Robert Prowse read—

On motion of the Honourable Mr. O'BRIEN, the Petition of Robert Prowse, President of the St. John's Gas Company, was read, and it was—

and referred to a Select Committee.

Ordered—That the said Petition be referred to the Select Committee appointed to report on the Petition of Dr. Gesner.

On motion of the Honourable Mr. BENNETT, it was—

Ordered—That the Bill to authorise the granting a Patent for the Refining of Animal Oils and Substances, be printed.

Terms of Courts Bill committed.

Pursuant to the order of the day, the House went into Committee on the Bill to amend the Practice and to fix and establish Terms or sittings of the Northern and Southern Circuit Courts, &c.

*25th and 28th March, 1851.*

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

The Honourable Mr. BENNETT in the Chair.

After some time the House resumed.

The Chairman reported progress and asked leave to sit again.

Ordered—That the report be received.

On motion of the Honourable the ATTORNEY GENERAL, seconded by the Honourable Mr. Row, it was—

Ordered—That the Order of the day for the second reading of the Bill entitled “An Act for the Appointment of Limits for the Gaol of St. John’s, and to prohibit Arrest for Debt except in certain cases,” be discharged, and that the said Bill be read again on this day six months.

Bill appointing Limits for the Gaol of St. John’s—thrown out.

On motion made and seconded the House adjourned until Friday next.

House adjourns.

FRIDAY, 28<sup>TH</sup> MARCH, 1851.

The House met pursuant to adjournment.

House meets:

Present:

*The Honourable* GEORGE ST. VINCENT WHITMORE, *Commandant,*  
 “ EDWARD M. ARCHIBALD, *Attorney General,*  
 “ JAMES CROWDY, *Colonial Secretary,*  
 “ WILLIAM THOMAS.  
 “ WILLIAM B. ROW.  
 “ JOSEPH NOAD.  
 “ CHARLES F. BENNETT.  
 “ LAURENCE O’BRIEN.

Members present.

The minutes of Tuesday last were read.

Pursuant to the order of the day, the House went into Committee on the Bill to amend the Practice and to fix and establish Terms or Sittings of the Northern and Southern Circuit Courts, &c.

Terms of Courts Bill—committed.

*28th March and 1st April, 1851.*

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

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The Honourable Mr. BENNETT in the Chair.

After some time the House resumed.

Reported.

The Chairman reported the Bill with some amendments.

Ordered that the report be received and adopted.

Ordered that the Bill, as amended, be printed.

Regulation of Fisheries  
Bill—

Read 2nd time.

Pursuant to the order of the day, the Bill entitled "An Act for the better regulation of the Fisheries in this Island and its Dependencies, and to provide for the payment of the Wages of Servants engaged therein;" was read a second time, and—

Ordered to be committed to-morrow.

Copper Currency Bill—  
read 2nd time.

Pursuant to the order of the day, the Bill to improve the Copper Currency of the Island, was read a second time, and

Ordered to be committed to-morrow.

Bill to authorise the  
granting a Patent to  
S. G. Archibald—  
read 2nd time.

Pursuant to the order of the day, the Bill to authorise the granting a Patent to Samuel G. Archibald, was read a second time, and

Ordered to be committed to-morrow.

Notice of motion for a  
Committee on the Cur-  
rency of the Island.

The Honourable Mr. NOAD gave notice, that on to-morrow he will move that a Select Committee be appointed to take into consideration the Currency of the Colony.

House adjourns.

On motion made and seconded the House adjourned until Tuesday next.

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TUESDAY, 1st APRIL, 1851.

House meets.

At half-past One of the clock, P.M., there were

*1st and 4th April, 1851.*

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

Present:

*The Honourable* GEORGE ST. VINCENT WHITMORE, *Commandant.*  
 “ WILLIAM B. ROW.

Members present:

The Honourable the President declared the House adjourned until Friday next, for want of a Quorum.

House adjourns for want of a quorum.

FRIDAY, 4TH APRIL, 1851.

The House met pursuant to adjournment.

House meets.

Present:

*The Honourable* WILLIAM THOMAS.  
 “ WILLIAM B. ROW.  
 “ JOSEPH NOAD.  
 “ CHARLES F. BENNETT.  
 “ LAURENCE O'BRIEN.  
 “ JAMES CROWDY, *Colonial Secretary.*  
 “ EDWARD M. ARCHIBALD, *Attorney General.*

Members present.

The Minutes of Friday and Tuesday last were read.

Pursuant to the order of the day, the House went into Committee on the Bill entitled “An Act for the better regulation of the Fisheries in this Island and its Dependencies, and to provide for the payment of the Wages of Servants engaged therein.”

Fishery Regulation Bill  
 —committed,

The Honourable Mr. NOAD in the Chair.

After some time the House resumed.

The Chairman reported progress and asked leave to sit again.

Ordered that the report be received.

*4th and 8th April, 1851.*

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14<sup>TH</sup> OF VICTORIA.

Additional Act for  
management of Light  
Houses—brought up—  
and read 1st time.

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled "An Act in addition to the Act for the management of Light-Houses in this Colony," which was read a first time, and—

Ordered to be read a second time to-morrow.

Copper Currency Bill—  
committed.

Pursuant to the order of the day, the House went into Committee on the Bill to improve the Copper Currency of the Island.

The Honourable Mr. O'Brien in the Chair.

After some time the House resumed.

Reported.

The Chairman reported the Bill with some amendments.

Ordered—That the report be received.

Ordered—That the Bill as amended, be engrossed, and read a third time to-morrow.

House adjourns.

On motion made and seconded, the House adjourned until Tuesday next.

TUESDAY, 8<sup>TH</sup> APRIL, 1851.

House meets.

The House met pursuant to adjournment.

Present:

Members present.

*The Honourable* GEORGE ST. VINCENT WHITMORE, *Commandant.*  
" JAMES CROWDY, *Colonial Secretary.*  
" WILLIAM B. ROW.  
" JOSEPH NOAD.  
" CHARLES F. BENNETT.  
" E. M. ARCHIBALD, *Attorney General.*  
" LAURENCE O'BRIEN.

The Minutes of Friday last were read.



8th April, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

Pursuant to the order of the day, the Bill to improve the Copper Currency of the Island was read a third time and passed,—and it was

Copper Currency Bill read third time, and passed.

Ordered—That the title of the said Bill be “An Act to Improve the Copper Currency of this Island.”

Whereupon the Honourable the President signed the same.

Pursuant to the order of the day, the House went into Committee on the Bill to authorise the granting a Patent for an improvement in the manufacture of Animal Oils and Substances, &c.

Bill to authorise the granting a Patent to S. G. Archibald—committed.

The Honourable Mr. CROWDY in the Chair.

After some time the House resumed.

The Chairman reported progress and asked leave to sit again.

Ordered that the report be received.

The Honourable the ATTORNEY GENERAL gave notice that to-morrow he will move that the Bill, as amended, to amend the practice and to fix and establish Terms or Sittings of the Northern and Southern Circuit Courts, &c.,—be read a third time.

Notice of motion for 3rd reading of Terms of Courts Bill.

Pursuant to notice, the Honourable Mr. NOAD moved that a Select Committee be appointed to take into consideration the Currency of the Colony,—and

Motion that Select Committee on the Currency of the Colony, be appointed.—

Ordered accordingly.

Whereupon the Honourable Messrs. NOAD, THOMAS, and O'BRIEN were appointed a Committee for that purpose.

The Committee.

Pursuant to the order of the day, the Bill entitled “An Act in addition to the Act for the Management of Light-Houses in this Colony,” was read a second time,—and it was

Light-House Bill—read 2nd time.

Ordered to be committed to-morrow.

*8th and 9th April, 1851.*

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

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House adjourns. On motion made and seconded the House adjourned until to-morrow.

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WEDNESDAY, 9TH APRIL, 1851.

House meets. The House met pursuant to adjournment.

Present :

Members present. *The Honourable* GEORGE ST. VINCENT WHITMORE, *Commandant*.  
 “ EDWARD M. ARCHIBALD, *Attorney General*.  
 “ JAMES CROWDY, *Colonial Secretary*.  
 “ WILLIAM THOMAS.  
 “ JOSEPH NOAD.  
 “ CHARLES F. BENNETT.  
 “ LAURENCE O'BRIEN.

The Minutes of Yesterday were read.

On motion, On motion of the Honourable the COLONIAL SECRETARY, seconded by the Honourable the ATTORNEY GENERAL, it was—

Bill to fix Terms of Northern and Southern Circuit Courts—

Ordered—That the amendments made in the Bill entitled “ An Act to amend the practice and to fix and establish Terms or Sittings of the Northern and Southern Circuit Courts, and to provide for the appointment of Clerks and Registrars and other Officers in the several Electoral Districts,” be engrossed, and that the Bill, as amended, be read a third time to-morrow.

To be read third time to-morrow.

Light-House Bill—committed.

Pursuant to the order of the day, the House went into Committee on the Bill entitled “ An Act in addition to the Act for the Management of Light-Houses in this Colony.”

The Honourable Mr. CROWDY in the Chair.

After some time the House resumed.

The Chairman reported the Bill without amendment.

9th and 11th April, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

Ordered—That the report be received.

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

Pursuant to the order of the day the House went into Committee on the Bill entitled "An Act for the better regulation of the Fisheries in this Island and its Dependencies, and to provide for the payment of the Wages of Servants engaged therein."

Fishery Bill—committed.

The Honourable Mr. NOAD in the Chair.

After some time the House resumed.

The Chairman reported progress and asked leave to sit again to-morrow.

Ordered that the report be received.

On motion made and seconded, the House adjourned until Friday next.

House adjourns.

FRIDAY, 11TH APRIL, 1851.

The House met pursuant to adjournment.

House meets.

Present :

*The Honourable* GEORGE ST. VINCENT WHITMORE, *Commandant.*

Members present.

" JAMES CROWDY, *Colonial Secretary.*

" EDWARD M. ARCHIBALD, *Attorney General.*

" WILLIAM THOMAS.

" WILLIAM B. ROW.

" JOSEPH NOAD.

" CHARLES F. BENNETT.

" LAURENCE O'BRIEN.

The Minutes of Tuesday last were read.

The Honourable the Colonial SECRETARY, by command of His Excellency the Governor, laid before the House a Report of the Physician on the Provisional Lunatic Asylum.

Colonial Secretary lays report of Physician on the Lunatic Asylum before the House.

11th April, 1851.

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

Ordered that the said report be printed.

Light-House Bill read  
3rd time and passed.

Pursuant to the order of the day, the Bill entitled "An Act in addition to the Act for the Management of Light Houses in this Colony," was read a third time and passed,—and

The Honourable the President signed the same.

Pursuant to the order of the day, the Bill, as amended, entitled "An Act to amend the practice and to fix and establish Terms or Sittings of the Northern and Southern Circuit Courts, and to provide for the Appointment of Clerks and Registrars and other Officers in the several Electoral Districts," was read a third time, and passed.

Whereupon the Honourable the President signed the same.

The Honourable Mr. BENNETT, from the Select Committee appointed to report on the Petition of Dr. Gesner, presented the following report,—which was read by the Clerk.

Report of Select Committee on the Petition of Dr. Gesner for a Patent.

The Select Committee appointed to inquire into the nature of an application from Dr. Abraham Gesner, praying that a Patent may be issued to him in order that he may be secured in the advantages to be derived from certain discoveries made by him in the manufacture of Illuminating Gas,—have to report that after having given their best consideration to Mr. Gesner's application, and also to a counter Petition, referred to them on the same subject, and having heard the Petitioner on the last named petition, they see no objection to a Bill being introduced as prayed for by Dr. Gesner; but it will be for the House to consider whether some Law, having reference generally to the granting Patents for useful inventions, should not first be considered.

(Signed)

C. F. BENNETT.

*Chairman.*

Ordered—That the report be received and laid on the table.

House adjourns.

On motion made and seconded the House adjourned until Tuesday next.

15th April, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

TUESDAY, 15TH APRIL, 1851.

The House met pursuant to adjournment.

House meets.

Present:

*The Honourable* EDWARD M. ARCHIBALD, *Attorney General.*

Members present.

" JAMES CROWDY, *Colonial Secretary.*

" WILLIAM THOMAS.

" WILLIAM B. ROW.

" JOSEPH NOAD.

" CHARLES F. BENNETT.

" LAURENCE O'BRIEN.

The Minutes of Friday last were read.

The Honourable Mr. NOAD from the Select Committee appointed to report on the Currency of the Colony, presented a Report, which was read by the Clerk, and is as follows:

The Select Committee appointed to take into consideration the subject of the Currency beg leave to report,—

Report of Select Committee on the subject of the Currency.

That they have inquired into the matter to them referred; they have consulted the Assistant Commissary General, and have ascertained the views of many Mercantile Gentlemen in this town, on the subject, and they concur in the opinion expressed by the parties to whom they have referred, and think with them that it would be advantageous to the Trade of this Island generally, if a fixed current value were by law assigned to certain British coins, and in the establishing such value the Committee would suggest, that the same proportion which exists between the Sterling value of the Spanish Dollar, as settled by Royal Proclamation at 4s. 2d., and its current value here, which is equal to 5s., should be preserved.

The Committee would therefore recommend to the favourable consideration of the House, such a measure as would recognise the British Sovereign as of the value of Twenty-four shillings, currency, and the divisions thereof proportionate sums; the British Crown of the value of Six Shillings currency; and the British Half-crown of the value of Three Shillings currency; but the Committee

*15th and 16th April, 1851.*

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

do not recommend the establishment by Law of the value of any other divisions of the British Crown, inasmuch as the proportionate value of any divisions being less than one half of such Crown, would include the fractional parts of a penny, and be therefore unsuitable for general circulation.

(Signed)

JOSEPH NOAD,

*15th April, 1851.*

*Chairman.*

Ordered that the report be received and laid on the Table.

The Honourable Mr. THOMAS gave notice, that on to-morrow he will bring in a Bill to declare the value of certain Sterling coins in this Colony.

Pursuant to the order of the day, the House went into Committee on the Bill entitled "An Act for the better regulation of the Fisheries in this Island and its Dependencies, and to provide for the payment of the Wages of Servants engaged therein.

After some time the House resumed.

The Chairman reported progress and asked leave to sit again.

Ordered that the report be received.

The Honourable Mr. NOAD gave notice, that to-morrow he will bring in a Bill for granting Patents for useful inventions.

On motion made and seconded the House adjourned until Thursday next.

THURSDAY, 16TH APRIL, 1851.

The House met pursuant to adjournment.

Present:

*The Honourable* JOSEPH NOAD.

" CHARLES F. BENNETT.

" LAURENCE O'BRIEN.

" WILLIAM B. ROW.

Hon. Mr. Thomas gives notice that he will bring in a bill to declare the value of certain Sterling Coins.

Fishery Bill—committed.

Notice by Hon. Mr. Noad of Bill for granting Patents.

House adjourns.

House meets.

Members present.

16th and 22nd April, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

The minutes of Tuesday last were read.

Pursuant to notice, the Honourable Mr. O'BRIEN brought in a bill on behalf of the Honourable Mr. NOAD, for granting Patents for useful inventions, which was read a first time, and

Patent Bill brought in and read 1st time.

Ordered to be read a second time to-morrow, and to be printed.

On motion made and seconded the House adjourned until Tuesday next.

House adjourns.

TUESDAY, 22ND APRIL, 1851.

The House met pursuant to adjournment.

House meets:

Present:

*The Honourable* EDWARD M. ARCHIBALD, *Attorney General.*

Members present.

“ JAMES CROWDY, *Colonial Secretary.*

“ WILLIAM THOMAS.

“ WILLIAM B. ROW.

“ JOSEPH NOAD.

“ CHARLES F. BENNETT.

The Minutes of Thursday last were read.

Pursuant to the order of the day, the House went into Committee on the Bill entitled “ An Act for the better regulation of the Fisheries in this Island and its Dependencies, and to provide for the payment of the Wages of Servants engaged therein.

Fishery Bill—committed.

The Honourable Mr. NOAD in the Chair.

After some time the House resumed.

The Chairman reported progress and asked leave to sit again to-morrow.

Ordered—That the report be received.

Pursuant to notice, the Honourable Mr. THOMAS brought in a Bill to establish the rates at which the Sovereign, Crown, and Half-Crown, shall pass current in this Colony, which was read a first time, and—

Currency Bill brought in and read 1st time.

22nd and 24th April, 1851.

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

Ordered to be read a second time to-morrow, and to be printed.

Patent Bill—read 2nd time.

Pursuant to the order of the day, the Bill for granting Patents for useful inventions was read a second time, and

Ordered to be committed to-morrow.

House adjourns.

On motion made and seconded, the House adjourned until Thursday next.

THURSDAY, 24TH APRIL, 1851.

House meets.

The House met pursuant to adjournment.

Present :

Members present.

“ EDWARD M. ARCHIBALD, *Attorney General*.  
 “ JAMES CROWDY, *Colonial Secretary*.  
 “ WILLIAM THOMAS.  
 “ WILLIAM B. ROW.  
 “ JOSEPH NOAD.  
 “ CHARLES F. BENNETT.

The Minutes of Tuesday last were read.

Currency Bill—thrown out.

On motion that the Bill to establish the rates at which the Sovereign, Crown, and Half-Crown, shall pass current in this Colony, be read a second time, it was moved by the Honourable Mr. Row, and seconded by the Honourable the COLONIAL SECRETARY, that the said Bill be read a second time on this day six months—and

Ordered accordingly.

Fishery Bill—committed.

Pursuant to the order of the day, the House went into Committee on the Bill entitled “An Act for the better regulation of the Fisheries in this Island and its Dependencies, and to provide for the payment of the Wages of Servants engaged therein.”

The Honourable Mr. NOAD in the Chair.



24th and 26th April, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

After some time the House resumed.

The Chairman reported the Bill with some amendments.

Reported with some amendments.

Ordered—That the report be received.

Ordered—That the Bill, as amended, be printed, and—

Ordered—That the amendments be engrossed, and the Bill, as amended, read a third time to-morrow.

On motion made and seconded, the House adjourned until Saturday next.

House adjourns.

SATURDAY, 26TH APRIL, 1851.

The House met pursuant to adjournment.

House meets.

Present :

*The Honourable* JAMES CROWDY, *Colonial Secretary.*

Members present.

“ WILLIAM B. ROW.

“ JOSEPH NOAD.

“ CHARLES F. BENNETT.

“ LAURENCE O'BRIEN.

“ E. M. ARCHIBALD, *Attorney General.*

The Minutes of Thursday last were read.

The Honourable the COLONIAL SECRETARY, by command of the Governor, laid on the table of the House an Order of Her Majesty in Council, disallowing the “ Act to authorise the issue of Treasury Notes, and for the reduction of the Public Debt of the Colony,” together with a copy of a Despatch from the Secretary of State for the Colonies to His Excellency, on the same subject.

Documents laid before the House by Mr. Secretary Crowdy, by direction of the Governor.

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled “ An Act for the encouragement of Ship Building in this Colony,” which was read a first time, and

Ship Building Bill—brought up and read 1st time.

26th and 28th April, 1851.

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

Ordered to be read a second time to-morrow, and to be printed.

Fishery Bill—read 3rd time and passed.

Pursuant to the order of the day, the Bill as amended, entitled "An Act for the better regulation of the Fisheries in this Island and its Dependencies, and to provide for the Payment of the Wages of Servants engaged therein," was read a third time and passed, and the presiding Member signed the same.

Patent Bill committed.

Pursuant to the order of the day, the House went into Committee on the Bill for granting Patents for useful inventions.

The Honourable Mr. BENNETT in the Chair.

After some time the House resumed.

Reported.

The Chairman reported the Bill with some amendments.

Ordered—That the report be received and adopted.

Ordered—That the said Bill be engrossed, and read a third time to-morrow.

Petition of J. Woods laid on the table.

The Honourable the ATTORNEY GENERAL laid on the Table a Petition from Joseph Woods.

House adjourns.

On motion made and seconded, the House adjourned until Monday next.

MONDAY, 28TH APRIL, 1851.

House meets.

The House met pursuant to adjournment.

Present :

Members present.

*The Honourable* EDWARD M. ARCHIBALD, *Attorney General.*

" WILLIAM B. ROW.

" JOSEPH NOAD.

" CHARLES F. BENNETT.

The Minutes of Saturday last were read.

28th and 29th April, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

Pursuant to the order of the day, the Bill for granting Patents for useful inventions was read a third time and passed, and it was—

Patent Bill—read 3rd time and passed.

Ordered—That the title of the Bill be “An Act for the granting of Patents for useful inventions.”

Whereupon the Honourable the presiding Member signed the same.

Pursuant to the order of the day, the Bill entitled “An Act for the encouragement of Ship-building in this Colony,” was read a second time, and it was

Ship Building Bill—read 2nd time.

Ordered to be committed to-morrow.

On motion of the Honourable Mr. NOAD, the Petition of Joseph Woods, praying for compensation for publishing the Reports of the proceedings of the Council in 1850, was read, and—

Petition of J. Woods read.

Ordered to lie on the Table.

On motion made and seconded, the House adjourned until to-morrow.

House adjourns.

TUESDAY, 29TH APRIL, 1851.

The House met pursuant to adjournment.

House meets.

Present :

*The Honourable* EDWARD M. ARCHIBALD, *Attorney General.*

Members present.

“ WILLIAM THOMAS.

“ JOSEPH NOAD.

“ LAURENCE O'BRIEN.

“ WILLIAM B. ROW.

“ CHARLES F. BENNETT.

The Minutes of Yesterday were read.

Pursuant to the order of the day, the House went into Committee on the Bill entitled “An Act for the encouragement of Ship-building in this Colony.”

Ship-building Bill committed.

29th April, 1851.

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

The Honourable Mr. O'BRIEN in the Chair.

After some time the House resumed.

Reported.

The Chairman reported that the Committee had risen.

On motion that the report be not received—

On motion that the report be received, it was moved and seconded that the report be not received, and that the Committee sit again to-morrow.

The House divides.

Whereupon the House divided,

When there appeared—

CONTENT—

The Honourable WILLIAM THOMAS.

“ JOSEPH NOAD.

NON-CONTENT—

The Honourable EDWARD M. ARCHIBALD.

“ WILLIAM B. ROW.

“ CHARLES F. BENNETT.

“ LAURENCE O'BRIEN.

So the question passed in the negative.

The original motion was then put and carried,—and it was

Ordered—That the said report be received.

Inland Post Bill—  
brought up and read  
1st time.

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled “An Act for the establishment of Inland Posts in this Colony,” which was read a first time, and—

Ordered to be read a second time on Thursday next, and to be printed.

House adjourns.

On motion made and seconded, the House adjourned until Friday next.

*2nd and 3rd May, 1851.*

*His Excellency SIR J. G. LE MARCHANT, Governor.*

FRIDAY, 2ND MAY, 1851.

The House met pursuant to adjournment. House meets.

Present :

<i>The Honourable</i>	WILLIAM THOMAS.	Members present.
“	WILLIAM B. ROW.	
“	JOSEPH NOAD.	
“	LAURENCE O'BRIEN.	
“	CHARLES F. BENNETT.	
“	EDWARD M. ARCHIBALD, <i>Attorney General.</i>	

The Minutes of Tuesday last were read.

Pursuant to the order of the day, the Bill entitled “An Act for the Establishment and Regulation of Inland Posts in this Colony,” was read a second time, and Inland Postage Bill read 2nd time.

Ordered to be committed to-morrow.

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled “An Act for the encouragement of Education,” which was read a first time, and— Education Bill brought up and read 1st time.

Ordered to be read a second time to-morrow, and to be printed.

On motion of the Honourable the ATTORNEY GENERAL a Petition from members of the Established Church in the District of Harbour Grace, praying the Council to negative any division of the Educational Grant to Protestants, was read, and Petition from members of Established Church at Harbour Grace read.

Ordered to lie on the Table.

On motion made and seconded, the House adjourned until to-morrow. House adjourns.

SATURDAY, 3RD MAY, 1851.

At half-past One of the clock, P.M., there were— House meets.

*3rd, 5th, and 6th May, 1851.*

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

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Present:

Members present: *The Honourable* WILLIAM B. ROW.  
" JOSEPH NOAD.

House adjourns for want of a quorum. The Honourable Mr. Row declared the House adjourned until Monday next, for want of a quorum.

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MONDAY, 5TH MAY, 1851.

House meets. The House met pursuant to adjournment.

Present:

Members present. *The Honourable* WILLIAM B. ROW.  
" JOSEPH NOAD.  
" CHARLES F. BENNETT.

The Minutes of Friday and Saturday last were read.

Petitions from various places for a division of the Educational grant, laid on the table, by Hon. Mr. Bennett, and by—

The Honourable Mr. BENNETT laid on the Table Petitions from Bay Roberts, Bay-de-Verds, Bishop's Cove, Brigus, and Carbonear, praying that a proportional part of the yearly grant for Education, according to Population, may be awarded for the support of Schools in connexion with the Church of England, and under the direction of the Clergy and other members of that Church.

The Hon. Mr. Row.

The Honourable Mr. Row also laid on the table Petitions to the same effect, from Pouch Cove, Portugal Cove and Broad Cove, and Torbay.

House adjourns.

On motion made and seconded the House adjourned until to-morrow.

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TUESDAY, 6TH MAY, 1851.

House meets.

The House met pursuant to adjournment.

6th May, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

Present :

<i>The Honourable</i>	EDWARD M. ARCHIBALD, <i>Attorney General.</i>	Members present.
"	WILLIAM THOMAS.	
"	JOSEPH NOAD.	
"	CHARLES F. BENNETT.	
"	WILLIAM B. ROW.	

The Minutes of Yesterday were read.

The Honourable Mr. THOMAS laid on the Table a Memorial from the Local Committee of the Newfoundland School Society, praying for a continuance of the usual Grant to the Society, and such further sum as will afford them the means of extending their operations to Settlements now destitute of Educational Establishments.

Petition from Newfoundland School Society—laid on the table

The Honourable Mr. BENNETT laid on the Table a Memorial of the Bishop and Clergy of the Church of England in Newfoundland, praying that a proportionate part of the yearly grant for Education, according to population, may be awarded for the support of Schools in connexion with the Church of England and under the direction of the Clergy and other members of that Church only.—Also Petitions to the same effect from the South Shore of Conception Bay, and from Petty Harbour.

Petitions from the Bishop & Clergy, and others, of the Church of England, for a proportionate part of the grant for Education, according to population—laid on the table by the Hon. Mr. Bennett.

The Honourable the ATTORNEY GENERAL also laid on the Table Petitions from Burin, King's Cove, Greenspond, Catalina, and Ferryland, praying, as above, for a proportionate part of the yearly grant for Education according to population, for the support of Schools in connexion with the Church of England.

Also, sundry Petitions from various places to the same effect,—by the Hon. the Attorney General.

Pursuant to the order of the day, the House went into Committee on the Bill entitled "An Act for the Establishment and Regulation of Inland Posts in this Colony.

Inland Posts Bill—committed.

The Honourable Mr. BENNETT in the Chair.

After some time the House resumed.

The Chairman reported the Bill with some amendments.

Reported with amendments.

6th May, 1851.

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

Ordered—That the report be received.

Ordered—That the amendments be engrossed, and the Bill, as amended, read a third time to-morrow.

A Deputation from the House of Assembly brought up the following Message :

Message from the House of Assembly for the contingencies of the Council.

*Mr. President,*

The House of Assembly request that Her Majesty's Council will be pleased to furnish them with the amount of their contingent expenses for the present Session.

(Signed)

JOHN KENT, *Speaker.*

*House of Assembly, }  
6th May, 1851. }*

On motion made and seconded, it was—

Select Committee on the Contingencies of the House.

Ordered—That a Select Committee on the Contingencies of this House be appointed, and—

Ordered—That the Honourable Messrs. NOAD, THOMAS, and BENNETT, be a Committee for that purpose.

Penitentiary Bill,—

Deputations from the House of Assembly brought up for the concurrence of this House the Bills entitled “An Act for the establishment and regulation of a Penitentiary in St. Johns,”

Treasury Notes Bill—  
and—

“An Act to authorise the Issue of Treasury Notes and for the reduction of the Public Debt of the Colony,”—and

St. John's Rebuilding Acts Bill—brought up

“An Act to extend the time allowed by the St. John's Rebuilding Acts for the removal of the Wooden Buildings in certain parts of the said Town.”

and severally read a 1st time.

Which Bills were severally read a first time, and

Ordered to be read a second time on Thursday next, and to be printed.



6th and 8th May, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

Deputations from the House of Assembly also brought up for the concurrence of this House, the Bills entitled—

“An Act to amend the Law of Insolvency in this Island.”

Insolvency Bill,

“An Act for ascertaining the Population of this Colony and other statistical information.”—and

Census Bill—and

“An Act to prohibit the payment of Wages of Servants engaged in the Fisheries of this Island and its Dependencies, otherwise than in Current Coin or partly in Goods at cash prices.”

Payment of Servants  
Wages Bill—brought  
up and

Which Bills were severally read a first time.

severally read a 1st time.

On motion made and seconded, the House adjourned until Thursday next.

House adjourns.

THURSDAY, 8TH MAY, 1851.

The House met pursuant to adjournment.

House meets.

Present:

*The Honourable* GEORGE ST. VINCENT WHITMORE, *Commandant.*

Members present.

“ E. M. ARCHIBALD, *Attorney General.*

“ JAMES CROWDY, *Colonial Secretary.*

“ WILLIAM THOMAS.

“ JOSEPH NOAD.

“ CHARLES F. BENNETT.

“ WILLIAM B. ROW.

The Minutes of Tuesday last were read.

On motion of the Honourable Mr. BENNETT, it was

Ordered that a Select Committee of this House be appointed to take the subject of the French Fisheries as affecting the interests of this Colony, into consideration, and to report thereon by address or otherwise.

Select Committee ap-  
pointed to report on the  
subject of the French  
Fisheries.

8th May, 1851.

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

The Committee.

Ordered—That the Honourable Messrs. BENNETT, ROW, and THOMAS, be a Committee for that purpose.

Blue Book laid on the Table by Mr. Secretary Crowdy.

The Honourable the COLONIAL SECRETARY laid on the table of the House, by direction of His Excellency the Governor, the Blue Book for the year 1850.

Inland Posts Bill—read 3rd time and passed.

Pursuant to the order of the day, the Bill as amended, entitled “An Act for the establishment and regulation of Inland Posts in this Colony,” was read a third time and passed, and—

The Honourable the President signed the same.

Electric Telegraph Bill, brought up and read 1st time.

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled “An Act for the appointment of Electric Telegraph Commissioners, and for incorporating Electric Telegraph Companies,” which was read a first time, and—

Ordered to be read a second time to-morrow, and to be printed.

Bills read 2nd time—viz:—

Pursuant to the order of the day, the Bills entitled as follows, were read a second time, and—

Ordered to be committed to-morrow, viz:—

Education Bill—

“An Act for the encouragement of Education.”

Penitentiary Bill—

“An Act for the Establishment and Regulation of a Penitentiary in St. John’s.”

Treasury Notes Bill—  
and

“An Act to authorise the Issue of Treasury Notes and for the reduction of the Public Debt of the Colony.”

St. John’s Rebuilding Acts Bill.

“An Act to extend the time allowed by the St. John’s Rebuilding Acts for the removal of Wooden Buildings in certain parts of the said town.”

On motion—

On motion of the Honourable the ATTORNEY GENERAL, it was

Insolvency Bill to be read 2nd time.

Ordered—That the Bill entitled “An Act to amend the Law of Insolvency in this Island,” be read a second time to-morrow.

8th and 9th May, 1851.

His Excellency SIR J. G. LE MARCHANT, Governor.

On motion of the Honourable Mr. CROWDY, the Petition of the Bishop and Clergy of the Church of England in Newfoundland, praying that a proportionate part of the yearly grant for Education, according to population, may be awarded for the support of Schools in connexion with the Church of England, and under the direction of the Clergy and other members of that Church only, was read, and

Memorial of Bishop and Clergy of the Church of England, for proportionate grant for Education according to population—read, and

Ordered to be referred to the Committee of the whole House on the Bill for the encouragement of Education.

referred to Committee of the whole House,—

Petitions from various places, to the same effect, which were laid on the table on Tuesday last, were also read, and—

as were also Petitions from various places—and

Ordered to be referred to the Committee on the Education Bill.

On motion of the Honourable Mr. THOMAS, the Memorial from the Newfoundland School Society praying for a continuance of the usual grant to the Society, and such further Sum as will afford them the means of extending their operations to Settlements now destitute of Educational Establishments, was read, and—

Memorial from the Newfoundland School Society.

Ordered to be referred to the Committee of the whole House on the Bill for the encouragement of Education.

The Honourable Mr. Row laid on the table a Petition from the Messenger and Door-keeper of this House, for remuneration for extra services performed by them.

Petition from J. Born and Rodgers laid on the table.

On motion made and seconded, the House adjourned until to-morrow.

House adjourns.

FRIDAY, 9TH MAY, 1851.

The House met pursuant to adjournment.

House meets.

Present:

The Honourable GEORGE ST. VINCENT WHITMORE, *Commandant*.

Members present.

“ JOSEPH NOAD.

“ CHARLES F. BENNETT.

“ WILLIAM THOMAS.

“ WILLIAM B. ROW.

“ EDWARD M. ARCHIBALD, *Attorney General*.

“ JAMES CROWDY, *Colonial Secretary*.

9th May, 1851.

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

The Minutes of Yesterday were read.

Electric Telegraph Bill—  
—read 2nd time.

Pursuant to the order of the day, the Bill entitled "An Act for the appointment of Electric Telegraph Commissioners and for the Incorporating Electric Telegraph Companies, was read a second time, and

Ordered to be committed to-morrow.

Education Bill—com-  
mitted.

Pursuant to the order of the day, the House went into Committee on the Bill entitled "An Act for the encouragement of Education."

The Honourable Mr. ARCHIBALD in the Chair.

After some time the House resumed.

The Chairman reported progress and asked leave to sit again to-morrow.

Ordered that the report be received.

Penitentiary Bill—  
committed.

Pursuant to the order of the day, the House went into Committee on the Bill entitled "An Act for the establishment and regulation of a Penitentiary in St. John's."

The Honourable Mr. CROWDY in the Chair.

After some time the House resumed.

The Chairman reported the Bill with some amendments.

Ordered that the report be received.

Ordered that the amendments be engrossed, and the Bill, as amended, read a third time to-morrow.

Treasury Notes Bill—  
committed.

Pursuant to the order of the day, the House went into Committee on the Bill entitled "An Act to authorise the Issue of Treasury Notes, and for the reduction of the Public Debt of the Colony."

The Honourable Mr. BENNETT in the Chair.

*9th and 10th May, 1851.*

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

After some time the House resumed.

The Chairman reported the Bill with an amendment.

Ordered—That the report be received and adopted.

Ordered—That the amendment be engrossed, and the Bill, as amended, read a third time to-morrow.

On motion made and seconded, the House adjourned until to-morrow.

House adjourns.

SATURDAY, 10TH MAY, 1851.

The House met pursuant to adjournment.

House meets.

Present :

*The Honourable* GEORGE ST. VINCENT WHITMORE, *Commandant.*

Members present.

“ WILLIAM THOMAS.

“ JOSEPH NOAD.

“ JAMES CROWDY, *Colonial Secretary.*

“ WILLIAM B. ROW.

“ CHARLES F. BENNETT.

The Minutes of Yesterday were read.

Pursuant to the order of the day, the Bill, as amended, entitled “ An Act for the establishment and regulation of a Penitentiary in St. John’s,” was read a third time and passed, and

Penitentiary Bill—read 3rd time and passed.

The Honourable the President signed the same.

On motion of the Honourable the ATTORNEY GENERAL, the Bill entitled “ An Act to authorise the issue of Treasury Notes, and for the reduction of the Public Debt of the Colony,” was recommitted.

Treasury Notes Bill—re-committed.

The Honourable Mr. CROWDY in the Chair.

10th and 12th May, 1851.

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

After some time the House resumed.

The Chairman reported the Bill with a further amendment.

Ordered that the report be received,—and

Ordered that the amendment be engrossed, and that the Bill, as amended, be read a third time presently.

—read third time and passed.

Whereupon the amendment having been engrossed, the Bill was read a third time and passed, and

The Honourable the President signed the same.

Electric Telegraph Bill  
—committed.

Pursuant to the order of the day, the House went into Committee on the Bill entitled “An Act for the appointment of Electric Telegraph Commissioners, and for incorporating Electric Telegraph Companies.”

The Honourable Mr. NOAD in the Chair.

After some time the House resumed.

The Chairman reported the Bill with some amendments.

Ordered that the report be received and adopted.

Ordered that the amendments be engrossed, and the Bill, as amended, read a third time to-morrow.

House adjourns.

On motion made and seconded the House adjourned until Monday next.

MONDAY, 12TH MAY, 1851.

House meets.

The House met pursuant to adjournment.

Present :

Members present.

*The Honourable* GEORGE ST. VINCENT WHITMORE, *Commandant.*

“ EDWARD M. ARCHIBALD, *Attorney General.*

“ JAMES CROWDY, *Colonial Secretary.*

“ JOSEPH NOAD.

12th May, 1851.

His Excellency SIR J. G. LE MARCHANT, Governor.

The Minutes of Saturday last were read.

Pursuant to the order of the day, the Bill, as amended, entitled "An Act for the appointment of Electric Telegraph Commissioners, and for Incorporating Electric Telegraph Companies," was read a third time and passed, and

Electric Telegraph Bill  
—read 3rd time and  
passed.

The Honourable the President signed the same.

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled "An Act to continue an Act passed in the fourth year of the Reign of Her present Majesty, entitled 'An Act to regulate the Packing and Inspection of Pickled Fish for exportation from this Colony,'" which was read a first time, and—

Ordered to be read a second time to-morrow.

The same Deputation also brought up for concurrence, an amendment made by the House of Assembly in and upon the Bill sent down to that House, entitled "An Act to improve the Copper Currency of this Island," which was read a first time,—and

Amendment on Copper  
Currency Bill—brought  
up and read 1st time.

Ordered to be read a second time to-morrow.

The Amendment is as follows:—

In the 1st Section of the Bill fill up the blank with the words "Five Hundred Pounds."

The Amendment.

The same Deputation also brought up the following Message:—

*Mr. President,*

The House of Assembly acquaint Her Majesty's Council that they have passed the Bill sent down to this House entitled "An Act for granting of Patents for useful inventions," without amendment.

Message from the House  
of Assembly agreeing to  
the Bill for granting  
Patents, together with

The House of Assembly further acquaint Her Majesty's Council that upon the subject of the above Bill they have passed the following Resolution,—

—a Resolution on the  
subject of the Bill.

12th and 13th May, 1851.

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

*Resolved*—That this Bill having come down from Her Majesty's Council, and having among its provisions three clauses imposing pecuniary burthens upon the people, ought not consistently with the privileges of this House to have been received, but inasmuch as the said Bill had gone into Committee before these objections were discovered, and an inconvenience will be occasioned by its rejection at this late period of the Session, this House will pass the Bill through its usual stages with the express understanding—to be communicated to Her Majesty's Council—that this proceeding shall not be construed into a precedent.

(Signed)

JOHN KENT.

*Speaker.*

House of Assembly, }  
12th May, 1851. }

Message from House of Assembly agreeing to amendments on Inland Posts Bill.

A Deputation from the House of Assembly brought up a Message agreeing to the amendments made by Her Majesty's Council upon the Bill entitled "An Act for the Establishment and Regulation of Inland Posts in this Colony."

House adjourns.

On motion made and seconded, the House adjourned until to-morrow.

TUESDAY 13TH MAY, 1851.

House meets.

The House met pursuant to adjournment.

Present :

Members present.

*The Honourable* GEORGE ST. VINCENT WHITMORE, *Commandant.*  
" E. M. ARCHIBALD, *Attorney General.*  
" JAMES CROWDY, *Colonial Secretary.*  
" WILLIAM THOMAS.  
" WILLIAM B. ROW.  
" JOSEPH NOAD.  
" CHARLES F. BENNETT.

The Minutes of yesterday were read.

Petition of George Le-Messurier laid on the table.

The Honourable Mr. CROWDY laid on the table a Petition from Mr. George LeMessurier.



13th May, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

- |  |   |
|--|---|
| On motion of the Honourable Mr. Row, the Petition of the Doorkeeper and Messenger of this House, praying remuneration for extra Services, was read—and   | Petition of Door-keeper and Messenger—                              |
| Ordered to be referred to the Select Committee on Contingencies.   | Referred to Select Committee on contingencies.                      |
| On motion of the Honourable the ATTORNEY GENERAL, it was also  |   |
| Ordered—That the Petition of Joseph Woods for remuneration for services rendered during the last Session of the Legislature, be referred to the Select Committee on Contingencies.   | Petition of J. Woods referred to Select Committee on contingencies. |
| Pursuant to the order of the day, the House went into Committee on the Bill entitled “An Act for the encouragement of Education,”  | Education Bill—committed.   |
| The Honourable the ATTORNEY GENERAL in the Chair.  |   |
| After some time the House resumed.   |   |
| The Chairman reported progress and asked leave to sit again.   |   |
| Ordered—That the report be received.   |   |
| Pursuant to the order of the day, the amendment made by the House of Assembly upon the Bill entitled “An Act to improve the Copper Currency of this Island,” was read a second time, and   | Amendment on Copper Currency Bill, read 2nd time.                   |
| Ordered to be committed to-morrow.   |   |
| Pursuant to the order of the day, the Bill entitled “An Act to continue an Act passed in the fourth year of the Reign of Her present Majesty, entitled “An Act to regulate the packing and inspection of Pickled fish for Exportation from this Colony,” was read a second time, and | Pickled Fish continuation Bill read 2nd time.                       |
| Ordered to be committed to-morrow.   |   |
| On motion made and seconded, the House adjourned until to-morrow.  | House adjourns.   |

14th May, 1851.

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

WEDNESDAY, 14TH MAY, 1851.

House meets.

The House met pursuant to adjournment.

Present :

Members present.

*The Honourable* GEORGE ST. VINCENT WHITMORE, *Commandant.*  
 “ JAMES CROWDY, *Colonial Secretary.*  
 “ WILLIAM B. ROW.  
 “ JOSEPH NOAD.  
 “ CHARLES F. BENNETT.  
 “ EDWARD M. ARCHIBALD, *Attorney General.*

The Minutes of Yesterday were read.

St. John's Rebuilding  
Bill—committed.

Pursuant to the order of the day, the House went into Committee on the Bill entitled “ An Act to extend the time allowed by the St. John's Rebuilding Acts for the removal of Wooden Buildings in certain parts of the said town,”

The Honourable the COLONIAL SECRETARY in the Chair.

After some time the House resumed.

Reported.

The Chairman reported the Bill with some amendments.

Ordered—That the report be received.

Ordered—That the amendments be engrossed and the Bill, as amended, read a third time to-morrow.

Amendment of House  
of Assembly on the  
Copper Currency Bill—  
committed.

Pursuant to the order of the day, the amendment made by the House of Assembly upon the Bill entitled “ An Act to improve the Copper Currency of this Island,” was committed.

The Honourable the ATTORNEY GENERAL in the Chair.

After some time the House resumed.

Reported.

The Chairman reported the amendment without amendment.

14th and 15th May, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

Ordered—That the report be received.

Ordered—That the said amendment be read a third time to-morrow.

Pursuant to the order of the day, the House went into Committee on the Bill entitled "An Act to continue an Act passed in the fourth year of the Reign of Her present Majesty, entitled "An Act to regulate the packing and inspection of Pickled Fish for exportation from this Colony,"

Pickled Fish Bill—  
committed.

The Honourable Mr. BENNETT in the Chair.

After some time the House resumed.

The Chairman reported the Bill without amendment.

Reported.

Ordered—That the report be received,—and

Ordered—That the said Bill be read a third time to-morrow.

On motion made and seconded, the House adjourned until to-morrow.

House adjourns.

THURSDAY, 15TH MAY, 1851.

The House met pursuant to adjournment.

House meets.

Present:

*The Honourable* GEORGE ST. VINCENT WHITMORE, *Commandant.*

Members present.

" EDWARD M. ARCHIBALD, *Attorney General.*

" JAMES CROWDY, *Colonial Secretary.*

" WILLIAM THOMAS.

" WILLIAM B. ROW.

" JOSEPH NOAD.

" CHARLES F. BENNETT.

The Minutes of Yesterday were read.

1851  
15th May, 1851.

## THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

St. John's Rebuilding  
Bill—read 3rd time and  
passed.

Pursuant to the order of the day, the Bill, as amended, entitled "An Act to extend the time allowed by the St. John's Re-building Acts for the removal of Wooden Buildings in certain parts of the said town," was read a third time, and passed, and—

The Honourable the President signed the same.

Amendment of Assem-  
bly to the Copper Cur-  
rency Bill—read 3rd  
time and passed.

Pursuant to the order of the day, the amendment of the House of Assembly on the Bill entitled "An Act to improve the Copper Currency of this Island," was read a third time, and passed,—and

The Honourable the President signed the same.

Pickled Fish Bill—  
read 3rd time and passed

Pursuant to the order of the day, the Bill sent up for the concurrence of this House, entitled "An Act to continue an Act passed in the fourth year of the Reign of Her present Majesty, entitled 'An Act to regulate the packing and inspection of Pickled Fish for exportation from this Colony,'" was read a third time, and passed,—and

The Honourable the President signed the same.

Revenue Bill—brought  
up and read 1st time.

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled "An Act to continue the Act for granting to Her Majesty certain Duties on Goods, Wares, and Merchandize, imported into this Colony and its dependencies," which was read a first time,—and

Ordered to be read a second time to-morrow.

The same Deputation also brought up the following Message:

*Mr. President,*

Message from House  
of Assembly of having  
passed the Council's  
amendments to the  
Penitentiary Bill.

The House of Assembly acquaint Her Majesty's Council that they have passed the Amendments made by Her Majesty's Council upon the Bill sent up from this House, entitled "An Act for the establishment and regulation of a Penitentiary in St. John's," without amendment.

House of Assembly, }  
15th May 1851. }

(Signed)

JOHN KENT,  
Speaker.

15th and 16th May, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

Pursuant to the order of the day, the House went into Committee on the Bill entitled "An Act for the encouragement of Education," Education Bill—committed.

The Honourable the ATTORNEY GENERAL in the Chair.

After some time the House resumed.

The Chairman reported progress and asked leave to sit again.

Ordered—That the report be received.

The Honourable Mr. CROWDY gave notice that he will, to-morrow, move the second reading of the Bill entitled "An Act for ascertaining the population of this Colony, and other Statistical information." Notice of motion for 2nd reading of Census Bill, and—

The Honourable Mr. NOAD gave notice that, to-morrow, he will move the second reading of the Bill entitled "An Act to prohibit the payment of Wages of Servants engaged in the Fisheries of this Island and its Dependencies, otherwise than in current Coin or partly in Goods at Cash prices." Of payment of Wages of Servants Bill.

On motion made and seconded, the House adjourned until to-morrow. House adjourns.

FRIDAY, 16TH MAY, 1851.

The House met pursuant to adjournment. House meets.

Present:

*The Honourable* GEORGE ST. VINCENT WHITMORE, *Commandant.* Members present.  
 " WILLIAM THOMAS.  
 " WILLIAM B. ROW.  
 " CHARLES F. BENNETT.  
 " JAMES CROWDY, *Colonial Secretary.*  
 " EDWARD M. ARCHIBALD, *Attorney General.*  
 " JOSEPH NOAD.

The Minutes of Yesterday were read.

16th May, 1851.

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

Revenue Bill—read 2nd time.

Pursuant to the order of the day, the Bill entitled “An Act to continue the Act for granting to Her Majesty certain duties on Goods, Wares, and Merchandize, imported into this Colony and its Dependencies,” was read a second time—and—

Ordered to be committed to-morrow.

Pursuant to notice of the Honourable Mr. CROWDY, the Bill entitled “An Act for ascertaining the Population of this Colony, and other Statistical information,” was read a second time, and—

Ordered to be committed to-morrow, and to be printed.

Payment of Servants' Wages Bill—read 2nd time.

Pursuant to notice of the Honourable Mr. NOAD, the Bill entitled “An Act to prohibit the payment of Wages of Servants engaged in the Fisheries of this Island and its Dependencies, otherwise than in Current Coin or partly in Goods at Cash prices,” was read a second time, and—

Ordered to be committed to-morrow, and to be printed.

A Deputation from the House of Assembly brought up a Message in the following words:—

*Mr. President.*

Message from House of Assembly of having passed Council's amendments on Electric Telegraph Bill—with amendments.—

The House of Assembly acquaint Her Majesty's Council, that they have passed the Amendments made by Her Majesty's Council upon the Bill sent up from this House, entitled “An Act for the appointment of Electric Telegraph Commissioners, and for Incorporating Electric Telegraph Companies,”—with some amendments, in which they request the concurrence of Her Majesty's Council.

(Signed)

J. KENT.

*Speaker.*

House of Assembly, }  
16th May, 1851. }

Amendments read 1st time—

Whereupon the said amendments were read a first time, and—

Ordered to be read a second time to-morrow.

16th and 17th May, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

The amendments are as follow :

Expunge the amendment in the 11th line of the 12th section, and insert in lieu thereof the words "in Fee-Simple." The Amendments.

Insert in the 13th section, after the word "Government," and between the 8th and 9th lines, as follows—"the repayment of which shall not be enforced until the said lines shall yield a net annual profit to the said Company of six per cent."

The Honourable Mr. NOAD laid a Petition on the Table from the Rev. Edmund Botterell. Petition of the Rev. E. Botterell laid on the table.

On motion of the Honourable Mr. CROWDY, the Petition of George Le Messurier, praying that Harbor Buffett may be appointed the place of meeting for the Educational Board of the District of Placentia, instead of Great Placentia, was read, and Petition of George Le Messurier read—and

Ordered to be referred to the Committee of the whole House on the Education Bill. referred to Committee on Education Bill.

Pursuant to the order of the day, the House went into Committee on the Bill entitled "An Act for the encouragement of Education." Education Bill—committed.—

The Honourable the ATTORNEY GENERAL in the Chair.

After some time the House resumed.

The Chairman reported the Bill with some amendments. Reported with amendments.

Ordered that the report be received.

Ordered—That the amendments be engrossed, and the Bill, as amended, read a third time to-morrow.

On motion made and seconded, the House adjourned until to-morrow. House adjourns.

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SATURDAY, 17TH MAY, 1851.

The House met pursuant to adjournment. House meets.

1851 17th May, 1851.

## THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

Present:

Members present.

*The Honourable* EDWARD M. ARCHIBALD, *Attorney General.*

“ WILLIAM THOMAS.

“ WILLIAM B. ROW.

“ JOSEPH NOAD.

“ CHARLES F. BENNETT.

The Minutes of yesterday were read.

Revenue Bill—committed.

Pursuant to the order of the day, the House went into Committee on the Bill entitled “An Act to continue the Act for granting to Her Majesty certain Duties on Goods, Wares, and Merchandize, imported into this Colony and its Dependencies.”

The Honourable Mr. Row in the Chair.

After some time the House resumed.

The Chairman reported the Bill without amendment.

Ordered that the report be received, and—

Ordered that the Bill be read a third time to-morrow.

A Deputation from the House of Assembly brought up the following Message:

*Mr. President,*

Message from the House of Assembly concurring in Council's amendments on Treasury Notes Bill.

The House of Assembly acquaint Her Majesty's Council that they concur in the amendments made by that body in and upon the Bill sent up from this House, entitled “An Act to authorize the issue of Treasury Notes and for the reduction of the Public Debt of the Colony.”

(Signed)

JOHN KENT.

*Speaker.*

House of Assembly, }  
17th May, 1851. }



17th and 19th May, 1851.

His Excellency SIR J. G. LE MARCHANT, Governor.

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled "An Act to declare the Law as to the prior claims of Seamen and other Servants in cases of the Insolvencies of their Hirers or Employers," which was read a first time, and—

Prior claims of Seamen &c., in cases of Insolvency—Bill, brought up and read 1st time.

Ordered to be read a second time to-morrow, and to be printed.

On motion of the Honourable Mr. BENNETT, the Bill entitled "An Act for the encouragement of Education," was re-committed.

On motion—Education Bill re-committed—

The Honourable Mr. Row in the Chair.

After some time the House resumed.

The Chairman reported the Bill with some amendments.

Reported—

Ordered that the report be received

Ordered that the amendments be engrossed, and the Bill, as amended, be read a third time presently.

Whereupon the amendments having been engrossed, the Bill as amended, was read a third time and passed, and

Read 3rd time and passed.

The Honourable the Presiding Member signed the same.

On motion made and seconded the House adjourned until Monday next.

House adjourns.

MONDAY, 19TH MAY, 1851.

The House met pursuant to adjournment.

House meets.

Present:

The Honourable EDWARD M. ARCHIBALD, Attorney General.

Members present.

" JAMES CROWDY, Colonial Secretary.

" WILLIAM B. ROW.

" JOSEPH NOAD.

" CHARLES F. BENNETT.

" WILLIAM THOMAS.

19th and 20th May, 1851.

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

Revenue Bill—read 3rd time and passed.

The Minutes of Saturday last were read.

Pursuant to the order of the day, the Bill entitled "An Act to continue the Act for granting to Her Majesty certain Duties on Goods, Wares, and Merchandize, imported into this Colony and its Dependencies," was read a third time, and passed,—and

Amendments of Assembly on Electric Telegraph Bill—read 2nd time.

The Honourable the Presiding Member signed the same.

Pursuant to the order of the day, the amendments of the House of Assembly on the amendments of the Council on the Bill entitled "An Act for the appointment of Electric Telegraph Commissioners, and for incorporating Electric Telegraph Companies," were read a second time, and—

Ordered to be committed to-morrow.

On motion of the Honourable Mr. Row, it was—

Order of the day for 2nd reading of Prior claims of Seamen in cases of Insolvency Bill, discharged.

Ordered—That the order of the day for the second reading of the Bill entitled "An Act to declare the Law as to the prior claims of Seamen and other Servants, in cases of the Insolvencies of their Hirers or Employers," be discharged.

House adjourns.

On motion made and seconded, the House adjourned until to-morrow.

TUESDAY 20TH MAY, 1851.

House meets.

The House met pursuant to adjournment.

Present:

Members present.

*The Honourable* JAMES CROWDY, *Colonial Secretary.*

“ JOSEPH NOAD.

“ CHARLES F. BENNETT.

“ WILLIAM THOMAS.

“ WILLIAM B. ROW.

The Minutes of Yesterday were read.

20th and 21st May, 1851.

*His Excellency* SIR J. G. LE MARCHANT, Governor

Pursuant to the order of the day, the House went into Committee on the amendments of the House of Assembly on the Council's amendments on the Bill entitled "An Act for the appointment of Electric Telegraph Commissioners and for Incorporating Electric Telegraph Companies."

Assembly's amendments on Electric Telegraph Bill—committed.

The Honourable Mr. BENNETT in the Chair.

After some time the House resumed.

The Chairman reported the amendments without amendment.

Ordered—That the report be received.

Ordered—That the said amendments be read a third time to-morrow.

On motion made and seconded the House adjourned until to-morrow.

House adjourns.

WEDNESDAY, 21ST MAY, 1851.

The House met pursuant to adjournment.

House meets.

Present :

*The Honourable* WILLIAM THOMAS.

" WILLIAM B. ROW.

" JOSEPH NOAD.

" CHARLES F. BENNETT.

Members present.

The Minutes of Yesterday were read.

Pursuant to the order of the day, the amendments of the House of Assembly on the Council's amendments on the Bill entitled "An Act for the appointment of Electric Telegraph Commissioners and for Incorporating Electric Telegraph Companies," were read a third time, and passed,—and

Amendments of Assembly on Council's amendments on Electric Telegraph Bill—read 3rd time and passed.

The Honourable the Presiding Member signed the same.

On motion made and seconded the House adjourned until to-morrow.

House adjourns.

22nd May, 1851.

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

THURSDAY 22ND MAY, 1851.

House meets.

The House met pursuant to adjournment.

Present:

Members present.

*The Honourable* EDWARD M. ARCHIBALD, *Attorney General.*  
 “ JAMES CROWDY, *Colonial Secretary.*  
 “ WILLIAM THOMAS.  
 “ WILLIAM B. ROW.  
 “ JOSEPH NOAD.  
 “ CHARLES F. BENNETT.

The Minutes of Yesterday were read.

Assembly request conference on the subject of the amendments of the Council on the Terms of Courts Bill.

A Deputation from the House of Assembly brought up a Message requesting a conference on the subject-matter of the amendments made by Her Majesty's Council on the Bill “to amend the Practice and to fix and establish Terms or Sittings of the Northern and Southern Circuit Courts.”

Ordered that the request be acceded to.

Conferees appointed.—

Ordered that the Honourable Messrs. CROWDY and THOMAS be the Conferees on the part of this House.

Their Report—

The Conferees went to the Conference, and having returned, reported that they had met the managers from the Assembly and received from them their Instructions.

Ordered that the report be received.

The Instructions were then read, and are as follow:—

Instructions of the House of Assembly to their Conferees on the Bill to fix and establish the Terms of the Northern and Southern Circuit Courts, &c.

The House of Assembly have desired this conference with Her Majesty's Council upon the amendments made by the Council to the Bill sent up from this House entitled “An Act to amend the practice and to fix and establish Terms or Sittings of the Northern and Southern Circuit Courts, and to provide for the appointment of Clerks and Registrars, and other Officers, in the several Electoral Districts,” for the purpose of acquainting Her Majesty's Council that they do

22nd May, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

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not concur in the amendments made by that Body in the 9th and 10th Sections, and the 14th Section,—for the following reasons:

1st.—Because the House of Assembly are of opinion that the places and terms appointed by the 9th Section for holding the Courts are those where and when the presence of the Courts are most required, and in accordance with the wishes of the Inhabitants of those places, especially to the Northward, who have frequently complained of the lateness of the season at which the Court has been held: the Settlements of Fogo and Greenspond contain large populations and have extensive Mercantile establishments, the inhabitants of which places (at which it is proposed by the amendments to abolish the sittings in future) cannot reasonably be compelled to bring their cases either to Twillingate or Bonavista at great inconvenience and expense, and practically to deny to suitors in the above places any participation in the administration of justice on this Circuit, for which so large a Sum is annually granted by the Legislature, and in which places for some years past the Proclamation of the Governor has appointed the Court to sit.

2nd—The House of Assembly think that the proviso attached by Her Majesty's Council to the 10th Section would render nugatory the object intended by this Section, being to fix and define the times at which the Courts shall be held, so that suitors may be enabled to make their arrangements for attendance at the Courts at periods not liable to alteration, except by subsequent Legislation, and what is concurrent with the provisions of the Act of the last Session for fixing the times for holding the Supreme and Central Circuit Courts, and with the practice in other Colonies of having certain times appointed by Statute for the Sittings of their Courts.

3rd—The 14th Section, inserted by Her Majesty's Council, does not render imperative the Registration of conveyances of Land in the Section in which they are situate, but permits registration in the Central District, merely providing for the transmission of a Docket from the Registrar of the Central District to the Registrar of the District in which the lands are;—to this Section the House of Assembly cannot concur, inasmuch as one of the main objects of the Bill is to require registration where the Lands are situated, whilst the effect of this amendment would be to leave parties residing in the particular section ignorant of the contents of the conveyance; in substitution for this amendment, the House of Assembly are of opinion that upon acknowledgment or proof before the Registrar of the Central District, a Memorial properly authenticated should be transmitted to the Registrar of the section for registration.

22nd and 23rd May, 1851.

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

Ordered that the House go into Committee thereon to-morrow.

Notice of motion for  
2nd reading of Prior  
claims of Servants Bill,  
and—

The Honourable the ATTORNEY GENERAL gave notice that, to-morrow, he will move that the Bill entitled "An Act to declare the Law as to the Prior claims of Seamen and other Servants, in cases of the Insolvencies of their Hirers or Employers," be read a second time,—and also, that the 37th rule of the House be suspended with reference to the said Bill.

to suspend 37th rule of  
the House.

Notice of Motion to  
suspend 37th rule of the  
House for the remainder  
of the Session.

The Honourable Mr. CROWDY gave notice that, to-morrow, he will move that the 37th rule of the House be suspended for the remainder of the Session.

House adjourns.

On motion made and seconded, the House adjourned until to-morrow.

FRIDAY, 23RD MAY, 1851.

House meets.

The House met pursuant to adjournment.

Present:

Members present.

\*The Honourable EDWARD M. ARCHIBALD, *Attorney General*.  
" JAMES CROWDY, *Colonial Secretary*.  
" WILLIAM THOMAS.  
" WILLIAM B. ROW.  
" JOSEPH NOAD.  
" CHARLES F. BENNETT.

The Minutes of Yesterday were read.

Education Bill—  
brought up and read 1st  
time.

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled "An Act for the Encouragement of Education," which was read a first time, and—

Ordered to be read a second time to-morrow, and to be printed.

Instructions to Assem-  
bly's Conferees on a-  
mendments of Council  
on Terms of Courts  
Bill—committed.

Pursuant to the order of the day, the House went into Committee on the Instructions of the House of Assembly to their Conferees on the subject-matter of the amendments made by the Council on the Bill "to amend the practice and to fix and establish Terms or Sittings of the Northern and Southern Circuit Courts."

23rd and 26th May, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

The Honourable Mr. BENNETT in the Chair.

After some time the House resumed.

The Chairman reported that the Committee recommend that a conference be requested with the House of Assembly on the subject of the last conference.

Conference recommended—

Ordered—That the report be received,—and

Ordered—That the Honourable Messrs. Row and BENNETT be Conferees, and that they be the Select Committee to draft instructions.

Conferees appointed.

Pursuant to notice of the Honourable the ATTORNEY GENERAL, the Bill entitled "An Act to declare the Law as to the Prior claims of Seamen and other Servants, in cases of the Insolvencies of their Hirers or Employers," was read a second time,—and

Prior claims of Seamen &c., in cases of the Insolvencies of their Employers, Bill—read 2nd time.

Ordered to be committed to-morrow.

On motion made and seconded, the House adjourned until Monday next.

House adjourns.

MONDAY, 26TH MAY, 1851.

The House met pursuant to adjournment.

House meets.

Present :

*The Honourable* EDWARD M. ARCHIBALD, *Attorney General.*

Members present.

" JAMES CROWDY, *Colonial Secretary.*

" WILLIAM THOMAS.

" WILLIAM B. ROW.

" JOSEPH NOAD.

" CHARLES F. BENNETT.

The Minutes of Friday last were read.

The Honourable Mr. NOAD from the Select Committee appointed to report on the Contingencies of the Council made the following report:—

26th May, 1851.

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

Report of the Select  
Committee on the Con-  
tingencies of the Coun-  
cil.

The Select Committee appointed to take into consideration the Contingencies of this House, beg leave to report that they have examined the accounts of the Clerk and Usher of the Black Rod, the former amounting to £175 11s. 5d., and the latter to £20 17s. 4d., which they recommend to be paid.

The Committee further recommend that the Officers of this House be paid for their Services during the present Session, as follows:

The Clerk—One Hundred and Fifty Pounds.

The Master-in-Chancery—One Hundred Pounds.

The Usher of the Black Rod—Eighty-five Pounds.

The Doorkeeper—Forty-five Pounds.

The Assistant Doorkeeper and Messenger—Twenty Pounds.

Balance due for Binding Journal of last Session—Eight Pounds Fifteen Shillings and Eleven Pence.

Printing and Binding Journals for the present Session—One Hundred and Twenty Pounds.

To Mr. William J. Ward for publishing the reports and proceedings of this House during the present Session, and for printing the orders of the day—Twenty Eight Pounds Three Shillings.

To Mr. Harcourt Mooney for Reporting the proceedings of this House during the present Session—Thirty Pounds.

To Mr. Joseph Woods, for Printing Orders of the Day for the Session of 1850—Three Pounds Three Shillings.

(Signed)

JOSEPH NOAD,	}	<i>Select Committee</i> <i>on</i> <i>Contingencies.</i>
WM. THOMAS,		
C. F. BENNETT,		

*Council Chamber,* }  
*25th May, 1851.* }



26th May, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

Ordered—That the report be received and adopted.

Pursuant to the order of the day, the House went into Committee on the Bill entitled “An Act to declare the Law as to the Prior Claims of Seamen and other Servants in cases of the Insolvencies of their Hirers or Employers.”

Prior claims of Seamen and other Servants Bill—committed.

The Honourable Mr. NOAD in the Chair.

After some time the House resumed.

The Chairman reported progress and asked leave to sit again.

Ordered—That the report be received.

Pursuant to the order of the day, the Bill entitled “An Act for the Encouragement of Education,” was read a second time,—and

Education Bill—read 2nd time.

On motion of the Honourable the COLONIAL SECRETARY, it was—

Ordered—That the 37th rule of the House be suspended with reference to the Bill above-named, and that the said Bill be committed presently.

37th Rule of the House suspended.

Whereupon the House went into Committee thereon.

The Honourable Mr. Row in the Chair.

After some time the House resumed.

The Chairman reported progress and asked leave to sit again.

On motion of the Honourable Mr. Noad, it was—

Ordered—That a Message be sent to the House of Assembly with the Contingencies of this House.

The Honourable Mr. Row, from the Select Committee appointed to draft Instructions to the Conferees on the subject of the last conference, reported a draft thereof, which is as follows:

Select Committee appointed to draft Instructions to Conferees on the subject of the last conference, make their report.

Her Majesty's Council have desired this Conference with the House of

26th May, 1851.

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

The Instructions—

Assembly upon the subject of the last Conference upon the Amendments made by this House in and upon the Bill entitled "An Act to amend the practice and to fix and establish terms or sittings of the Northern and Southern Circuit Courts, and to provide for the appointments of Clerks and Registrars and other Officers in the several Electoral Districts," for the purpose of acquainting the House of Assembly that as the Bill is an experimental measure, and limited in its duration to one year, Her Majesty's Council recede from the amendment made by them in the 9th Section of the said Bill and referred to in the Instruction of the House of Assembly to their Managers at the last Conference, excepting the amendment fixing the time of the Autumn Sitting of the Northern Circuit Court at Harbour Grace, which has been regulated with reference to the subsequent commencement of the Term of the Supreme Court at St. John's, and to avoid the inconvenience which would result from the contemporaneous Sittings of the two Courts.

That this House, consequently, recedes from the amendment made in the 10th Section, authorising the Governor in his Proclamation for the holding Terms to alter the times for the sitting of the Courts as appointed by the Bill.

That in reference to the 14th Section, it provides not merely for the transmission of "a Docket" from the Registrar of the Central District to the Registrar of the District in which the Lands are,—as supposed on the Instructions to the Conferees of the House of Assembly,—but for "an Abstract" and Docket to be transmitted to the "proper Registrar" in the District, to be preserved by such Registrar for the respective Section. The Abstract was meant by Her Majesty's Council to contain the like particulars as are required for a Memorial by the 31st Section of the Judicature Act. By the "proper" Registrar was meant, he who is just before mentioned as the Registrar for the Section of the respective District in which the Lands or Tenements shall be situate, and by whom it is immediately afterwards required that the Abstract and Docket shall be preserved for inspection.

Her Majesty's Council are of opinion that the Section as it stands is sufficient for the object contemplated, but will consent to any amendment thereon by the House of Assembly which may be more explicit.

Council Chamber, }  
26th May, 1851. }

Adopted.

Ordered that the foregoing Instructions to Conferees be received and adopted.

House adjourns.

On motion made and seconded, the House adjourned until to-morrow.

27th May, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor*

TUESDAY, 27TH MAY, 1851.

The House met pursuant to adjournment.

House meets.

Present :

*The Honourable* EDWARD M. ARCHIBALD, *Attorney General.*  
 “ WILLIAM B. ROW.  
 “ JOSEPH NOAD.  
 “ CHARLES F. BENNETT.  
 “ JAMES CROWDY, *Colonial Secretary.*

Members present.

The Minutes of yesterday were read.

Pursuant to the order of the day, the House went into Committee on the Bill entitled “ An Act to declare the Law as to the Prior claims of Seamen and other Servants in cases of the Insolvencies of their Hirers or Employers.”

Prior claims of Seamen and other Servants Bill—committed.

The Honourable Mr. NOAD in the Chair.

After some time the House resumed.

The Chairman reported the Bill with some amendments.

Ordered that the report be received, and—

Ordered—That the amendments be engrossed and the Bill, as amended, read a third time to-morrow.

A Deputation from the House of Assembly brought up a Message acceding to the Conference requested on the subject of the last Conference.

Message from House of Assembly acceding to the conference requested.

The Conferees went to the Conference, and having returned, reported that they had met the Conferees of the House of Assembly, and delivered their Instructions.

Conferees report having delivered their instructions.

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled “ An Act for granting to Her Majesty a Sum of money for constructing and repairing Roads, Streets, and Bridges, within the Colony, and for other purposes,” which was read a first time, and—

Road Bill—brought up and read 1st time.

*27th and 28th May, 1851.*

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

Ordered to be read a second time to-morrow, and to be printed.

Education Bill—committed.

Pursuant to the order of the day, the House went into Committee on the Bill entitled "An Act for the Encouragement of Education."

The Honourable Mr. Row in the Chair.

After some time the House resumed.

The Chairman reported the Bill with some amendments.

Ordered—That the report be received and adopted.

Ordered—That the Amendments be engrossed, and the Bill, as amended, read a third time to-morrow.

Notice to suspend 37th rule of the House.

The Honourable the ATTORNEY GENERAL gave notice that to-morrow he will move the suspension of the 37th rule of the House for the remainder of the Session.

House adjourns.

On motion made and seconded the House adjourned until to-morrow.

WEDNESDAY, 28TH MAY, 1851.

House meets.

The House met pursuant to adjournment.

Present :

Members present.

*The Honourable* EDWARD M. ARCHIBALD, *Attorney General.*

" JAMES CROWDY, *Colonial Secretary.*

" WILLIAM B. ROW.

" JOSEPH NOAD.

" CHARLES F. BENNETT.

The Minutes of Yesterday were read.

Prior claims of Seamen and other Servants Bill—read 3rd time and passed.

Pursuant to the order of the day, the Bill, as amended, entitled "An Act to declare the Law as to the Prior claims of Seamen and other Servants, in cases of the Insolvencies of their Hirers or Employers" was read a third time and passed, and

28th May, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

The Honourable the Presiding Member signed the same.

Pursuant to the order of the day, the Bill entitled "An Act for granting to Her Majesty a sum of Money for constructing and repairing Roads, Streets, and Bridges, within this Colony, and for other purposes," was read a second time.

Road Bill—read 2nd time.

The Honourable the ATTORNEY GENERAL presented a Petition from the Right Rev. Dr. Mullock, Roman Catholic Bishop of Newfoundland, which was read, and—

Petition of the Right Rev. Dr. Mullock read.

Ordered to lie on the Table.

On motion of the Honourable Mr. NOAD, the Bill entitled "An Act for the Encouragement of Education," was re-committed.

Education Bill re-committed.

The Honourable Mr. Row in the Chair.

After some time the House resumed.

The Chairman reported progress and asked leave to sit again.

On motion of the Honourable Mr. NOAD, it was

Ordered—That the 37th rule of the House, so far as it relates to Bills now before the House, be suspended.

37th rule of the House suspended.

Whereupon the House went into Committee on the Bill entitled "An Act for granting to Her Majesty a sum of money for constructing and repairing Roads, Streets, and Bridges, within this Colony, and for other purposes."

Road Bill—committed.

The Honourable Mr. NOAD in the Chair.

After some time the House resumed.

The Chairman reported progress and asked leave to sit again.

Ordered—That the report be received.

A Deputation from the House of Assembly brought up for concurrence, an amendment made by that House upon the amendments of Her Majesty's

Amendment of Assembly on Amendments of Council on St. John's

*28th and 29th May, 1851.*

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

Rebuilding Acts Bill—  
brought up and read  
1st time.

Council upon the Bill entitled "An Act to extend the time allowed by the St. John's Rebuilding Acts for the removal of Wooden Buildings in certain parts of the said Town," which was read a first time, and

Ordered to be read a second time to-morrow.

Notice to suspend 37th  
rule of the House for  
the remainder of the  
Session.

The Honourable the COLONIAL SECRETARY gave notice that to-morrow he will move that the 37th rule of the House be suspended, as regards any Bills that may come before the House during the remainder of the Session.

House adjourns.

On motion made and seconded, the House adjourned until to-morrow.

THURSDAY, 29TH MAY, 1851.

House meets.

The House met pursuant to adjournment.

Present :

Members present.

*The Honourable* JAMES CROWDY, *Colonial Secretary.*

" WILLIAM B. ROW.

" JOSEPH NOAD.

" CHARLES F. BENNETT.

" EDWARD M. ARCHIBALD, *Attorney General.*

" LAURENCE O'BRIEN.

The Minutes of Yesterday were read.

Education Bill—com-  
mitted—

Pursuant to the order of the day, the House went into Committee on the Bill entitled "An Act for the Encouragement of Education."

The Honourable Mr. Row in the Chair.

After some time the House resumed.

The Chairman reported the Bill with some amendments.

Ordered—That the report be received and adopted.

29th May, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

Whereupon the said Bill, as amended, was read a third time, and passed, and

Read 3rd time and passed.

The Honourable the Presiding Member signed the same.

Pursuant to notice of the Honourable Mr. CROWDY, it was

Ordered—That the 37th rule of the House be suspended as regards any Bills that may come before the House during the remainder of the Session.

37th rule of the House suspended for the remainder of the Session.

Pursuant to the order of the day, the House went into Committee on the Bill entitled "An Act for granting to Her Majesty a Sum of money for constructing and repairing Roads, Streets, and Bridges within this Colony, and for other purposes."

Road Bill—committed.

The Honourable Mr. CROWDY in the Chair.

After some time the House resumed.

The Chairman reported the Bill with some amendments.

Reported with amendments—

Ordered—That the report be received and adopted.

Whereupon the said Bill, as amended, was read a third time, and passed—and

Read 3rd time and passed.

The Honourable the Presiding Member signed the same.

A Deputation from the House of Assembly brought up the following Message:

*Mr. President,*

The House of Assembly acquaint Her Majesty's Council, upon the subject of the last Conference, that they accede to the Instructions of the Conferees of the Council reported to this House the 26th inst., and have amended the Bill therein referred to accordingly.

Message from the House of Assembly acceding to the Council's suggestions on the Bill to fix Terms of Northern and Southern Circuit Courts, &c.

(Signed)

House of Assembly, }  
29th May, 1851. }

J. KENT.  
Speaker.

29th May, 1851.

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

Message from Assembly  
acceding to amendments  
on Education Bill.

A Deputation from the House of Assembly brought up a Message acquainting this House that they had "passed the amendments made by Her Majesty's Council in and upon the Bill sent up" entitled "An Act for the Encouragement of Education," without amendment.

Supply Bill—brought  
up and read 1st time,—

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled "An Act for granting to Her Majesty a Sum of Money for defraying the expenses of the Civil Government of the Colony for the year ending the 31st day of December, One Thousand Eight Hundred and Fifty One, and for other purposes," which was read a first time, and

Ordered that the said Bill be read a second time presently.

Read 2nd time—

Whereupon the said Bill was read a second time accordingly, and

Committed—

The House went into Committee thereon.

The Honourable Mr. Row in the Chair.

After some time the House resumed.

Reported.

The Chairman reported the Bill without Amendment.

Ordered that the report be received.

Read 3rd time and  
passed.

The Bill was then read a third time and passed,—and

The Honourable the Presiding Member signed the same.

Amendment of Assem-  
bly on Council's amend-  
ments on St. John's  
Rebuilding Acts Bill—  
read 2nd time.

Pursuant to the order of the day, the amendment of the House of Assembly upon the amendments of Her Majesty's Council upon the Bill entitled "An Act to extend the time allowed by the St. John's Rebuilding Acts for the removal of Wooden Buildings in certain parts of the said town," was read a second time—and it was—

Ordered—That the said amendment be read a third time presently.

Read 3rd time and  
passed.

Whereupon the said amendment was read a third time, and passed, and—



*29th and 30th May, 1851.*

*His Excellency SIR J. G. LE MARCHANT, Governor.*

The Honourable the Presiding Member signed the same.

On motion made and seconded, the House adjourned until to-morrow.

House adjourns.

FRIDAY, 30<sup>TH</sup> MAY, 1851.

The House met pursuant to adjournment.

House meets.

Present :

*The Honourable* JAMES CROWDY, *Colonial Secretary.*

Members present.

“ WILLIAM B. ROW.

“ JOSEPH NOAD.

“ CHARLES F. BENNETT.

“ LAURENCE O'BRIEN.

“ EDWARD M. ARCHIBALD, *Attorney General.*

The Minutes of Yesterday were read.

The Honourable Mr. Secretary CROWDY informed the House, by direction of the Governor, that it is His Excellency's intention to prorogue the General Assembly to-morrow at two o'clock.

The House informed that His Excellency the Governor will prorogue the General Assembly to-morrow.

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled “An Act to provide for the Contingent expenses of the Legislature,” which was read a first and second time,—and it was

Contingency Bill—  
brought up and read  
1st and 2nd time.

Ordered that the House go into Committee thereon presently.

Whereupon the House went into Committee accordingly,

Committed.

The Honourable Mr. NOAD in the Chair.

After some time the House resumed.

The Chairman reported the Bill without amendment.

Reported.

30th May, 1851.

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

Ordered that the report be received.

Read 3rd time and passed.

The Bill was then read a third time and passed, and

The Honourable the Presiding Member signed the same.

Roads and Bridges Bill brought up and read 1st and 2nd time.

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled "An Act for granting to Her Majesty a sum of Money for constructing and repairing Roads, Streets, and Bridges, within this Colony, and for other purposes," which was read a first and second time,—and it was—

Ordered—That the House go into Committee thereon presently.

Committed—

Whereupon the House went into Committee accordingly,

The Honourable Mr. NOAD in the Chair.

After some time the House resumed:

Reported—

The Chairman reported the Bill with some amendments.

Ordered that the report be received.

Ordered—That the amendments be engrossed and the Bill, as amended, read a third time presently.

Read 3rd time and passed.

Whereupon the amendments having been engrossed, the Bill, as amended, was read a third time, and passed,—and

The Honourable the Presiding Member signed the same.

A Deputation from the House of Assembly brought up a Bill for the concurrence of this House, entitled "An Act for granting to Her Majesty a sum of Money for constructing and repairing Roads, Streets, and Bridges, within this Colony, and for other purposes," which was read a first and second time, and it was

Ordered that the House go into Committee thereon presently.

30th and 31st May, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

Whereupon the House went into Committee accordingly,

The Honourable Mr. NOAD in the Chair.

After some time the House resumed.

The Chairman reported progress and asked leave to sit again.

Ordered that the report be received.

On motion made and seconded the House adjourned until to-morrow, at  
Eleven o'clock, A.M. House adjourns.

SATURDAY, 31st MAY, 1851.

The House met pursuant to adjournment.

House meets.

Present:

*The Honourable* JAMES CROWDY, *Colonial Secretary.*

Members present.

“ WILLIAM B. ROW.

“ JOSEPH NOAD.

“ CHARLES F. BENNETT.

“ EDWARD M. ARCHIBALD, *Attorney General.*

“ LAURENCE O'BRIEN.

The Minutes of Yesterday were read.

Pursuant to the order of the day, the House went into Committee on the Bill entitled “An Act for granting to Her Majesty a Sum of Money for constructing and repairing Roads, Streets, and Bridges, within this Colony, and for other purposes.”

Road Bill—committed.

The Honourable Mr. NOAD in the Chair.

After some time the House resumed.

The Chairman reported the Bill without amendment.

Reported.

1851 **31st May, 1851.**

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

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Ordered—That the report be received.

Ordered—That the said Bill be read a third time presently.

Read 3rd time and passed.

Whereupon the Bill was read a third time accordingly, and passed—and

The Honourable the Presiding Member signed the same.

The Hon. Mr Bennett from the Select Committee on the French Fisheries reports an address thereon to Her Majesty.

The Honourable Mr. BENNETT from the Select Committee appointed to take the subject of the French Fisheries as affecting the interests of this Colony into consideration, and to report thereon by address or otherwise, reported an address to Her Majesty.

Ordered that the same be received.

The said Address was read by the Clerk, and is in the following words:

TO THE QUEEN'S MOST EXCELLENT MAJESTY,

MAY IT PLEASE YOUR MAJESTY,—

Address to Her Majesty on the subject of the Fisheries.

We, your Majesty's dutiful and loyal subjects the Council of Newfoundland, in Legislative Session convened, beg leave most humbly to approach your Majesty, influenced by feeling of the most profound respect for your Majesty's person and Government.

As the state of the Newfoundland Fisheries formed the subject of an address to your Majesty at the last Session of our Legislature, we would not under ordinary circumstances have craved permission to introduce the same topic to the notice of your Majesty in our present Session, but facts of so startling a character have recently come to our knowledge, and which we cannot but be apprehensive are consequentially so fraught with disastrous results to our very existence as a Colony, that we are compelled, however reluctantly, to beseech your Majesty's gracious attention to the following statement:

In the early history of Newfoundland, and when her Fisheries were regarded as a source for replenishing the British Navy with efficient Seamen, every inducement was afforded by the Imperial Government for the prosecution of such

31st May, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

Fisheries, and persons engaged in that Trade enjoyed among other advantages the encouragement of Bounties. Under favourable circumstances of this nature the population of the Island greatly increased, and expensive premises were erected in the hope that the Trade would eventually—although it might not continue to be so extensively sustained—become self-supporting; and such a result did in fact follow, for on the withdrawal of the Bounties referred to, the Fisheries still continued to be remunerative until the period when the most valuable and extensive portion of our Shores was yielded by the Imperial Government for the service of France.

The mere admission of the French to the privilege of fishing on our Shores we should have considered but a slight evil, as we have no apprehension of suffering damage from fair competition,—but the consequences which have arisen from the policy to which we have referred, have opposed us to a competition on such unequal terms, that we cannot but entertain the fear that the time must come when our prospects as a fishing Colony will be entirely broken up.

The enormous Bounties given by the French Government in aid of their Fisheries carried on under the Treaties before named,—Bounties which are of a multiplied character, inasmuch as they are made to apply both to the Men employed and the Fish caught, and which are of such magnitude as actually in many—nay, the majority of cases—to exceed the rate per quintal which we obtain for our Fish Cargoes in Foreign Markets, where our Sales do not, on an average, realize more, to cover cost of Fish and Freight, than from 8s. to 11s. per quintal, the largest of which sums is smaller than the rate of Bounty received by the French Fisherman.

Under circumstances of the nature thus described, and which are afforded to an unlimited extent by the French Government, their Fisheries on our Shores are carried on with an increasing activity, and the special circumstances which have compelled us to intrude ourselves on the notice of your Majesty at this time, is the fact that this year and before the 20th of April, there had arrived at St. Pierre's from France, 315 Vessels, averaging from 150 to 500 tons, and carrying 18,000 fishermen; in addition to this large class of Vessels, is to be added about 200 smaller craft, averaging from 25 to 80 tons burthen, and from 400 to 500 Boats. The whole of this force is for employment in the Bank Fishery and that around St. Pierre's and Miquelon, while from Cape John to the Northern extremity of our Island, and thence following the Shore thereof to the Straits of Belle Isle, the French are also vigorously and extensively engaged in the same pursuit,

31st May, 1851.

THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.

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Against a power of this character, gigantic as it may be, we should not fear to compete on equal terms, but to contend against it when the parties antagonistic to us, are secured from pecuniary loss under almost any state of the Fish Markets, seems a hopeless task.

We will not impugn the policy of the Imperial Government, which has certainly originated this, to us, disastrous state of things; the welfare of the Empire at large may have seemed to demand the sacrifice of the interests of this Island, but we contend with all respect, and yet with all earnestness, that if such be the case we have a claim for and are entitled to receive from the Empire, an equivalent for the loss we have sustained, and such as will enable us to conduct our Fishery in the possession of privileges similar to those enjoyed by our French neighbours.

While the unsettled state of the French Government continued, her Fisheries here engrossed less of her attention than otherwise would have been the case, and as a consequence we were, for a time, relieved from that competition which is now so largely resumed. From this circumstance, and from that measure of success which has recently attended another branch of our Trade—our Seal Fishery—we have for several years past been the annual purchasers of British Manufactured Goods to the amount of nearly Half a Million, and which Trade between the Mother Country and ourselves may, under common facilities, be increased to an almost indefinite extent.

The Seal Fishery, to which reference has been made, is a pursuit which from the circumstances under which it is conducted, is naturally of an uncertain character, and its source cannot be considered as unfailing,—and yet it is the chief branch of our Trade which preserves to us at this time any portion of that prosperity we are supposed to possess. Deprived of this—or even partially so—and left to contend against French Bounties, without any Government aid, our prosecution of the Cod Fishery must cease, and our Island instead of continuing to be a considerable purchaser of British Manufactured Goods, would become a valueless appendage to your Majesty's Crown, and her immense resources left to enrich the inhabitants of Foreign Countries, while your Majesty's Government would be deprived of that advantage which politically may result from its permanent settlement, forming as its South-western point does, the Northern side of the entrance to the Gulf of St. Lawrence.

We therefore most respectfully beseech your Majesty to take the above statement of facts into your Majesty's most gracious consideration, and humbly pray

31st May, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

that your Majesty will be pleased to extend to us a Bounty on the Fish exported by us,—and, inasmuch as the French (although by the terms of the existing treaties have no more than a concurrent right with us in the use of what is commonly called the French Shore) engross to themselves, and by a superior power on the Station enforce their claim to, the exclusive right of such Shore, we further pray that your Majesty will be pleased to direct that a sufficient force be supplied to us to restrain the French Fishermen and others from exceeding the powers and privileges conferred on them by existing Treaties.

Ordered—That the address be read a second time presently.

Address read 2nd time.

Whereupon the said Address was read a second time accordingly, and the House went into Committee thereon.

Committed.

The Honourable Mr. Row in the Chair.

After some time the House resumed.

The Chairman reported the Address.

Ordered—That the report be received.

Whereupon the Address was read a third time and passed, and

Read 3rd time and passed.

On motion made and seconded it was—

Ordered—That the Honourable Messrs. BENNETT and O'BRIEN be a Select Committee to wait on the Governor with the Address, and to request His Excellency will forward it to Her Majesty.

Committee to wait on the Governor with the Address to Her Majesty.

At Two o'Clock, P.M., His Excellency the Governor having arrived at the Council Chamber and being seated on the Throne, the Gentleman Usher of the Black Rod was ordered to direct the immediate attendance of the House of Assembly at the Bar of this House, and they being come thereto, His Excellency was pleased to give his assent to the following Bills, viz:—

His Excellency the Governor arrives at the Council Chamber—

and

An Act to continue an Act passed in the Fourth year of the Reign of Her present Majesty, entitled "An Act to Regulate the Packing and Inspection of Pickled Fish for Exportation from this Colony.

Assents to certain Bills.

**31st May, 1851.**

**THIRD SESSION, FOURTH GENERAL ASSEMBLY, 14TH OF VICTORIA.**

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An Act to improve the Copper Currency of the Island.

An Act in addition to the Act for the Management of Light Houses in this Colony.

An Act for the Establishment and Regulation of a Penitentiary in St. John's.

An Act to Authorise the Issue of Treasury Notes, and for the Reduction of the Public Debt of the Colony.

An Act for the Appointment of Electric Telegraph Commissioners, and for Incorporating Electric Telegraph Companies.

An Act for the Granting of Patents for useful Inventions.

An Act for the Encouragement of Education.

An Act to extend the time allowed by the St. John's Rebuilding Act for the Removal of Wooden Buildings in certain parts of the said Town, and for other purposes.

An Act to amend the Practice and to fix and establish Terms or Sittings of the Northern and Southern Circuit Courts, and to provide for the Appointment of Clerks and Registrars and other Officers, in the several Electoral Districts.

An Act for the Establishment and Regulation of Inland Posts in this Colony.

An Act to continue an Act granting to Her Majesty certain Duties on Goods, Wares, and Merchandize, imported into this Colony and its Dependencies.

An Act for granting to Her Majesty a Sum of Money for defraying the Expenses of the Civil Government of the Colony for the year ending the 31st day of December, 1851, and for other purposes.

An Act for granting to Her Majesty a Sum of Money for Constructing and Repairing Roads, Streets, and Bridges, within this Colony, and for other purposes.

An Act to provide for the Contingent Expenses of the Legislature.

After which His Excellency was pleased to deliver to the two Houses the following



31st May, 1851.

*His Excellency* SIR J. G. LE MARCHANT, *Governor.*

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SPEECH:

*Mr. President, and Honourable Gentlemen of the Council :*

His Excellency's Speech  
on Proroguing the  
General Assembly.

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

The public business having been at length brought to a termination, I am now enabled to release you from any further attendance.

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

I thank you for the Supplies which you have granted for the Public Service.

*Mr. President, and Honourable Gentlemen of the Council :*

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

I regret much the inconvenience to which many of you, especially those from the more distant parts of the Island, must have been subjected by the protracted length of the present Session. I hope, however, that you will find on your return to your own homes that this detention at the Seat of Government has not proved injurious to your several private Interests.

The Honourable the Presiding Member of the Council then said,—It is His Excellency the Governor's will and pleasure that this General Assembly be prorogued until Thursday, the 24th day of July next, to be then and here holden; and this General Assembly stands prorogued accordingly.

The General Assembly  
Prorogued.

1831

THE UNIVERSITY OF THE STATE OF NEW YORK

STATE

The Board of Regents  
of the University of the State of New York  
General Assembly

Mr. President, and Members of the Council

My dear Sirs, I have the honor to acknowledge the receipt of your letter of the 10th inst.

in relation to the public lands which have been at length brought to the attention of the Board of Regents, and to inform you that they have been referred to the proper authorities for their consideration.

The Board of Regents, and the Council of the State

are in possession of the reports which you have presented to the Public Service

and the Board of Regents, and the Council of the State

are in possession of the reports of the Board of Regents

I regret much the fact that the factiousness to which many of you, especially those from the more distant parts of the State, have been subjected by the protracted length of the present session. I hope, however, that you will find on your return to your own homes that the attention of the Board of Regents has not passed in vain, and that you will find that the Board of Regents has not passed in vain.

The Board of Regents  
of the University of the State of New York  
General Assembly

The Board of Regents, and the Council of the State, are in possession of the reports which you have presented to the Public Service, and the Board of Regents, and the Council of the State, are in possession of the reports of the Board of Regents.

# APPENDIX

TO THE

## JOURNALS

OF THE

### LEGISLATIVE COUNCIL.

# APPENDIX

## FOURTH

### LEGISLATIVE COUNCIL

# APPENDIX.

## APPENDIX No. 1.

### ESTIMATE

*Of the Charge of Defraying the Public Expenditure of the Island of Newfoundland, for the Year ending 31st December, 1851.*

**£18,091 16s. 8d.**

Proposed distribution of the above Sum.

Salary of the Private Secretary .....	£200	0	0
Clerk of the Council .....	200	0	0
Two Clerks in the Secretary's Office .....	400	0	0
Office Keeper ditto .....	60	0	0
Messenger ditto .....	60	0	0
Colonial Treasurer .....	500	0	0
Clerk of Supreme and Central Circuit Courts .....	350	0	0
Ditto Northern Circuit Court .....	200	0	0
Ditto Southern ditto .....	200	0	0
Crier and Tipstaff of Supreme Court .....	60	0	0
Three Police Magistrates, St. John's .....	900	0	0
High Constable .....	80	0	0
Eight Police Constables .....	360	0	0
Gaoler (St. John's) .....	150	0	0
Gaol Surgeon (ditto) .....	40	0	0
Hospital Surgeon (ditto) .....	150	0	0
District Surgeon (ditto), including Medicine, &c. ....	200	0	0
Carried forward .....	£4110	0	0

Brought forward	.....	.....	.....	£4110	0	0
Salary of Gaol Surgeon (Harbour Grace)	.....	.....	.....	30	0	0
Gate Keeper, Government-house Lodge	.....	.....	.....	26	0	0
Attorney-General's Fees	.....	.....	.....	250	0	0
Solicitor-General's Fees	.....	.....	.....	200	0	0
Stipendiary Magistrates, &c., in the Outports, as per detail annexed	.....	.....	.....	4,059	0	0

## MISCELLANEOUS.

Ordinary Repairs of Court Houses and Gaols	.....	.....	.....	£200	0	0
Gaol Expenses	.....	.....	.....	600	0	0
Printing and Stationery	.....	.....	.....	500	0	0
Crown Prosecutions	.....	.....	.....	300	0	0
Coroners	.....	.....	.....	150	0	0
Fuel and Light	.....	.....	.....	450	0	0
Postages and Incidentals	.....	.....	.....	120	0	0
Circuits of the Judges	.....	.....	.....	400	0	0
Relief of the Poor	.....	.....	.....	3,500	0	0
Outport Permanent Poor	.....	.....	.....	400	0	0
Lunatic Paupers	.....	.....	.....	1,000	0	0
Shipwrecked Sealing Crews	.....	.....	.....	100	0	0
Clearing Snow from Streets of St. John's	.....	.....	.....	100	0	0
Gas Light Company	.....	.....	.....	143	6	8
Rent of Post Office	.....	.....	.....	25	0	0
Artillery Men at Fort Amherst	.....	.....	.....	36	10	0
Duties on Wines, Military Mess	.....	.....	.....	50	0	0

## PENSIONS AND GRATUITIES.

Mrs. Blaikie	.....	.....	.....	£50	0	0
Matthew Stevenson	.....	.....	.....	40	0	0
Robert Connell	.....	.....	.....	10	0	0
Mrs. Holbrook	.....	.....	.....	30	0	0

## ALLOWANCES TO FERRYMEN, &amp;c., VIZ:

At Manuels	.....	.....	.....	£10	0	0
Great Placentia	.....	.....	.....	25	0	0
Little St. Lawrence	.....	.....	.....	10	0	0
				<u>45</u>	<u>0</u>	<u>0</u>

Carried forward ..... £16,924 16 8

	Brought forward .....	.....	.....	.....	£16,924 16 8
At Salmonier .....	.....	.....	.....	.....	25 0 0
Burin and Spoon Cove .....	.....	.....	.....	.....	20 0 0
Biscay Bay .....	.....	.....	.....	.....	15 0 0
Portugal Cove .....	.....	.....	.....	.....	25 0 0
North and South Side Holyrood—each £15 .....	.....	.....	.....	.....	30 0 0
Aquaforte .....	.....	.....	.....	.....	15 0 0
Trinity North Arm .....	.....	.....	.....	.....	25 0 0
Malbay .....	.....	.....	.....	.....	12 0 0
John's Pond, North Harbour and Salmonier, .....	.....	.....	.....	.....	30 0 0
Belle Island and Topsail .....	.....	.....	.....	.....	20 0 0
Packet Boat (between St. John's and Twillingate, touching at Greenspond and Fogo) .....	.....	.....	.....	.....	100 0 0
Packet Boat (Bonavista and Trinity Bay, South Side) .....	.....	.....	.....	.....	100 0 0
Messenger (ditto) .....	.....	.....	.....	.....	20 0 0
Packet Boat (Burin to Placentia, &c.) .....	.....	.....	.....	.....	120 0 0
Messenger to and from St. John's in connexion therewith .....	.....	.....	.....	.....	30 0 0
					587 0 0
Commercial School, Great Placentia .....	.....	.....	.....	.....	40 0 0
Presbyterian School, St. John's .....	.....	.....	.....	.....	40 0 0
					80 0 0
Unforeseen Contingencies .....	.....	.....	.....	.....	500 0 0
					.....
			Total .....	.....	£18,091 16 8

## DETAIL

*Of Salaries and Allowances to Stipendiary Magistrates and Constables, Clerks of the Peace and Gaolers, in the undermentioned Outports, for the Year ending 31st December, 1851.*

Outports.	Magistrates.	Clerks of the Peace.	Constables.		Gaolers.	Total.
			No.	Salary.		
	£	£		£	£	£
Petty Harbour ...			1	20		20
Torbay ...			1	20		20
Portugal Cove ...			1	20		20
South Shore ...			1	12		12
Harbour Main ...			1	12		12
Carried forward ...			5	£84		£84

*DETAIL of Salaries and Allowances to Stipendiary Magistrates and Constables, Clerks of the Peace and Gaolers, in the undermentioned Outports—(Continued.)*

Outports.	Magistrates.	Clerks of the Peace.	Constables.		Gaolers.	Total.
			No.	Salary.		
	£	£		£	£	£
Brought forward ...			5	84		84
Cat's Cove ...			1	12		12
Brigus and Port-de-Grave...	150	60	2	50		260
Bay Roberts ...			1	12		12
Harbour Grace ...	180	150	1	50	90	} 670
ditto ...	150		2	50		
Carbonear ...	150	60	3	75		285
Bay-de-Verds ...			1	12		12
Western Bay ...			1	12		12
Hants Harbour ...			1	12		12
Perlican ...			1	12		12
Hearts Content ...			1	12		12
New Harbour ...			1	12		12
Trinity ...	150	60	2	37	25	272
Catalina ...			1	25		25
Bonavista ...	150	45	1	25		220
Tickle Cove ...			1	12		12
Kings Cove ...			1	12		12
Salvage ...			1	12		12
Greenspond ...			1	12		12
Twillingate and Fogo ...	130	45	2	49		224
Exploits Bay ...			1	12		12
Bay Bulls ...	100		1	25		125
Witless Bay ...			1	12		12
Toads Cove ...			1	12		12
Brigus (South) ...			1	12		12
Cape Broyle ...			1	12		12
Caplin Bay ...			1	12		12
Ferryland ...	100	60	1	25	25	210
Aquaforte ...			1	12		12
Fermeuse ...			1	12		12
Renews ...			1	12		12
Trepassey ...			1	12		12
St. Mary's ...	130		1	25		155
Placentia ...	130	35	1	25	25	215
Little Placentia ...			1	12		12
Barren Island ...			1	12		12
Merasheen ...			1	12		12
Burin ...	150	35	1	25	25	235
St. Lawrence ...			1	12		12
Lamalaine ...	130		1	12		142
Carried forward ...	£1,800	£550	52	£894	£190	£3434



*DETAIL of Salaries and Allowances to Stipendiary Magistrates and Constables, Clerks of the Peace and Gaolers, in the undermentioned Outports—(Continued).*

Outports.	Magistrates.	Clerks of the Peace.	Constables.		Gaolers.	Total.
			No.	Salary.		
	£	£		£	£	£
Brought forward ...	1,800	550	52	894	190	3434
Grand Bank ...	130		1	12		142
Jersey Harbour ...			1	12		12
Harbour Breton ...	100	35	1	12		147
Hermitage Bay ...			1	12		12
Burgeo Islands ...			1	12		12
St. George's Bay ...	300					300
Aggregate ...	£2,330	£585	57	£954	£190	£4,059

RECAPITULATION.

16 Magistrates .....	£2,330
10 Clerks of the Peace .....	585
5 Gaolers .....	190
57 Constables .....	954
Total .....	£4,059

## APPENDIX, No. 2.

*Port of St. John's.*

*A CONSOLIDATED Account of the Goods imported in the Year ended 5th day of January, 1851, shewing the aggregate Quantities and Value of the various Articles, with the Amount of Duty collected thereon.*

Articles Imported.	Quantity Imported.	Value.	Duty.
Ale, Porter, Beer, Cider and Perry	...	£3308 0 11	£330 16 1
Apples - - -	1738 Bls.	887 9 6	130 7 0
Bacon and Hams - - -	746 1 Cwts.	2113 1 7	186 10 8
Beef (salted or cured) - - -	2726½ Bls.	4348 2 6	272 13 0
Brandy, Whiskey, Geneva and Cordials	26171 Galls.	6411 14 11	3925 13 0
Bread or Biscuit - - -	92150 3 9 Cwts.	50590 18 6	1151 17 8
Butter - - -	16114 3 25 "	45937 11 8	1611 10 11
Candles - - -	...	4512 18 9	338 15 7
Cattle (neat) - - -	2851	17301 4 5	867 18 3
Cheese - - -	346 1 23 Cwts.	604 0 8	86 12 5
Cigars - - -	224800	564 10 0	56 4 0
Clocks and Watches - - -	...	391 12 2	39 3 3
Coals - - -	21027¼ Tons.	19260 9 9	1051 7 3
Cocoa - - -	18 3 7 Cwts.	44 11 3	4 14 0
Coffee - - -	1086 1 10 "	1409 5 5	258 3 5
Fish (dried and salted) - - -	...	...	...
Flour - - -	113576½ Bls.	122225 9 8	8518 4 9
Furniture - - -	...	1162 12 7	116 5 2
Goods, Wares, and Merchandise, not otherwise enumerated or described	...	343470 0 5	17173 18 5
Horses, Mares and Geldings - - -	84	784 0 0	42 0 0
Lumber - - -	4341509 Feet.	9870 8 5	542 16 9
Molasses - - -	916984 Galls.	46197 12 7	5677 18 4
Oatmeal and Indian Meal - - -	14748 Bls.	8732 15 10	368 13 2
Oil and Blubber, Fins and Skins - - -	...	17 8 5	1 0 9
Pork (salted or cured) - - -	27058½ Bls.	66322 18 3	3901 19 1
Rum - - -	93600 Galls.	9375 0 2	3294 2 3
Salt - - -	34912½ Tons.	23504 4 10	872 16 2
Sheep, Calves and Pigs - - -	3903	1166 6 0	195 3 0
Shingles - - -	5075750	2418 16 0	253 15 9
Sugar, refined - - -	1306 1 26 Cwts.	2396 5 4	489 11 7
Unrefined - - -	9555 2 0 "	9756 3 8	2293 6 6
Bastard - - -	48 2 27 "	50 0 0	12 3 9
Tea - - -	310016 Lbs.	14920 18 4	3875 4 1
Timber, including Balk and Scantling - - -	1644½ Tons.	1719 3 8	123 5 2
Tobacco (Manufactured and Leaf) - - -	293270 Lbs.	7301 5 3	2443 18 5
Stems - - -	73 2 0 Cwts.	27 0 0	7 7 3
Wine, in Bottles - - -	453 Galls.	316 14 0	67 19 0
not in Bottles - - -	13391 "	3367 0 0	1337 16 0
Totals...		£832787 15 5	£61921 11 10

Custom-House,  
The 13th day of January, 1851. }

JOHN KENT,  
Collector.

*Port of St. John's,*

*DR. A Consolidated Account Current of Receipts and Payments for the Year ended the 5th day of January, 1851. CR.*

1851.	To Balance from last Year ...	£1042	13	6
	Out-Bay Balances, viz:			
	Trinity ...	£217	1	4
	Carbonear ...	135	10	2
	Harbour Grace ...	1003	10	0
	Placentia ...	61	18	3
	Burin ...	395	10	9
	Little Bay ...	339	16	6
	Out-Bay Receipts ...	10574	19	5
	Duties on Goods imported, St. John's	51346	12	5
	Ten ½ cent. on that amount ...	5134	13	2
	Duties received under Copyright Act	5	0	10
	Export Duties ...	2	14	0
	Net Amount of Light Dues ...	2390	16	11
	Quarantine Fees received at Carbonear	2	16	0
	Colony's Share of Seizures ...	17	2	2
	Net Proceeds of Samples ...	2	5	2
	“ “ Goods abandoned for			
	Duties ...	17	15	4
	Surcharges on Out-Bay Accounts ...	2	7	8
	Amount due Sub-Collector, Placentia	55	1	6
		<u>£72,748</u>	<u>5</u>	<u>1</u>

1851. By Out-Bay Balances, Viz:	Fogo ...	£120	5	10
	Trinity... ..	94	19	0
	Carbonear ...	255	18	8
	Harbour Grace ...	884	10	7
	Burin ...	206	18	3
	Little Bay ...	272	14	6
	Gaultois ...	45	3	8
	“ Over Entries ...		349	14
	“ Returned Duties ...		196	14
	“ Drawbacks ...		1993	3
	“ Reserved Salaries ...		7039	10
	“ Incidental Expenses ...		125	12
	“ Lumber Certificates ...		15	2
	“ Salaries, Viz:			
	Saint John's ...	1801	16	4
	Out-Bays ...	1646	3	10
	“ Tide Waiters ...		685	10
	“ Paid the Treasurer, Viz:			
	Bonds ...	37517	9	1
	Cash ...	18496	17	2
	Balance to next Year ...		1000	0
		<u>£72,748</u>	<u>5</u>	<u>1</u>

I Certify that the foregoing Amounts are just and true, in every particular, to the best of my knowledge and belief.

Custom-House,  
The 13th day of January, 1851. }

J. KENT,  
Collector.

We do hereby certify that we have duly Audited the foregoing Accounts, and that we have finally settled and closed the same.

St. John's, Newfoundland, }  
The 1st day of March, 1851. }

WILLIAM THOMAS,  
RICHARD RANKIN,  
EDMUND HANRAHAN, } *Auditors.*

## APPENDIX, No. 3.

## AT THE COURT AT BALMORAL,

*The 24th day of September, 1850.*

Present:

THE QUEEN'S MOST EXCELLENT MAJESTY,  
HIS ROYAL HIGHNESS PRINCE ALBERT,

LORD JOHN RUSSELL,

MR. MAULE,

SIR FRANCIS BARING, Bart.

WHEEEAS the Governor of Her Majesty's Island of Newfoundland, with the Council and Assembly of the said Island, did, in the month of April last, pass thirteen Acts, which have been transmitted, as follows, viz:—

- No. 97. An Act to amend an Act passed in the Seventh Year of the Reign of Her present Majesty, entitled "An Act to provide for the Establishment of an Academy in Saint John's."
- No. 98. An Act for the limitation of Actions and Suits relating to Real Property, and for simplifying the remedies for trying the rights thereto.
- No. 99. An Act to fix and establish the Terms of the Supreme, Central Circuits, and Sessions Courts, and to extend the Jurisdiction and amend the Practice of the said Courts.
- No. 100. An Act to continue an Act passed in the Sixth Year of the Reign of Her present Majesty, entitled "An Act to revive and amend an Act passed in the Third Year of the Reign of Her present Majesty, entitled "An Act to establish the Fees and Costs chargeable in the several Police Offices and Courts of Sessions in this Colony."
- No. 101. An Act to amend an Act passed in the Third Year of the Reign of Her present Majesty, entitled "An Act to regulate the Granting of Licenses for the sale by Retail, of Ale, Wines, and Spirituous Liquors, in Newfoundland."
- No. 102. An Act in further amendment of the St. John's Rebuilding Acts.
- No. 103. An Act for the regulation and management of the Public Market-House in the Town of St. John's.
- No. 106. An Act to amend an Act passed in the Fourth Year of the Reign of His late Majesty entitled "An Act for Registering the names of Persons entitled to Vote at Elections."

- No. 107. An Act to continue and amend an Act passed in the Sixth Year of the Reign of Her present Majesty, entitled "An Act for the encouragement of Education in this Colony."
- No. 108. An Act to authorise the granting a Patent for an improved Fog Bell or Gong, and other self-regulating Machinery impelled by wind, to Thomas Robson, of Sackville, in the Province of New Brunswick, Master Mariner.
- No. 109. An Act to repeal an Act, entitled "An Act to regulate the Making and Repairing of Roads, Streets, and Bridges, within this Colony."
- No. 110. An Act for granting to Her Majesty a Sum of Money for defraying the Expenses of the Civil Government of this Colony, for the year ending the Thirty-first day of December, One Thousand Eight Hundred and Fifty.
- No. 111. An Act to provide for the Contingent Expenses of the Legislature.

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 Newfoundland, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

(Signed)

C. GREVILLE.

## APPENDIX, No. 4.

AT THE COURT AT BUCKINGHAM PALACE,

*The 3rd day of February, 1851.*

Present:

THE QUEEN'S MOST EXCELLENT MAJESTY,  
HIS ROYAL HIGHNESS PRINCE ALBERT,

LORD CHANCELLOR,  
LORD PRESIDENT,  
LORD PRIVY SEAL,  
DUKE OF NORFOLK,  
LORD STEWARD,

EARL OF CARLISE,  
EARL GREY,  
LORD JOHN RUSSELL,  
VISCOUNT PALMERSTON,  
MR. MAULE,

LORD CHAMBERLAIN,  
MARQUIS OF ABERCORN,  
MARQUIS OF CLANRICARDE,

SIR JOHN HOBHOUSE, Bart.  
SIR GEORGE GREY, Bart.,  
MR. CHANCELLOR OF THE EXCHEQUER.

WHEREAS the Lieutenant-Governor of Her Majesty's Island of Newfoundland, with the Council and Assembly of the said Island, did, in the month of April, 1850, pass Two Acts, which have been transmitted, entitled as follows, viz:—

No. 93. An Act for Granting to Her Majesty certain Duties on Goods, Wares, and Merchandise, imported into this Colony and its Dependencies.

No. 94. An Act to amend an Act, entitled "An Act to provide for the Regulation, Management, and Collection of all Duties granted to Her Majesty, Her Heirs and Successors, on all Goods, Wares, and Merchandise, imported into this Island and its Dependencies."

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 Newfoundland, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

(Signed)

WM. L. BATHURST.

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APPENDIX, No. 5.

AT THE COURT AT BALMORAL,

*The 24th day of September, 1850.*

Present:

THE QUEEN'S MOST EXCELLENT MAJESTY,  
HIS ROYAL HIGHNESS PRINCE ALBERT,  
LORD JOHN RUSSELL, MR. MAULE,  
SIR FRANCIS BARING, Bart.

WHEREAS the Governor of Her Majesty's Island of Newfoundland, with the Council and Assembly of the said Island, did, in the month of April last, pass an Act, which has been transmitted, entitled as follows, viz:

No. 105. An Act to provide for the Vacation of Seats of Members of the House of Assembly in certain cases, and for the Election of Members in their stead.

AND WHEREAS the said Act has 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 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 Newfoundland, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

(Signed)

C. GREVILLE.

APPENDIX, No. 6.

AT THE COURT AT BUCKINGHAM PALACE,

*The 7th day of March, 1851.*

Present:

THE QUEEN'S MOST EXCELLENT MAJESTY,  
HIS ROYAL HIGHNESS PRINCE ALBERT,

LORD PRESIDENT

DUKE OF NORFOLK,

LORD STEWARD,

LORD CHAMBERLAIN,

MARQUIS OF ABERCORN,

MARQUIS OF CLANRICARDE.

EARL OF CARLISLE,

EARL GREY,

LORD JOHN RUSSELL,

VISCOUNT PALMERSTON,

SIR GEORGE GREY, Bart.,

WHEREAS the Lieutenant-Governor of Her Majesty's Island of Newfoundland, with the Council and Assembly of the said Island, did, in the month of August, 1850, pass an Act, which has been transmitted, entitled as follows, viz:

No. 96. An Act to authorise the issue of Treasury Notes, and for the reduction of the Public Debt of the Colony.

AND WHEREAS the said Act has 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 Act should not receive Her Majesty's Royal confirmation; Her Majesty was thereupon this day pleased, by and with the advice of Her Privy Council, to declare Her disallowance of the said Act, and the same is hereby disallowed accordingly.—Whereof the Governor, Lieutenant-Governor, or Commander-in-Chief, for the time being, of Her Majesty's Island of Newfoundland, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

(Signed)

C. GREVILLE.

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APPENDIX, No. 7.

DESPATCH

*From the Secretary of State for the Colonies to His Excellency the Governor, on the subject of the Act to authorise the Issue of Treasury Notes.*

(COPY,  
No. 192.

*Downing Street, 10th March, 1851.*

SIR,—

Her Majesty's Government have had under their consideration the Act passed by the Legislature of Newfoundland in the month of April last,—No. 96, entitled, "An Act to authorise the Issue of Treasury Notes, and for the reduction of the Public Debt of the Colony."

This Act has been passed without a suspending clause, and is therefore at present in operation.

Before entering on the merits of this enactment I have to direct your attention to the 14th clause of the Royal Instructions, accompanying your Commission as Governor, by which you are directed "not to propose or assent to any Law whatever whereby Bills of Credit, or other negociable securities of whatever nature, may be issued in lieu of money on the credit of the said Island, or whereby any Government paper currency, or any coin, save only the legal coin of the realm, may be made or declared to be a legal tender," without the special permission of Her Majesty in that behalf first obtained.

I need scarcely point out to you the importance of a strict adherence to this clause of the Royal Instructions, or the great inconvenience which cannot but result to Her Majesty's Government, and to the Colony, from a disregard of it, whereby Acts of an objectionable character are made to come into operation before Her Majesty's advisers have had an opportunity of considering and of deciding upon the propriety of their adoption. In the present instance, I am willing to believe that the contravention of this Instruction has proceeded from inadvertence, but I must strictly charge you in future not to give your assent to any enactment of the nature of that now under discussion, unless it shall



contain a suspending clause, without first submitting a draft of the proposed measure for the consideration of Her Majesty's Government, and receiving Her Majesty's sanction for its becoming Law.

From your Report on this Act it appears that the provisions regarding the issue of Public Notes have a twofold object,—first, to supply an addition, not exceeding £20,000, to the paper currency already in circulation in the Colony, and secondly, to facilitate the payment of the Public Debt. It is further stated in your Report that it is the intention of the Local Government to retain in the Treasury an amount of specie equal to one third, or one half, of the amount of the Notes to be issued for the purpose of securing this convertibility.

As regards the object of increasing the circulating medium of the Colony by the issue of Government Notes, it is evident from your Report that the Branch Bank of British North America established in the Colony, has, notwithstanding the strong motives which it must have for promoting the circulation of its notes as far as prudence will allow, been unable to issue more than a very small amount in proportion to the specie currency of the Colony.

The only conclusion therefore which Her Majesty's Government can draw from this circumstance, is that the present circulation is equal to the Mercantile wants of the community.

It is stated in your Report to be the intention of the Local Government to keep a reserve of specie to provide for the payment of the Notes on demand. No obligation in that respect is imposed by the provisions of the Act itself; all the arrangements both as to the issue of the Notes and the retention of a reserve of specie, being left to the discretion of the Local Government for the time being, subject only to the restriction that the Notes to be issued do not exceed in amount the sum of £20,000.

Under these circumstances Her Majesty's Government do not perceive that any public convenience will be attained by the issue of the Treasury Notes authorised by this Act, or that any adequate provision is made for securing their convertibility into specie on demand. They can therefore only look upon the present measure as framed with the view of attempting to reduce the existing Public Debt of the Colony by the issue of a Paper Currency based upon no real security.

Her Majesty's Government would witness with much satisfaction any effective measures of the Local Legislature for the gradual liquidation of this debt, amounting to nearly £100,000. But the creation of paper money of the description now proposed for the purpose of mitigating an immediate pressure, is a resource which cannot fail in its ultimate effects to increase the difficulties it seeks to alleviate.

For these reasons it has become my duty to advise the disallowance of the Act; and I have the honour herewith to transmit to you an order of Her Majesty in Council, dated the 7th inst., disallowing the Act accordingly.

From the Blue Book returns it appears that since 1846 large additions have been made in successive years to the Colonial Debt, and although sums have been annually applied by the Local Legislature in paying off Loans, yet the new debts which have been created far exceed the amount of those discharged.

The distress which befel the Colony in consequence of the Potato Blight in 1847, tended no doubt to cripple its resources, and rendered it difficult to provide for the necessary expenditure without the aid of additional Loans; but unless means are taken for keeping the expenditure within the Income, and for providing a surplus to be applied to the gradual extinction of the debt, the finances of the Colony cannot be brought into a satisfactory state.

To the creation of a Paper Currency under proper restrictions I am not prepared to object; on the contrary, I think it highly desirable that in a Colony like Newfoundland, where capital is much wanted, it should be economised as far as possible by substituting the cheap medium of exchange afforded by a well-regulated Paper currency for the expensive one of a Specie circulation. As an example of the mode in which this may be accomplished, I refer you to the enclosed copies of correspondence, and of an ordinance passed by the Government of New Zealand in 1847, for the issue of a paper currency in that Colony. In adopting any similar arrangement for Newfoundland it would be necessary to respect the rights of the Branch Bank of British North America.

I am, &c.,

(Signed)

GREY.

Governor Sir G. LEMARCHANT, &c., &c., &c.

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## APPENDIX, No. 8.

### DESPATCH

*From the Secretary of State for the Colonies to His Excellency the Governor, on the subject of Prospective Reductions in the Civil List and Reserved Salaries.*

(COPY)

No. 156.

*Downing Street, 10th June, 1850.*

SIR,—

I have received and laid before the Queen your Despatch, No. 27, of the 4th ultimo, transmitting an Address from the House of Assembly praying “that Her Majesty will be pleased to permit the House to make such prospective Reductions in the Civil List and Reserved Salaries as shall be suited to the present exigencies of the Colony.”

You will inform the House of Assembly that Her Majesty has been pleased to receive the Address very graciously.

2. Her Majesty's Government can entertain no wish to prevent any reductions in the scale of the Public Expenditure, which are not inconsistent with good faith towards the existing holders of offices, or with the manifest exigencies of the service, and which are called for by the state of the finances of the Colony. You may therefore rest assured that any specific reductions which may be proposed by the Assembly in the Reserved Salaries of the Judges, Attorney-General, and Colonial Secretary, on vacancies occurring, shall be considered with every disposition to be guided by the views of the Legislature as to the amount of expenditure required. But I am bound at the same time to call the attention of Members of the Assembly to the fact that it is the reverse of true economy to reduce the amount of Salary attached to important offices below that at which the services of able and trustworthy persons can be secured—a principle which especially applies to Judicial Offices.

3. I must add that I regard the Salary of the Governor as being obviously no higher than is necessary for the adequate discharge of his functions. I shall not, therefore, be prepared to sanction its reduction, if the question were now before me, on the occurrence of a vacancy.

I am, Sir, &c.,

(Signed)

GREY.

Governor Sir GASPARD LEMARCHANT, &c., &c., &c.

## APPENDIX, No. 9.

### DESPATCH

*From the Secretary of State for the Colonies to His Excellency the Governor, transmitting the opinion of Her Majesty's Law Advisers as to the rate at which Dollars should be paid in discharge of the Reserved Salaries.*

(COPY)

No. 183.

*Downing Street, 31st December, 1850.*

SIR,—

I have to acknowledge the receipt of your Despatch, No. 18, of the 17th of April last, enclosing an Address from the House of Assembly of Newfoundland, praying for the opinion of Her Majesty's Law Advisers as to the rate at which Dollars should be paid in discharge of the Salaries of certain Colonial Offices reserved by the Imperial Act 2nd and 3rd Wm. 4th, cap. 78.

Having referred this subject for the consideration of Her Majesty's Attorney and Solicitor-

General, I transmit herewith a copy of their opinion upon the question submitted to them, and I have to instruct you to communicate it to the House of Assembly in answer to their Address.

I am, Sir, &c.,

(Signed)

GREY.

Governor Sir G. LEMARCHANT, &c., &c., &c.

*Lincoln's Inn, 20th December, 1850.*

MY LORD,—

We were honoured with your Lordship's command contained in Mr. Elliot's letter of the 23rd October last, in which he stated that he was directed by your Lordship to transmit to us copies of a Despatch from the Governor of Newfoundland, enclosing an Address from the House of Assembly of that Island praying for the opinion of Her Majesty's Law Advisers as to the rate at which Dollars should be paid in discharge of the Salaries of certain Colonial Officers specified in the Imperial Act 2nd and 3rd Wm. 4., cap. 75.

Mr. Elliot also transmitted to us copies of the Colonial Laws referred to in these papers, and stated that he was to request that we would favour your Lordship with our opinion on the question raised in the Address of the Assembly, whether the change of payment of the Salaries in question in Dollars from Four Shillings and Four Pence to Four Shillings and Two Pence, was and is authorized by Law.

In obedience to your Lordship's command we have perused the several papers transmitted to us, and have the honour to report that we are of opinion that considering that the Salaries in question were by the Act of 2nd and 3rd Wm. 4, cap. 78, reserved to the recipients in Sterling British Money, such Salaries, if paid in foreign coin, should be paid according to the legal sterling value of such foreign coin and not according to any conventional value which the latter may by local usage bear.

Now, Her Majesty's Proclamation of 1838 having fixed the legal value of the Dollar at Four Shillings and Two Pence, its ascertained real value, we are of opinion that such must be taken to be its real value with reference to the payment of Salaries which are reserved by Statute in Sterling Money.

We therefore think that if the Salaries in question are paid in Dollars, the Dollar must be taken at Four Shillings and Two Pence.

We have, &c.,

(Signed)

JOHN ROMILLY,  
A. E. COCKBURN.

The Right Honourable EARL GREY, &c., &c., &c.

## APPENDIX, No. 10.

## DESPATCH

*From the Secretary of State for the Colonies to His Excellency the Governor, acknowledging the receipt of Addresses from both Branches of the Legislature, representing the present depressed state of the Staple Trade of the Island.*

(COPY)  
No. 157.

Downing Street, 14th June, 1850.

SIR,—

I have to acknowledge the receipt of your Despatches of the Nos. and dates noted in the margin, [1849—Nos. 13, 17th March—22, 30th April—42, 4th Sept.,] enclosing Addresses from both Branches of the Legislature, and other public bodies, in Newfoundland, representing the present depressed state of the Staple Trade of the Island, and praying that measures may be adopted for the protection of the Fisheries.

At present, I can only assure you that this important subject has not escaped my attention, and that it is still engaging the serious consideration of Her Majesty's Government.

I am, Sir, &c.,

(Signed)

GREY.

Governor Sir GASPARD LEMARCHANT, &c., &c. &c.

## APPENDIX, No. 11.

## DESPATCH

*From the Secretary of State for the Colonies to His Excellency the Governor, transmitting a Copy of a Letter from Major Graham, and suggesting that a Return of the Population of Newfoundland be prepared in the manner prescribed.*

(COPY)  
Circular.

Downing Street, 20th January, 1849.

SIR,—

A Census of the Population of England and Wales will be taken in the year 1851, and the Registrar General has suggested to me that it would be desirable to publish a similar Return for all Her Majesty's Colonial Possessions.

I transmit, for your information and guidance, a copy of Major Graham's Letter, together with a copy of the memorandum to which it refers; and I have to instruct you to cause a Return of the Population of the Colony under your Government to be prepared, in the manner prescribed in the annexed Form, as far as may be practicable, without incurring expenditure which cannot be conveniently provided for.

Although I concur in Major Graham's opinion, that it would be desirable that a Census in each of the Colonies should, if possible, be taken on or about the same day as that on which it may be fixed to be taken in this country, this suggestion can of course only be acted upon in the event of the Legislature of \_\_\_\_\_ having it in contemplation to direct such a Return to be made, in which case it would be expedient to submit the recommendation of the Registrar General to their consideration, with the view to the adoption of such measures as they may deem necessary for securing this object.

I have, &c.,

(Signed)

GREY.

Governor Sir G. LEMARCHANT, &c., &c., &c.

*General Register Office, December 7, 1848.*

SIR,—

On the 5th August, 1842, by direction of Secretary Sir James Graham, I transmitted for the use of the Secretary of State for the Colonies some suggestions respecting the mode of taking a Census in each of our Colonial Possessions, as requested by Lord Stanley.

I am about to publish the Population of England and Wales, as lately arranged with respect to the Districts into which this Country is now divided for the purpose of registering Births and Deaths, together with a comparative view of the results of the last Five Censuses. I have also been furnished with the latest returns of the Population in several Countries in Europe. It occurs to me that it might be desirable also to publish the Population of our Colonial Possessions.

I therefore take the liberty of requesting that you will have the goodness to call the attention of Earl Grey to this subject, and to submit to his Lordship my request, that I may be furnished with Abstracts of the Population of such of our Colonies as may have made returns upon the subject to the Colonial Office, in accordance with the Memorandum which I had the honour of transmitting through Secretary Sir James Graham, on 5th August, 1842.

If I am not taking too great a liberty, I should also venture to suggest that it may perhaps

be expedient that steps should be taken to secure a Census being made in each of our Colonies, in 1851, on or about the same day that Parliament may fix for its being taken in this Country.

I have the honor to be, &c.,

GEORGE GRAHAM,

*Registrar General.*

B. HAWES, Esq., M.P., &c., &c.,  
Colonial Office.

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MEMORANDUM.

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A Census cannot be taken in precisely the same form in all Her Majesty's Colonies, as the condition of the respective Populations, and the means of ascertaining the facts, differ in different parts. It is desirable nevertheless, to preserve uniformity as far as is practicable; and I have had one Form drawn out, of which I recommend the general adoption, subject to the requisite modifications, some of which I shall notice very briefly.

1. The Population should be enumerated in a convenient number of enumeration Districts, comprehended in the established divisions of the Colonies; the area of which should be given (when known), in square Acres, or square Miles. The Population of the Towns should be enumerated within boundaries strictly defined; for unless the boundaries are known, the results of successive Censuses cannot be compared.

2. Where the habitations are not fixed the People might be enumerated in Tribes and Families.

3. The enumerations should be made at *equal intervals of time* (annually or quinquennially) on *one day*, if possible—comprising the persons in each District on the previous night, at a season of the year when the facts can be recorded with most facility, and when there is no great displacement of the Population by festivals or by other causes.

NOTE.—Persons from home should be enumerated at the place in which they happen to be on the Census night; the words “(visitor,)” “(traveller,)” &c., being added in parentheses, after their names. If they are not out of the Colony, they should also be enumerated at home, with the word “absent” after their names. All the persons marked “absent” should be omitted in the abstracts, otherwise the same person would be counted twice. This part of the Census, relating to the “floating population,” will require great care. In England, “Householders’ Schedules” were left at each house a few days before the Census; and the enumerator had only to fill up those left blank by the householders who could not write, or who had neglected their duty.

4. It will be desirable where there is a difficulty in obtaining information respecting the Aborigines, to confine the inquiry to males aged 20 years and upwards—the “fighting men.” In such cases partial and imperfect information respecting the number of women and children leads to confusion and error. The supposed number of females of all ages, and of males under the age of 20, may, however, be stated. Men aged 20 years and upwards are generally one-fourth of the entire Population.

5. Wherever it is practicable every individual should be enumerated by *name*. Without this, experience has proved that there can be no security for the accuracy of the returns. The Abstracts cannot otherwise be made satisfactorily, and the Government will find the enumeration by *name* useful for many purposes connected with the Police and defence of the respective Colonies. The enumerations should be made by houses or "families" (hearths)—the names of the heads of the family being written first, with the children, resident visitors, and servants, following in succession.

6. The importance of enumerating the age and the race, is sufficiently obvious. There will be sometimes a difficulty in ascertaining the age; but it can generally be learnt whether a man is about the age of 30, 40, 50, &c., &c., which will be an approximation sufficiently near for many statistical purposes.

The occupations should be defined and explained with a view to the classification of the colonists: householders, proprietors, and masters, should be distinguished from lodgers, tenants, and workmen.

From the information in the column headed "date of entering the Colony," besides other useful information, the annual accession of new settlers of each race, &c., &c., can be determined. "Birth," may be written against the names of persons born in the Colony.

In the last column it should be stated whether the person is labouring under any sickness—understanding thereby such severe sickness as incapacitates him from following his ordinary occupation—or any infirmity, such as blindness, deafness, idiotcy, lameness, or the feebleness of old age. An Abstract of the information in this column will show the sanitary state of different races and localities; as well as the relative proportions of the inefficient and efficient Population.

In addition to the Census I would suggest that the Marriages, Births and Deaths should be registered and abstracted annually. In some Colonies the age at death and the causes of death could probably be obtained; which would render the information complete.

In the Schedule I have set down no head for the "Religion" and other points sometimes inquired into; because I consider it important not to crowd the Census with too many particulars.

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### STATISTICAL ABSTRACTS.

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The enumerators should not be called upon to make the Abstract, but should transmit the Schedules in books of a convenient form to the seat of Government; where the Abstracts should be made on an uniform plan under proper supervision. Specimens of the Forms used at this Office



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may, if required, be supplied, with directions for making the Abstracts; which may abridge the labour and ensure accuracy. A great variety of useful Abstracts might be made from the Returns, as it is evident that the facts might be combined in a great variety of ways. I will mention a few—

(1.) An Abstract of the number of persons living at different ages in quinquennial periods—(0 and under 5, 5 and under 10, &c.,) or in decennial periods after 15, if the ages cannot be ascertained with much exactness.

A separate Abstract to be used for the (1) males, and (2) females,—(3) the different races, and (4) the sick and infirm.

(2) An Abstract of the number of men (above 20) of different classes and following the various occupations.

(3) An Abstract of the number of persons living who entered the Colony in the year immediately preceding the Census, &c., &c., &c.

In many Colonies it would be sufficient to make the more elaborate Abstracts every five years.

When the Census of the Population is taken, valuable statistical information respecting other matters is obtained in many Countries. The number of churches, public institutions,—of mills, manufactories,—of horses, cattle, sheep, &c., is ascertained as well as the amount of agricultural produce.

I have confined my observations to the facts immediately connected with the Census of the Population. The agriculture, manufactures, &c., &c., may be more conveniently made the subjects of a separate—but it may be,—simultaneous inquiry.

GEORGE GRAHAM,

*Registrar General.*

*General Register Office,  
Somerset House,  
5th August, 1842.*

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FORM OF RETURN.

COLONY,

District—County?

Town or Parish?

Ward?

Dwelling.	NAME.	Sex.	Relationship.	Age.	Race.	Rank or Occupation.	Date of entering the Colony.	Sick or Infirm.	Remarks.
House	John Bromley .....	M.	H.	50	English.	Farmer ( <i>Prop.</i> )	June, 1827.	.....	
	Jane " .....	F.	W.	48	"	.....	.....	.....	
	John " .....	M.	S.	20	"	Carpenter	.....	Sick	
	Jane " .....	F.	D.	18	"	.....	.....	.....	
	William " (absent)	M.	S.	15	"	.....	Birth	.....	
	Thomas " .....	M.	S.	10	"	.....	Birth	.....	
	Henry " .....	M.	S.	5	"	.....	Birth	Blind	
<p><i>A Dash after each Family.</i></p>									
		M.—Male. F.—Female.	H.—Husband. W.—Wife. Wid.—Widow or Widower.	S.—Son. D.—Daughter.	V.—Visitor. L.—Lodger.	Prop.—Proprietor. Mas.—Master.		S.—Sick. I.—Infirm from age or debility.	

## APPENDIX, No. 12.

## PETITION

*From the Right Rev. Dr. Mullock, on the subject of the removal of his name from the Roman Catholic Central Board of Education.*

TO THE HON. THE LEGISLATIVE COUNCIL OF NEWFOUNDLAND IN LEGISLATIVE SESSION CONVENED.  
THE PETITION OF JOHN THOMAS MULLOCK, R. C. BISHOP OF NEWFOUNDLAND,  
*Respectfully Sheweth,—*

That your Petitioner has learned that by a decision of your Honourable Council the Roman Catholic Bishop is removed from the superintendence of the Central Roman Catholic Board of Education.

That the Education of this country is denominational, and as such, recognised by law. That the Senior Clergyman is ex-officio President of the Local Boards. That in order to carry out the denominational system as far as the Catholics are concerned, it is necessary that the Catholic Bishop should, ex-officio, be at the head of the Central Educational Board. By the Canonical Law of the Catholic Church the Bishop is the Superior, President, and Visitor, of all Catholic Schools; it is a duty inherent in his office, and one which, were he willing, he has no power to resign. That though the Catholic Church recognises the power of the State to create general or national Schools, and allows, where nothing subversive of faith or morals is taught, her children to frequent them, and her Bishops and Priests to sit as members of their boards, still she cannot admit the power of the State to organise Catholic Schools or Boards, as such, for in such cases her Bishops are ex-officio their superiors, and would, if they consented to such an anomaly, be giving to Cæsar what belongs to God.

That should such a project pass into law your petitioner will be obliged, with deep regret, to prevent any of his clergy taking any part in the system, and to prohibit any Lay Boards which may be established from taking the name of Roman Catholic Boards, a title which the State cannot give them.

That your Honourable House must be aware how injurious it will be to the country to have the Education of the whole Catholic community at a dead stop, or to pass a law which in conscience they cannot obey. In fine, your Petitioner sees but two ways in which the matter may be settled, either to establish a general system of education, irrespective of religious denominations, a plan which may be productive of grievous dissensions, or to recognise the inherent right of the Roman Catholic Bishop (a right which under penalty of death he could not forego,) to superintend the education of those for whose salvation he is responsible. He hopes, therefore, that your Honourable House will recognise this right, and as in duty bound he will ever pray.

JOHN T. MULLOCK,  
*R. C. Bishop of Newfoundland.*

## APPENDIX, No 13.

## PETITION

*From Members of the Established Church in the District of Harbour Grace, praying a Non-Division of the Educational Grant, &c.*

TO THE HONOURABLE THE LEGISLATIVE COUNCIL IN SESSION CONVENED.

THE PETITION OF THE UNDERSIGNED MEMBERS OF THE ESTABLISHED CHURCH OF ENGLAND, RESIDENT IN THE EDUCATIONAL DISTRICT OF HARBOUR GRACE.

*Humbly Sheweth,—*

That as the Educational Act 6th Victoria, cap. 6, is about to expire, your Petitioners deem it necessary to address your Honourable Body on this important subject.

Your Petitioners, upon mature reflection, disapprove of any division of the sum granted annually for the support of Protestant Schools in this Island; a measure calculated to destroy many of the Schools now existing in the Outports, where the means at the disposal of the various denominations of Protestants would be insufficient to establish separate and distinct Institutions.

Your Petitioners believe that the Boards of Education, as at present constituted, are better adapted to carry out faithfully the benevolent intentions of the Legislature than if they were composed wholly of one denomination.

Your Petitioners gratefully acknowledge the many educational advantages which the Legislature has already conferred on their children, and feel assured that by extending these advantages yet farther in the Colony, the Legislature will merit and obtain the willing blessings of the rising generation.

Your Petitioners therefore humbly pray that in any Act for Elementary Education your Hon. Body will negative any division of the Grant to Protestants, and will continue the mixed Boards of Education—and will increase the Education Grant to as great an extent as the circumstances of the Colony will admit.

And your Petitioners, as in duty bound, will ever pray.

W. STIRLING,  
JOHN STARK,  
THOMAS DANSON,  
ROBERT J. PINSENT.  
ALFRED MAYNE.

[And 425 others.]

## APPENDIX, No. 14.

## PETITION

*Of the Newfoundland School Society, on the subject of the Education Grant.*

TO THE HONOURABLE THE LEGISLATIVE COUNCIL OF NEWFOUNDLAND, IN SESSION CONVENED.

THE MEMORIAL OF THE LOCAL COMMITTEE OF THE NEWFOUNDLAND SCHOOL SOCIETY.

*Humbly Sheweth,*

That your Memorialists, gratefully acknowledging the liberal aid hitherto afforded the Newfoundland School Society, which has enabled them to enlarge their sphere of action, respectfully solicit from your Honourable House a continuance of the usual Grant; and should your Honourable House determine upon augmenting the amount now appropriated for Educational purposes, Memorialists trust that your Honourable House will place at their disposal such further sum as will afford them the means of extending their operations to Settlements now destitute of Educational establishments; and Memorialists respectfully crave the attention of your Honourable House to the numerous Petitions presented last Session, and recorded in your Journals, from many localities, in furtherance of the prayer of their Memorial.

And Memorialists, as in duty bound, will ever pray, &c.

For and on behalf of the Committee,

THOMAS DUNN,

*Secretary and Superintendent.*

March 1st, 1851.

## APPENDIX, No. 15.

## PETITION

*From the Reverend Edmund Botterell, Wesleyan Minister, praying that whatever sum be appropriated to the uses of the Church of England School Society from out of the Education Grant, such sum may be taken from the amount appropriated to Members of the Church of England.*

TO THE HON. THE LEGISLATIVE COUNCIL OF NEWFOUNDLAND IN LEGISLATIVE SESSION CONVENED.

THE PETITION OF EDMUND BOTTERELL,

*Humbly Sheweth,—*

That your Petitioner has observed that in the Bill for the Encouragement of Education, as proposed to be amended in Committee of your Honourable Council, the sum of Five Hundred

Pounds is provisionally appropriated to the Newfoundland School Society out of the gross sum of Two Thousand Six Hundred and Ten Pounds, intended for the Education of Protestants.

That your Petitioner deems it his duty on behalf of the Members of the Wesleyan Methodist Church to submit to your Honourable Council his deep sense of the injury which by this arrangement would be inflicted on them.

That inasmuch as the School Society in question is understood to be, and avows itself to be, as its name imports, a "Church of England School Society," your Petitioner conceives, and humbly prays, that whatever amount your Honourable Council shall determine to be paid for the uses of this School Society should therefore be deducted not from the gross sum for the Education of Protestants, but exclusively from the sums that shall be appropriated for the members of the Church of England.

And your Petitioner will ever pray.

EDMUND BOTTERELL,  
*Chairman of the District and General Superintendent.*

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APPENDIX, No. 16.

PETITION

*Of the Bishop and Clergy of the Church of England.*

TO THE HONOURABLE THE PRESIDENT AND OTHER MEMBERS OF HER MAJESTY'S COUNCIL.

THE MEMORIAL OF THE BISHOP AND CLERGY OF THE CHURCH OF ENGLAND IN NEWFOUNDLAND.

*Humbly Sheweth,—*

That in the existing Act for promoting Education in this Colony, the principle of dividing the amount voted for that purpose is recognised as far as the two great classes of Protestants and Roman Catholics are concerned, and that annual grants are also made for the support of Schools in connection with the Wesleyan Methodists and Presbyterians respectively.

Your Memorialists, therefore, respectfully invite the attention of the Honourable Members of Her Majesty's Council to the propriety and expediency of extending this Division of the said Grant; and pray that in any act which may be passed on the expiration of the existing Law, provision be made that a proportionate part of the yearly Grant for Education, according to the Population, may

be awarded for the support of Schools in connexion with the Church of England, and under the direction of the Clergy and other members of that Church only.

And your Memorialists, as in duty bound, will ever pray.

EDWARD NEWFOUNDLAND,  
THOMAS F. H. BRIDGE, M. A., *Archdeacon.*  
[And 29 others.]

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APPENDIX, No. 17.

PETITION

*Of George LeMessurier, praying that Harbour Buffett may be appointed the place of Meeting for the Educational Board of the District of Placentia, instead of Great Placentia,*

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TO THE HONOURABLE THE LEGISLATIVE COUNCIL.

THE MEMORIAL OF GEORGE LEMESSURIER, OF ISLE OF VALEN, IN PLACENTIA BAY,

*Humbly Sheweth,—*

That Memorialist is, and has been for several years, a Member of the Protestant Board of Education for the District of Placentia. That by the Educational Act now before your Honourable House the Board of Education must hold their sittings at Great Placentia, where there is no Protestant School nor more than one family of Protestant children.

That having to proceed to Placentia on the business of the Board is attended by great inconvenience, not only to your Memorialist, but also to other members of the Board. That the greater number of Protestants in the District reside at Harbour Buffett, where the Chairman and two members of the Board also reside, and where a School is established and attended by a large number of children. That it is desirable the Board, when holding its sittings, should be enabled to ascertain the manner in which the Schools under their direction are conducted, which cannot be done whilst the meetings are held at Placentia.

Your Memorialist therefore prays that your Honourable House will take the matter into your consideration, and appoint Harbour Buffett as the place of meeting, should it appear desirable so to do.

GEORGE LEMESSURIER,

## APPENDIX, No. 18.

## PETITION

*From Samuel G. Archibald, praying that a Bill may pass the House with a view to his obtaining a Patent for the Invention of certain close and open Tanks, &c., to be worked by Steam Power, for the purpose of operating upon some of the Products of this Island.*

TO THE HON. THE MEMBERS OF THE LEGISLATIVE COUNCIL OF THE ISLAND OF NEWFOUNDLAND.

THE PETITION OF SAMUEL GEORGE ARCHIBALD, NOW OF ST. JOHN'S, IN SAID ISLAND,

*Humbly Sheweth,—*

That your Petitioner is the Inventor of certain Close and Open Iron Tanks, and other apparatus, to be worked by Steam power, being constructed with the view of operating upon some of the products of this Island; as well as certain other Machinery to be used in the preparation of said products, and which he believes will be found to be a great improvement in the manufacture and refining of various Animal Oils and Substances, by which the export value of some will be materially increased, and others, which are now considered as useless, made valuable and profitable

That your Petitioner, at a very considerable cost and expense, has had the machinery and apparatus aforesaid, constructed, a part of which has already arrived in this port, and the remainder shortly expected from New York, which he intends to erect in this place, and hopes to have in operation in the course of three or four weeks.

Your Petitioner therefore prays that your Honourable Body will pass such a Bill as may enable him to take a Patent under the Great Seal of this Island, securing to him for the usual term of years the benefit of his invention and discoveries in the matters aforesaid.

Plans and Specifications of the Apparatus, Machinery, &c., will be ready to deposit in the office of the Colonial Secretary.

And your Petitioner as in duty bound will ever pray.

S. G. ARCHIBALD.

St. John's, Newfoundland, 8th March, 1851.

NEWFOUNDLAND, }  
Central District. }

On the 17th day of March, 1851, before the subscriber, one of Her Majesty's Justices of the Peace for the Central District, personally appeared the within-named Samuel George Archibald, and made Oath that he believes himself to be the original and first inventor of certain Close and Open Tanks, to be worked by Steam, and certain other Apparatus and Machinery to be used in the preparation of the raw material, to be applied in the improvement of the Manufacture and Refining



of Animal Oils and Substances, and that he does not know or believe that the same were ever before known, or used, in this Island, or any other part of Her Majesty's Dominions, or any other country.

S. G. ARCHIBALD.

Sworn before me, at St. John's,  
this 17th day of March, 1851.

P. W. CARTER, J.P.

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APPENDIX, No. 19.

PETITION

*Of William J. Ward, to be appointed Reporter of the Debates of the Council.*

TO THE HONOURABLE THE LEGISLATIVE COUNCIL, IN SESSION CONVENED.

THE MEMORIAL OF WILLIAM JAMES WARD,

*Respectfully Sheweth,—*

That since the commencement of the present Legislature, your Memorialist has reported and published in his journal, the *Morning Post*, the proceedings of your Honourable Body.

That having received an intimation that the Council "will not consider the application for compensation for such services from any party, unless he shall first have been recognised and authorised by the Council to report and publish the debates thereof;"

Your Memorialist, desirous of giving the whole of the Legislative Reports in his said Journal—(that being the recognised medium for the publication of the proceedings of the Honourable the House of Assembly)—respectfully begs that he may be authorised by your Honourable Body to have the reports of your proceedings taken, and published in the said Journal; or, that if another Reporter be appointed, your Memorialist may be authorised to publish them.

And your Memorialist, as in duty bound, will ever pray.

WILLIAM JAMES WARD.

St. John's, Newfoundland, January 31st, 1851.

## APPENDIX, No. 20.

## PETITION

*Of William J. Ward, that he may be authorized to take and publish the Reports of the House.*

TO THE HONOURABLE THE LEGISLATIVE COUNCIL, IN SESSION CONVENEED.

## THE MEMORIAL OF WILLIAM JAMES WARD,

*Respectfully Sheweth,—*

That your Memorialist has attended, during the two terms of the present Legislature, the Meetings of your Honourable Body, and reported and published in his Journal, the *Morning Post*, the proceedings of your Honourable House.

That he is desirous of continuing to do so, but a resolution of your Honourable House having been furnished him, signifying that the Council will not entertain any application for compensation of any Reporter, unless he is recognised and authorised as such by them.

Your Memorialist respectfully begs that he may be so authorised by your Honourable House to take the Reports and publish them, as he will otherwise be subject to the loss of labour and expense, if compelled to report and publish on his own account.

And your Memorialist, as in duty bound, will ever pray.

WILLIAM JAMES WARD.

St. John's, Newfoundland, February 10, 1851.

## APPENDIX, No. 21.

## PETITION

*Of Owners and Occupiers of Wooden Buildings, South of Duckworth Street.*

TO HER MAJESTY'S COUNCIL, IN LEGISLATIVE SESSION CONVENEED.

THE PETITION OF THE UNDERSIGNED, OWNERS AND OCCUPIERS OF WOODEN BUILDINGS, SOUTH OF DUCKWORTH-STREET,

*Humbly Sheweth,—*

That the Petitioners, with every desire to comply with the requirements of the Law, have been hitherto prevented from replacing their present Dwellings, Shops, &c., with Stone or Brick Buildings,—either by the high price of Materials, Workmanship, &c., and frequent impossibility of procuring Workmen at any rate, (occasioned by the large number of Public and Private Buildings

recently in course of erection,) or by the difficulty of paying the prevailing high rents. That many of the Petitioners are preparing to build as early in the ensuing summer as the importation of a sufficiency of materials (which are at present very scarce in the market) will enable them to do, and have workmen employed in their Sheds in making doors, window frames, &c., for that purpose.

Under these circumstances the Petitioners humbly pray that your Honourable House will be pleased to adopt such measures for suspending the operation of the Law under which their Sheds, &c., are now liable to removal, for such period as in your wisdom you may deem requisite, in order to enable them to comply with its provisions.

And as in duty bound will ever pray.

St. John's, January, 1851.

HOUNSELL, SCHENK & Co.  
HUGH H. ROCHE,  
[And 110 others.]

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APPENDIX, No. 22.

PETITION

*Of Abraham Gesner.*

TO THE HONOURABLE THE LEGISLATIVE COUNCIL OF NEWFOUNDLAND.

THE PETITION OF ABRAHAM GESNER, OF HALIFAX, IN THE PROVINCE OF NOVA SCOTIA,

*Humbly Sheweth,—*

That your Petitioner [has invented a new and improved mode of manufacturing Illuminating Gas, in addition to a discovery previously made of making such Gas from compact and fluid Bitumen, Asphaltum, Chapapote or Mineral Pitch, for which a Patent has been applied for. The new and additional discovery consists in making such Gas from all Animal, Vegetable, and Mineral Oils, Naptha, Petroleum, Rosin, Pitch, Tar, Turpentine, Coal Tar, and all the Tars and Oils derived from the Distillation of all Oils and Resins, and Fats of all kinds, which he verily believes has not been known or used prior to the discovery thereof by your Petitioner.

He therefore prays that Letters Patent of the Province of Newfoundland may be granted to him therefor, and that the following specification may be added to the former one to form a part thereof, and by which the whole of his discovery and invention are made perfect.

And your Petitioner, as in duty bound, will ever pray.

ABRAHAM GESNER.

Halifax, 6th December, 1850.

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**ADDITIONAL IMPROVEMENTS**

Made to the discovery and invention of Abraham Gesner, as specified in his application for Letters Patent to the Authorities of the Province of Newfoundland.

The Improvements I have made in my invention are as follows—

1st—An improvement in the Retort Case and the manner of charging it, and—

2nd—An improvement in manufacturing a greater number of materials than was specified into good Illuminating Gas, by mixing them with other substances.

It is necessary in all cases, in making the Gas, that when the Retort is at a red heat, and which Retort may be of the ordinary kind, the Bitumen, Asphaltum, or Mineral Pitch, or any other solid, fluid or semi-fluid hydro-carbon, shall be introduced into it in a case made of iron, or other metal, as described in the before-mentioned application, which prevents the material from flowing into the escape pipe and against the Retort head. I make the said case A of strong sheet iron, one end being closed, and the other having a moveable cap, B; the cap has a ring on its head, C, to admit a hook by which the case is readily withdrawn from the Retort after all the Gas has been carried off. I put the opening D, in the case near the extremity farthest off from the escape pipe, therefore all the Gas generated in it must strike the inner surface of the heated Retort between it and the case, and be exposed to an equal degree of heat before it makes its exit into the hydraulic main, or receiver, by which means the mixed material to be described hereafter, becomes more highly volatilised, the quantity of Gas is increased, and the tube, or second Retort, filled with charcoal, quicklime, coke, or burnt clay, represented in the application before-mentioned, is rendered unnecessary. When the Retort is at a lively red heat, the Retort Case, two-thirds or three-quarters full of the material to be made into Gas, is to be introduced and the Retort head screwed on in the usual manner. The case is allowed to remain in the Retort until all the Gas has escaped, when it is to be withdrawn and another charged one introduced if more Gas is required.

My second improvement consists in mixing all the Animal, Vegetable and Mineral Oils, Bitumen, Asphaltum, Chapapote, or Mineral Pitch, Naptha, Petroleum, Rosin, Pitch, Tar, Turpentine, Coal Tar, and all the Tars and Oils derived from the distillation of all Oils and Resins, and Fats of all kinds, or any solid, fluid, or semi-fluid hydro-carbon to be converted into Gas, with Sands, Clays, Earths, Lime, Potash, Soda, or other Alkalies, or absorbent matter, or decomposing material, before being placed in the before-mentioned case, and put into the Retort for distillation into Illuminating Gas, by which means their volatile matter escapes gradually, is exposed to an equal degree of heat, and much of the condensable portion of the charge is thereby converted into good Gas, instead of being thrown down in a fluid state in the hydraulic main or receiver, such absorbing and decomposing material being used as is best adapted to the nature of the solid, fluid, or semi-fluid hydro-carbon, or material to be converted into Gas.

To enable others skilled in the art of making Gas, to use and employ my invention and improve-

ment, I will proceed to describe in what manner their advantages are obtained and the Gas made. Although Illuminating Gas may be obtained from solid, fluid, and semi-fluid hydro-carbons by the ordinary methods, I find it far better to mix them with Lime alone, Sand, Clay, or common dry Earth, or other absorbent matter, mixed with Lime, Potash, Soda, or any other Alkali, in different and variable proportions, any mixture of them being beneficial according to the nature of the hydro-carbon to be employed. For the softer kinds of Bitumen, Asphaltum, or Mineral Pitch, Rosin, Naptha, and Coal Tar, I prefer Lime alone; for the overflow from Rosin, Oil, and Rosin Oil, a mixture of Lime slaked or unslaked, mixed with common dry Earth, Sand, or Clay, may be employed, or any one or two of the said substances in combination with an Alkali of any kind. The foregoing kinds of matter being mixed with the Oils, Bitumen, or Asphaltum, or Mineral Pitch, Naptha, Petroleum, Rosin, Pitch, Tar, Turpentine, Coal Tar, and all the Tars and Oils derived from the distillation of all Oils and Resins, and Fats of all kinds, or any other solid, fluid, or semi-fluid hydro-carbon, extend the fixed heating and decomposing surface in the Retort and Retort Case in the same manner but more effectually than pieces of Charcoal, Quicklime, Coke, or Burnt Clay, I had previously used in a Tube, or second Retort, as contained in the specification of the application aforesaid. The Alkalies produce a beneficial change in the relative proportions of hydrogen and carbon of the materials thus employed, affording Illuminating Gas instead of an overflow or condensation in the hydraulic main, or receiver. It is for these reasons I say that the aforesaid mixtures must be made of one, or more, and in different proportions, of the aforesaid substances, and put into the Retort Case before described, before the materials employed are put into the hot Retort to be made into Illuminating Gas. For condensing and distributing the Gas the ordinary means are employed.

In preparing the materials for Gas, which consist of all the Animal, Vegetable, and Mineral Oils, Bitumen, or Asphaltum, or Mineral Pitch, Naptha, Coal Tar, and all the hydro-carbons before-mentioned, I prefer Lime in a finely divided, or powdered state, either slaked or unslaked, or fine Earth mixed with Lime, or one pound of the Carbonate of Potash or the Carbonate of Soda in every Twenty Pounds of Earth; other proportions of the Alkalies with Earths, Sands, and Clays, and other mixtures of the kind, being nearly equal in effect. With either or more than one of these substances I mix the Oils, Tars, and Turpentine before-mentioned, so as to form a stiff paste. With the easily melted Bitumens I mix nearly equal weights of Lime and Bitumen. With any of these mixtures the Retort Case is to be filled as before described and placed in the heated Retort. After the charge is exhausted of all its Gas, the contents of the Retort Case, when Coal Tar, Naptha or any fluid oily hydro-carbon has been used, may be employed again for the same purpose an indefinite number of times, and thus be made the medium of again converting such oily hydro-carbons into good Gas as before mentioned.

What I claim in addition to the claim contained in the specification of my application aforesaid, and desire to have added thereto, and secured to me by Letters Patent, is the moveable cap B, and the ring C to the Retort Case A, and the situation of the opening, D, and the method of charging the case.

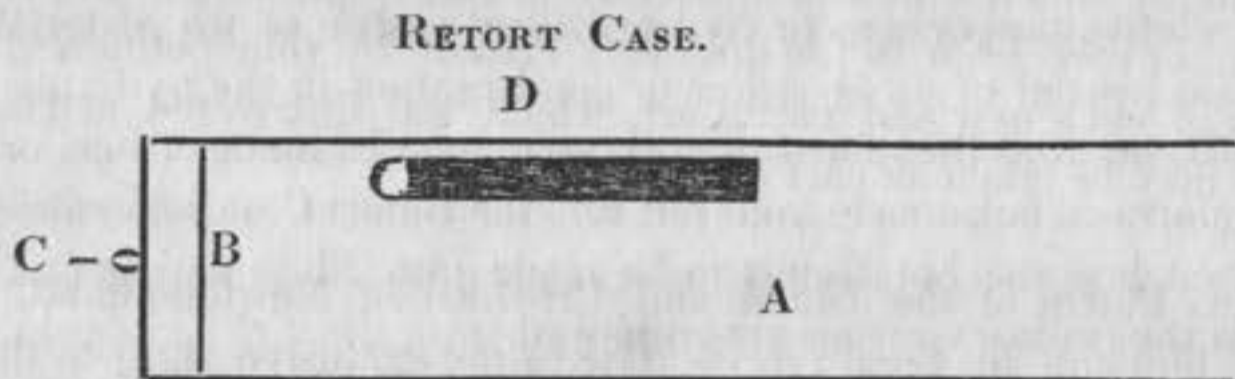
I also claim the mixing of all Animal, Vegetable and Mineral Oils, Bitumen, Asphaltum, or

Mineral Pitch, Naptha, Petroleum, Rosin, Pitch, Tar, Turpentine, Coal Tar, and all the Tars and Oils derived from the distillation of all Oils and Resins and Fats of all kinds, with Sands, Clays, Earths, Lime, Potash, Soda, or other absorbent and decomposing matter, before they are submitted to distillation for Illuminating Gas. I do not claim the manufacture of Gas from any of the Oils, Tars, and Turpentines, as they are now made to produce Gas by the ordinary methods; but I claim the combination, or mixture of them, and also of all Bitumens with one or more of the before-mentioned substances in different quantities and proportions, before they are submitted to distillation for the production of Illuminating Gas, and by which the quality and yield of the Gas are much improved; using for that purpose any or all of the mixtures aforesaid, or any other substantially the same, and which will produce the intended effect.

ABRAHAM GESNER.

Witnesses, { S. J. MORTON,  
LEANDER COGSWELL,

Drawing referred to in the preceding specification.



ABRAHAM GESNER.

CITY AND COUNTY OF HALIFAX AND PROVINCE OF NOVA SCOTIA.

On this the 10th day of December, 1850, before me the subscriber, one of Her Majesty's Justices of the Supreme Court, personally appeared the within named Abraham Gesner, and made Oath that he believes himself to be the original and first inventor of the mode herein described for the Manufacture of Illuminating Gas from all Animal and Vegetable and Mineral Oils, Naptha, Petroleum, Rosin, Pitch, Tar, Turpentine, Coal Tar, and all the Tars and Oils derived from the distillation of all Oils and Resins and Fats of all kinds, and in addition to his discovery of the manufacture of such Gas from Compact and Fluid Bitumen, Asphaltum, Chapapote, or Mineral Pitch; and that he does not know or believe that the same was ever before known, or used, and that he is resident in the said Province of Nova Scotia, where he was born.

ABRAHAM GESNER.

Sworn before me at Halifax, in Nova Scotia,  
this 10th day of December, 1850.

BRENTON HALLIBURTON, *Chief Justice of Nova Scotia.*

## APPENDIX, No. 23.

## PETITION

*Of Abraham Gesner.*

TO THE HONOURABLE THE LEGISLATIVE COUNCIL OF NEWFOUNDLAND.

THE PETITION OF ABRAHAM GESNER, OF HALIFAX, IN THE PROVINCE OF NOVA SCOTIA,

*Humbly Sheweth,*

That your Petitioner has discovered a new and useful art, the obtaining of Illuminating Gas from compact and fluid Bitumen, Asphaltum, Chapapote, or Mineral Pitch, as found in Mines, Quarries, and Springs in the Earth, by which a new manufacture in Gas is produced, and which he verily believes has not been known, or used prior to the discovery thereof by your petitioner, and he hereto has annexed a specification of such new and useful art, which was discovered at Halifax in June last, and prays that the same may be taken as part of his petition.

He therefore prays that Letters Patent of the Island and Province of Newfoundland, may be granted to him therefor, vesting in him and his legal representatives the exclusive right to the same, upon the terms and conditions of the law in that case made and provided.

ABRAHAM GESNER.

Halifax, Nova Scotia, 9th February, 1850.

Province of Nova Scotia, at Halifax, on this Sixth day of March, One Thousand Eight Hundred and Fifty,—before me, BRENTON HALLIBURTON, one of Her Majesty's Justices of the Supreme Court of said Province, personally appeared Abraham Gesner, before named, and made solemn oath that he verily believes himself to be the original and first inventor, or discoverer, of the Art described in the foregoing petition and following specification, of obtaining Illuminating Gas from compact and fluid Bitumen, Asphaltum, Chapapote, or Mineral Pitch, by which a new manufacture in Gas is produced, and that he does not know or believe the same was ever before known, or used; also that he is a subject of, and resident within the dominions of the Queen of Great Britain.

ABRAHAM GESNER.

BRENTON HALLIBURTON,

*Chief Justice of Nova Scotia.*

TO ALL WHOM IT MAY CONCERN,

Be it known that I, Abraham Gesner, of Halifax, in the Province of Nova Scotia, have discovered a new and useful Art, the obtaining of Illuminating Gas from compact and fluid Bitumen, Asphaltum, Chapapote, or Mineral Pitch, as found in Mines, Quarries, and Springs in the Earth, by which a new hydro-carbon and a new manufacture in Gas are produced.

My discovery consists in having obtained from compact and fluid Bitumen, Asphaltum, Chapapote, or Mineral Pitch, a new Illuminating Gas, which I denominate Kerosene Gas. This Gas differs from all other illuminating Gases, for as the Bitumen contains no Sulphur, nor nitrogen, it is free from sulphurated hydrogen, sulphurous acid, sulpho-cyanogen, cyanogen, ammoniacal gas, and azote, and its relative quantities of carbon and hydrogen differ from those of the gases heretofore used for the purposes of Illumination.

To enable others skilled in the art of making Gas to use and employ my discovery, I will proceed to describe the manner by which its advantages are obtained.

The Gas is obtained in the same manner as Coal Gas, except that the Bitumen, or Asphaltum, is to be introduced into the Retort in an iron case, having an opening in its upper side one third of its length and one half of its diameter, to allow the Gas to escape freely, and to admit the charge, which may be introduced and withdrawn at pleasure.

In its passage from the Retort to the Condenser and Gasometer, the Gas may be passed through a tube of length and diameter proportionate to the dimensions of the Retort, and placed at such a distance from it in the furnace, that while the Bitumen is being volatilized the tube may be held at a bright red heat; the tube may be filled with Charcoal, Coke, Quicklime, or Burnt Clay. By passing through the Retort, between it and its moveable case, and through the tube, the volatile parts of the Bitumen, Asphaltum, Chapapote, or Mineral Pitch, become more highly carbonized, a new hydro-carbon is formed, and the Gas is better adapted for affording light.

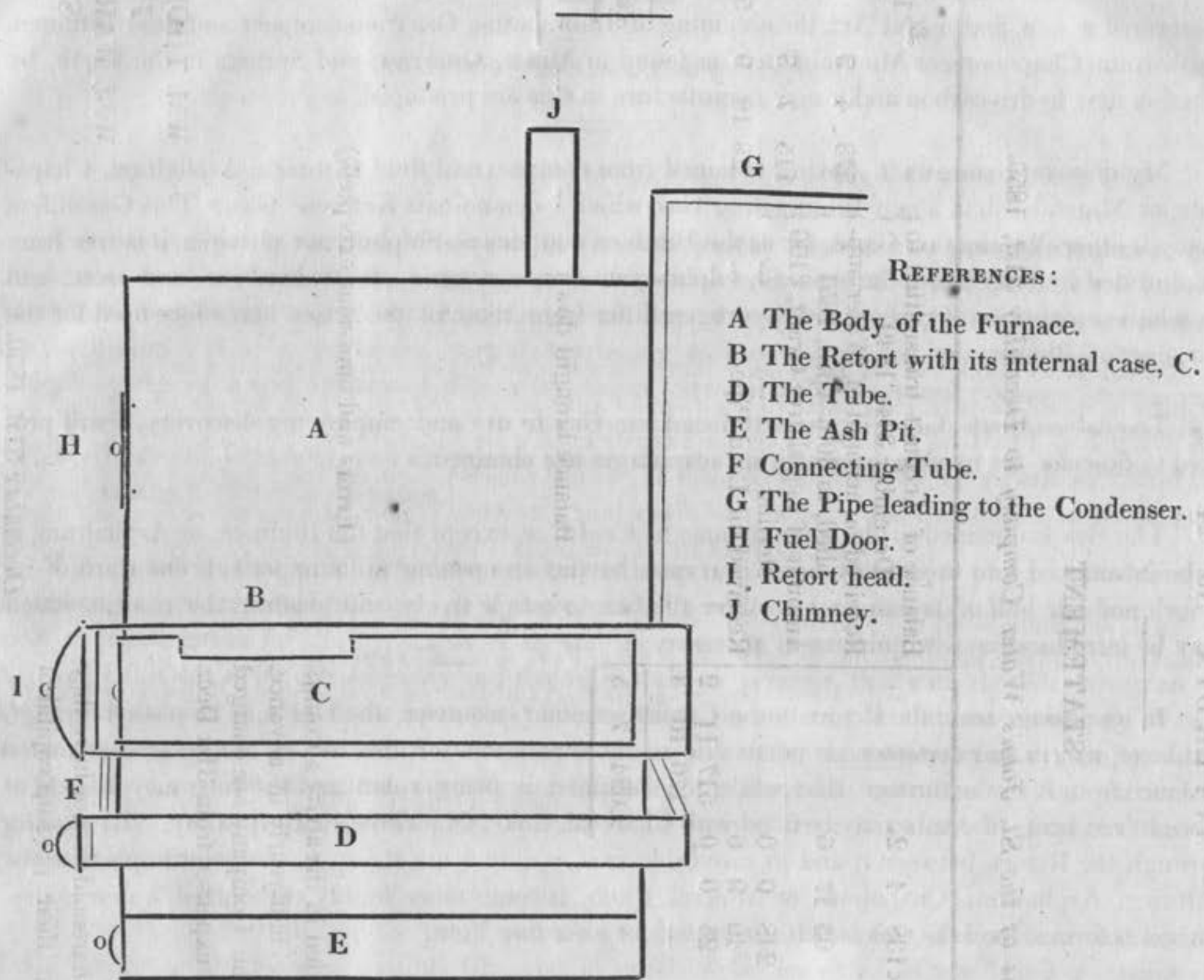
The furnace is to be either fixed or portable, according to the extent of the area to be lighted.

What I claim as my invention and discovery, and desire to secure by Letters Patent, is the use of compact and fluid Bitumen, Asphaltum, Chapapote, or Mineral, for the production of Illuminating Gas, instead of Coal, Oil, Rosin, or any other substance heretofore used for that purpose. I also claim the Retort, B, with its internal moveable Case, C, containing the material to be heated and volatilized in the production of Gas of any kind, as herein intended for the general purposes of Illumination.

I do not claim the Furnace with its two Retorts, to contain Carbon, Lime, Clay, or Coke; but simply a Retort to contain an internal moveable Case, to hold the Bitumen, or substance to be converted into Gas during the period of dry distillation.



I do not confine myself to fixed Furnaces; but also make them portable, whereby single Buildings, Blocks, Squares, and Streets, may be lighted independent of each other.



## REFERENCES :

- A The Body of the Furnace.
- B The Retort with its internal case, C.
- D The Tube.
- E The Ash Pit.
- F Connecting Tube.
- G The Pipe leading to the Condenser.
- H Fuel Door.
- I Retort head.
- J Chimney.

ABRAHAM GESNER.

Halifax, 9th February 1850.

## STATEMENT

*Of the Accounts of the St. John's Water Company to December 31st, 1850.*

Paid cost of Pipes and expenses attending laying them down. } £138 4 2	Balance of Account transmitted to } £ 176 16 3
“ for attending and repairing Fire } Plugs, and other Incidental } expenses ... .. } 65 17 6	Received on account of Water supplied, to 30th April, 1851 } 373 4 9
“ Superintendent ... .. } 248 0 0	Amount of Legislative Grant, £100 } 115 7 8
“ Secretary ... .. } 40 9 6	sterling ... .. }
“ Rent for Storage of Hose, &c. } 25 0 0	Received for Lead Pipe ... .. } 28 18 9
Balance ... .. } ...	517 11 2
	176 16 3
	<u>£694 7 5</u>
	Balance brought down ... .. <u>£176 16 3</u>

(Errors and omissions excepted.)

N.B....The receipts for water are included in the above account, to April 30th, 1851, being payable half-yearly in advance, but the incidental expenses of the Company are charged only to the 31st Dec., 1850. The expenses from 31st Dec., to 30th April, will be about £70.

No dividend has yet been paid to the Shareholders, nor have they received any interest whatever on their paid-up capital of £5,400 in the year 1846.

WM. THOMAS,  
*President.*  
W. J. WARD,  
*Secretary.*

*December 31st, 1850.*

## APPENDIX, No. 25.

## REPORT

*On the Provisional Lunatic Asylum.*

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ST. JOHN'S, NEWFOUNDLAND, DECEMBER 31ST, 1850.

Considering the numerous deficiencies of the Provisional Asylum as a place of treatment for the Insane, and the impossibility of any classification whatever in so small a building, there is reason for thankfulness on my part to be able in the present Report to give a tolerably favourable account of the Institution. It is nevertheless, very disheartening to have attempted the practice of a most difficult system of moral treatment of insanity, under circumstances presenting almost every conceivable obstacle to success—dangerous to the reputation of the system, and therefore injurious to the great cause of humanity, and dangerous also to the professional reputation of the physician who has undertaken to put it in operation.

Unfortunately, that which I foresaw as likely to happen, has indeed come to pass; in that results are asked for and expected, precisely as if there existed a really commodious Lunatic Asylum, with every requisite means for the treatment of mental disease. In describing the present state of the Asylum, I think it therefore necessary and due to myself to premise, that with the sole exception of a sufficient number of attendants upon the patients, there do not exist in the Institution any of the means and appliances for the curative treatment of insanity under the non-restraint system, such as are prescribed as constituting the requisite conditions for the favorable operation of that particular systematic treatment; and therefore the benefits to be derived from it cannot be expected under existing circumstances.

There having been during the past year more sickness than heretofore, the want of accommodation for the sick has been sensibly felt, and is much to be lamented—there being no means of removing sick patients from among their noisy fellows, nor of affording them such continual warmth in their bed-rooms as they require.

Upon these grounds I take the liberty of placing the great necessity for the immediate commencement of the new Asylum, at the head of my Report, and would earnestly request the Government to permit no further delay in the matter, as it is not at all likely that the projected building could be made ready for the reception of patients in a less time than a year and a half, in itself by far too considerable a time for the insane to be deprived of the accommodation of a better building than their present abode, and which must inevitably be extended to two years and a half, if no step be taken regarding the new Asylum during the present session of the Legislature. Surely the philanthropic spirit which so readily answered to the appeals made in behalf of the insane in 1846 and '47, is not extinct, or even become so apathetic, as to consider that enough has been done because

something has been done! If the sufferers from such visitations of the Almighty, as inevitable poverty and the loss of reason, are unable to obtain the sympathies of society,—alas, for that society!

I fear also that an impression exists of a very erroneous nature, viz.,—that the insane poor may be treated like the sane poor, and provided for accordingly, especially in their diet. The sane poor, however, are not necessarily *sick poor*; but it is perfectly well known to every member of the profession, and supported by every writer on insanity, ancient or modern, that insanity *is disease*, sui generis: and it may be added, disease of an obscure and complicated nature, requiring every available means of treatment for its cure.

The insane then, being unquestionably diseased people, and insanity being invariably accompanied, if not produced, by organic or functional disease,—the care of the Insane is in effect a provision for certain diseased persons in a Hospital or Asylum; a most important consideration for those who have to govern an Asylum for the Insane, who are too apt to suppose that the inmates of an Asylum can be provided for upon the same grounds as the inmates of a Poor-house. And to make this more obvious, I subjoin the more prominent and constant concomitants of insanity, exclusive of organic disease,—*e. g.*, debility of the whole constitution; excitement and irritability of the nervous systems, or a great vital depression of the same; sleeplessness in a greater or less degree; functional derangement of the digestive and excretory systems; mental and bodily changes of state with every material change of temperature and state of atmosphere; mental perversity. If to this description it be added, that in every Asylum there is a certain proportion of the inmates who have lost all power over the excretions of the body, and have thus to be attended to with the same amount of care as an infant, in consequence of debility,—it requires no argument to prove that, for the most part, a very nourishing diet, together with every personal comfort usually afforded to the sick, are imperatively demanded in a Lunatic Asylum. But upon no subject is there stronger or more unanimous evidence touching the treatment of the insane, than upon that of a highly nutritious diet. There is not a writer upon insanity in Europe or America who advocates a different opinion. Thus in the *Psychological Journal of Medicine*, of January, 1851, p. 146, we find the following remarks:—

“Nutritious food, warm clothing, cleanliness of person, with other prophylactic and hygienic measures, are, however, now generally considered of most essential importance; whilst it has been remarked, at the same time, that wherever the inmates of a Lunatic Asylum are under-fed, sickness and mortality will abound.

“To prove that the sufficiency of food, and its good and nutritious quality have much influence on the health of lunatics, I might mention a remarkable illustration which occurred at Bicêtre, during the first Revolution, when the constituent assembly of France reduced the quantity of bread distributed to the inmates from a kilogramme (2lbs 1-5th oz.) to seven hectogrammes and a half, (24 oz.,) whereby a great number of the old convalescents relapsed into a state of raving madness. This system of retrenchment having been afterwards carried to a still lower grade, and even to half a kilogramme, the consequences to the poor maniacs were most disastrous, seeing that in two months of the fourth year of the Republic, 29 deaths occurred among the patients; whilst in the whole year Two

(that is, when the allowance of bread was one kilogramme per patient,) only 27 deaths were reported during the whole twelve months. These facts furnish a very instructive lesson regarding the dietary of insane patients, and they point out the necessity of attending to the kind and quantity of nutriment which the inmates of Lunatic Asylums ought to receive. For whatever may be the moral or remedial treatment pursued, unless due attention is paid to such an important point as the food and regimen of insane patients, any plan of management, however beneficial it might otherwise prove, will not be likely to realize the expectations of relatives, or to fulfil the wishes of a conscientious practitioner."

Now it is equally admitted that the diet of the insane should, as nearly as possible, approximate to that habitual to their native country, being at the same time plainer for the rich and more nutritious for the poor. In this country it is well known, that an able-bodied man can supply his family with a plentiful diet of the most nutritious kind—in no country so much so. Therefore in the diet of our insane should be found at least as much nutrition as in the best diet of the labouring class, for their improvement in health; and of a kind such as is habitual to their class; for the substitution of articles of diet unusual to their habits, provokes a moroseness and obstinacy, as if resenting an insult—so much so, that for six months together I have known certain of the insane to go without a considerable portion of their food rather than eat the obnoxious article, to the manifest injury of their health.

The subjoined list of patients, suffering from disease in a greater degree than the other inmates, during the past year, will shew also that insanity and its immediate consequences upon the body, are not the only diseases requiring treatment and care in an Asylum—and that debility, especially, is so prevailing a feature as constantly to demand treatment by superior nourishment. Indeed there is scarcely one inmate who does not present to the Physician, a case of debility requiring treatment. So that to the direction—give the sick extra diet,—may be replied,—all are sick.

- J. D.—Hæmorrhages, diarrhœa, purpura, incontinence of urine, debility.
- J. N.—Slight general paralysis, purpura, debility.
- F. M'D.—Incontinence of urine.
- J. R.—Partial paralysis, debility.
- R. S.—Purpura, with large swellings.
- J. Q.—Epilepsy, occasional incontinence of urine.
- J. A.—Disease of stomach, liver and bowels, hæmorrhages.
- J. M.—Organic disease of brain, diseased stomach, great debility.
- E. F.—General debility.
- R. H.—Obstinate constipation.
- H. P.—Organic disease of stomach.
- R. A.—Incontinence of urine and fœces, lowest stage of debility.
- W. F.—Functional derangement of stomach and bowels.
- J. L.—Epilepsy.
- C. W.—Obstinate constipation.

- J. C.—Much debility, with indigestion.  
 J. P.—Ditto, ditto, with incontinence of urine, &c.  
 T. B.—Ditto, ditto, with emaciation.  
 — C.—Slight convulsive fits, with incontinence of urine.  
 A. B.—Dropsy, great debility.  
 E. P.—Incontinence of urine, debility.  
 A. E.—Ditto ditto ditto, disease of brain.  
 M. N.—Ditto ditto.  
 M. H.—Epilepsy.  
 M. H.—Ditto.  
 M. M.—Incontinence of urine and fœces.  
 M. C.—Perversion of all ideas of decency and cleanliness in the highest degree, depending much upon debility; great emaciation.  
 M. M.—Consumption.  
 J. C.—Ovarian disease.  
 M. M.—Debility, emaciation.  
 30 Cases.

Amongst the cases treated during the past year, I may mention a remarkable instance of that deplorable insanity, which causes the patient most obstinately to refuse eating or drinking, which was present in the Asylum in June last. From day to day every moral means that could be thought of was tried, and now and then succeeded; but for the most part force alone would induce the patient to swallow food, and that so remarkably, that he would run the greatest risk of suffocation before a particle could be placed in the throat. This man was a singular instance of monomania, influenced by disease of stomach. Eight months before admission, his insanity began by a horrid idea taking possession of his mind, viz.,—that he must kill one of his children with the heel of his shoe, and with great difficulty did he at last overcome the fatal impulse; but, a short time before his admission into the Asylum, his insanity took another direction, viz.,—he became convinced that he was condemned eternally; why, he knew not; and that to eat was a sin, and all meat was as poison to him, *because it would keep him alive*. He would detail the state he was first in, and his present state, as if impelled by an irresistible fatality, with great coolness and clearness; but when left to himself, walked up and down, groaning and lamenting his fate fearfully, and more than once attempted suicide. Death relieved him from his sufferings in July.

It was a singular effect of seeing the daily introduction of food into this patient's stomach, that cured another patient affected in a similar way, but slightly so. He seemed so struck by the sight, and the folly of the man, that he gave up his own opposition to eating immediately.

At pages 5 of my first, and 6 of my second Report, will be found notices of a patient named Mary —, presenting the worst case of insanity, and one of the longest duration, which has come under my notice. I am happy to say that she left the Asylum quite recovered in June last, and I afterwards received the following sensible and grateful letter from her; at which I was somewhat

surprised, having never supposed her capable of writing at all, but which was in itself very gratifying to me.

BONAVISTA, *September 24, 1850.*

SIR,—

I have taken the liberty of writing to you.—I thank you Sir for your kindness—if it had not been for your kindness I should not have been living now. I think to stop here the winter; if I can't make it out here I think to go to Pond in the spring. I worked for what I made use of the summer. I have five sons and one daughter; two of them is married—two of them is in this place now, one of them is twenty years of age and is soon out of his time; he will have something coming to him to support me the winter. Sir, I do not find my health as well as when I left, but I keeps about. I miss the medicine that you used to give me. My daughter stops in Pond. Please Sir to give my kind love to Mrs. Wotton\*—the paper was scarce, and I took the liberty to mention her name to you, Sir. I thank her for her kindness; I used to miss her a good deal.

I remain, &c.

In July, 1849, a female maniac of violent and intractable character, whose disease was of long standing, was admitted, who had up to that time been attended by a man, no female daring to approach her excepting at rare intervals. For a long time her management by the female attendants required extreme caution and tact, but although she improved under their hands, and submitted to their attendance, her principal change for the better took place in the following manner:

Hannah — had a great dislike to the male sex in general, and the sight of a man, especially if a stranger, usually excited her into a violent fit of raving. Last autumn, her son came to St. John's, whom she had not seen from the time of his infancy; he was a fine lad, and I was desirous of observing the effect of the interview which the boy sought to have with his mother, in the hope that it might have a beneficial influence upon her mind. I introduced him into the room in which his mother was sitting alone, directing him to say nothing to her until she spoke to him; he went and sat down upon the end of the form on which she was seated, and for a long time—about an hour—she took no notice of him, but the circumstance of her remaining quiet in the immediate neighbourhood of a strange young man, argued good notwithstanding. At length I observed her rocking her body backwards and forwards, evidently from the agitation of her heart and the unfailing maternal instincts working within her. I then went up to her, and said, Hannah, this is your son, and left them alone, as the boy shewed no fear, and I thought that she had at least no ill will towards him. From time to time I looked into the room, but observed no change—the boy shedding tears—the mother talking incoherently to herself in a subdued tone—and I began to fear she would not recognise him. I was however mistaken; another half-hour elapsed, when on again looking in, I found she had turned towards the boy, and was busy untying his neckerchief and tying it again, and she went on examining his dress, article by article, and at length took off his boots and put them on herself with a laugh, eventually returning everything to its proper place on the boy's person, who by this

\*The Matron.

time was sitting with his arm round his mother's waist. He asked her if she would have some new clothes, but she replied, no. Hannah has plenty of clothes, and would take nothing from him. She mentioned the names of several persons, whom the boy knew to be her old acquaintances, as if inquiring after them.

She has been much better since the interview, and mixes freely with the other female patients, eats with them at table, and when in a happy humour, sews neatly.

During the past year, a great improvement has been effected by the partial erection of an extensive board fence around the grounds, both for the sake of the insane and of the public; and during the coming year, when the fence shall have been completed, it will add greatly to the comfort and safety of the inmates, who have hitherto experienced such irritating and constant annoyance from the shameless curiosity of idle, worthless vagabonds. A considerable addition has been made also to the women's wards, by the erection of a small building at the western end of the cottage, which was greatly needed and is found to be most useful; it affords accommodation for sixteen patients,—and contiguous to it is a yard, enclosed by a board fence, for the use of noisy female patients, who were formerly accustomed to walk in fine weather in the garden close to the public road, and in such a position, whilst subject to great annoyance and excitement from passers by, they were also a cause of annoyance to others.

In the new female ward set apart for the troublesome and excited patients, it is a curious fact, that although there is no guard whatever before the window, not a pane of glass has been broken in it, and it may be added that at the present time the amount of breakage and destruction of articles in use throughout the Asylum, is very limited, so greatly is the violence of insane persons mitigated by the absence of personal restraints, and by a careful attention on the part of well instructed attendants, in preventing and subduing excitement.

I cannot better describe the general state of the Asylum, as an establishment for the care and cure of those afflicted by mental diseases, than by transcribing a letter which I had the honour to address to the Commissioners, upon their appointment last summer. It is as follows:

“As Medical Superintendent of the Provisional Lunatic Asylum, I beg to offer you some information concerning the peculiar character of that Institution at the commencement of your official connection with it. Because the welfare of the Insane, in which I feel the deepest interest, must depend very much in future upon the views you may take concerning it; founded upon that knowledge of their present situation and circumstances, which, as you have hitherto had no opportunity of obtaining, I conceive it to be my duty to afford.

“I think it not out of place also, to express the conviction, that the Insane will be materially benefited, in future, by the enlightened views as well as greater authority which the Commissioners will bring to bear upon the work, in which up to the present time I have been engaged alone. And, that apart from the economy of the Institution, the principal object of both Commissioners and



Physician to the Asylum will ever be—‘To do all the good in their power for those who are placed under their especial care, as afflicted by mental derangement.’ The importance of which, is best illustrated by reference to the Palaces, devoted to this sole object, which adorn nearly every County of England, Ireland, and Scotland.

“With regard to this country, it cannot be said that we are far behind, in the consideration of the welfare of the insane; but I am sorry to say regarding the present Asylum—that, in our means of doing good, we do indeed fall short—and it is to this painful subject that I desire to attract your particular attention.

“I may premise that nearly all the practical benefits afforded by Lunatic Asylas are comprised in these two principles—Protection for the incurable,—and Remedial Treatment for the curable. To what extent, then, are the means for carrying out these principles available at the Asylum?

“With regard to the first, they are limited to proper food, moral control, and bodily exercise within the narrowest limits. Isolation, classification, commodious house-room, even seclusion from public annoyances; all are wanting in greater or less degree. The very elements, then, of common protection, are absent. With regard to the second principle, the great requisites of treatment, complete isolation, classification, and out-of-door exercise, which for acute cases are so imperatively necessary, do not exist; and for milder recent cases, fresh air alone can be afforded them. Separation from disturbing causes, especially from noisy and excitable patients, we have no means whatever of effecting.

“In putting into practical use the principle of remedial treatment for the curable, I am therefore almost powerless, and I am glad to have an opportunity afforded me of shewing that the public are quite wrong in assuming, as they naturally do without inquiry, that the Asylum contains the means of curative treatment for the insane; and that, therefore, results in accordance are to be expected.

“Instead of being about to visit an Asylum provided with the means of general and medical treatment, or, as I have said above, of protection for the incurable and treatment for the curable, you will have before you a provisional place of Retreat simply, in which you will find little more than the means of ordinary cleanliness, and the exercise of as much moral control as the impossibility of classifying the inmates will admit of, and not as in a well-constructed and properly-furnished Asylum—everything that can conduce towards that curative treatment on the one hand, and protective care on the other, to which a Board of Commissioners can contribute so much efficacy, by using their authority to increase all the means and chances of success. There is only one principle of considerable importance in the management of the insane, which will become at once obvious to the Commissioners as in operation at the Asylum, that is the principle of non-restraint; as I am happy to say, that in spite of every disadvantage, bonds and mechanical restraints of every kind are unknown in the Asylum. And should the Commissioners authorize the immediate erection of some enclosures—imperatively demanded at this time, alike for the protection of the insane and the public—the inestimable advantage of exercise in the open air, will, in consequence, be conceded to all the inmates of

the Asylum. Anticipating this result, as the first act of the Commissioners—one at least of the lamentable deficiencies of the Asylum will be supplied through their instrumentality. To supply the remainder, is not possible under existing circumstances. The inadequacy of the institution must ever remain, in degree,—it being a fact to be deplored, rather than a fault to be condemned, that the provisional Asylum should have existence at all in place of that projected by the Legislature; nor should it be forgotten that with all its faults, its institution by His Excellency, in 1847, was a great step in advance in the cause of humanity.

“It is my confident hope that the work really before the Commissioners, will be to promote the speedy construction of a new Asylum, as an ornament and honour to the Colony.

In a letter addressed to the House of Assembly of Nova Scotia, and published in its Report of last year on the subject of Lunatic Asylas; a passing allusion is made to St. John's, Newfoundland, as possessing the nucleus of an Asylum for the treatment of the insane, which the citizens are likely to foster into an institution which will be alike creditable to the colony and on a par with similar institutions in Europe and America.

This favourable expression of opinion, we shall soon, I trust, justify by our actions, in the cause of the insane—whose interests, are also the interests of the whole society out of which they have been taken, to be secluded in an Asylum; whose sufferings are without parallel to themselves, and entail upon their relatives, miseries unknown to those of the human race who are mercifully spared the awful visitations of mental derangement.

One well acquainted with this subject, Dr. Forbes, writes, ‘Those who are unacquainted with the history of families over which the plague of insanity has fallen, know but a part of the miseries incident to human beings. If they could behold the accumulated trials of wives, daughters, and mothers under such circumstances; the immediate privations, the alarm and agitation, the sacrifice long endured for those who repay such devotion with frantic abuse, with an ingratitude the result of disease, but which does not the less wound and grieve the hearts of those who still love the doomed and fallen creature, whose sense and whose character are alike undergoing ruin; they would be convinced that there is no sorrow like their sorrow.’

Southey writes of his wife, “Forty years has she been the life of my life, and I have left her this day in a Lunatic Asylum. Mine is a strong heart. I will not say that the last week has been the most trying of my life; but I will say that the heart which could bear it could bear anything.”

And if there be any who suppose the feelings of the poor and illiterate to be less acute than those of the rich and intellectual, either they have left the great book of nature unread, or they have studied it to little purpose. The sorrows and anxieties of the families of the insane poor, instead of being less acute than those of people more favourably placed in this world, are on the contrary aggravated by many pressing necessities, and bodily destitution is, in their case, but too often added to mental suffering, upon the development of insanity in any one of them.

Now it is well known, that early treatment in a good Asylum is generally followed by the cure of mental disease; or, that at least, a large proportion of cases so treated do recover. It is, then, needful to have an Asylum erected speedily, upon two strong grounds, viz., that society may benefit by possessing the requisite means for the cure of insanity before it has become a confirmed disease; and that by obtaining the cure of a majority of the cases occurring from time to time amongst the indigent poor, a less number may require permanent support out of the public funds.

HENRY HUNT STABB,  
*Physician and Superintendent.*

*Cost of Maintaining the Insane Poor, for the Years 1847 to 1851, inclusive.*

FOR EACH INDIVIDUAL—

	Per week.		Per year.		
	Currency.		Currency.		
1847—In the Hospital ...	£0	12 1	£31	8 2	
1848—In the Asylum ...	0	11 10 $\frac{1}{2}$	30	17 6	
1849— “ “ ...	“	“ “	“	“ “	
1850— “ “ ...	0	10 3 $\frac{1}{4}$	26	14 7	
1851— “ “ ...	0	9 9 $\frac{1}{4}$	25	9 8	
					Or including Physician's Salary. £31 7 11
					30 3 0

Thus, with the special expenses incident to the Asylum,—of Physician, a staff of eight persons, rent and clothing, the present cost to the Colony is less than it has ever been, with all the advantages derivable from a separate establishment.

*Table of Inmates, Discharges and Deaths, in the Asylum, for Three Years.*

	Inmates.	Discharges.		Deaths.		Remaining.
			per cent.		per cent.	
1848	30	7	23	0		23
1849	52	7	14	3	6	42
1850	59	13	21 $\frac{2}{3}$	5	8 $\frac{1}{3}$	41

*Comparative Cost of Diet in the Asylum for Three Years.*

FOR EACH PERSON—

	Per day.	Per week.		
		Currency.		
1848...		£0	6 9 $\frac{3}{4}$	Weekly cost of diet at the Poor Asylum, Hanwell, Middlesex,—4s. 8 $\frac{1}{2}$ d. stg. each.
1849...	8 $\frac{1}{2}$ d.	0	4 9 $\frac{3}{4}$	
1850...	6 $\frac{1}{2}$ d.	0	3 9 $\frac{1}{2}$	

## EXPENSES

*Incurred at the Provisional Lunatic Asylum, from January 1st, 1850, to December 31st, 1850.*

	March Qr.	June Qr.	Sept. Qr.	Dec. Qr.	Totals.
Rent ... ..	£11 5 0	£11 5 0	£11 5 0	£11 5 0	£45 0 0
Wages ... ..	30 4 6	34 10 0	34 10 0	34 10 0	133 14 6
Diet of Patients, at 6½d. per day each ... ..	" " "	" " "	105 8 2	105 5 4	210 13 6
Diet of Servants, at £15 cy. per annum each ... ..	" " "	" " "	30 0 0	30 0 0	60 0 0
Extras for the sick ... ..	0 10 0	0 19 10	4 1 5	1 11 7	7 2 10
Fuel and Light ... ..	9 8 3	6 9 7	3 1 3	6 9 9	25 8 10
Clothing ... ..	21 12 5	17 0 4	17 19 9	20 8 3	77 0 9
Bedding ... ..	5 19 10	4 19 2	17 11 0	20 11 0	49 1 0
Medicines ... ..	1 4 3	2 10 4	0 18 6	0 17 11	5 11 0
Stationery and Printing ... ..	2 6 0	2 18 9	3 14 3	0 2 8	9 1 8
Sundries, acct. ... ..	6 3 1	12 0 9	9 2 4	12 6 11	39 13 1
Lime, Whiting, &c. ... ..	0 10 6	1 8 9	0 8 6	0 5 0	2 12 9
Straw ... ..	1 11 10	0 6 6	1 10 0	1 10 0	4 18 4
Burial expenses ... ..	" " "	0 7 6	3 17 0	2 3 6	6 8 0
Cartage ... ..	" " "	0 12 0	0 7 3	0 3 9	1 3 0
Tobacco and Snuff ... ..	2 0 3	1 14 9	1 4 6	1 7 0	6 6 6
Soap ... ..	1 17 4	3 14 8	2 12 4	4 9 8	12 14 0
Carpentry ... ..	1 5 0	1 5 0	0 8 4	2 5 0	5 3 4
Iron-work ... ..	1 18 10	" " "	" " "	1 3 3	3 2 1
Lumber ... ..	2 14 0	4 10 0	1 11 9	3 0 0	11 15 9
Mason-work ... ..	" " "	0 10 0	" " "	" " "	0 10 0
Meat ... ..	36 3 4	34 2 3	" " "	" " "	70 5 7
Milk ... ..	12 0 0	11 5 2	" " "	" " "	23 5 2
Bread ... ..	63 5 0	63 8 2	" " "	" " "	126 13 2
Butter ... ..	16 7 0	17 0 3	" " "	" " "	33 7 3
Potatoes ... ..	3 10 0	0 8 0	" " "	" " "	3 18 0
Fish ... ..	7 3 0	3 15 11	" " "	" " "	10 18 11
Flour ... ..	3 6 6	3 2 6	" " "	" " "	6 9 0
Onions and Turnips ... ..	0 1 8	1 2 0	" " "	" " "	1 3 8
Rice ... ..	1 2 6	" " "	" " "	" " "	1 2 6
Oatmeal ... ..	3 2 0	3 0 0	" " "	" " "	6 2 0
Raisins ... ..	1 2 0	1 0 6	" " "	" " "	2 2 6
Sugar and Molasses ... ..	9 8 9	10 10 6	" " "	" " "	19 19 3
Tea ... ..	15 15 0	6 14 7	" " "	" " "	22 9 7
Furniture ... ..	4 6 7	" " "	" " "	" " "	4 6 7
Ironmongery ... ..	10 1 2	4 10 0	1 10 10	" " "	16 2 0
Vinegar, &c. ... ..	0 13 1	0 11 6	" " "	" " "	1 4 7
Crockery ... ..	1 8 3	2 5 10	1 12 6	" " "	5 6 7
Coals ... ..	" " "	9 13 4	" " "	" " "	9 13 4
	£289 6 11	£279 13 5	£252 14 8	£259 15 7	£1081 10 7Cy

Dr.

The Government in Account with the Lunatic Asylum.

Cr.

1850.		1850.	
To Annual Expenditure .....	£1081 10 7	By Balance from 1849, for Current Expenses .....	£15 5 3
“ Building Expenses.....	54 18 10	“ Cash received for Mr. Anderson's Board .....	10 0 0
“ Amount paid W. Endicot .....	3 0 0	“ Warrant .....	289 6 11
“ Amount Coal Account furnished the Government .....	38 2 8	“ Ditto .....	574 18 4
“ Amount of Account for Passage Money [for an Insane Man, furnished the Government ...]	1 10 0	“ Ditto .....	249 18 11
		“ Amount paid by Colonial Secretary for Coals .....	38 2 8
		“ Amount paid by Colonial Secretary for the Passage of an Insane Man from Bonavista .....	1 10 0
	<u>£1179 2 1</u>		<u>£1179 2 1</u>

Errors Excepted,

HENRY HUNT STABB,

ST. JOHN'S, NEWFOUNDLAND, }  
December, 31st, 1850. }

APPENDIX, No. 25.

**TOTAL**

*Number of Cases treated in the Asylum in 1850.*

	No.	No.
Cases remaining from 1849.....	42	
Ditto admitted in 1850.....	17	59
Ditto discharged in ditto.....	13	
Ditto died in ditto.....	5	18
Ditto remaining.....		41

TABLE

*Of Cases admitted into the Provisional Lunatic Asylum, for the year 1850:*

Names.	Dates of Admission:	If married.	Trade.	Religion.	Country.	Disease.	Duration.	State on admission.	Subsequent state.	Remarks.
J. R. ...	April 4	Married.	Fisherman	R. Catholic.	Newfoundland.	Mania.	Recent.	{ Excited; incoherent; with tendency to general Paralysis .....	.....	Died, November 5
M. N. ...	Do. 17	Single.	.....	Wesleyan.	Do.	Dementia.	Congenital.	{ Half-blind, and reduced nearly to a skeleton from starvation .....	{ Remarkably fat, and much improved in body and mind.....	{ This girl, at first, devoured even offal, if not watched.
J. L. ...	Do. 25	Do.	.....	R. Catholic.	Do.	.....	Do.	{ An Epileptic—not a fit subject for the Asylum. ....	{ Evinced no insanity .....	Dismissed, September 2.
G. H. ...	May 16	Married.	Do.	Church of Eng	Do.	Mania.	Old.	Nearly starved. Mind very weak.	{ Improved very much .....	Dismissed well, September 2.
J. C. ...	Do. 24	Single.	.....	Do.	Do.	Do.	6 months.	Acute Mania .....	Very little improvement.....	{ Is likely to recover after some time,
R. B. ...	Sept. 4	Married.	Do.	Wesleyan.	Do.	Do.	Old.	{ Admitted in a period of remission of recurrent insanity .....	{ Remained sane .....	Dismissed, September 12.
M. H. ...	Do. do.	Single.	.....	R. Catholic.	Ireland.	.....	.....	{ An Epileptic, with slight symptoms of insanity .....	{ Improved steadily .....	Dismissed well, September 4.
M. C. ...	Do. do.	Do.	.....	Do.	Newfoundland.	Do.	12 months.	{ Acute maniacal subject, very much emaciated .....	{ Resists all treatment .....	Not likely to recover.
R. B. ...	Do. 23	.....	.....	.....	.....	.....	.....	{ Dismissed in September under error; received insane .....	{ Suffers from severe attacks of insanity .....	Improving very much.
D. P. ...	June 21	Married.	Do.	Church of Eng	Do.	Monomania.	8 months.	{ Emaciated to a degree—refuses obstinately to eat .....	{ Is fed forcibly, with much difficulty. Mania, acute .....	Died, July 8.
J. L. ...	Oct. 29	.....	.....	.....	.....	.....	.....	{ Dismissed Sept. 2. Sent back improperly .....	.....	Dismissed, December 5.
M. M. ...	Nov. 1	Do.	.....	R. Catholic.	Do.	Melancholia and Mania.	Recent.	{ A maniac from anxiety, grief, and insufficient food.....	{ Improving rapidly .....	Will soon be Dismissed.
T. B. ...	Do. 18	Do.	Do.	Do.	Do.	Mania.	Do	{ A case of insanity from drinking, but not delirium tremens.....	{ Improved steadily .....	Dismissed well, December 21.
M. K. ...	Do. 30	Single.	.....	Do.	Do.	Do.	12 months.	An insane Epileptic .....	Improves .....	Not likely to recover.
R. A. ...	Dec. 1	Married.	Merchant.	Church of Eng	Do.	Dementia and Mania.	6 months.	{ In the lowest state of vitality, in body and mind .....	{ Does not improve .....	Ditto ditto.
— S. ...	Do. 4	Single.	Fisherman.	R. Catholic.	Do.	Dementia.	12 months.	Idiotic .....	.....	Removed by relatives, Dec. 18.
J. C. ...	Do. 16	Do.	Do.	Do.	Do.	Do.	12 months.	Idiotic .....	Does not improve .....	Is likely to improve in summer.

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