

# The Colonial Herald,

AND

## PRINCE EDWARD ISLAND ADVERTISER.

Vol. VI.]

CHARLOTTETOWN, SATURDAY, MARCH 4, 1843.

[No. 292.]

### HOUSE OF ASSEMBLY.

#### PUBLIC ACCOUNTS.

Mr. LONGWORTH, from the Special Committee appointed to examine and report on the Public Accounts, presented to the House the following Report, as prepared by the Committee:

Your Committee, appointed to examine and report on the Public Accounts, have, after a careful examination, found correct all demands and accounts referred to them, with the exception of a slight error which appears in the Impost Account for the District of New London, and have respectfully to report as follows:—

#### EXPENDITURE FOR THE YEAR ENDED JANUARY 20th, 1843.

ROADS AND BRIDGES:	
Sums paid by Correspondent of Road Commissioners,	£3575 0 0
Roads & Bridges leading towards Large's Ferry,	9 15 0
Road from Hill's Mills to Tignish,	443 1 0
Kildare Bridge,	20 0 0
Vernon River Bridge,	30 0 0
Dunk River Causeway,	109 0 0
A. Macdonald, for taking care of Mount Stewart Bridge,	5 0 0
Road from the main road to the Shipping Place at Crapaud,	59 5 0
Road from St. Eleanor's to Mascouche, (right of way)	5 0 0
Road Correspondent's salary,	40 0 0
Road Commissioners' salaries, (17)	170 0 0
	4466 1 0

ROAD COMPENSATION ACT:	
Awarded to Roderick Campbell, for damages,	22 0 0
Do. to Archibald Campbell, for damages,	2 10 0
Do. to Peter Ferguson, for do.	19 0 0
Do. to Henry Palmer, Esq. for do.	11 0 0
Expence of an Inquisition on the road leading from Barlow's Mills to Charles Palmer's,	26 14 3
Awarded to Ronald Macdonald, on account of road from Dingwell's Mill to Cardigan River,	10 0 0
Do. to John McKenzie, do. do.	5 0 0
Do. to Samuel Nicholson, do. do.	20 0 0
Do. to — Flanigan, do. do.	2 0 0
	118 4 3

WHARVES:	
Wharf at Grand River,	14 0 0
Extending St. Mary's Bay Wharf,	12 0 0
Wharf at Minchin's Point, opposite Charlottetown,	349 13 4
Removing do. from where commenced, when partly built, to another site,	120 0 0
Queen's Wharf, Charlottetown, (repairs),	33 13 4½
	529 6 8½

BUOYS:	
Charlottetown,	28 6 8
Bedeque Harbour,	10 12 6
Three Rivers,	7 19 0
Cascumpeque,	7 0 0
Murray Harbour,	6 0 0
New London, (one and a half year)	7 2 6
St. Peter's Harbour,	4 9 6
Grand River do.	3 16 0
	75 6 2

GOVERNMENT HOUSE:	
David O'Neil's Account,	2 7 6
Advance made by the Hon. J. S. Smith, for repairs, &c.	80 15 7½
Amount voted for repairs in Session 1842,	150 0 0
	233 3 1½

JAILS AND COURT HOUSES:	
Queen's County:	
Sheriff's Account,	89 16 8
Firewood (Jail),	69 17 11
Bread, do.	28 14 7½
Jailor's salary,	40 0 0
Matron's do.	15 0 0
Medical attendance (Jail)	10 0 0
Two Stoves, and Backs for Stoves,	13 18 6
Balance of expence incurred in painting Court House,	6 15 6
	274 3 2½

Prince County:	
Sheriff's Account,	55 3 10
Medical Attendance (Jail),	3 0 0
Jailor's salary,	30 0 0
	88 3 10

King's County:	
Sheriff's Account,	46 0 10½
Mr. Owen's & Jailor's account for sundries purchased for Jail,	36 7 8
Medical Attendance (Jail)	4 0 0
Jailor's Salary,	30 0 0
Matron of Jail,	3 0 0
Painting Court House and Jail,	30 0 0
	149 8 6½

EDUCATION AND SCHOOLS:	
District Schools,	954 16 0
Acadian Teachers,	20 0 0
School Visiter's Salary,	100 0 0
Tuition of three Indian Children, for 6 months,	4 10 0
National School,	25 0 0
St. Andrew's College,	75 0 0
Secretary to Board of Education,	15 0 0
Members of the Board, do.	13 0 0
	1207 6 0

Central Academy:	
Masters' Salaries,	300 0 0
	1507 6 0

MAILS:	
By Steamer Pocahontas,	200 0 0
“ “ St. George,	300 0 0
Winter Mails, including £41 19s 6d for conveyance and conducting Mails between Cape Tormentine and Amherst,	140 0 6
	540 0 6

Inland:	
Western, Georgetown, Belfast and Wood Islands,	160 7 2
Eastern,	78 14 0
Conducting Inland Mails,	60 13 6
	30 0 0
	969 15 2

#### SURVEYS, CHARTS AND PLANS:

Alexander Anderson, two Surveys and Plan of a line of Road from Barlow's Mills to Boyle's, Lot 11,	20 17 0
Isaac Smith, for sundry Plans and Specifications,	9 18 0
Surveyor General's Account for Public Surveys,	11 2 2
Alexander Anderson, for a Plan and Survey of part of the Island, including £1 3s. 4d. to Wm. Cundall, Esq.	26 3 4
	68 0 6

#### PRINTING AND STATIONERY:

J. D. Haszard's Quarterly Accounts,	266 14 6
James B. Cooper & Co's Account,	49 4 3
	315 18 9

#### LEGISLATIVE COUNCIL:

Chaplain,	40 0 0
Usher of the Black Rod,	35 10 0
Clerk and Stationery,	169 15 8
Printing Journals,	92 6 0
Indexing Journals,	7 10 0
Messenger and Disbursements,	59 19 5
Door-keeper,	28 2 6
	433 3 7

#### HOUSE OF ASSEMBLY:

Speaker and Members,	764 12 4½
Clerk,	180 0 0
Sergeant-at-Arms,	32 8 0
Do. for Disbursements,	152 16 0
Printing,	238 9 10
Messenger,	27 7 6
Door-keeper,	26 11 6
	1422 5 2½

#### CROWN PROSECUTIONS:

Attorney General's Fees,	113 12 9
Solicitor General's do.	5 16 8
Acting Solicitor General, do.	25 1 8
Clerk of the Crown's Fees,	84 0 7
Clerk of the Crown's Disbursement Account,	65 19 6½
Deputy Clerk of the Crown's Fees for King's County,	27 5 6
His Disbursement Account,	32 15 7
Deputy Clerk of the Crown's Fees for Prince County,	10 1 4
His Disbursement Account,	10 16 0
Attorney General's Account for miscellaneous services,	44 6 8
	419 16 2½

#### COLONIAL BUILDING:

Advanced on account of Slates,	150 0 0
Nova Scotia Stone	21 0 0
Attorney-General, for drawing Contracts and Bonds	20 13 4
	191 13 4

#### ELECTION EXPENSES.

Queen's County	74 16 5
Prince do	58 11 2
King's do	42 15 3
	176 2 10

#### FISH BOUNTY ACT.

George McKenzie, schooner Armada, (Summer 1841)	10 0 0
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#### SALARIES.

Chief Justice's Travelling Expenses	100 0 0
Colonial Secretary	400 0 0
Treasurer	500 0 0
Collector of Imposts, Charlottetown	260 0 0
Adjutant General	75 0 0
Sheriff, £20 each	60 0 0
Sub-Collectors of Customs	180 0 0
Librarian to Legislature	10 0 0
Assayer of Weights and Measures	10 0 0
Wharfinger	30 0 0
Messenger to Executive Council	40 0 0
Market Clerk	40 0 0
	1705 0 0

#### MISCELLANEOUS.

Ladies' Benevolent Society, (out of £80 granted last Session)	60 0 0
Board of Health, cost of the erection of a Building for the use of Sick Emigrants	45 0 0
Lunatics and Paupers	203 0 0
Diet of a Lunatic confined in Charlottetown Jail	12 5 0
Presents to the Indians, by order of the Government,	26 5 3
Lieutenant Governor's Fees,	14 9 0
Assessment on Government Pews in St. Paul's Church,	10 10 0
Charlottetown Mechanics' Institute,	15 0 0
Public Postages,	35 14 5
William Smardon, for sundry Bags, to enclose Despatches for the Secretary of State,	4 10 0
Coroner's Accounts (4 Inquests)	18 13 7
Steam Navigation Company, three Instalments on 150 Shares,	2587 10 0
Georgetown Market House, moiety of sum granted,	72 0 0
Commissioners for Issuing Treasury Notes,	45 0 0
Central Agricultural Society,	50 0 0
Amount granted towards the Survey of the line of the proposed Canal, between the Bay of Fundy and the Gulf of St. Lawrence,	230 0 0
Removing Market House,	41 14 10
Repairs in Central Academy	9 12 6
Stationery for the use of the Colonial Secretary's Office,	8 6 7
Stove for Market House,	8 0 0
Two Scows (Coles and Fife's Ferries)	21 10 0
Moorings for do.	5 10 0
Apprehending Deserters,	10 0 0
Treasurer's Small Disbursement Account,	44 3 3½
Town Major's do. do.	10 13 9
Drawback on Goods exported,	22 9 8½
Pump and Well Assessors, being the amount received for Dog Tax,	18 4 0
Bears and Loupcevriers,	8 15 0
Interest on Warrants, that were paid into the Treasury,	578 12 10
Annual Interest paid on outstanding Warrants,	381 10 0
	4598 19 9

Total Expenditure, £17,751 18 2

#### RECEIPTS AT THE TREASURY FOR THE YEAR ENDED JANUARY 20th, 1843.

IMPOST DUTIES:	
Charlottetown,	6732 3 3½
Three Rivers,	653 17 8½
Colville Bay,	299 18 11
Richmond Bay,	113 7 10½
Bedeque,	85 12 10½
New London,	61 19 8
St. Peter's,	25 4 4½
Cascumpeque,	15 16 2
Crapaud,	6 10 4½
St. Peter's,	5 19 4
	8000 10 7½

LIGHT DUTY:	
Charlottetown,	57 11 0
Three Rivers,	15 3 11½
Bedeque,	10 2 5
Colville Bay,	9 18 7
Richmond Bay,	9 2 11½
Cascumpeque,	1 2 5
	103 1 4

Her Majesty's Customs, Post Office,	1425 0 0
	677 15 0

#### MISCELLANEOUS:

J. D. Macdonnell, Esq., Collector of Impost, balance due the Government, on sundry seizures, Amount received from Emigrants under the Act 5th Vic. cap. 5,	23 8 7½
George Campbell, Collector of Impost, on account of seizure made by him at New London,	27 2 6
Amount of License Duty,	5 0 9½
Fees received by Colonial Secretary, Charlottetown Wharf,	189 15 0
Fines and Penalties,	170 12 7
Warren Farm, (one year's rent) Secretary to Board of Education, paid in under the Act 5th Vic. cap. 33,	133 0 7
Net proceeds of School Lands, sold under the Act Will. 4th, cap. 13,	21 0 0
From Attorney General, being Judge's fees advanced on three Warrants of Attorney,	27 15 6
Alexander Rae, Esq., under Road Compensation Act,	0 10 0
Proceeds of a Barrel of Fish, sold by directions of Fish Inspector, James Watts, late Hog Reeve, moiety of the amount of sale of a Pig,	0 17 6
Proceeds of two Grates from Government House, sold,	0 4 6
Market House, on account of Rent of Stalls,	0 2 6
Interest on Bonds,	3 1 8
Amount received under the operations of the Land Assessment Act,	9 11 5
	232 3 3½
	1835 11 4½
	3538 13 8½

Total Receipts,	13745 0 8½
Balance against the Colony, for the year ended January 20th, 1843,	4006 17 5½
	£17751 18 2

#### ISLAND OF PRINCE EDWARD.

Dr. To amount of Treasury Warrants afloat, and bearing interest, £16,947 11 14

“ amount of Treasury Notes in circulation, 11,500 0 0

£28,447 11 14

Cr. By amount of Bonds in Treasurer's hands (£4,258 5s. 11d. of the amount bearing interest), exclusive of the following, £8,049 15 03

Viz:—Bond of R. Hyndman and others—balance due after all available property being sold, £262 11 11

Duncan McKay and John McGregor's bond, there being no assets—balance due, 46 13 9

Robert Rogerson & Jas. McInnis' bond—no assets, 12 3 10

James Mooney and James Keating's bond, there being no assets—balance due, 30 12 10½

James Mooney & Nicholas Marquand's bond, there being no assets—balance due, 88 6 9

Wm. Connery & Robert Thompson's bond, no assets—balance, 18 5 8

£458 14 9½

By amount of Bonds in the Attorney General's hands, 99 2 7½

“ Treasury Notes and Cash in Treasurer's hands, for balance of amount received for Land Assessment, over amount expended in calling in Warrants under the Act, 5 Vic. cap. 13, 3,986 8 4½

“ Cash in Treasurer's hands, for Warrants called in, up to Jan. 13th, 1842, 1,680 2 5½

“ Cash in Treasurer's hands, available, 2,562 1 8½

“ Balance against the Colony (which amount includes all the Treasury Notes in circulation, £11,500), 12,070 0 11½

£28,447 11 14

[The Report was referred to a Committee of the whole House.]

FRIDAY, February 17, 1843.

Adjourned Debate on the Bill to amend Land Assessment Act.

Mr. CAMBRIDGE in the Chair.

Mr. PALMER said, as the law now stands, a party may wait two years before he selects the land he has purchased. In his opinion, the time should be shortened and limited during which he should be compelled to choose. It would be too long to keep the people in jeopardy about the fate of their land. For his part, he thought six months too long; the purchaser might find it in less time, if he chose.

Mr. FRASER thought the least a man should have for his money was time to look out for his land. Less time than was allowed by the former Bill, would render the amendments worse than the provisions of the former Bill.

Mr. MACAULAY thought that as soon as the property was sold and paid for, it belonged to the purchaser, wherever it was situated.

Mr. YEO thought six months long enough to seek out the land sold.

Mr. COLES said this clause was designed to protect the settler; it provides a means whereby he may enquire and find out what land is sold, in order that he may provide for its redemption. (Reads the clause.) He thought it should be made as public as possible. He wished the Committee to come to a decision on the First clause of the Bill. What had fallen from hon. members had not altered his opinion on the summary mode it provided for the recovery of so trifling a sum—and he could not see why the summary proceeding in the Pump and Well Assessment Act was allowed to remain so many years, if it was such a novel mode of proceeding as some hon. members would make it appear to be. As to the proceedings against smuggled goods, alluded to by the hon. member (Mr. Palmer), it was a precedent for the adoption of this clause, as in that case the Excise Officer seizes the goods, and sells them without going into the Supreme Court; but if to recover a penalty, then, in that case, they had to go into the Courts of Law. As so much time had been taken up in discussing the matter, he would not detain the Committee any longer, but move that the clause be adopted.

Mr. PALMER did not approve of the length of time proposed. The object of the clause was, to give notice to the sale. Now, there were two things of which the settler must be well aware—the first is, that he did not pay his assessment; and the second,—that the land was sold in consequence of the non-payment of it; and therefore all that was of further importance for him to find out was, who the purchaser was; and of this the tenant can be apprised, by applying at the Sheriff's Office. Publication in the Newspapers will entail great expence.

Mr. D. MACLEAN said, under the existing law, too much precaution cannot be taken, to protect the tenant. He would move that the land sold should be advertised four successive times in the Island papers.

Mr. RAE said all the expenses incurred are to be refunded to the purchaser by the defaulter. He would like to know whose duty it was to advertise?

Mr. LONGWORTH said the expence of advertising four times will far exceed the amount of the tax; this was monstrous!

Mr. RAE said the enactment was not to preserve the paltry sum of two shillings, but it is to protect property of the value of perhaps £500 that the expenses alluded to are incurred; and when it is borne in mind that they ultimately fall on him who has neglected to pay his assessment, he cannot complain if he has to incur some expence to preserve his property. He apprehended that the doubts that have gone abroad, respecting the validity of the titles under the late sales, may be more an obstacle to deter purchasers than any thing in this clause.

Mr. COOPER was of opinion that advertising was necessary, as many persons were apt to overlook the time of paying, and neglect it altogether.

Mr. MACINTOSH did not see what better we could do with the Bill than suffer it to die a natural death; and then we would be rid of the good and evil of it together.

Mr. DOUSE said the time of making the returns, and when the books were closed, was about the time the ice was making, which was a very improper season. He thought if a fortnight or three weeks were allowed, after the books were returned, it would benefit many a poor man, who