
Saturday, the 21st day of January, 1871

Council met at Noon at the Government Buildings.

Present: His Excellency The Governor and The Honbles. The Colonial Secretary, The Attorney General, The Chief Commissioner of Lands & Works, The Collector of Customs, J. S. Helmcken, R. W. W. Carrall.

Minutes of the last Meeting were read and confirmed.

A letter was read dated 29th December from the Honble. R. W. W. Carrall (Member for Cariboo) forwarding a Petition praying that Cariboo may be created into a School District.

Prayer of the petition granted on the election of a Local Board, and due compliance with the terms of the School Act.

A letter of 10th January was read from the Inspector of Schools relative to a petition from certain persons at Yale, asking for the removal of the Teacher and stating from information received he was of opinion that the present Teacher was perfectly competent and that the statements made in the Petition were not founded on fact—when it was decided the Local Board should be acquainted accordingly.

A letter of 13th January was next read from the Secretary of the Local School Board at Victoria requesting a sum of \$480 be paid to the Board which had been promised by the Government in aid of the Schools, on condition of the Board raising a like amount.

The Inspector of Schools having satisfied himself that the statement made was correct, the application was granted.

A letter was next read from the Magistrate at Nanaimo forwarding an application from the Local School Board in that District for the School room to be put in repair to the amount of \$156 at the expense of the Government. Granted on the recommendation of the Inspector of Schools.

A letter of 10th January from the Inspector of Schools was read requesting a decision by the Governor in Council relative to the appropriation of the Education Grant, when it was decided to acquaint the Inspector that the Executive Council were not prepared to recommend so important a deviation from the principle of the Education Ordinance and that the Governor concurred in their opinion.

A letter dated 13th January was read from the Victoria School Board; also letters from the Inspector General of Schools relative to a revision of the present School system, when it was agreed the Board should be acquainted that the Executive Council were not prepared to recommend an important deviation from the principle of the Education Ordinance which leaves the manner of

supporting the Schools to be arranged in any one of three modes in accordance with the wishes of the residents.

The Council then engaged in the discussion and preparation of a Bill for the introduction of Responsible Government.

The Council then adjourned.

(Signed) A. Musgrave
Governor

Monday, the 23rd day of January, 1871

Council met at Noon at the Government Buildings.

Present: His Excellency The Governor and The Honbles. The Colonial Secretary, The Attorney General, The Chief Commissioner of Lands & Works, The Collector of Customs, J. S. Helmcken, R. W. W. Carrall.

Council were engaged in the discussion of a new Constitution Act introducing Responsible Government.

Council adjourned.

(Signed) A. Musgrave
Governor

Tuesday, the 24th day of January, 1871

Council met at the Government Buildings at 8 P.M.

Present: His Excellency The Governor and The Honbles. The Colonial Secretary, The Attorney General, The Chief Commissioner of Lands & Works, The Collector of Customs, J. S. Helmcken, R. W. W. Carrall.

Council engaged in the discussion of a new Constitution Act for the introduction of Responsible Government.

Council adjourned.

(Signed) A. Musgrave
Governor

Friday, the 27th day of January, 1871

Council met at Noon at the Government Buildings.

Present: His Excellency The Governor and The Honbles. The Colonial Secretary, The Attorney General, The Chief Commissioner of Lands & Works, The Collector of Customs, J. S. Helmcken, R. W. W. Carrall.

A letter of 26th January was first read from Messrs. Nelson and Woodcock relative to a Charter being granted them for a Pack Trail from the Skeena River to Lake Tatlah.

Also a letter from the same parties of the 21st December, offering on certain conditions to open a trail from a point on Skeena River between the Acquigate and the junction of the Skeena to Tatlah Lake, when it was after some discussion on the subject decided that tenders for the above work should be called for, and the Chief Commissioner of Lands & Works was instructed accordingly.

A letter was next read dated 18th January from Messrs. Drake Jackson & Aikman, on behalf of Messrs. Farron and Madden for a Government Grant for 10 years for the exclusive right of Ferry-age of the Babeen River when it was decided this also should be performed by Contract, and the Chief Commissioner was instructed to call for Tenders accordingly.

The Council then engaged in discussing the new Constitution Bill.

The Council then adjourned.

(Signed) A. Musgrave
Governor.

Wednesday, the 1st day of February, 1871

Council met at Noon at the Government Buildings.

Present: His Excellency The Governor and The Honbles. The Colonial Secretary, The Attorney General, The Chief Commissioner of Lands & Works, The Collector of Customs, J. S. Helmcken, R. W. W. Carrall.

Minutes of the last Meeting were read and confirmed.

A letter was first read from Mr. Wyllie of San Francisco dated January 19th preferring a claim to be employed in the adjustment of the Real Estate Tax Sales difficulty when the Council recommended the services of Mr. Wyllie be obtained for that purpose he having formerly held the Office of Assessor in this Colony.

The Governor then read a resolution of the Legislative Council requesting a Bill be sent down by the Government to amend the Fire Companies Aid Ordinance, by taxing all the Insurance Companies doing business in Victoria at the rate of \$300 per annum for the benefit of the Fire Departments, when the Attorney General was instructed to prepare the necessary Bill accordingly.

Also a resolution of the Legislative Council requesting a Bill be sent down by Government to remit the Road Tolls on Flour made from Colonial grown Wheat, when the Attorney General was instructed to prepare a Bill accordingly.

The Governor then read to the Council a Despatch from Lord Lisgar, dated 9th January enclosing an approved Minute of the Privy Council of Canada relative to the Positions of Public Officers in this Colony, whose positions may be effected by Political changes on Confederation.³⁹

³⁹ A copy of Lord Lisgard's despatch is enclosed with other relevant communications between Musgrave and Lisgard in Musgrave to Kimberley, 9 February 1871, CO 60/43, pp. 44-68.

By permission of the Governor Mr. Trutch the Chief Commissioner of Lands & Works, then brought before the Council the fact of a sum of money amounting to \$885.97/100 due since year 1865, never having been accounted for by his Department, although twice before brought by him to the attention of the Government, and with which the lands and Works Department was still debited. When after hearing the explanation offered by the Chief Commissioner the Council were unanimously of opinion that the Chief Commissioner was in no way responsible for this deficiency, and advised that the amount should be written off in the Treasury Books, and the Governor concurring with the Council the amount was ordered to be written off accordingly.

The Council then adjourned.

(Signed) A. Musgrave
Governor

Monday, the 6th day of February, 1871

Council met at Noon at the Government Buildings.

Present: His Excellency The Governor and The Honbles. The Colonial Secretary, The Attorney General, The Chief Commissioner of Lands & Works, The Collector of Customs, J. S. Helmcken, R. W. W. Carrall.

Minutes of the last Meeting were read and confirmed.

The following Minute which had been prepared by a Committee of the Council for the consideration of the Governor General in Council of Canada relative to the positions of certain public Officers in this Colony whose positions and emoluments might be affected by Political changes on Confederation was then read and adopted.

The Committee of the Executive Council of the Colony of British Columbia, have had under consideration a Despatch, dated 9th January 1871 from Lord Lisgar enclosing an approved Minute of the Privy Council of Canada, on the subject of ensuring Pensions, and due compensation to certain of the Officers of this Colony in the event of the Union of this Colony with Canada. The Committee regret that the views of the Dominion Government as expressed in that minute, would bear a construction, which they feel sure taken in connexion with the proposed terms for Union together with the assurances which the Officers have received from His Excellency the Governor of this Colony could never have been intended viz.: That Officers, whose position and emoluments are affected by Union with Canada, are to have no option, as to whether they will accept pension or employment, and that if once employed, all claim to Pension is for ever to cease, but in a matter of so much importance to these Officers, the Committee deem it desirable that any question which may arise on this point, may be at once set at rest.

The Committee gather from the Minute of the Privy Council of Canada, that the Canadian Government consider that the following officers will be affected by Union viz.:

1. The Colonial Secretary
2. The Attorney General
3. The Commissioner of Lands & Works
4. The Collector of Customs
5. The Auditor General and
6. The Six Stipendiary Magistrates

and the Committee gather that the Canadian Government are prepared to retain the officers numbered 3-6 in their present situations, or similar ones whilst they seem

to be more doubtful as to finding suitable employment for the Colonial Secretary and Attorney General. Of the Officers named, the Colonial Secretary and the Attorney General and Commissioner of Lands and Works will doubtless be called upon to resign their offices immediately upon the introduction of Responsible Government and the whole Constitution of the present Executive Council will undoubtedly be changed. The Committee consider that Pensions ought in all cases to be provided as in accordance with the terms of confederation which state, that suitable Pensions, such as may be approved of by Her Majesty's Government are to be provided by the Dominion of Canada to all officers, whose position &c is affected by Political changes on Confederation, that such Officers should be at liberty to avail themselves of such Pensions if they choose, but, that if suitable employment is furnished to them either by the Dominion Government or by the Colonial Office, which they are willing to accept such Pensions should be suspended whilst they are drawing Salaries equal to or larger in amount than their present pay.

The Committee would represent that under present circumstances and supposing that Confederation with Canada was not in contemplation. Every Public officer would have some claim to be consulted before he was removed from this Colony, even in the way of promotion, and that it is not the practice of the Colonial Office to remove any officer against his will, unless for cause which would justify a dismissal, in case he declined to be removed, and that practically, all appointments which are confirmed by Warrant from the Crown are life appointments.

The Committee would also represent that they believe none of the officers would have cared at present to have been removed even in the way of promotion, except, possibly to some station of considerably increased honor, and emolument in some equally good climate.

The Commissioner of Lands and Works has considerable interests in the Colony, he has also some claims to consideration for retiring allowance, having served in his present office, for nearly 7 years.

The Collector of Customs is perfectly satisfied with his present position, giving him as it does, a seat in the Executive and Legislative Councils, and he has also served in his office for 12 years. The Auditor General has considerable private Interests in the Colony; he has also served in his office for about 8 years.

The six Stipendiary Magistrates are all perfectly satisfied with their present position and have all of them claims for consideration from length of Service. Everyone of them have served in the Colony for 12 years.

The Colonial Secretary would not care to remove, unless he got in some other Colony at a much larger income and greater chances of promotion.

The Attorney General came recently to the Colony, expressly on account of the climate having suffered severely whilst in the service of the Crown on the West Coast of Africa. He is allowed private practice and he estimates his income from that source at about £400 per annum.

The Officers being unwilling however to stand in the way of a scheme for the consolidation of a great British Confederation of all the British Provinces and Colonies in North America, have sunk all selfish considerations, and have loyally co-operated to the utmost of their ability, in bringing about so desirable a result.

The Committee therefore consider these officers should be treated in a liberal spirit, and they feel sure that it cannot be the desire of the Canadian Government, to treat them hardly or ungenerously, but that it is their desire, that they should be placed as nearly as possible in the same position as they are now, and will be, if Confederation does not take place, and that it is only necessary to point out, that under present circumstances they would have a choice as to accepting any other employment, or not, to induce the Canadian Government to carry out the assurances which have been conveyed to the officers that they should have the option of accepting or refusing a Pension, or an appointment.

If it is conceded that the officers should have the option of Pension or employment then the matter of suspension only during employment would naturally be conceded by the Canadian Government, for the protection of its own Exchequer. All or nearly all the officers as the Committee believe, would gladly accept what they considered suitable employment especially if it came in the shape of promotion, and increased pay and possibly in many cases would relieve the Canadian Government of any charge by death, whilst so employed, but if they are to lose all claim to Pension by accepting employment the Committee believe that every

Officer would prefer to claim his pension, at once and for life. The Committee would also suggest that in any Pension Act to be passed, the Canadian Government be asked to fix the amount that each individual office holder should receive, and although under the circumstances, the Committee consider that as the Officers, who are perfectly willing to continue in the discharge of their duties are to be removed from no fault of their own, but of their own free will, in order to carry out a scheme of National policy, and as they are no parties to any agreement for vacating their Offices, and have no wish to retire they might justly have looked for a continuation of their present Salaries, yet inasmuch as by the Minute of the Privy Council of Canada $\frac{2}{3}$ of the present emoluments of which he might be deprived—viz.:

Colonial Secretary	£600 per annum
Attorney General	£600 per annum
C. C. of L. & W.	£600 per annum
Collector of Customs	£600 per annum
Auditor General	£350 per annum

The Attorney General has private practice, as has been before stated, much of which is doubtless owing to the position he occupies, whilst the Collector of Customs sometimes receives considerable amounts as his proportion for vessels &c. seized for infringing the Customs revenue, and other Laws. If this be conceded, it will not make much difference to the finances of the Dominion of Canada, whilst it will make a very great difference to those Officers for whom no suitable employment could be found.

The Committee think that it will be conceded to be hard, if just as they have got their feet upon the ladder of promotion, that ladder should be withdrawn, and instead of going on increasing in position, and pay, they should be condemned for the rest of their lives from no fault of their own, not only to lose all chances of promotion, but to receive considerably less than they do at present.

The Committee would also suggest, that in case the Colonial Secretary and Attorney General, should obtain employment from the Colonial Office, as the Canadian Government seem to think possible, or in case any other Officer should be provided for by the Colonial Office, that a sufficient amount ought to be allowed to such officers to cover the expenses of their removal and in cases where the officer has come out from England to fill the office, and has been in the Colony but a short time the expenses to which they have been put in coming here from England.

(Signed) A. Musgrave
Governor

Wednesday, the 8th day of February, 1871

Council met at 11.30 A.M. at the Government Buildings.

Present: His Excellency The Governor and The Honbles. The Colonial Secretary, The Attorney General, The Chief Commissioner of Lands & Works, The Collector of Customs, J. S. Helmcken, R. W. W. Carrall.

Minutes of the last meeting were read and confirmed.

A letter was first read, dated January 24th from Messrs. Drake Jackson and Aikman (Solicitors) relative to a claim on behalf of their clients Messrs. Allan Lowe & Coy. for £25, being a balance paid by them to the Government on certain Lands in the Cowichan District in the year 1869, when it was unanimously agreed that the balance of £25 claimed by Messrs. Lowe from the Government was clearly their due, and the money was ordered to be paid accordingly.

A resolution from the Legislative Council relative to the expenditure of a sum of money on the Giscome Portage for the purpose of opening a Trail to the Omineca Mines was brought forward by the Governor for discussion by the Executive, when it was agreed that the Chief Commissioner of Lands & Works be directed to obtain the services of a competent Engineer, and to instruct him to proceed by the earliest practicable opportunity to the Giscome Portage, in order to make a careful reconnaissance of the locality with authority to expend in opening the Portage, if he should deem it practicable a sum of money not exceeding \$10,000.

Two Tenders were then read from Robert Cunningham and William Woodcock respectively, the first from Mr. Cunningham agreeing to open a trail from the Forks of Skeena River to Babine River for a Charter to levy tolls for 5 years.

The 2nd from Mr. Woodcock agreeing to construct a trail for a 5 years Charter from Skeena River to Babine Lake which was accepted and the Chief Commissioner of Lands and Works was ordered to prepare the necessary Contract accordingly.

The Council then adjourned.

(Signed) A. Musgrave
Governor

Monday, the 20th day of February, 1871

Council met at Noon at the Government Buildings.

Present: His Excellency The Governor and The Honbles. The Colonial Secretary, The Attorney General, The Collector of Customs, J. S. Helmcken, R. W. Carrall.

Minutes of the last meeting were read and confirmed.

A letter was first read dated 31st January from Mr. Ball, the Magistrate at Cariboo, reporting that on looking over the accounts of his Department for the years 1868-69 he had discovered that serious defalcations had occurred, and a large sum abstracted from the Revenue by Mr. Cochrane, late Clerk to the late Magistrate (Mr. Brew). Both these Gentlemen having since died, it was decided that the letter should be referred confidentially to the Auditor, with instructions with Mr. Ball for the purpose of ascertaining the amount, and particulars of the defalcation.

A Petition was then read from certain Miners of Omineca representing the necessity for a Gold Commissioner in that District, during the coming season, and requesting that Mr. Fitzgerald the present Constable there might be appointed to act in that capacity, when it was decided that Mr. O'Reilly from Yale should be detached for the purpose of visiting and reporting on the prospects of the Omineca District.

A letter was next read of 14th February from Mr. Pearse the Assistant Surveyor General, requesting some compensation for extra services imposed on him,

consequent on his being placed in charge of the Department during the absence of the Chief Commissioner from the Colony, when it was decided that Mr. Pearse should be acquainted the Chief Commissioner being absent on Public Service his half Salary is not disposable, and that it was not considered that an application to the Legislative Council would be successful.

A letter was then read of 13th February from the Inspector of Schools, submitting for approval the name of Mr. Glennie as a Teacher for the School at Hope which was approved on the recommendation of the Inspector of Schools.

A letter dated 9th January was next read from Mr. Elliott the Sheriff, enclosing a Declaration containing a Statement of the entire fees received by him for the year 1870, and requesting a sum of \$527.90 may be paid him, being the balance of the amount guaranteed by the Government, when the Council advised that the amount should be paid on the Governor being satisfied that the Sheriff has kept proper accounts of the fees received.

A letter dated 14th February was then read from Messers. Drake Jackson and Aikman on behalf of their Clients Messers. Farron & Madden applying for a Government Grant of the exclusive privilege of Ferriage for a term of 5 years over the Tatlah Lake, when after some discussion on the subject, the Council were of opinion, the proper course would be to advertise for Tenders for this Service, and the Lands & Works Department were to be instructed to prepare the necessary Tenders accordingly.

The Council then adjourned.

Confirmed this 6th day of March 1871.

(Signed) A. Musgrave
Governor.

Monday, the 6th day of March, 1871

The Council met at Noon at the Government Buildings.

Present: His Excellency The Governor and The Honbles. The Colonial Secretary, The Attorney General, The Collector of Customs, J. S. Helmcken, R. W. W. Carrall.

Minutes of the last meeting were read and confirmed.

A letter was first read from Mr. Pearse the Assistant Surveyor General dated 24th February requesting that in any arrangement that may be made upon the entrance of this Colony into the Dominion of Canada, he might be appointed Surveyor General with a salary of £500 per annum, when it was decided that Mr. Pearse should be acquainted that the Executive Council were not prepared to advise any increase to his Salary, but that the trifling difference in the Salary of the Chief Clerk of Customs would be added to Mr. Pearse's in any future arrangement.

A letter of 25th February was then read from Mr. Elliott the Sheriff, enclosing his accounts, and returns of Fees received by him, which he had been directed to send in for the information of the Governor in Council, when it was decided that no further payment could be made him, on behalf of the Government his accounts not being considered satisfactory.

The Governor then consulted the Council as to what, in their opinion, would be a fair remuneration to make to the Commissioners who would be appointed under the Tax Sale Repeal Amendment Ordinance, when it was decided that \$250 each would be sufficient.

A letter was next read dated 20th February from Messers. Drake Jackson and Aikman on behalf of Messers. Allan Lowe & Coy. requesting a Land Warrant may be issued to them, in lieu of a balance of £25 which was due them by the Government, for the purchase of certain Lands in the Cowichan District when it was decided that Messers. Drake & Jackson be informed that the Land Warrant could not now be issued (the law having been changed) but that the £25 would be paid them on application at the Treasury.

A letter of 15th February was next read from Mr. O'Reilly enclosing an application from Mr. Louis Agasiz [Lewis Agassiz] for a Pastoral lease of 2500 acres of Land on the West Bank of the Fraser River which was granted on condition of the usual rental of 4 cents an acre being paid.

A letter was then read of 24th February from the Inspector of Schools, enclosing a Petition from the Residents of Metchosin District, praying that the provisions of the Common School Ordinance may be extended to them, which was granted on the recommendation of the Inspector of Schools, and a sum of \$150 was allowed towards the erection of a suitable building for a School House, being an amount equal to the sum subscribed by the residents.

A letter was then read dated 2nd March from Mr. Harper offering to construct a Trail from Fort Alexandria to Germansen Creek for the privilege of collecting Tolls for six years after the completion of the Road to Stuarts Lake, when it was decided that Tenders should be called for this Service connecting the High Road with Germansen Creek and that the notice for Tenders be communicated to the Upper Country by Telegraph receiving replies by the same method.

A letter was then read of 28th February from the Clerk of the Municipal Council of Victoria forwarding for approval the Amended Victoria Foot Path By-Law 1871 which was duly approved.

Confirmed this 18th March 1871.

(Signed) A. Musgrave
Governor

Saturday, the 18th day of March, 1871

Council met at Noon at the Government Buildings.

Present: His Excellency The Governor and The Honbles. The Colonial Secretary, The Attorney General, The Collector of Customs, J. S. Helmcken.

Minutes of the last meeting were read and confirmed.

A letter was first read dated 18th March from Patrick Reid offering to carry the Mail from the Post office on Skeena River to Germansen Creek for the sum of \$125 the round trip. It was not considered expedient to establish Postal communication at the present time to Germansen Creek and the offer was therefore declined.

A letter was then read from Mr. Morley J.P. at Cowichan, enclosing an application from Messers. Ford and Mitchell, for pastoral lease of 1000 acres of Land at Salt Spring Island for 10 years. Application granted on the usual conditions being complied with.

The Governor then read a resolution from the Legislative Council requesting the Government would send down a Bill for the prevention of Bulls and Stallions running at large during certain months of the year. When after some discussion on the subject it was considered it would (considering the large Indian population) be unwise to pass such a law without some previous Notice being given. The Colonial Secretary was therefore instructed to write a Circular letter to the Magistrates directing them to acquaint the Indians that such a Law was in contemplation and pointing out to them the necessity of confining their Bulls and Stallions during certain Seasons of the year.

The Council then adjourned.
Read and confirmed.

(Signed) A. Musgrave
Governor

Monday, the 3rd day of April, 1871

Council met at Noon at the Government Buildings.

Present: His Excellency The Governor and The Honbles. The Colonial Secretary, The Attorney General, The Collector of Customs, J. S. Helmcken, R. W. W. Carrall.

Minutes of the last meeting were read and confirmed.

A letter was first read of 20th March from Mr. Elliott, the Sheriff advertng to a former letter relating to a sum of \$500 being paid him, in order to make his Salary up to £500 per annum and requesting a day might be appointed on which his Deputy and himself might appear before the Executive Council to be examined in reference to his accounts, which owing to the careless manner

they were kept were not considered satisfactory, when, after due deliberation, it was decided that as the Sheriff had already drawn the sum viz.: £300 provided by the Estimates and as there nowhere appeared any evidence that the Government had guaranteed his Salary should be £500 a year, no further amount could be paid him, and as no reflections were intended to be cast on his integrity, it was not considered necessary he should appear before the Executive Council and the Colonial Secretary was directed to acquaint Mr. Elliott accordingly.

A letter was then read dated 30th March from the Attorney General, enclosing a Statement from Mr. Kay appealing ad misericordiam and requesting an extension of time for payment of arrears due Government for the rent of Savona Ferry when, under the circumstances of the case, it was decided that the Attorney General be authorized to extend the time for payment in his discretion for Six Months.

The Governor then brought forward for discussion by the Council, the steps which were now necessary to be taken under the Qualification and Registration of Voters Act, as to the appointment of the Registrars and Collectors, and the remuneration they should receive, when after some discussion on the subject, it was considered most desirable to appoint as Registrars the Magistrates in the various Districts and the Sheriff for the Districts and the Sheriff for the District of Victoria leaving to those officers to appoint the different Collectors, who would be approved of by the Governor in Council. It was decided that the Collectors would receive as remuneration the fees which were allowed by the Act, and \$50 in addition and the Colonial Secretary was instructed to write to the Magistrates accordingly.

The Council then adjourned.

Read and Confirmed this 10th May.

(Signed) A. Musgrave
Governor

Wednesday, the 10th day of May, 1871

Council met at Noon at the Government Buildings.

Present: His Excellency The Governor and The Honbles. The Colonial Secretary, The Attorney General, The Collector of Customs, J. S. Helmcken, R. W. W. Carrall.

Minutes of the last Meeting were read and confirmed.

A letter was read dated 10th April from L. Campbell, applying for Pastoral Lease of 500 acres on the South Side of the East Thompson River, in the Yale and Lytton District which on the recommendation of the Magistrate of the District was granted.

- A letter was next read dated 8th April from Mr. John Wilson applying for a Pastoral Lease for a term of five years of a tract of land at the junction of the Buonaparte and Thompson River's. Granted on the recommendation of the Magistrate of the District.
- A letter was then read dated April 15th from Mr. Ingram applying for Pastoral Lease of 2500 acres. Granted on usual conditions.
- A letter was next read dated 11th April from A. G. Pemberton applying for a Pastoral Lease of 250 acres at Kamloops about 6 Miles N.W. of his recorded pre-emption claim. Granted on usual conditions.
- A Petition was then read from the inhabitants of North Saanich requesting a separation of the School District, now known as the Saanich District. Decision deferred for further information on this subject.
- A letter dated 13th April was next read from the Inspector of Schools, enclosing for approval a By Law for the Cariboo School District, and requesting a Government Grant of \$300 in aid of the purchase, and furnishing a School House. By Law approved and a sum of \$300 granted on the recommendation of the Inspector of Schools.
- A letter was then read from Mr. Harper requesting to be allowed the exclusive privilege of charging certain Tolls for all animals passing over the trail which he proposes to construct from Alexandria to Omineca. After due deliberation on this subject, it was decided that Mr. Harper be acquainted that in the absence of further information The Governor in Council were not disposed to assent to his terms which are regarded as excessive.
- A letter was next read of 28th April from Ernest Picht, requesting to know what arrangements he can make with the Government for obtaining a piece of land at the North East End of Lulu Island in the Fraser River, when it was decided Mr. Picht must be acquainted that pending the settlement of the arrangements with Canada the Government are unable to grant him such tenure of the land as he appears to desire.
- A letter of 9th May from the Inspector of Schools was read submitting the name of Mr. John Mundell as Teacher of the Cariboo School. Mr. Mundell duly approved of.

The Council then adjourned.

Read and confirmed 14th June 1871.

(Signed) A. Musgrave
Governor

Wednesday, the 14th day of June, 1871

Council met at 11.30 at the Government Buildings.

Present: His Excellency The Governor and the Honbles. The Colonial Secretary, The Collector of Customs, J. S. Helmcken, R. W. W. Carrall.

Minutes of the last Meeting were read and confirmed.

Mr. E. G. Alston Acting Attorney General was then introduced, and being duly sworn took his Seat as a Member of Council.

A letter dated 5th June was first read from the Inspector of Schools submitting the name of Mr. John Pleace as Teacher of Yale School vice Miss Nagle resigned, which was approved.

A 2nd letter of 5th June was read from the Inspector of Schools enclosing a letter from the Local Board of the District of Metchosin asking for a further grant to enable them to complete the School House now in course of erection. On the recommendation of the Inspector a grant of \$200 was allowed.

A letter was then read dated 22nd June from Mr. Ernest Picht applying for lease of 21 years of a piece of land at the North End of Lulu Island, when it was decided that pending the settlement of the arrangements with Canada, the Government regret they are unable to grant him such tenure of the land as he desires.

A letter was then read of the 12th May from Mr. Sheriff Elliott suggesting that the necessary printed forms in connection with the Qualification of Voters Act, be issued by the Collector's gratis, which was approved accordingly.

A Petition was then read from the Settlers at Salt Spring Island requesting some assistance from the Government in building their School House, when on the recommendation of the Inspector of Schools a sum of \$100 was granted.

A letter of 15th May was read from Muir Bros. of Sooke requesting a lease of about 5000 acres of timber land which on the recommendation of the Surveyor General was granted.

The case of the Indian Peter now lying under sentence of death at New Westminster for the Murder of the Settler Murphy, and whose sentence had been at a former meeting of the Council suspended, was now brought forward for re-consideration, when after due deliberation, and having carefully weighed the evidence taken at the trial, the Governor in Council considered the extreme sentence of the Law should not be carried into effect, and the sentence was therefore commuted to imprisonment for life.

The Council then adjourned.

Read and confirmed this 24th day of June 1871.

(Signed) A. Musgrave
Governor

Saturday, the 24th day of June, 1871

The Council met at Noon at the Government Buildings.

Present: His Excellency The Governor and the Honbles. The Colonial Secretary, The Actg. Attorney General, The Collector of Customs, J. S. Helmcken, R. W. Carrall.

Minutes of the last meeting were read and confirmed.

The Governor read a Despatch from the Secretary of State for the Colonies dated 27th May 1871 transmitting an order of Her Majesty in Council dated 16th May, for uniting British Columbia with the Dominion of Canada, in accordance with the Addresses passed by the Legislatures of the two Colonies; which was ordered to be published in a Gazette Extraordinary for general information.

An application was then read from Mr. Hugh Morton for a Pastoral Lease of a tract of land on the North Bank of Kamloops Lake, which on the recommendation of the Surveyor General, was approved on the usual conditions.

An application was also read from Mr. H. Bowe for Pastoral Lease of 3000 acres near Alkali Lake Creek approved on the recommendation of the Surveyor General on the usual conditions being complied with.

A letter was then read from Messrs. Wright & Marvin dated 20th June offering on certain conditions to undertake the construction of a trail suitable for Pack Animals from Quesnelle to Germansen Creek, which was postponed for further consideration.

The Council then adjourned until Tuesday the 27th Instant.

Read and confirmed this 27th day of June 1871.

(Signed) A. Musgrave
Governor

Tuesday, the 27th day of June, 1871

Council met at 11.30 at the Government Buildings.

Present: His Excellency The Governor and the Honbles. The Colonial Secretary, The Actg. Attorney General, The Collector of Customs, R. W. W. Carrall.

Minutes of the last Meeting were read and confirmed.

A letter of 26th June was first read from the Inspector of Schools submitting for approval the name of Miss Mary Glyde as Teacher for the Metchosin School. Approved on the recommendation of the School Inspector.

A letter from Messrs. Wright and Marvin of 20th June offering on certain conditions to undertake the construction of a Trail suitable for Pack Animals from Quesnelle to Germansen Creek and which had been postponed at a previous Meeting of the Council, was then brought forward for reconsideration, when it was decided that the tender of Messrs. Wright & Marvin should be accepted, subject to the recommendation of the Surveyor General and with the clear understanding that tolls are not to be collected except on Goods passing over this particular trail.

The Council then adjourned.

Read and confirmed this 7th July 1871.

(Signed) A. Musgrave
Governor.

Friday, the 7th day of July, 1871

The Council met at 11.30 at the Government Buildings.

Present: His Excellency The Governor and the Honbles. The Colonial Secretary, The Actg. Attorney General, The Collector of Customs, J. S. Helmcken.

Minutes of the last Meeting were read and confirmed.

A letter of 8th June was read from the Registrar of the Polling Division of Omineca stating that owing to the non arrival of the necessary forms it was impossible to carry out the provisions of the Qualification and Registration of Voters Act when it was decided that under the 45 Section of the Act In case no list of voters shall have been made out for any District or Polling Division by the day appointed by the Act that the time for the completion of the List should be extended to the 20th July Instant.

Letter from Nicholas Hare was then read making application for Pastoral Lease on South Side of Kamloops Lake ordered to be postponed for further information.

The Council then adjourned.

Certified to be a correct Copy of the Minutes of the Executive Council from 21st January to 7th July 1871.

Philip J. Hankin
Colonial Secretary & Clerk
to Executive Council
