

Tuesday, April 3rd, 1883.

TWO O'CLOCK, P. M.

Prayers by the Right Rev. Bishop *Cridge*.

Mr. *Beaven* presented a Petition from *J. W. Rowland*, and others.  
Received and *Ordered* to be printed. (*See Sessional Papers.*)

Moved by Mr. *Armstrong*, seconded by Mr. *Galbraith*,—

That, in the opinion of this House, the Land Registry Laws of the Province should be repealed, and the system with regard to registration of deeds and other instruments relating to land now in force in the Province of Ontario, which has worked so satisfactory for a great number of years, should be introduced into this Province.

The motion was negatived.

The Honourable Mr. *Davie* asked leave to introduce a Bill (No. 40) intituled "An Act to repeal the 'Provincial Superior Court Act, 1882.'"

*Ordered*, That leave be granted.

Bill introduced and read first time.

*Ordered* to be read a second time on Thursday next.

Pursuant to Order, the adjourned debate on Mr. *Armstrong's* motion referring to the residence of a Supreme Court Judge at *New Westminster*, was resumed.

Moved by Mr. *Semlin* in amendment, seconded by Mr. *McLeese*,—

That the fourth clause of the preamble be struck out, and the following inserted:—

"And whereas, the important Districts of *New Westminster*, *Yale*, and *Cariboo*, with their fishing, canning, lumber, shipping, and mining interests, are still without Resident Judges of the Supreme Court:

Amendment put and carried.

Original Resolution, as amended, put and carried, as follows:—

Whereas by the "Better Administration of Justice Act, 1878," it is provided by section 2, that not less than three of the Judges of the Supreme Court shall reside on the Mainland of British Columbia:

And whereas, by 44 Vic., chap. 1, sec. 7, His Excellency the Governor-General is authorized, by Order in Council, to direct the Judges of the Supreme Court as to the Judicial District within which they shall reside:

And whereas, His Excellency the Governor-General, by Order in Council, directed Mr. Justice *Gray* to reside in the *Westminster* District, which instructions, however, he has not complied with:

And whereas, the important Districts of *New Westminster*, *Yale*, and *Cariboo*, with their fishing, canning, lumber, shipping, and mining interests, are still without Resident Judges of the Supreme Court:

Be it resolved that, in the opinion of this House, it is highly desirable that one of the Judges of the Supreme Court should reside at *New Westminster*, one at *Kamloops*, and one at *Richfield*, and that the Dominion Government be urged to send a Supreme Court Judge to reside at each of the above named places, and that a copy of this resolution be forwarded to Dominion Government at once.

Pursuant to Order, the House again resolved itself into a Committee of the Whole on Bill (No. 20) intituled "An Act relating to Jurors and Juries."

Upon Mr. Speaker resuming the Chair, Mr. *Pooley*, Chairman of the Committee, reported the Bill complete with amendments.

*Ordered*, That the Report be taken into consideration on Monday next.

Pursuant to Order, the House again resolved itself into a Committee of the Whole on Bill (No. 16) intituled "An Act to amend the 'Municipality Act, 1881.'"

Upon Mr. Speaker resuming the Chair, Mr. *Galbraith*, Chairman of the Committee, reported progress and asked leave to sit again.

*Ordered*, That leave be granted for Thursday next.

*Resolved*, That the House, at its rising, do stand adjourned until two o'clock to-morrow.

Pursuant to Order, the Report on Bill (No. 34) intituled "An Act to cancel the Letters Patent establishing a Municipality on Salt Spring Island," was considered.

Report adopted.

Bill read a third time and passed.

The Order for the second reading of Bill (No. 15) intituled "An Act to amend the 'Mineral Act, 1873,' " was discharged.

Pursuant to Order, the Report on Bill (No. 12) intituled "An Act to Incorporate the Fraser River Railway Company," was considered.

Report adopted.

Bill read a third time and passed.

Pursuant to Order, the adjourned debate upon the motion for the second reading of Bill (No. 21) intituled "An Act to Incorporate the New Westminster Southern Railway Company," was resumed.

Bill read a second time.

*Ordered* to be committed to-morrow.

Pursuant to Order, Bill (No. 25) intituled "An Act to Incorporate the Victoria Transfer Company, Limited," was read a second time.

*Ordered* to be committed to-morrow.

Pursuant to Order, Bill (No. 31) intituled "An Act for the protection of the Yale Fire Brigade," was read a second time.

*Ordered* to be committed to-morrow.

Pursuant to Order, the Report on Bill (No. 14) intituled "An Act to amend the 'Coroners' Inquest Act, 1882,'" was considered.

Report adopted.

Bill read a third time and passed.

And then the House adjourned, at 5.45 p.m.

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Wednesday, April 4th, 1883.

TWO O'CLOCK, P. M.

Prayers by the Right Rev. Bishop *Cridge*.

The Honourable Mr. *Robson* presented a return to an Address for copies of all correspondence and Orders in Council relating to or in any way connected with the loan or overdraft at the Bank of British Columbia.

On the motion of Mr. *Grant*, seconded by Mr. *Duck*, it was *Resolved*,—

Whereas, *Stickeen River* takes its rise in British Columbia, and flows some thirty miles, before reaching the sea, through Alaska Territory:

And whereas, by treaty with the Russian Government, rights of navigation on *Stickeen River* were guaranteed, for purposes of commerce, to the subjects of Her Britannic Majesty:

And whereas, those rights were ratified by what is known as the "Treaty of Washington," Article XXVI:

And whereas, *Fort Wrangel*, Alaska, has been the port of entry for vessels, and for transshipment of goods and merchandise to river steamers destined for transport on *Stickeen River*, more particularly to that part of British Columbia known as *Cassiar*:

And whereas, it has been stated, on good authority, that the Government of the United States have thought proper to cause *Fort Wrangel* to no longer be a port of entry:

And whereas, it is further stated that *Sitka* will be the only port of entry in Alaska Territory:

And whereas, it is unsafe for other than a sea-going vessel to be sent to *Sitka* for entry:

And whereas, steamers suitable for navigating *Stickeen River* are not safe as sea-going vessels:

And whereas, if *Fort Wrangel* is no longer to be a port of entry, it will virtually put a stop to subjects of Her Britannic Majesty engaging in commerce on *Stickeen River*:

Be it therefore resolved, that a respectful Address be presented to His Honour the Lieutenant-Governor, praying that he will move the Dominion Government to make such representations at Washington as will lead to the maintenance of *Fort Wrangel* as a port of entry, or to some such international arrangements as will meet the exigencies of British interests and trade on *Stickeen River*.

Pursuant to Order, the Report on Bill (No. 32) intituled "An Act relating to County Courts," was considered.

Report adopted.

Bill read a third time and passed.

Pursuant to Order, the House again resolved itself into a Committee of the Whole on Bill (No. 11) intituled "An Act to Incorporate the Columbia and Kootenay Railway and Transportation Company."

Upon Mr. Speaker resuming the Chair, Mr. *Helgesen*, Chairman of the Committee, reported progress and asked leave to sit again.

*Ordered*, That leave be granted for to-morrow.

*Resolved*, That the House, at its rising, do stand adjourned until two o'clock to-morrow.

And then the House adjourned at 6 o'clock, p. m.

Thursday, April 5th, 1883.

TWO O'CLOCK, P. M.

Prayers by the Rev. Mr. *Chantrell*.

Mr. *Orr* presented a Petition from *W. D. Armstrong*, *John Jolly*, *James Houston*, and others.

Laid on the table.

On the motion of Mr. *Allen*, seconded by Mr. *T. Davie*, it was *Resolved*,—

That an Order of the House be granted for a statement of the costs of all telegrams that passed between Mr. *DeCosmos* and the Provincial Government, during the time Mr. *DeCosmos* acted as Special Agent for the Provincial Government to England.

Moved by Mr. *T. Davie*, seconded by Mr. *Orr*,—

That the Order for the second reading of “An Act relating to the Official Map of the City of Victoria,” be discharged.

Motion withdrawn.

Mr. *Allen* asked the Honourable the Chief Commissioner of Lands and Works the following question:—

What was the value of the plant at *Esquimalt* belonging to the Dry Dock Contractors seized by the Government? Did the Dock Engineer make the valuation; if not, what arrangement did Mr. *Beaven* make to ascertain its value, and what was the amount of said valuation?

The Honourable Mr. *Smithe* replied as follows:—

“Value to any person carrying on the work, \$15,950.44. Market value \$4,544.30.

“On the 4th and 13th of July last, instructions were sent to Mr. *Joshua Davies* to take an inventory and make valuations of the plant, &c. Mr. *Davies*’ charge for this service was \$771.60. This sum being considered excessive, was, by mutual consent, submitted to the British Columbia Board of Trade for arbitration, who decided that Mr. *Davies* should be paid \$700. The cost of arbitration was \$30, half of which was paid by the Government.”

Pursuant to Order, Bill (No. 22) intituled “An Act to amend the ‘Sumass Dyking Act, 1878,’” was read a second time.

*Ordered* to be committed forthwith.

Upon Mr. Speaker resuming the Chair, Mr. *McTavish*, Chairman of the Committee, reported progress and asked leave to sit again.

*Ordered*, That leave be granted for to-morrow.

*Resolved*, That the House, at its rising, do stand adjourned until two o’clock to-morrow.

And then the House adjourned at 6 o’clock, p. m.

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Friday, April 6th, 1883.

TWO O’CLOCK, P. M.

Prayers by the Right Rev. Bishop *Cridge*.

The Petition from *W. D. Armstrong*, *John Jolly*, *James Houston*, and others, was read.  
Ruled out of order.

Mr. *T. Davie* presented the Seventeenth Report from the Private Bills Committee, recommending the suspension of the Standing Orders to enable the Petition of the Corporation of the City of *Victoria* for a Private Bill, to be received.

The Report was received.

His Honour *Clement Francis Cornwall*, Lieutenant-Governor of the Province, entered the House, and being seated in the Chair, assented, in Her Majesty’s name, to the following Bill:—

“An Act relating to County Courts.”

The Title of the Act having been read by the Clerk of the House, His Honour’s assent was announced in these words:—

“In Her Majesty’s name, His Honour the Lieutenant-Governor doth assent to this Bill.”

On the motion of Mr. *Beaven*, seconded by Mr. *Duck*, it was *Resolved*,—

That the Standing Orders be suspended for the purpose of receiving the Petition from the Corporation of the City of *Victoria* for a Private Bill, *re* Yates Street and the School Reserve.

The Petition was then received and referred to the Private Bills Committee.

Mr. *Wilson* asked the Honourable the Chief Commissioner of Lands and Works the following question:—

Referring to the Report of the Select Committee appointed to enquire into the correctness of the statement contained in a reply of the Honourable Mr. *Smithe*, on the 26th February, 1883, "That the late Government left no information in the Departments as to the relative cost of the work on the Dry Dock by day labour as against contract prices." The report, dated 10th March, says: "The Engineer states that it will take him another week, having already been employed since the end of the last month, to make a statement of the relative cost to the first day of March inst." The Engineer further states that "a statement of the relative cost can be made up in a reasonable time with extra assistance."

Question—Has the Engineer furnished the statement hereinbefore referred to? Has he asked for further assistance; if so, has it been rendered to him?

The Honourable Mr. *Smithe* replied as follows:—

"The Engineer has not yet furnished the statement which, on the 12th February last, I requested him to make to me of the relative cost of work on the Dock under the day labour system as against the contract prices.

"On the 6th of March Mr. *Bennett* wrote to me as follows:—'I will complete the measuring up of the work with the least possible delay; extra help in the office is, however, urgently required to obtain the cost of the various classes of the work, and to keep a proper set of books.' The assistance represented as being urgently required was rendered to Mr. *Bennett*. On the 12th March I engaged a competent book-keeper, who has since been occupied making up the accounts under the various heads.

"I hope soon to get the information so long waited for."

On the motion of Mr. *Orr*, seconded by Mr. *T. Davie*, it was *Resolved*,—

That the Government be requested to send down to this House all papers and correspondence connected with the sale for taxes, to *James Morrison*, of Lots 29, 30, and 32, Block I. North, Range I. East, in *New Westminster* District; and that a Committee, consisting of Messrs. *McLeese*, *Allen*, *Armstrong*, *McTavish*, and the mover, be appointed to enquire into the claims of the said *James Morrison*, and report to this House.

The Hon. Mr. *Davie* asked leave to introduce a Bill (No. 41) intituled "An Act relating to the appointment of Stipendiary Magistrates."

*Ordered*, That leave be granted.

Bill introduced and read a first time.

*Ordered* to be read a second time on Monday next.

Pursuant to Order, the House again resolved itself into a Committee of the Whole on Bill (No. 11) intituled "An Act to Incorporate the Columbia and Kootenay Railway and Transportation Company."

Upon Mr. Speaker resuming the Chair, Mr. *Helgesen*, Chairman of the Committee, reported progress and asked leave to sit again.

*Ordered*, That leave be granted for this evening.

Mr. Speaker left the Chair at 6.5 o'clock, p. m.

HALF-PAST SEVEN O'CLOCK, P. M.

Pursuant to Order, Bill (No. 29) intituled "An Act relating to the Official Map of the City of *Victoria*," was read a second time.

*Ordered* to be committed forthwith.

Upon Mr. Speaker resuming the Chair, Mr. *Grant*, Chairman of the Committee, reported the Bill complete, with amendments.

*Ordered*, That the Report be taken into consideration on Monday next.

Pursuant to Order, the House again resolved itself into a Committee of the Whole on Bill (No. 22) intituled "An Act to amend the 'Sumass Dyking Act, 1878,'"

Upon Mr. Speaker resuming the Chair, Mr. *McTavish*, Chairman of the Committee, reported progress and asked leave to sit again.

*Ordered*, That leave be granted for Monday next.

Pursuant to Order, the House again resolved itself into a Committee of the Whole on Bill (No. 11) intituled "An Act to Incorporate the Columbia and Kootenay Railway and Transportation Company."

Upon Mr. Speaker resuming the Chair, Mr. *Helgesen*, Chairman of the Committee, reported progress and asked leave to sit again.

*Ordered*, That leave be granted for Monday next.

*Resolved*, That the House, at its rising, do stand adjourned until two o'clock on Monday next.

And then the House adjourned at 1.50 o'clock, a. m., Saturday.

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Monday, April 9th, 1883.

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Two o'clock, P. M.

Prayers by the Rev. *W. Malachi*.

On the motion of Mr. *Allen*, seconded by Mr. *John*, it was *Resolved*,—

That the following gentlemen be appointed as a Select Committee to visit the Royal Hospital, *Victoria*, and report to this House; Committee to consist of Messrs. *Martin*, *Cowan*, *Duck*, *Orr*, and the mover.

Mr. *Dunsmuir* asked leave to introduce a Bill (No. 42) intituled "An Act to amend the law relative to the Qualification and Registration of Voters."

*Ordered*, That leave be granted.

Bill introduced and read first time.

*Ordered* to be read a second time on Thursday next.

On the motion of Mr. *McTavish*, seconded by Mr. *T. Davie*, it was *Resolved*,—

That it would serve and be conducive to the best interests of the Province, and afford a vast amount of important information to Immigrants and others, were its natural products publicly, conveniently, permanently, and gratuitously exhibited.

On the motion of Mr. *Wilson*, seconded by Mr. *Dingwall*, it was *Resolved*,—

That a Committee of this House be appointed to enquire into the reasons of the refusal of the late Provincial Secretary to give office room to the Dominion Geological Surveyor, with power to call for persons and papers; such Committee to consist of Messrs. *Pooley*, *Dunsmuir*, *Galbraith*, *Cowan*, and the mover.

Pursuant to Order, the Report on Bill (No. 20) intituled "An Act relating to Jurors and Juries," was considered.

Section 88 was amended by inserting after the word "to" in the seventh line, the words "the appointment of selectors, the"

Report adopted.

Bill read a third time and passed.

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Pursuant to Order, the House resolved itself into a Committee of the Whole on Bill (No. 35) intituled "An Act to encourage Coal Mining."

Upon Mr. Speaker resuming the Chair, Mr. *Wilson*, Chairman of the Committee, reported progress and asked leave to sit again.

*Ordered*, That leave be granted for to-morrow.

Mr. *T. Davie* presented the Eighteenth Report from the Private Bills Committee, which was received.

Mr. *Beaven* asked leave to introduce a Private Bill (No. 43) intituled "An Act relating to the extension of Yates Street, in the City of Victoria."

*Ordered*, That leave be granted.

Bill introduced and read a first time.

Referred to the Select Committee on Private Bills.

*Resolved*, That the House, at its rising, do stand adjourned until two o'clock to-morrow.

And then the House adjourned at 5.45 o'clock, p. m.

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Tuesday, April 10th, 1883.

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TWO O'CLOCK, P. M.

Prayers by the Rev. Mr. *Shildrick*.

Mr. *Duck* presented the Nineteenth and Twentieth Reports from the Private Bills Committee, recommending the suspension of Standing Order No. 58, to enable "An Act for the extension of Yates Street, Victoria," to be considered.

Received and adopted.

Upon the motion of Mr. *Beaven*, Standing Order 58 was suspended accordingly.

On the motion of Mr. *Galbraith*, seconded by Mr. *Grant*, it was *Ordered*,—

That the Factum prepared by the Honourable the Attorney-General in the *Thrasher* case, be printed and laid before the Members of this House, and bound with the Sessional Papers. (*See Sessional Papers.*)

Mr. *T. Davie* presented a Petition from *E. M. J. Harris, O. M. I.*, and others, Settlers of *Matsqui*, against the passage of the "Sumass Dyking Act."

The Petition was received and *Ordered* to be printed. (*See Sessional Papers.*)

Mr. *Wilson* asked leave to introduce a Bill (No. 44) intituled "An Act to amend the Law of Evidence."

*Ordered*, That leave be granted.

Bill introduced and read a first time.

*Ordered* to be read a second time on Friday next.

Mr. *Orr* asked the Honourable the Leader of the Government the following question:—

Whether it is the intention of the Government to inaugurate a scheme for the comprehensive dyking of the lands of the valley of the Lower Fraser this Session, and to endeavour to obtain the co-operation of the Dominion Government in such an undertaking, as a large extent of lands within the Railway Reserve are subject to overflow?

The Honourable Mr. *Smithe* replied as follows:—

“The Government will not be able to submit a scheme to the Legislature during the present Session for dyking the lands in the *Fraser Valley*. The Government, nevertheless, thoroughly appreciates the importance of the subject. The lands referred to are within the Railway belt conveyed to the Dominion Government, and ought, therefore, to be dealt with by that Government; and this Government will undertake to bring the matter to their notice.”

Pursuant to Order, the House again resolved itself into a Committee of the Whole on Bill (No. 22) intituled “An Act to amend the ‘Sumass Dyking Act, 1878.’”

Upon Mr. Speaker resuming the Chair, Mr. *McTavish*, Chairman of the Committee, reported the Bill complete with amendments.

*Ordered* to be considered on Thursday next.

Pursuant to Order, the House again went into Committee of the Whole on Bill (No. 35) intituled “An Act to encourage Coal Mining.”

Upon Mr. Speaker resuming the Chair, Mr. *Semlin*, Chairman of the Committee, reported progress and asked leave to sit again.

*Ordered*, That leave be granted for to-morrow.

*Resolved*, That the House, at its rising, do stand adjourned until two o'clock to-morrow.

The Honourable Mr. *Robson* presented a Return to an Order of the House for a statement of the costs of all telegrams to and from the Honourable *A. DeCosmos*, whilst acting as Special Agent of the Province of British Columbia, from 2nd July, 1880, to 18th May, 1882.

And then the House adjourned at 5.55 o'clock, p. m.

Wednesday, April 11th, 1883.

TWO O'CLOCK, P. M.

Prayers by the Rev. Mr. *Malachi*.

Mr. *Duck* presented the Twenty-first Report from the Private Bills Committee, reporting “An Act relating to the extension of Yates Street, in the City of Victoria.”

Received and adopted.

Pursuant to Order, the adjourned debate on the motion for the adoption of the Report of the Select Committee on Mr. *Clemitson's* claims, was resumed.

Report adopted.

Pursuant to Order, the Report on Bill (No. 29) intituled “An Act relating to the Official Map of the City of Victoria,” was considered and adopted.

*Ordered* to be read a third time to-morrow.

Pursuant to Order, the House again went into Committee of the Whole on Bill (No. 11) intituled “An Act to Incorporate the Columbia and Kootenay Railway and Transportation Company.”

Upon Mr. Speaker resuming the Chair, Mr. *Helgesen*, Chairman of the Committee, reported the Bill complete with amendments.

*Ordered*, That the Report be considered on Wednesday next.

Pursuant to Order, the Report on Bill (No. 26) intituled “An Act granting to John Adair, Jr., and Joseph Hunter the right to erect a dam at the outlet of Quesnelle Lake, and to mine the bed of the South Fork River and other lands,” was considered.

Report adopted.

*Ordered* to be read a third time to-morrow.

The House went into Committee of the Whole on Bill (No. 21) intituled "An Act to Incorporate the New Westminster Southern Railway Company."

Upon Mr. Speaker resuming the Chair, Mr. *Grant*, Chairman of the Committee, reported the Bill complete with amendments.

Report *Ordered* to be considered on Friday next.

The House went into Committee of the Whole on Bill (No. 25) intituled "An Act to Incorporate the Victoria Transfer Company, Limited."

Upon Mr. Speaker resuming the Chair, Mr. *Martin*, Chairman of the Committee, reported the Bill complete with amendments.

Report *Ordered* to be considered on Friday next.

*Resolved*, That the House, at its rising, do stand adjourned until 7.30 o'clock, p. m.

And then the House adjourned at 5.45 o'clock, p. m.

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HALF-PAST SEVEN O'CLOCK, P. M.

The House went into Committee of the Whole on Bill (No. 31) intituled "An Act for the protection and relief of the Yale Fire Brigade."

Upon Mr. Speaker resuming the Chair, Mr. *Raybould*, Chairman of the Committee, reported the Bill complete with amendments.

Report *Ordered* to be considered to-morrow.

Bill (No. 24) intituled "An Act granting to James J. May and Charles W. D. Clifford, the sole right to prospect for minerals contained in lodes on Vitalle Creek, Omineca," was read a second time.

*Ordered* to be committed forthwith.

Upon Mr. Speaker resuming the Chair, Mr. *Duck*, Chairman of the Committee, reported progress and asked leave to sit again.

*Ordered*, That leave be granted for Monday next.

Mr. *Grant* moved the second reading of Bill (No. 36) intituled "An Act to Incorporate the Canadian Pacific Mining Company."

Motion withdrawn by leave of the House.

The Report on Bill (No. 30) intituled "An Act for the better protection of certain animals and birds," was considered.

Mr. *Beaven* moved to amend section 1, sub-section 1, by striking out the words "tenth day of August," on the 8th line, and inserting "first day of September."

Carried.

Mr. *Beaven* moved to amend section 1, sub-section 2, by inserting after the word "quail," on the 9th line, the words "snipe, robin," and by adding at the end thereof the words "Provided that robins, or birds known by that name, may be destroyed in an orchard or garden at any time."

Carried.

Mr. *Beaven* moved to add the following clause to the Bill:—

As Section 5.—"It shall be lawful for any constable or peace officer in any municipality, or other portion of the Province, to search any person whom he may have good cause to suspect of having in his possession any of the animals or birds, or any portion thereof, mentioned in the Game Protection Acts of this Province, which have been unlawfully obtained; and also to stop and search any conveyance in or upon which such constable or peace officer shall have good cause to suspect that any such animals or birds, or any portion thereof, unlawfully obtained is being carried; and should there be found any animal or bird, or portion thereof as aforesaid, upon such person or conveyance, to seize and detain such animal or bird, or portion thereof; and such constable or peace officer shall, in such case, immediately thereafter apply to some Magistrate for a summons citing such person to appear before a Stipendiary Magistrate or two Justices of the Peace."

Clause read a first time.  
Clause read a second time.

On the question "That the clause be added to the Bill," the motion was lost on the following division:—

YEAS :

Messieurs

<i>Dingwall,</i>	<i>Beaven,</i>	<i>Dunsmuir,</i>	<i>Grant,</i>	on
<i>Wilson,</i>	<i>Pooley,</i>	<i>Galbraith,</i>	<i>McTavish—10.</i>	orted
<i>McLeese,</i>	<i>Drake,</i>			

NAYS :

Messieurs

<i>Smithe,</i>	<i>Semlin,</i>	<i>John,</i>	<i>Raybould,</i>	No. 35)
<i>Davie, A. E. B.,</i>	<i>Armstrong,</i>	<i>Robson,</i>	<i>Helgesen—10.</i>	reported
<i>Allen,</i>	<i>Orr,</i>			

Mr. Speaker voted with the "nays."

*Resolved,* That the House, at its rising, do stand adjourned until two o'clock to-

And then the House adjourned at 11 o'clock, p. m.

Thursday, April 12th, 1883.

TWO O'CLOCK, P. M.

Prayers by the Rev. Mr. *Malachi.*

*Ordered,* That the consideration of the Report on Bill (No. 30) intituled "An Act for the better protection of certain animals and birds," be placed upon the Orders of the House to-morrow.

The House again went into Committee of the Whole on Bill (No. 35) intituled "An Act to encourage Coal Mining."

Upon Mr. Speaker resuming the Chair, Mr. *Orr*, acting Chairman of the Committee, reported the Bill complete with amendments.

*Ordered,* That the Report be considered on Thursday next.

Bill (No. 39) intituled "An Act to amend the 'Land Act, 1875,' and the 'Land Amendment Act, 1882,'" was read a second time.

*Ordered* to be committed forthwith.

Upon Mr. Speaker resuming the Chair, Mr. *Pooley*, Chairman of the Committee, reported the Bill complete with amendments.

Report *Ordered* to be considered to-morrow.

Bill (No. 42) intituled "An Act to amend the law relative to the Qualification for Registration of Voters," was read a second time.

*Ordered* to be committed forthwith.

Upon Mr. Speaker resuming the Chair, Mr. *Cowan*, Chairman of the Committee, reported the Bill complete with amendments.

Report *Ordered* to be considered to-morrow.

The House again went into Committee of the Whole on Bill (No. 16) intituled "An Act to amend the 'Municipality Act, 1881.'"

Upon Mr. Speaker resuming the Chair, Mr. *Galbraith*, Chairman of the Committee, reported progress and asked leave to sit again.

*Ordered,* That leave be granted for to-morrow.

*Resolved,* That the House, at its rising, do stand adjourned until two o'clock to-morrow.

And then the House adjourned at 5.40 o'clock, p. m.

Friday, April 13th, 1883.

TWO O'CLOCK, P. M.

Prayers by the Rev. Mr. *Malachi*.

Mr. *John* asked the Honourable the Chief Commissioner of Lands and Works the following question:—

How many acres of the public lands of the Province have been sold by the Government, between the 1st January, 1880, and 31st December, 1882; number of acres sold on the Mainland, and number of acres sold on the Island?

The Honourable Mr. *Smithe* replied as follows:—

“Sales on the Mainland during the period in question, amounted to 5,891 acres.

“On Vancouver Island, and adjacent Islands . . . . . 1,982 „

“In all . . . . . 7,873 „

The Honourable Mr. *Davie* moved the second reading of Bill (No. 40) intituled “An Act to repeal the ‘Provincial Superior Court Act, 1882,’”

Mr. *Beaven* moved, in amendment, seconded by Mr. *Armstrong* :—

To strike out all the words after the word “That,” and insert:—

“Whereas the salaried Judiciary of the Province formerly consisted of a Chief Justice two Puisne Judges, and six Stipendiary Magistrates or County Court Judges: and whereas the Government of the Dominion of Canada have, in accordance with the wishes of the Legislative Assembly of this Province, appointed and provided salaries for two additional Puisne Judges of the Supreme Court, and have retired and provided pensions for the gentlemen who formerly acted as County Court Judges: and whereas the Chief Justice and the four Puisne Judges are legally clothed with proper authority to perform the duties of Supreme, or Superior, and County Court Judges: and His Excellency the Governor-General in Council has directed by Order in Council that the Chief Justice and senior Puisne Judge should reside and usually discharge their duties as Chief Justice and Judge respectively of the Supreme Court of British Columbia in the Victoria Judicial District as defined by the Judicial District Act, 1879; that Mr. Justice Gray should reside and usually discharge his duties as Judge of the Supreme Court of British Columbia in the Westminster Judicial District; that the late Mr. Justice Robertson (now succeeded by Mr. Justice Walkem) should reside and usually discharge his duties in the Clinton Judicial District; and that Mr. Justice McCreight should reside and usually discharge his duties in the Cariboo Judicial District: And whereas the late Mr. Justice Robertson and Mr. Justice McCreight did, in accordance with the instructions thus conveyed, reside within their respective Judicial Districts: and whereas the Chief Justice and the two senior Puisne Judges gave it as their opinion in the ‘Thrasher’ case, that the Supreme Court of British Columbia is not a Provincial Court within the meaning of Section 92, subsection 14, of the British North America Act over the procedure in which this Legislative Assembly has legislative authority: and whereas the Province is entitled under the British North America Act and Terms of Union, to have such a Provincial Superior Court, the salaries of whose Judges are to be paid by Canada: and whereas the Legislative Assembly, at its last session, passed an Act constituting a Provincial Superior Court, and the late Government requested the Government of the Dominion of Canada to put the Act into operation by appointing the Chief Justice and the four Puisne Judges of the Supreme Court of British Columbia to be the Chief Justice and the Puisne Judges of the Court to be so constituted: and whereas the Honourable the Minister of Justice of Canada questions the correctness of the opinion expressed by the Chief Justice and the two senior Puisne Judges with reference to the Supreme Court of British Columbia not being a Provincial Court within the meaning of Section 92 of the British North America Act, and the Government of Canada consider that in view of the opinion of the Minister of Justice, and the general concurrence of opinion in the other Provinces to the effect that the Local Legislatures have legislative authority over the procedure of the Courts existing in the several Provinces at the time of Union, and that

the conclusions to which the Judges of British Columbia came ought not to be concurred in: and whereas the Minister of Justice has agreed to bring that and other questions connected therewith before the Supreme Court of Canada, provided the Provincial Government would retain counsel to argue the questions before that Judicial body: and whereas the late Government retained an eminent Queen's Counsel in Ontario to argue the case of the Province before the Supreme Court of Canada, which case is now pending in that Court:

"Be it therefore *Resolved*,—That in view of the case so pending in which important interests of the Province and this Assembly are involved, the Act enabling a Provincial Superior Court to be constituted, and authorizing the Governor-General to appoint the Chief Justice and the Judges thereto (45 Vict., chap. 3), should not now be repealed, and that Bill No. 40 be read this day six months; and that all constitutional measures should be adopted to uphold the right of the Province to a Provincial Court within the meaning of Section 92, sub-section 14 of the British North America Act; and that every effort should be used to secure the residence of the Judges of the Supreme or Superior Court of this Province within the Mainland Judicial Districts to which they have been assigned."

A point of order having been raised, a debate arose.

Mr. *Galbraith* moved the adjournment of the debate.

Motion withdrawn.

Mr. *McLeese* moved the adjournment of the debate.

Carried.

The House again went into Committee of the Whole on Bill (No. 16) intituled "An Act to amend the 'Municipality Act, 1881.'"

Upon Mr. Speaker resuming the Chair, Mr. *Galbraith*, Chairman of the Committee reported the Bill complete with amendments.

Report *Ordered* to be considered on Monday next.

The Report on Bill (No. 42) intituled "An Act to amend the law relative to the Qualification and Registration of Voters," was considered and adopted.

Bill read a third time and passed.

The Report on Bill (No. 31) intituled "An Act for the protection and relief of the Yale Fire Brigade," was considered and adopted.

*Ordered* to be read a third time on Monday next.

Bill (No. 43) intituled "An Act relating to the extension of Yates Street, in the City of Victoria," was read a second time.

*Ordered* to be committed forthwith.

Upon Mr. Speaker resuming the Chair, Mr. *Semin*, Chairman of the Committee, reported progress and asked leave to sit again.

*Ordered*, That leave be granted for Monday next.

The Honourable Mr. *Robson* presented a Return to an Order of the House for all papers and correspondence connected with the sale for taxes, to *James Morrison*, of Lots 29, 30, and 32, Block I. North, Range I. East, in *New Westminster* District.

Mr. Speaker left the Chair at 6.5 o'clock, p. m.

HALF-PAST SEVEN O'CLOCK, P. M.

Bill (No. 29) intituled "An Act relating to the Official Map of the City of Victoria," was read a third time and passed.

Bill (No. 26) intituled "An Act granting to John Adair, Jr., and Joseph Hunter the right to erect a dam at the outlet of the Quesnelle Lake, and to mine the bed of the South Fork River, and other lands," was read a third time and passed.

Mr. *McTavish* moved the second reading of Bill (No. 23) intituled "An Act relating to the Legal Professions."

Mr. *Beaven* objected to the Bill being proceeded with as being a Private Bill.

Mr. Speaker ruled it to be a Public Bill and could be proceeded with as such.

On the question being put "That the Bill be now read a second time,"—

Mr. *Semlin* moved in amendment, seconded by Mr. *Armstrong*,—To leave out the word "now" and add the words "this day six months."

Amendment put and carried on the following division:—

## YEAS:

## Messieurs

*Smithe,*  
*Allen,*  
*McLeese,*

*Semlin,*  
*Armstrong,*  
*Beaven,*

*Orr,*  
*Duck,*  
*John,*

*Dunsmuir,*  
*Raybould,*  
*Grant,*  
*Cowan—13.*

## NAYS:

## Messieurs

*Davie, A. E. E.,*  
*Dingwall,*

*Wilson,*  
*Pooley,*

*Robson,*  
*Drake,*

*Martin,*  
*McTavish—8.*

The House again went into Committee of the Whole on Bill (No. 13) intituled "An Act to regulate the gauge of Sleighs."

Upon Mr. Speaker resuming the Chair, Mr. *Grant*, Chairman of the Committee, reported the Bill complete with amendments.

Report *Ordered* to be considered on Monday next.

Mr. *McTavish* moved the second reading of Bill (No. 37) intituled "An Act respecting the practice of Dentistry in British Columbia."

The motion was negatived.

*Resolved*, That the House, at its rising, do stand adjourned until two o'clock on Monday next.

And then the House adjourned at 10.45 o'clock, p. m.

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Monday, April 16th, 1883.

TWO O'CLOCK, P. M.

Prayers by the Rev. *D. Gamble*.

The Report on Bill (No. 39) intituled "An Act to amend the 'Land Act, 1875,' and the 'Land Amendment Act, 1882,'" was considered.

The Honourable Mr. *Smithe*, moved the following amendments:—

That in section 4, line 5, the words "there being no adverse claim," be struck out," and in line 12 the following be added after the word *Gazette*, "and in one newspaper circulating in the district wherein the land is located for which the Crown Grant is sought."

The Bill was re-committed for the purpose of adding a new clause dealing with mineral lands.

Upon Mr. Speaker resuming the Chair, Mr. *Pooley*, Chairman of the Committee, reported the Bill complete with amendments.

Report *Ordered* to be considered to-morrow.

The adjourned debate on Mr. *Beaven's* amendment to the motion for the second reading of Bill (No. 40) intituled "An Act to repeal the 'Provincial Superior Court Act, 1882,'" was resumed.

And the question being put—"That the words proposed to be struck out stand part of the question," was *Resolved* in the affirmative.

And the names being called for, they were taken down as follow:—

YEAS :

Messieurs

<i>Smithe,</i>	<i>Orr,</i>	<i>Robson,</i>	<i>Raybould,</i>
<i>Davie, A. E. B.,</i>	<i>Duck,</i>	<i>Drake,</i>	<i>McTavish—14.</i>
<i>Dingwall,</i>	<i>John,</i>	<i>Martin,</i>	
<i>Wilson,</i>	<i>Pooley,</i>	<i>Dunsmuir,</i>	

NAYS :

Messieurs

<i>McLeese,</i>	<i>Beaven,</i>	<i>Grant,</i>	<i>Helgesen—7.</i>
<i>Armstrong,</i>	<i>Galbraith,</i>	<i>Cowan,</i>	

The main question being again put, it was *Resolved* in the affirmative.

The Bill was accordingly read a second time.

*Ordered* to be committed forthwith.

Upon Mr. Speaker resuming the Chair, Mr. *Duck*, Chairman of the Committee, reported the Bill complete without amendment.

*Ordered*, That the Bill be now read a third time.

Bill read a third time.

*Resolved*, That the Bill do pass.

According to Order, Bill (No. 44) intituled "An Act to amend the Law of Evidence," was read a second time.

*Ordered* to be committed forthwith.

Upon Mr. Speaker resuming the Chair, Mr. *Grant*, Chairman of the Committee, reported the Bill complete, with amendments.

Report *Ordered* to be considered to-morrow.

According to Order, the Report on Bill (No. 21) intituled "An Act to Incorporate the New Westminster Southern Railway Company," was considered.

Report adopted.

Bill *Ordered* to be read a third time to-morrow.

According to Order, the Report on Bill (No. 25) intituled "An Act to Incorporate the Victoria Transfer Company, Limited," was considered.

Report adopted.

Bill *Ordered* to be read a third time to-morrow.

Pursuant to Order, the Report on Bill (No. 30) intituled "An Act for the better protection of certain animals and birds," was considered.

Mr. *Beaven* moved to add the following clause to the Bill:—

As Section 5.—"It shall be lawful for any Magistrate, upon information on oath that there is probable cause to suspect that a breach of the provisions of the Game Protection Acts of this Province has been committed, or that any of the animals or birds, or any portion thereof, mentioned in the above Acts, are likely to be on any premises, or on or about any person or persons, or on board any vessel, or in any conveyance, by warrant under his hand and seal, to authorize and empower any constable or peace officer to enter and search such premises, vessel, or conveyance, and to search such person or persons at any time, and to seize any of the said animals or birds, or any portion thereof, wherever found: Provided that no such warrant shall continue in force after the 31st August in the year in which it shall have been issued."

Clause read a first time.

Clause read a second time.

*Resolved*, That the clause do pass and be added to the Bill.

Mr. *Beaven* moved that section 5, as reported from the Committee of the Whole, be section 6.  
Carried.

On the motion for the adoption of the Report, a debate arose, which was adjourned until the next sitting of the House.

According to Order, the Report on Bill (No. 22) intituled "An Act to amend the 'Sumass Dyking Act, 1878,'" was considered.

Report adopted.

Bill *Ordered* to be read a third time to-morrow.

According to Order, the House again resolved itself into a Committee of the Whole on Bill (No. 43) intituled "An Act relating to the extension of Yates Street, in the City of Victoria."

Upon Mr. Speaker resuming the Chair, Mr. *Semlin*, Chairman of the Committee, reported progress and asked leave to sit again.

*Ordered*, That leave be granted for to-morrow.

*Resolved*, That the House, at its rising, do stand adjourned until two o'clock to-morrow.

And then the House adjourned at 5.55 o'clock, p. m.

Tuesday, April 17th, 1883.

TWO O'CLOCK, P. M.

Prayers by the Rev. *D. Gamble*.

Mr. *Orr* presented a Report from the Select Committee appointed to enquire into the claims of the Honourable *A. DeCosmos*.

The Report was received.

Mr. *Dingwall* asked the Honourable the Chief Commissioner of Lands and Works the following question:—

Is any land, at or near *Waddington Harbour*, *Bute Inlet*, owned or claimed by any one; if so, how much? How much taxes are charged on said land, and if the same are regularly paid?

The Honourable Mr. *Smithe* replied as follows:—

"A claim to the town site of *Waddington*, *Bute Inlet*, has been made on behalf of the late firm of *Waddington and Dulip*. The area is not stated, nor has the claim been substantiated, or any taxes paid thereon. Lands at the head of *Bute Inlet*, including the above, to the extent of some 26,000 acres have been reserved from sale."

Mr. *Raybould* asked the Honourable the Chief Commissioner of Lands and Works the following question:—

How many applications have been made for coal lands between the 1st January, 1882, and the 31st March, 1883; the number of acres applied for by each person or company; the number of acres sold, and the localities in respect of which such applications have been made?

The Honourable Mr. *Smilhe* replied as follows:—

“The following applications for coal lands have been made in the localities indicated:—

D. R. Harris, and others . . . . .	2,220 acres,	Queen Charlotte
R. H. Austin, and associates . . . . .	12,800 „	Port McNeil
S. A. Spencer . . . . .	6,720 „	do.
C. Todd . . . . .	500 „	do.
Powell, and others . . . . .	1,000 „	Nicola
Murray, and others . . . . .	250 „	Nicola
R. Nuttall, and others . . . . .	1,120 „	Hesquiat
Hall & Gilbert . . . . .	640 „	Quatsino
Farwell & Davie . . . . .	3,840 „	do.
Morrison, Francis, & Ettershank . . . . .	640 „	do.
E. Stephens . . . . .	330 „	do.
Total . . . . .	30,060 „	

No coal lands have been sold during the period mentioned.”

According to Order, the Report on Bill (No. 39) intituled “An Act to amend the ‘Land Act, 1875,’ and the ‘Land Amendment Act, 1882,’” was considered.

Report adopted.

Bill *Ordered* to be read the third time.

Bill read the third time.

*Resolved*, That the Bill do pass.

According to Order, the Report on Bill (No. 16) intituled “An Act to amend the ‘Municipality Act, 1881,’” was considered.

Mr. *McTavish*, moved to amend section 6, by adding as sub-section 106,—

“To establish an Inebriate Asylum and to regulate the management thereof, and to provide for the expenses thereof.”

Carried.

Report, as amended, adopted.

*Ordered*, That the Bill be read a third time to-morrow.

According to Order, the Report on Bill (No. 44) intituled “An Act to amend the Law of Evidence,” was considered.

Report adopted.

*Ordered*, That the Bill be now read a third time.

Bill read the third time.

*Resolved*, That the Bill do pass.

According to Order, Bill (No. 25) intituled “An Act to Incorporate the Victoria Transfer Company, Limited,” was read the third time.

*Resolved*, That the Bill do pass.

According to Order, Bill (No. 22) intituled “An Act to amend the ‘Sumass Dyking Act, 1878,’” was read the third time.

*Resolved*, That the Bill do pass.

The House again went into Committee of the Whole on Bill (No. 43) intituled “An Act relating to the extension of Yates Street, in the City of Victoria.”

Upon Mr. Speaker resuming the Chair, Mr. *Semlin*, Chairman of the Committee, reported the Bill complete without amendment.

Report *Ordered* to be considered to-morrow.

According to Order, Bill (No. 31) intituled “An Act for the protection and relief of the Yale Fire Brigade,” was read the third time.

*Resolved*, That the Bill do pass.

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According to Order, the Report on Bill (No. 13) intituled "An Act to regulate the gauge of Sleighs," was considered.

Report adopted.

*Ordered*, That the Bill be now read the third time.

Bill read the third time.

*Resolved*, That the Bill do pass.

*Resolved*, That the House, at its rising, do stand adjourned until two o'clock to-morrow.

And then the House adjourned at 4.55 o'clock, p. m.

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Wednesday, April 18th, 1883.

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TWO O'CLOCK, P. M.

Prayers by the Rev. *D. Gamble*.

Pursuant to Order, the Report on Bill (No. 11) intituled "An Act to Incorporate the Columbia and Kootenay Railway and Transportation Company," was considered.

*Mr. Beaven* moved to strike out section 9.

The motion was negatived.

*Mr. Helgesen* moved to substitute "shall" for "may" in line 1, section 9.

Carried.

*Mr. Beaven* moved that clause 10 be struck out.

Carried.

*Mr. Beaven* moved to insert the following as section 10:—

"The Company shall lay out, construct, acquire, build, equip, maintain, and work a continuous line of Railway from the outlet of Kootenay Lake through the Selkirk range of mountains to a point on the Columbia River as near as practicable to the junction of the Kootenay with the Columbia River in British Columbia; and such Railway shall be built either upon the broad or narrow gauge, and be known as the Columbia and Kootenay Railway."

Carried.

*Mr. Beaven* moved that section 11 be struck out.

Carried.

*Mr. Beaven* moved to insert the following as section 11:—

"The company shall acquire, build, equip, maintain, run, and navigate a line of steamers suitable for passenger and freight traffic, and other vessels upon the Columbia River, to and fro, from the point on the Columbia River where the Columbia and Kootenay Railway from Kootenay Lake terminates, to that point on the west bank of the Columbia River where the Canadian Pacific Railway shall strike the said river and cross the same near the Eagle Pass; or in the event of the Canadian Pacific Railway not crossing the Columbia River to the point where a wagon road or railway from Shuswap Lake to the Columbia River may terminate thereon.

Carried.

On the motion of the Honourable *Mr. Davie* the following amendments were made:—

That section 14 be amended by striking out the words on the 3rd and 4th lines, "system of survey as defined in the Land Amendment Act, 1879," and inserting in lieu thereof the following:—"now existing land laws of the Province."

That section 16 be amended by adding after the word "same," on the 12th line, "but not until the surveys of such land shall have been accepted by the Chief Commissioner of

Lands and Works and payment made for the land; and all leases, sales, and other alienations of land previous to the issuing of Crown Grants shall be subject to the approval in writing of the Chief Commissioner of Lands and Works or the Assistant Commissioner of the district."

That section 19 be amended by adding at the end thereof the following words: "and shall be in accordance with the form No. 9 set forth in the schedule to the Land Act, 1875."

Mr. *Beaven* moved to strike out section 22 and insert the following:—

"The railway constructed under the terms of this Act, shall be the property of the Company, and the Company shall thereafter, at all reasonable times, so as to meet the requirements of the public, efficiently maintain, work, and run the Railway from the Kootenay Lake to the Columbia River, and the line of steamers and other vessels upon the Columbia River, from the terminus of the Columbia and Kootenay Railway, to the point where the Canadian Pacific Railway shall strike the said river and cross the same; or (in the event of the Canadian Pacific Railway not crossing the Columbia River) to the point where a waggon road or railway from Shuswap Lake to the Columbia River may terminate thereon: and the Government of British Columbia shall take, and the Company shall give, sufficient security for the efficient maintenance and operation of the said railway and steamers during the ten years next subsequent to the completion thereof by the Company and acceptance in writing by the Government of British Columbia."

On the question being put—"Shall clause 22 stand part of the question," it was *Resolved* in the affirmative.

The Honourable Mr. *Smith* moved to add the following as a new clause:—

"In the event of the Kicking Horse and Eagle passes, or either of them, not being adopted as the route of the Canadian Pacific Railway, the Company shall submit a measure to this Legislature, at the next session after the route of the Canadian Pacific Railway shall have been officially declared, to enable them to build a railway through Eagle Pass, from Shuswap Lake to the Columbia River."

A debate arose, which was adjourned until the next sitting of the House.

*Resolved*, That the House, at its rising, do stand adjourned until two o'clock to-morrow.

And then the House adjourned at 4.50 o'clock, p. m.

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Thursday, April 19th, 1883.

TWO O'CLOCK, P. M.

Prayers by the Rev. *D. Gamble*.

Mr. *Martin* presented a Report from the Select Committee appointed to enquire into the claims of *R. M. Clementson*, and the *British Columbia Express Company*.

The Report was received.

The Honourable Mr. *Davie* moved the second reading of Bill (No. 41) intituled "An Act relating to the appointment of Stipendiary Magistrates."

A debate arose, which was adjourned until the next sitting of the House.

According to Order, Bill (No. 16) intituled "An Act to amend the 'Municipality Act, 1881,'" was read the third time.

*Resolved*, That the Bill do pass.

According to Order, Bill (No. 21) intituled "An Act to Incorporate the New Westminster Southern Railway Company," was read the third time.

*Resolved*, That the Bill do pass.

Pursuant to Order, the adjourned debate on the amendment to Bill (No. 11) intituled "An Act to Incorporate the Columbia and Kootenay Railway and Transportation Company," proposed on the consideration of the Report, was resumed.

The amendment proposed by the Honourable Mr. *Smilhe* was withdrawn.

The Honourable Mr. *Robson* moved to insert the following as a new clause:—

"The Company shall furnish to the Collector or Collectors appointed under the provisions of the Provincial Revenue Tax Act, 1881, for the Electoral District of Kootenay, when requested by any such Collector so to do, from time to time, a list of every person in their employ or indirectly employed by them liable to pay the tax imposed by the said Act; and the said Company shall pay to the Collector such tax for every such person, and may deduct the amount so paid on account of such person from the amount of salary or wages due or to become due to him from the said Company upon production and delivery of the receipt for such tax to such person.

"In default of the Company furnishing the lists or paying the taxes, the Collector may proceed against the Company in respect of such default in the manner provided by the said Act."

Carried.

Mr. *McTavish* moved to insert the following as section 24:—

"Should the Canadian Pacific Railway not be constructed by way of the Kicking Horse Pass, all the provisions of this Bill shall be null and void."

A debate arose, which was adjourned until to-morrow.

According to Order, the adjourned debate on the adoption of the Report on Bill (No. 30) intituled "An Act for the better protection of certain Animals and Birds," was resumed.

Report adopted.

*Ordered*, That the Bill be now read the third time.

Bill read the third time.

*Resolved*, That the Bill do pass.

Pursuant to Order, the Report on Bill (No. 43) intituled "An Act relating to the extension of Yates Street, in the City of Victoria," was considered.

Mr. *Pooley* moved to insert the following as clause 2:—

"That the Corporation of the City of Victoria shall for all lands taken under the foregoing section make compensation therefor, such compensation to be ascertained in the manner provided by the 'Municipality Act, 1881.'"

And the question being put: "Shall the clause stand part of the question," it was *Resolved* in the affirmative.

And the names being called for, they were taken down as follow:—

Yeas:

Messieurs

*Allen,*  
*McLeese,*  
*Semlin,*

*Orr,*  
*John,*  
*Pooley,*

*Robson,*  
*Martin,*  
*Raybould,*

*Helgesen,*  
*McTavish,*  
*Cowan.*—12.

Nays:

Messieurs

*Dingwall,*  
*Armstrong,*

*Beaven,*  
*Duck,*

*Drake,*  
*Dunsmuir,*

*Galbraith,*  
*Grant.*—8.

Report adopted.

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

The Order for the second reading of Bill (No. 18.) intituled "An Act to amend the 'Mineral Act, 1882,'" was discharged.

And then the House adjourned at 5.30 o'clock, p. m.

Friday, April 20th, 1883.

ELEVEN O'CLOCK, A. M.

Prayers by the Rev. *D. Gamble*.

Mr. *Orr* presented a Report from the Select Committee appointed to enquire into the claims of the Honourable *A. DeCosmos*, reporting the evidence taken before the Committee.  
Received.

The Honourable Mr. *Robson* asked leave to introduce a Bill (No. 45) intituled "An Act relating to Ferries in Municipalities."

*Ordered*, That leave be granted.

Bill introduced and read first time.

*Ordered* to be read a second time on Monday next.

Mr. *Allen* asked the Honourable the Chief Commissioner of Lands and Works the following question:—

Is it the intention of the Government to take any steps during the present season to open a waggon road through *Marble Canon* to *Hat Creek*?

The Honourable Mr. *Smithe* replied as follows:—

"The Government cannot, at present, say whether anything may be done in the direction indicated by my honourable friend's question."

According to Order, the adjourned debate on the motion for the second reading of Bill (No. 41) intituled "An Act relating to the appointment of Stipendiary Magistrates," was resumed.

Bill read the second time.

*Ordered* to be committed forthwith.

Upon Mr. Speaker resuming the Chair, Mr. *Galbraith*, Chairman of the Committee, reported the Bill complete without amendment.

Report adopted.

*Ordered* to be read the third time on Monday next.

Pursuant to Order, the Report on Bill (No. 35) intituled "An Act to encourage Coal Mining," was considered.

The Honourable Mr. *Smithe* moved to amend section 13 by striking out all the words after "shall" in the first line, and insert the following:—

"proceed under section 1 of the 'Land Amendment Act, 1882,' and shall state in his application that coal land is desired. The price of coal land shall be ten dollars per acre west, and five dollars per acre east, of the Cascade range of mountains."

Carried.

Report, as amended, adopted.

*Ordered*, That the Bill be read the third time on Monday next.

According to Order, the adjourned debate on amendments to Bill (No. 11) intituled "An Act to Incorporate the Columbia and Kootenay Railway and Transportation Company," proposed on the consideration of the Report, was resumed.

The amendment proposed by Mr. *McTavish* was withdrawn.

Mr. *McTavish* moved to add as a new clause, the following:—

"If the route of the Canadian Pacific Railway in British Columbia shall be definitely adopted by way of some pass other than Eagle Pass, then the company shall, at the session of the Provincial Legislature next following the time when such other pass shall have been so adopted, submit to such Legislature a proposal for the construction of a Railroad, from

---

Shuswap Lake to the Columbia River, by the way of the Eagle Pass, so as to require the Company to construct, equip, and maintain such Railroad, upon the basis of a land grant to the Company not exceeding seventeen thousand acres for each mile of Railway to be so constructed."

Carried.

Report, as amended, adopted.

Bill *Ordered* to be read the third time on Monday next.

The Order for the second reading of Bill (No. 38) intituled "An Act to amend the Act to consolidate and amend the laws relating to Gold and other Minerals, excepting Coal," was discharged.

*Resolved*, That the House, at its rising, do stand adjourned until two o'clock on Monday next.

And then the House adjourned at 11.55 o'clock, a. m.

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Monday, April 23rd, 1883.

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TWO O'CLOCK, P. M.

Mr. *Grant* asked leave to introduce a Bill (No. 46) intituled "An Act to amend the Mineral Act, 1882."

*Ordered*, That leave be granted.

Bill introduced and read the first time.

*Ordered* to be read the second time on Wednesday next.

According to Order, Bill (No. 45) intituled "An Act relating to Ferries in Municipalities," was read the second time.

*Ordered* to be committed forthwith.

Upon Mr. Speaker resuming the Chair, Mr. *Raybould*, Chairman of the Committee, reported the Bill complete with amendments.

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

Pursuant to Order, Bill (No. 41) intituled "An Act relating to the appointment of Stipendiary Magistrates," was read the third time.

*Resolved*, That the Bill do pass.

*Resolved*, That the House, at its rising, do stand adjourned until two o'clock to-morrow.

And then the House adjourned at 2.55 o'clock, p. m.

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Tuesday, April 24th, 1883.

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TWO O'CLOCK, P. M.

Prayers by the Rev. Mr. *Malachi*.

Mr. *Orr* presented a Petition from *A. Hawkins*, and other residents of *Sumass*.  
Laid on the table.

According to Order, the Report on Bill (No. 45) intituled "An Act relating to Ferries in Municipalities," was considered.

Report adopted.

*Ordered*, That the Bill be now read the third time.

Bill read the third time.

*Resolved*, That the Bill do pass.

Pursuant to Order, Bill (No. 35) intituled "An Act to encourage Coal Mining," was read the third time.

*Resolved*, That the Bill do pass.

The Honourable Mr. *Smithe*, Leader of the Government, stated that—

"His Honour the Lieutenant-Governor has been pleased to place the interests of the Crown in the following measures at the disposal of the House of Assembly:

"An Act relating to the extension of Yates Street, in the City of Victoria (No. 43), and

"An Act to Incorporate the Columbia and Kootenay Railway and Transportation Company (No. 11.)"

According to Order, Mr. *Pooley* moved the third reading of Bill (No. 11) intituled "An Act to Incorporate the Columbia and Kootenay Railway and Transportation Company."

Mr. *Orr* moved in amendment—That the word "now" be struck out and the following words added: "this day six months; and that the question of granting the concessions asked for by the Bill be deferred until the next Session of the Legislature, so as to afford the members of this House the opportunity of consulting their constituents upon the subject."

A debate arose, which was adjourned until the next sitting of the House.

Mr. *Beaven* moved the third reading of Bill (No. 43) intituled "An Act relating to the extension of Yates Street, in the City of Victoria."

A debate arose, which was adjourned until the next sitting of the House.

*Resolved*, That the House, at its rising, do stand adjourned until two o'clock to-morrow.

And then the House adjourned at 3.30 o'clock, p. m.

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Wednesday, April 25th, 1883.

TWO O'CLOCK, P. M.

Prayers by the Rev. *R. H. Smith*.

The Honourable Mr. *Smithe* asked leave to introduce a Bill (No. 47) intituled "An Act respecting the construction of a Waggon Road through Eagle Pass."

*Ordered*, That leave be granted.

Bill introduced and read a first time.

*Ordered* to be read a second time on Friday next.

According to Order, the adjourned debate on the amendment to the motion for the third reading of Bill (No. 11) intituled "An Act to Incorporate the Columbia and Kootenay Railway and Transportation Company," was resumed.

And the question being proposed—"Shall the words proposed to be struck out stand part of the question," it was *Resolved* in the affirmative.

And the names being called for, they were taken down as follow :—

## YEAS:

## Messieurs

<i>Smithe,</i>	<i>McLeese,</i>	<i>Duck,</i>	<i>Dunsmuir,</i>
<i>Davie, A. E. B.,</i>	<i>Semlin,</i>	<i>Pooley,</i>	<i>Galbraith,</i>
<i>Dingwall,</i>	<i>Armstrong,</i>	<i>Robson,</i>	<i>Grant—15.</i>
<i>Wilson,</i>	<i>Beaven,</i>	<i>Drake,</i>	

## NAYS:

## Messieurs

<i>Allen,</i>	<i>John,</i>	<i>Raybould,</i>	<i>Cowan</i>
<i>Orr,</i>	<i>Martin,</i>	<i>Helgesen,</i>	<i>McTavish—8.</i>

Question again proposed—"That the Bill be now read the third time," and it was *Resolved* in the affirmative on the same division.

*Resolved,* That the Bill do pass.

Pursuant to Order, the adjourned debate on the motion for the third reading of Bill (No. 43) intituled "An Act relating to the extension of Yates Street, in the City of Victoria, was resumed.

The Honourable Mr. *Davie* moved that the Order for the third reading of Bill No. 43 be discharged, and the Bill re-committed for the purpose of making the following amendments:

In section 2 strike out all the words after the words "compensation therefor" and insert the words "to the Government of British Columbia; such compensation in the event of dispute to be determined by two arbitrators, one to be chosen by the Chief Commissioner of Lands and Works, and the other by the said Corporation; and in the event of disagreement, by an umpire to be mutually chosen, whose decision shall be final."

As Section 3.—The moneys to be received by the Government for such compensation shall be devoted to school purposes within the said City, and may at any time be expended for that purpose.

And it was so *Ordered*.

Upon Mr. Speaker resuming the Chair, Mr. *Semlin*, Chairman of the Committee, reported the Bill complete with amendments.

Report adopted.

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

*Resolved,* That the House, at its rising, do stand adjourned until two o'clock to-morrow.

And then the House adjourned at 3.30 o'clock, p. m.

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Thursday, April 26th, 1883.

TWO O'CLOCK, P. M.

Prayers by the Rev. *R. H. Smith*.

Mr. *Orr* presented a Report from the Select Committee appointed to enquire into the claims of *James Morrison*.

Received and *Ordered* to be printed. (*See Appendix.*)

According to Order, Bill (No. 43) intituled "An Act relating to the extension of Yates Street, in the City of Victoria," was read the third time.

*Resolved,* That the Bill do pass.

*Resolved,* That the House, at its rising, do stand adjourned until two o'clock to-morrow.

And then the House adjourned at 2.30 o'clock, p. m.

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Friday, April 27th, 1883.

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TWO O'CLOCK, P. M.

Prayers by the Rev. R. H. Smith.

On the motion of Mr. Allen, seconded by Mr. Dinguwall, it was Resolved,—

That a Committee be appointed to enquire if at any time Mr. Galbraith proposed or submitted, or in any way recommended the late Government to lease any portion of the timber lands of the Province in the neighbourhood of or in the District of Kootenay, with power to call for persons and papers and report to this House; Committee to consist of Messrs. John, Helgesen, Martin, Cowan, and the mover.

Resolved, That the House, at its rising, do stand adjourned until two o'clock on Monday next.

And then the House adjourned at 2.30 o'clock, p. m.

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Monday, April 30th, 1883.

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TWO O'CLOCK, P. M.

Prayers by the Right Rev. Bishop Oridge.

Mr. Allen asked the Honourable the Minister of Finance the following question:—

What amount was paid for advertising tenders for Caisson and Graving Dock in Ontario last fall, and to whom was the money paid?

The Honourable Mr. Robson replied as follows:—

“The charge for advertising tenders for Caisson, was . . . . .	\$342 00
And for Graving Dock completion . . . . .	487 50
Total . . . . .	\$829 50

This sum was paid to the *Mail Printing Company, Toronto.*”

The Order for the second reading of Bill (No. 47) intituled “An Act respecting the construction of a Waggon Road through Eagle Pass,” was discharged.

The Honourable Mr. Smith asked leave to introduce a Bill (No. 47) intituled “An Act respecting the construction of a Waggon Road through Eagle Pass.”

Ordered, That leave be granted.

Bill introduced and read the first time.

Ordered to be read the second time to-morrow.

Pursuant to Order, Bill (No. 46) intituled “An Act to amend the ‘Mineral Act, 1882,’” was read the second time.

Ordered to be committed forthwith.

Upon Mr. Speaker resuming the Chair, Mr. Duck, Chairman of the Committee, reported progress and asked leave to sit again.

Ordered, That leave be granted for to-morrow.

Resolved, That the House, at its rising, do stand adjourned until two o'clock to-morrow.

And then the House adjourned at 4.45 o'clock, p. m.