
Tuesday, the 3rd day of January, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair and Messrs. De Cosmos, Burnaby, Franklin, Dickson.

The last minutes having been read and confirmed.

Dr. Dickson gave Notice of motion (see M. B. f. [blank]).¹⁸

On motion by Mr. Burnaby, Seconded by Mr. De Cosmos The House adjourned till tomorrow at 3 p. m.

J. S. Helmcken
Speaker.

Wednesday, the 4th day of January, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair, Messrs. Bayley, Burnaby, Carswell, Dennes, De Cosmos, Cochrane, Franklin, Young, and Drs. Dickson, Tolmie, Powell.

The last minutes having been read and confirmed.

Mr. Speaker read a Communication (No. 38) from His Excellency the Governor, transmitting the Blue Book for the Colony of Vancouver Island for the year 1863.

Dr. Dickson asked leave to postpone the Motion of which he gave notice on the 3rd inst. until the Estimates for the year 1865 shall have been received.

Ordered that leave be granted.

Mr. Young gave Notice of Motion for leave to introduce, in Committee of Ways and Means, a Series of Resolutions to equalise Taxation in Vancouver Island.

Order of the Day. In Committee of the whole House On question that "Mr. Speaker do now leave the chair" upon the order of the Day, viz.: "A Bill Entitled An Act to repeal the Victoria Incorporation Act, 1862, and to make certain provisions in lieu thereof."

Mr. Franklin, seconded by Mr. Young, moved an Amendmt. "That the consideration in Committee of the above Bill be postponed until the Estimates for the year 1865 shall have been received."

¹⁸ Motion Book, p. 88: "I give notice that tomorrow I will ask the House to fix a day for the purpose of taking into consideration the necessity of levying a Poll Tax of one dollar on each adult person coming into this Colony, such tax to be applied to the support of the Royal Hospital."

Question.

For Mr. Franklin's Amendment

Ayes: 6.

Messrs. Dickson
Tolmie
Burnaby
Carswell
Dennes
Bayley

Noes: 4.

Messrs. Cochrane
De Cosmos
Powell
Franklin

The Amendment was therefore carried.

In Committee of the whole House "A Bill Entitled An Act to provide for taking the census of the Colony and for obtaining other Statistical information."

Mr. Speaker left the Chair.

Dr. Dickson in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having had under consideration the above mentioned Bill begged to report the same complete, as amended.

Ordered—that report be received.

Mr. Burnaby presented a petition from certain Property-holders in the city and suburbs of Victoria against the "Incorporation Bill" now before the House.

Ordered to lie on the table.

The House then adjourned till tomorrow.

J. S. Helmcken
Speaker.

Thursday, the 5th day of January, 1865

Present: Mr. Speaker, Messrs. De Cosmos, Young, and Dr. Dickson.

A Quorum not being present, the House did not sit.

Speaker.

Friday, the 6th day of January, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair, Drs. Dickson, Powell, Tolmie, and Messrs. Carswell, Dennes, Burnaby, Franklin, De Cosmos, Young.

The last minutes having been read and confirmed.

Read a 3rd time and passed "A Bill Entitled An Act to provide for taking the Census of the Colony and for obtaining other Statistical information."

On motion by Dr. Dickson, seconded by Dr. Powell "A Bill Entitled An Act respecting Common Schools" was Read a 2nd time and committed.

On motion by Mr. De Cosmos, seconded by Mr. Dennes "A Bill Entitled An Act to amend the law of Vancouver Island and its Dependencies affecting trade and commerce, and to repeal and consolidate 'The limitation of Foreign Actions Act, 1860' and 'The extension of the Limitation of Foreign Actions Act, 1861' and to declare and define the law with regard to the limitation of actions upon foreign liabilities" was Read a 2nd time and committed.

The House then went into Committee of the whole upon the above Bill.

Mr. Speaker left the Chair.

Dr. Dickson in Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having had under consideration the above mentioned Bill, begged to report the Bill complete without amendment.

Ordered that report be received.

The House then adjourned till Monday.

J. S. Helmcken
Speaker

Monday, the 9th day of January, 1865

Present: Mr. Speaker and Messrs Franklin, De Cosmos, Dennes.

A Quorum not being present, the House did not sit.

J. S. Helmcken
Speaker

Tuesday, the 10th day of January, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair, Messrs. De Cosmos, Dennes, Carswell, Cochran, and Drs. Dickson, Tolmie, Powell.

The last minutes having been read and confirmed.

Mr. Speaker read the following Communication from His Excellency the Governor.

No. 39

Vancouver Island
Victoria, 9th Jany. 1865

To The Honble. The Speaker and Members of the Legislative Assembly
Gentlemen,

Referring to my Message dated the 3rd Ulto. I have the honor to acquaint you that I have been unable to find more information relative to the constitution of the Legislative Council than is contained in my commission and the Royal Instructions copies of which have already been placed before the Legislative Assembly.

I have the honor to be,
Gentlemen,
Your most obedient Servant
(Sd.) A. E. Kennedy
Governor

Read a 3rd time and passed "A Bill Entitled An Act to amend the law of Vancouver Island and its Dependencies affecting trade and commerce, and to repeal and consolidate 'The Limitation of Foreign Actions Act, 1860,' and 'The Extension of the Limitation of Foreign Actions Act 1861' and to declare and define the law with regard to the limitation of Actions upon Foreign liabilities."

In reply to Dr. Tolmie, Mr. Speaker informed the House that the information applied for in certain Resolutions agreed to in the House on the 28th Sepr. and transmitted to His Excellency the Governor on the 29th Sepr. relative to the number of persons tried for, and convicted of, selling liquor to Indians &c,—had not yet been received.

Mr. Dennes pursuant to notice moved for leave to bring in "A Bill To amend the law relating to imprisonment for debt."

Dr. Dickson seconded.
Carried.

Mr. De Cosmos gave Notice of Motion for tomorrow for leave to bring in "A Bill Entitled An Act respecting Weights and Measures."

Order of the Day.

In Committee of the whole House—"A Bill Entitled An Act respecting Common Schools."

Mr. Speaker left the Chair.
Dr. Dickson in Chair of the Committee.
Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having had under consideration the above mentioned Bill, begged to report progress, and ask leave to sit again.

Ordered that report be received and leave granted.

The House then adjourned till tomorrow.

J. S. Helmcken
Speaker.

Wednesday, the 11th day of January, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair and Messrs. Franklin, Dennes, Carswell, Young, De Cosmos, Dickson.

The last minutes having been read and confirmed.

Mr. Franklin gave Notice of Motion for Monday next (16) "That a joint address of the Legislature of Vancouver Island be forwarded to His Excellency the Governor requesting him to communicate to the Government of British Columbia the desire of this Colony that in view of the joint interests and convenience of the two Colonies that measures may be taken to create a concurrent jurisdiction between their Courts of Civil and criminal Justice and if possible to form a Court of Appeal for the hearing of all cases local or otherwise."

On Motion by Mr. De Cosmos, seconded by Dr. Dickson Ordered—that leave be granted to bring in "A Bill Entitled 'An Act respecting Weights and Measures'."

Dr. Dickson gave Notice of Motion for tomorrow—"That His Excy. the Governor be respectfully requested to furnish this House with a Copy of his commission and instructions from H. M. Government."

On Motion by Dr. De Cosmos, seconded by Mr. Dennes Ordered—that leave be granted to bring in "A Bill Entitled An Act respecting the descent of real and personal property."

Order of the Day—in Committee "A Bill Entitled An Act respecting Common Schools."

Mr. Speaker left the Chair.

Dr. Dickson in Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having had under consideration the above Bill begged to report progress and ask leave to sit again.

Ordered that report be received and leave granted.

The House then adjourned till tomorrow.

J. S. Helmcken
Speaker

Thursday, the 12th day of January, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair, Messrs. Young, Franklin, Duncan, Dennes, De Cosmos, Dickson.

The last Minutes having been read and confirmed.

Dr. Dickson, pursuant to notice, moved A Resolution "That His Excellency the Governor be respectfully requested to furnish this House with a Copy of his Commission and instructions from H. M. Government."

The Resolution was not seconded.

Order of the Day—in Committee of the whole House "A Bill Entitled An Act respecting Common Schools."

Mr. Speaker left the Chair.

Dr. Dickson in Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having had under consideration the above Bill begged to report progress and ask leave to sit again.

Ordered that Report be received and leave granted.

The House then adjourned till tomorrow.

J. S. Helmcken
Speaker

Friday, the 13th day of January, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair, Messrs. Dennes, De Cosmos, Franklin, Young, Burnaby, Cochrane, Duncan, and Drs. Dickson, Powell.

The last minutes having been read and confirmed.

Mr. Young gave notice of Motion for leave to bring in "A Bill To amend the present Road Act."

Dr. Dickson gave Notice of Motion for Monday next "To ask the House to fix a day to take into consideration His Excellency the Governor's Communication (No. 39) dated 9th January 1865."

Mr. Speaker then read a Communication (No. 40)¹⁹ from His Excellency the Governor dated 13th Jany. 1865 giving cover to the Estimates for the Year 1865—also to a letter, explanatory thereof, by the Honble. the Acting Colonial Secretary.

Mr. De Cosmos, seconded by Dr. Dickson, moved "That the Estimates and letter explanatory thereof by the Acting Colonial Secretary be printed."

Carried.

Mr. Young moved that the consideration in Committee of "A Bill Entitled An Act respecting Common Schools" be postponed till Monday next.

Agreed to.

¹⁹ Kennedy's letter, the Estimates, and Acting Colonial Secretary Henry Wakeford's explanatory letter are reprinted in full in the *Colonist*, 14 January 1865.

Mr. Burnaby moved that the House fix a day to go into Committee "That a supply be granted for the use of Her Majesty."

Ordered for Friday next.

The House then adjourned till Monday.

J. S. Helmcken
Speaker

Monday, the 16th day of January, 1865

Present: Mr. Speaker, Dr. Powell, and Mr. De Cosmos.

A Quorum not being present the House did not sit.

J. S. Helmcken
Speaker

Tuesday, the 17th day of January, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair, Messrs. Young, Duncan, Bayley, De Cosmos, Franklin, and Drs. Dickson, Powell.

The last minutes having been read and confirmed.

Mr. Speaker read the following Communication (No. 41) from His Excellency the Governor.

[No. 41]

Vancouver Island
Victoria, 14th Jany. 1865

To the Honble. The Speaker and Members of the Legislative Assembly
Gentlemen

I have the honor to submit a Communication received from the Acting Town Clerk on behalf of the Corporation of the City of Victoria on the subject of overdue Municipal Council Debentures amounting to \$10,170 with a view to receiving the Authority of the Legislative Assembly for the liquidation of the same out of the General Revenue, pending any measures which the Legislature may adopt for the recovery of that sum from the City.

I have the honor to be,
Gentlemen,
Your most obedient Servant
(Sd.) A. E. Kennedy
Governor.

For Enclosure—see Letter Book.²⁰

Ordered for Friday next (21st inst.) in Committee.

²⁰ William Leigh to Henry Wakeford, 10 January 1865, *ibid.*

Mr. Speaker then read the following Communication from the Honble. The Legislative Council.

Council Chamber
Vancouver Island
Victoria, 17th Jany. 1865

To The Honble. The Speaker and Gentlemen of the Legislative Assembly
Gentlemen,

I have the honor to acquaint you that the further Amendments made by Your Honble. House to the amendments of the Legislative Council to "A Bill Entitled An Act respecting Barristers & Attorneys-at-law" have been agreed to by the Council.

I have the honor to be,
Gentlemen,
Your most obedient Servant
(Sd.) E. J. Nesbitt

Dr. Dickson, pursuant to notice, brought up a Resolution "That the House fix a day to go into Committee of the whole to take into consideration His Excellency the Governor's Communication dated 9th Jany. 1865."

Seconded by Mr. De Cosmos.

Agreed to.

Ordered for Friday next.

On motion by Mr. De Cosmos, seconded by Dr. Dickson Ordered That the House go into Committee on Friday next to report upon "A Bill Entitled An Act respecting Weights and Measures."

On motion by Mr. Young, seconded by Dr. Powell, Ordered "That the House go into Committee of the whole on Friday next to report upon 'A Bill To amend the Road Act, 1860'."

Mr. Franklin moved for leave to postpone the Resolution of which he gave notice on the 11th inst. for one week.

Ordered that leave be granted.

Order of the Day.

The House then went into Comtee. of the whole upon "A Bill Entitled An Act respecting Common Schools."

Mr. Speaker left the Chair.

Dr. Dickson in Chair of the Comtee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having had under consideration the before mentioned Bill, begged to report the same complete as amended.

Ordered that Report be received.

The House then adjourned till tomorrow.

J. S. Helmcken
Speaker

Wednesday, the 18th day of January, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair and Messrs. Young, Duncan, Powell, Cochrane.
The last minutes having been read and confirmed.

A Communication was read from the Honble. the Legislative Council transmitting
"A Bill Entitled the Declaration of Title Act, 1865."

Order of the Day.

3rd Reading of "A Bill Entitled An Act respecting Common Schools."

On question "that above Bill be read a 3rd time" Dr. Powell, seconded by
Mr. Cochrane, moved An Amendment "that the above Bill be now recom-
mitted."

Agreed to.

Mr. Speaker left the Chair.

Mr. Cochrane in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having had under consideration
the above mentioned Bill begged to report progress and ask leave to sit again.

Ordered that report be received & leave granted.

The House then adjourned till tomorrow.

J. S. Helmcken
Speaker

Thursday, the 19th day of January, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair, Messrs. Young, Duncan, Bayley, De Cosmos,
and Dr. Dickson.

The last minutes having been read and confirmed.

Order of the Day, in Committee of the whole House "A Bill Entitled An Act
respecting Common Schools."

Mr. Speaker left the Chair.

Dr. Dickson in Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having had under consideration
the above mentioned Bill begged to report the same complete with Amend-
ments.

Ordered That Report be received.

The House then adjourned till tomorrow.

J. S. Helmcken

Friday, the 20th day of January, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair, Messrs. Franklin, De Cosmos, Young, Bayley, Cochrane, Duncan, Dennes, Carswell, and Drs. Trimble, Tolmie, Dickson.
The last minutes having been read and confirmed.

Mr. De Cosmos gave Notice of Motion for Monday next "That the House fix a day to go into Committee of the whole to take into consideration the State of the Colony."

Special Order of the Day.

On motion of Mr. De Cosmos Ordered—That Monday next (23rd inst.) be appointed for the House to go into Committee of Supply.

Read a 3rd time and passed "A Bill Entitled An Act respecting Common Schools."

Read a 2nd time and committed "A Bill Entitled An Act to grant jurisdiction to Justices of the Peace and Stipendiary Magistrates in Civil cases."

Order of the Day.

In Committee of the whole House A Communication from His Excellency the Governor "No. 39, dated 9th January, 1865."

Also upon A Communication from His Excellency the Governor "No. 41, dated 14th January, 1865" on the subject of overdue Municipal Debentures amounting to \$10,170.00.

Mr. Speaker left the Chair.

Mr. Bayley in Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having had under consideration the above mentioned Communications from His Excellency the Governor begged to report.

In regard to the first (39) progress, and ask leave to sit again.

In regard to the second (41) A Resolution that this House after having had under consideration His Excellency the Governor's Message respecting the Municipal Debentures of the City of Victoria respectfully recommends His Excellency the Governor to pay the same out of the General Revenue and this House pledges itself to make good the same.

Ordered that Report be received.

The House then went into Committee of the whole to report upon "A Bill Entitled An Act respecting Weights and Measures."

Also upon "A Bill Entitled An Act to amend the Road Act, 1860."

Mr. Bayley in the Chair.

The Chairman reported that the Committee having had under consideration the above Bills.

In regard to the first, begged to report the same favorably to the House;
 In regard to the second, begged to report progress and ask leave to sit again.
 Ordered that report be received and leave granted.

The House then adjourned till Monday.

J. S. Helmcken
 Speaker

Monday, the 23rd day of January, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair, Messrs. Franklin, Dennes, Burnaby, Duncan, Carswell, Bayley, De Cosmos, Cochrane, Young, and Drs. Trimble, Tolmie, Powell.

The last Minutes having been read and confirmed.

The House took under consideration and confirmed the Resolution reported from Committee of the whole House yesterday upon the subject of His Excellency the Governor's Communication "No. 41, dated 14th Jany. 1865", viz.: "Overdue Municipal Debentures amounting to \$10,170.00."

Read 1st time and Ordered to be printed "A Bill Entitled An Act respecting Weights and Measures."

Special Order of the Day—In Committee of Supply "A Resolution That a Supply be granted for the use of Her Majesty."

Mr. Speaker left the Chair.

The Chairman of Ways and Means in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having had under consideration the above mentioned Resolution had "Resolved—That a supply be granted for the use of Her Majesty."

Ordered that Report be agreed to.

On motion by Mr. De Cosmos, seconded by Dr. Tolmie, Ordered "that tomorrow be fixed for the House to take into consideration in Committee A Resolution (see R. fol. 118 [p. 245 above] for Notice) upon "The State of the Colony."

Ordered "That Tuesdays, Thursdays, Fridays, be set apart for the discussion of Questions of Supply."

On motion by Mr. De Cosmos, seconded by Mr. Franklin "A Bill [to grant] Jurisdiction to J. P.'s in civil cases" (in Committee) was postponed.

The House then adjourned till tomorrow.

J. S. Helmcken
 Speaker.

Tuesday, the 24th day of January, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair, Messrs. Burnaby, Bayley, Carswell, De Cosmos, Dennes, Duncan, Cochrane, Franklin, Young, and Drs. Dickson, Tolmie, Powell, Trimble.

The last minutes having been read and confirmed.

Order of the Day, in Committee of the whole House—A Resolution “That the House take into consideration in Committee the State of the Colony.”

Mr. Speaker left the Chair.

Mr. Bayley in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having had under consideration the above mentioned Resolution begged to report progress and ask leave to sit again.

Ordered that report be received & leave granted.

The House then adjourned till tomorrow.

J. S. Helmcken
Speaker.

Wednesday, the 25th day of January, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair, Messrs. Burnaby, Bayley, Carswell, Cochrane, Dennes, Duncan, Young, Southgate, De Cosmos, Franklin, and Drs. Trimble, Tolmie, Dickson.

The last minutes having been read and confirmed.

Mr. De Cosmos rose to a question of Order—to ask Mr. Speaker whether certain Resolutions laid upon the table of the Committee (yesterday) upon “The State of the Colony” were in order, or not; exception having been taken thereto from the fact that allusion was therein made to the question of the Union of the Colonies of British Columbia and Vancouver Island; tho’ in a different form to that under which the subject had already been taken action upon by this House during the present Session.

On ruling by Mr. Speaker “That the Committee of the whole House might, if it deemed necessary, admit the said Resolutions” Ordered that the Resolutions in question be in order.

Order of the Day in Committee of the whole House “A Resolution that the House take into consideration in Committee ‘The State of the Colony.’”

Mr. Speaker left the Chair.

Mr. Bayley in Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having had under consideration the above-mentioned Resolution had resolved

That this House after having taken into consideration the present state of the Colony is firmly convinced that it is expedient at the present time to observe the strictest economy in the public expenditure compatible with the efficiency of the public Service.

And that the immediate Union of this Colony with British Columbia under such constitution as Her Majesty's Government may be pleased to grant, is the means best adapted to prevent permanent causes of depression, as well as to stimulate trade, foster industry, develop our resources, augment our population, and ensure our permanent prosperity.

And this House pledges itself in case Her Majesty's Government shall grant such Union, to ratify the same by legislative enactment if required.

Resolved That the above Resolution be transmitted to His Excellency the Governor with the respectful request that he may take the same into his earnest and immediate consideration.

Ordered that report be received and agreed to.

The House then adjourned till tomorrow.

J. S. Helmcken
Speaker

Thursday, the 26th day of January, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair, Messrs. Young, De Cosmos, Franklin, Duncan, Dennes, Carswell, Cochrane, Bayley, and Drs. Dickson, Tolmie, Trimble.

The last minutes having been read and confirmed.

Order of the Day, "Committee of Supply."

Mr. Speaker left the Chair.

Mr. Franklin in Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having had under consideration the subject of "Supply" begged to report progress & ask leave to sit again.

Ordered that report be received and leave granted.

The House then adjourned till tomorrow.

J. S. Helmcken
Speaker

Friday, the 27th day of January, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair, Messrs. Bayley, Burnaby, De Cosmos, Dennes, Duncan, Carswell, Southgate, Cochrane, Young, Franklin, and Drs. Dickson, Powell, Tolmie.

The last minutes having been read and confirmed.

Mr. Burnaby presented a Petition from the Chamber of Commerce of Victoria, in favor of the present system of a "Free Port" and against the introduction of a "Tariff."

Ordered "to lie on the table."

On question that the Resolutions reported from Committee of the whole House on the 25th Inst. on the "State of the Colony" be read a 2nd time.

Mr. Young moved that the said Resolutions be recommitted.

Mr. Speaker informed the House that in the event of a Debate ensuing upon the above Question, such debate must be postponed; the Special Order of the day viz. "Committee of Supply" taking precedence of all other business.

On motion by Mr. Burnaby, seconded by Mr. Franklin, "That Mr. Speaker do now leave the Chair" upon the Order of the Day, viz.: "Committee of Supply."

Mr. De Cosmos, seconded by Dr. Dickson, moved an Amendmt. "That the Order of the Day be discharged."

The House then divided.

For Mr. De Cosmos's Amendment

Against the Amendment

Ayes: 8.

Noes: 4.

Messrs. De Cosmos

Messrs. Franklin

Dennes

Burnaby

Duncan

Young

Bayley

Southgate

Carswell

and Drs. Tolmie

Dickson

Powell

The Amendment was therefore carried and The Order of the day was discharged.

On motion by Mr. De Cosmos, seconded by Dr. Dickson That the House do now take under consideration certain Resolutions reported from Committee of the whole House on the 25th Inst. upon the "State of the Colony."

Dr. Tolmie, seconded by Mr. Burnaby, moved An Amendment "That the further consideration of the question be postponed for one week."

The House then divided.

For Dr. Tolmie's Amendment

<i>Ayes:</i> 5.	<i>Noes:</i> 7.
Messrs. Burnaby	Messrs. De Cosmos
Young	Dennes
Southgate	Duncan
Franklin	Carswell
and Dr. Tolmie	Bayley
	and Drs. Dickson
	Powell

The Amendment was therefore lost.

The House then took under consideration the Resolutions reported from Committee of the whole House on the 25th inst. on the "State of the Colony" as follows.

Resolutions taken seriatim.

Res. 1. Resolved—That this House after having taken into consideration the present state of the Colony is firmly convinced that it is expedient at the present time to observe the strictest economy in the public expenditure compatible with the efficiency of the public service.

Carried *nem. con.*

Res. 2. And that the immediate Union of this Colony with British Columbia under such constitution as Her Majesty's Government may be pleased to grant is the means best adapted to prevent permanent causes of depression as well as to stimulate trade, foster industry, develop our resources, augment our population, and ensure our permanent prosperity.

Mr. Franklin, seconded by Mr. Burnaby, moved An Amendment "that after the word 'grant' the following words be inserted 'with the exception of the abandonment of the Free Trade Policy of this country'."

The House then divided.

For Mr. Franklin's Amendment

<i>Ayes:</i> 5.	<i>Noes:</i> 8.
Messrs. Franklin	Messrs. Duncan
Burnaby	Bayley
Young	Carswell
Powell	Dennes
Southgate	Cochrane
	Dickson
	Tolmie
	De Cosmos

Amendment lost.

The original Resolution (No. 2) was then put and carried.

Res. 3. And this House pledges itself, in case Her Majesty's Government shall grant such Union to ratify the same by Legislative Enactment if required.

Mr. Young moved An Amendment "That Resolution No. 3 be expunged."

The House then divided.

For Mr. Young's Amendment

Ayes: 4.
Messrs. Burnaby
Young
Franklin
Southgate

Noes: 7.
Messrs. De Cosmos
Dennes
Duncan
Bayley
Tolmie
Carswell
Dickson

Amendment lost.

The Original Resolution (No. 3) was then put and carried.

Res. 4. Resolved that the above Resolutions be transmitted to His Excellency the Governor with the respectful request that he may take the same into his earnest and immediate consideration.

Mr. Young moved An Amendment "That at end of Clause 4 the following words be inserted 'And transmit the same to His Excellency the Governor of British Columbia'."

The House then divided.

For Mr. Young's Amendment

Ayes: 3.
Messrs. Young
Franklin
Southgate

Noes: 7.
Messrs. De Cosmos
Duncan
Dennes
Bayley
Tolmie
Carswell
Dickson

Amendment lost.

The Original Resolution (No. 4) was then put and carried.

The Resolutions were then read as a whole—and on question "That they do pass."

The House divided.

Question.

Ayes: 8.
Messrs. De Cosmos
Carswell
Bayley
Dennes
Duncan
Tolmie
Powell
Dickson

Noes: 4.
Messrs. Burnaby
Franklin
Southgate
Young

The Resolutions were therefore confirmed.

The House then adjourned till Monday.

J. S. Helmcken
Speaker.

Monday, the 30th day of January, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair, Messrs. Dennes, De Cosmos, Bayley, Young, Southgate, Franklin, and Drs. Tolmie, Dickson.

The last minutes having been read and confirmed.

Mr. Speaker read the following Communication from His Excellency the Governor.

No. 42

Vancouver Island
Victoria, 30th Jany. 1865

To the Honble. the Speaker and Members of the Legislative Assembly
Gentlemen,

I have the honor to submit for the consideration of the Legislative Assembly the propriety of making a grant of \$500.00 to the Agricultural Society.

This amount was inadvertently omitted from the Estimates for the current Year and if it meet the concurrence of the Assembly will be included in the Supplementary Estimates next year.

I have the honor to be, Sir,
Your most obedient Servant
(Sd.) A. E. Kennedy
Governor

Ordered "To be referred to Committee of Supply."

Mr. Bailey [Bayley] presented a Petition from certain Residents at Nanaimo.

Ordered "To be referred to Committee of Supply."

Order of the Day.

In *Committee* of the whole House "A Bill Entitled An Act to grant jurisdiction to Justices of the Peace and Stipendiary Magistrates in Civil cases."

Mr. Speaker left the Chair.

Mr. Bayley in Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having had under consideration the above mentioned Bill, begged to report progress and ask leave to sit again.

Ordered That report be received and leave granted.

The House then adjourned till tomorrow.

J. S. Helmcken
Speaker.

Tuesday, the 31st day of January, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair, Messrs. Franklin, Southgate, Dennes, Bayley, Cochrane, De Cosmos, and Drs. Powell, Tolmie, Dickson.

The last minutes having been read and confirmed.

Mr. Speaker read a Communication from His Excellency the Governor "No. 43 (dated) 31st January 1865" Acknowledging receipt of certain Resolutions passed by this House on the 27th Inst. relative to "The State of the Colony."

Order of the Day—Committee of Supply.

Mr. Speaker left the Chair.

The Chairman of Ways & Means [Franklin] in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having had under consideration the question of Supply begged to report progress & asked leave to sit again.

Ordered that report be received & leave granted.

The House then adjourned till tomorrow.

J. S. Helmcken
Speaker

Wednesday, the 1st day of February, 1865

Present: Mr. Speaker, Drs. Tolmie, Dickson, and Mr. De Cosmos.

A Quorum not being present, the House did not sit.

J. S. Helmcken
Speaker.

Thursday, the 2nd day of February, 1865

Present: Mr. Speaker, Messrs. Dennes, Bayley, and Dr. Dickson.

A Quorum not being present, the House did not sit.

J. S. Helmcken
Speaker.

Friday, the 3rd day of February, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair and Messrs. Burnaby, Franklin, Dennes, Cochran, Southgate, Dickson, Powell, Tolmie.

The last minutes having been read and confirmed.

Dr. Dickson gave Notice of Motion (see M. B. f. 90).²¹

Mr. Speaker then informed the House that he had received the resignations of Amor De Cosmos Esqre. and Charles Bedford Young Esqre. as Members (respectively) for the City of Victoria.

On motion by Mr. De Cosmos²² Ordered that New Writs be issued for the election of Members to serve respectively in the place of the above Members resigned.

Order of the Day, Committee of Supply.

Mr. Speaker left the Chair.

The Chairman of Ways and Means in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having had under consideration the question of Supply begged to report progress & ask leave to sit again.

Ordered that report be received & leave granted.

Mr. Speaker then read a Communication from the Honble. the Council enclosing "A Bill Entitled An Act to repeal a portion of the First Telegraph Act, 1864."

On motion by Mr. Franklin, seconded by Dr. Dickson Ordered That above Bill be read a first time.

Mr. Burnaby gave notice of motion (M. B. f. 91).²³

The House then adjourned till Monday.

Selim Franklin
Chairman Ways and Means
Deputy Speaker

Monday, the 6th day of February, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Messrs. Franklin, Cochrane, Duncan, Bayley, Dickson, Tolmie, Powell.

Mr. Clerk informed the House that he had received a Communication from the Honble. the Speaker stating that in consequence of a grievous domestic affliction he could not attend in his place in the House this day; that he (Mr. Speaker) was unwilling that the business of the country should be retarded; and requesting the Chairman of Ways and Means to take the Chair as Deputy Speaker.

²¹ Motion Book, p. 90: "On Monday I will ask the House to fix a day to take into consideration the urgent necessity of levying a tax of 3 per cent. on the assessed value of all unimproved lands in the Colony."

²² De Cosmos had resigned and was not present at this sitting. Both the *Colonist* and the *Chronicle*, 4 February 1865, named Dickson as the mover of this motion.

²³ Motion Book, p. 91: "That this House respectfully requests that Steps may be taken by the Executive for the immediate erection of a Powder Magazine so soon as the requisite amounts shall have been voted by the Legislature."

“The Chairman of Ways and Means” (Mr. Franklin) then took the Chair. The last minutes having been read and confirmed.

Dr. Dickson, seconded by Mr. Cochrane, moved the following Resolutions of sympathy and condolence with the Honble. the Speaker.

Resolved That the Members of this House do present to the Honble. the Speaker the assurance of their sincere and earnest condolence in the bereavement he has sustained in the loss of his most estimable wife, and of their trust that it may please Almighty God to vouchsafe to him strength and consolation under this great affliction.

That a Communication be forwarded to the Honble. the Speaker from this House requesting that this House be permitted to render the last tribute of their respect to the memory of his deceased wife by following her remains to the grave.

That in consideration of the above melancholy event this House stand adjourned till Monday next the 13th Inst.

Agreed to unanimously.

On motion by Dr. Powell, seconded by Mr. Cochrane, The Standing Orders of the House were suspended, And the foregoing Resolutions were Read a second time and confirmed.

On motion by Dr. Powell, seconded by Mr. Cochrane The House adjourned till Monday next the 13th Inst.²⁴

J. S. Helmcken
Speaker

Tuesday, the 14th day of February, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair, Drs. Dickson, Tolmie, and Messrs. Carswell, Cochrane, Burnaby, Dennes.

Mr. Speaker begged to convey to the House his sense of gratitude for the sympathy the House had manifested towards him in his affliction.

The previous minutes having been confirmed.

Mr. Speaker read the following Communication from His Excy. the Governor.

No. 44

Vancouver Island
Victoria, 6th Feby. 1865.

To The Honble. The Speaker and Members of the Legislative Assembly
Gentlemen,

Referring to my recent communication on the subject of the Estimates for the current year I beg to call your attention to a representation made to me by the Surveyor General, to the Effect that it is found to be impossible to obtain men for the tug and dredger, to be employed in the Improvement of Victoria Harbour for the sums proposed in the Estimates.

²⁴ Because the elections for Victoria City were held on 13 February, the House did not sit until the following day. *Colonist*, 14 February 1865.

I would therefore suggest for the consideration of the Assembly that the amounts inserted in the Estimates of \$720. for crew (2) of Tug, and \$1,440. for crew (4) of dredger should be augmented to \$1,080. and \$2,160., respectively, which will give these men Wages at the rate of \$45. per week each instead of \$30.

I have the honor to be,
Gentlemen,
Your most obedient Servant,
(Sd.) A. E. Kennedy,
Governor.

Ordered to be referred to Committee of Supply.

Amor De Cosmos Esqre. took the oaths and his seat upon re-election as Member for the City of Victoria.

Leonard McClure Esqre. took the oaths and his seat as Member elect for the City of Victoria, vice C. B. Young Esqre.

Order of the Day.

The House then went into "Committee of Supply."

The Chairman of Ways and Means in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having had under consideration the subject of Supply begged to report progress and ask leave to sit again.

Ordered that report be adopted and leave granted.

The House then adjourned till tomorrow.

J. S. Helmcken
Speaker.

Wednesday, the 15th day of February, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair, Messrs. De Cosmos, Dennes, McClure, Cochran, Drs. Tolmie, Powell.

The last minutes having been read and confirmed.

Mr. McClure gave Notice of Motion for Tuesday next the 21st Inst. (see M. B. f. 91) for leave to introduce A Bill "To Amend the Franchise Act, 1859."

Mr. McClure gave Notice of Motion for Tuesday next the 21st Inst. (see M. B. f. 91) for leave to introduce A Bill "To amend the Annual Registration of Voters Act, 1860."

Order of the Day—In Committee of the whole House "A Bill Entitled An Act to grant jurisdiction to Justices of the Peace and Stipendiary Magistrates in Civil cases."

Mr. Speaker left the Chair.

Dr. Powell in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having had under consideration the above mentioned Bill begged to report progress and ask leave to sit again.

Ordered that report be received and leave granted.

Mr. De Cosmos gave Notice of Motion for Monday next the 20th Inst. (see M. B. f. [blank]).²⁵

The House then adjourned till tomorrow.

J. S. Helmcken
Speaker.

Thursday, the 16th day of February, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair, Drs. Dickson, Tolmie, Powell, Trimble, and Messrs. Carswell, Cochrane, De Cosmos, McClure, Franklin.

The last minutes having been read and confirmed.

Mr. Dennes gave Notice of Motion for Monday next (20th Inst.) for leave to introduce An Act to amend the manner of taking the verdict in Civil Cases (M. B. f. 92).

Order of the Day—"Committee of Supply."

Mr. Speaker left the Chair.

The Chairman of Ways and Means in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having had under consideration the above mentioned subject begged to report progress and ask leave to sit again.

Ordered that report be received and leave granted.

The House then adjourned till tomorrow.

J. S. Helmcken
Speaker.

Friday, the 17th day of February, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair and Messrs. Dickson, Tolmie, Powell, Burnaby, Dennes, De Cosmos, McClure, Franklin, Cochrane.

The last minutes having been read and confirmed.

²⁵ Motion Book, p. 91: "On Monday next I will ask leave to introduce A Bill entitled 'An Act to create a Lien on property for securing payment for labor and materials supplied therefor in certain cases.'"

Mr. Speaker read A Communication from the Honble. the Legislative Council enclosing certain Amendments to "A Bill Entitled An Act to amend the Land Registry Act, 1860."

Order of the Day, Committee of Supply.

Mr. Speaker left the Chair.

The Chairman of Ways & Means in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having had under consideration the subject of Supply, begged to report progress and ask leave to sit again.

Ordered that report be received and leave granted.

The House then adjourned till Monday (20th Inst.).

J. S. Helmcken
Speaker.

Monday, the 20th day of February, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair, Messrs. Dennes, De Cosmos, Franklin, McClure, and Drs. Tolmie, Dickson.

The last minutes having been read and confirmed.

Mr. De Cosmos gave Notice of Motion (M. B. f. [blank]).²⁶

On motion by Mr. De Cosmos, seconded by Dr. Dickson Ordered That leave be granted to bring in "A Bill Entitled An Act to create a Lien on property for securing payment for labor and Materials supplied therefor in certain cases."

On motion by Mr. Dennes, seconded by Mr. McClure Ordered That leave be granted to bring in "A Bill Entitled An Act to amend the manner of taking the verdict of a Jury in Civil cases."

Read a 2nd time & committed A Bill entitled An Act to repeal a portion of the 1st Telegraph Act, 1860.

Order of the Day.

In Committee of the whole House "A Bill Entitled An Act to grant jurisdiction to Justices of the Peace and Stipendiary Magistrates in civil cases."

Mr. Speaker left the Chair.

Dr. Dickson in Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having had under consideration the above mentioned Bill begged to report the same complete as amended.

Ordered that report be adopted.

²⁶ Motion Book, p. 92: "On Tuesday next I will move That returns be called for showing the respective sums of money making the total sum of \$34,066 set forth on the Estimates to be reimbursed to the Crown revenue."

Mr. De Cosmos gave Notice of Motion (M. B. f. [blank]).²⁷

The House then adjourned till tomorrow.

J. S. Helmcken
Speaker

Tuesday, the 21st day of February, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair, Drs. Dickson, Powell, Tolmie, Trimble, and Messrs. Dennes, Carswell, De Cosmos, Burnaby, Franklin, Southgate, Cochran, McClure.

The last minutes having been read and confirmed.

Order of the Day, "Committee of Supply."

Mr. Speaker left the Chair.

The Chairman of Ways and Means in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having had under consideration the question of Supply, begged to report progress and ask leave to sit again.

Ordered that report be received and leave granted.

The House then adjourned till tomorrow.

J. S. Helmcken
Speaker.

Wednesday, the 22nd day of February, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair and Messrs. Burnaby, McClure, Franklin, Dennes, De Cosmos.

The last minutes having been read and confirmed.

Mr. McClure, seconded by Mr. Dennes, asked leave to introduce "A Bill Entitled An Act to amend the Registration of Voters Act, 1859."

Ordered that leave be granted.

On motion by Mr. McClure, seconded by Mr. Dennes, Ordered—That leave be granted to introduce "A Bill Entitled An Act to amend the Franchise Act, 1859."

²⁷ Motion Book, p. 92: "On Wednesday next I will ask the House to grant leave to introduce a Bill entitled 'An Act exempting Homesteads from Sale in certain cases'."

On motion by Mr. De Cosmos, seconded by Mr. McClure Ordered That leave be granted to introduce "A Bill Entitled An Act exempting homesteads from sale in certain cases."

On motion by Mr. Dennes, seconded by Mr. McClure "A Bill Entitled An Act to amend the manner of taking the verdict in Civil case" was Read a first time.

Read a 3rd time and passed "A Bill Entitled An Act to grant jurisdiction to Justices of the Peace and Stipendiary Magistrates in Civil cases."

The House then took under consideration certain Amendments by the Honble. the Council to "A Bill Entitled An Act to amend the Land Registry Act, 1860."

Preamble Lines 2 & 3 Strike out the words "on Her Majesty's behalf," and in lieu thereof insert the words "of the Colony of Vancouver Island and its Dependencies."

Agreed to.

Preamble Line 4 Strike out the words "and House of Assembly of Vancouver Island and its Dependencies" and in lieu thereof insert the words "and Assembly thereof."

Agreed to.

Clause 1, Lines 2 & 3 Transpose the words as follows "shall require during the absence or other incapacity to act of the Registrar General."

Agreed to.

Clause IV Line 2 After the word "Proclamation" insert the words "or Act."

Agreed to.

Line 5 Strike out the words "said Act" and in lieu thereof insert the words "Land Registry Act, 1860."

Agreed to.

Clause V, Line 3 Before the word "Section" strike out the word "this" and after the word "Section" insert the words "four of this Act."

Agreed to.

Line 4 Insert the letter "U", in lieu of "W."

Agreed to.

Clause VI, Line 1 Strike out the words "said Act" and insert the words "The Land Registry Act, 1860."

Agreed to.

Clause VIII, Line 3 For the letter "T," insert "S."

Agreed to.

Line 9 For the letter "U" insert "T."

Agreed to.

Line 12 Add to the word "transfer" the letters "ee."

Agreed to.

Clause XI, Line 1 The word "issue"—Strike out the inverted commas; after the word "filed" insert the words "under the provisions of 'The Land Registry Act, 1860'."

Agreed to.

Clause XII, Line 2 After the word "issue" insert the words "under the provisions of 'The Land Registry Act, 1860.'"

Agreed to.

Line 5 After the word "thereof" insert the words as provided in Section 41 of the last mentioned Act."

Agreed to.

Clause XIII, Line 2 Instead of the words "from the passage of the Act" insert the words "from the passing of this Act."

Agreed to.

Line 6 Before the word "such" insert "and."

Agreed to.

Clause XIV, Line 5 Strike out the words "Governor of Vancouver Island" and in lieu insert the words "Chief Justice of the Supreme Court of Civil Justice of Vancouver Island as hereinafter mentioned."

Agreed to.

Line 6 After the word "dominions" insert the words "having a Seal of Office."

Agreed to.

Line 14 Strike out the words "or to any Notary Public practising."

Not agreed to.

The House adheres to the original text of the Bill.

Line 14 And in lieu of the word "Colony" at the end of the line insert the word "Country." The House agrees to this amendment, but amends further the Amendment of the Honble. the Council by the insertion of the words "duly certified to be a Notary Public by some British Ambassador, Chargé d' Affaires, Minister, Consul or Consular Agent."

Line 14 Add the following—"And every such acknowledgment of instruments executed without this Colony shall be sufficient to entitle the same to be registered notwithstanding anything in this Act contained to the contrary and particularly to the provisoes in Section seventeen hereinafter following."

Agreed to.

Clause XV, Line 1 Before the words "the Governor" insert the words "The Chief Justice aforesaid with the approval of."

Agreed to.

Clause XVI, Line 6 Before the word "certificate" strike out the word "no" and insert "such."

Agreed to.

Line 7 Strike out the words "be valid unless it."

Agreed to.

For "recites" read "recite."

Agreed to.

Clause XVII, Line 7 of Proviso After the word "and" and before the word "certificate" insert the word "such" in lieu of the word "No." Strike out the words immediately following "be valid unless."

Agreed to.

Line 9 Strike out the word "it" and for "recites" read "recite."

Agreed to.

Line 18 After the word "and" and before the word "certificate" strike out the word "no" and insert the word "such".

Agreed to.

Line 19 Strike out the words "be valid unless."

Agreed to.

Line 21 Strike out the words "it shall be recited" and in lieu substitute the word "recite."

Agreed to.

Second Proviso Line 7 After the word "and" and before the word "certificate" insert "such" for "no."

Agreed to.

Before the word "acknowledgment" strike out the word "such."

Agreed to.

After the word "shall" strike out the words "be valid unless."

Agreed to.

Line 8 After the word "recited" strike out the word "it." Also strike out the "s" in "recites."

Agreed to.

Line 19 After the word "and" and before "certificate," strike out the word "no" and insert "every such."

Agreed to.

Line 20 Strike out the word "such" before the word "acknowledgment." Strike out the words "be valid unless."

Agreed to.

Line 21 Between the words "recited" and "recites" strike out the word "it," as also the "s" from "recites."

Agreed to.

Line 29 Strike out the words "be valid unless."

Agreed to.

Line 30 Strike out the word "it" between "recited" and "recites"; also the "s" in "recites."

Agreed to.

Add to the clause the following—"Provided also that the acknowledgment or proof of instruments required to be made or done as hereinbefore mentioned may be in the forms in the Third Schedule hereto."

Agreed to.

Clause XIX Line 6 For the words "in a scale" read "on a scale" all through the clause.

Agreed to.

Line 7 Strike out the words "chains to an inch" and in lieu insert the words "inches to a mile."

Agreed to.

Line 9 Strike out the words "four inches to a mile" and in lieu thereof insert the words "one chain to an inch on such scale respectively as the Registrar shall require in order that the law may be clearly and conveniently shown."

Agreed to.

Clause XXI, Line 2 After the words "this Act" and before the words "may be" insert the words "and the Land Registry Act, 1860."

Agreed to.

Clause XXV Line 3 Strike out the figures "19th" and insert "24th."

Agreed to.

Clause XXVII Line 3 Insert the following at the end of the clause "And in case of doubt the market value shall be held to be the value as stated in the last completed Government Assessment Roll."

Agreed to.

Clause XXVIII Line 2 Between the word "be" and discontinued" insert the word "be."

Agreed to.

Clause XXIX Line 2 Strike out "1864" and insert "1865."

Agreed to.

Schedule, Form "A" Last line Strike out the words "my said interest" and in lieu insert the words "the said real estate."

Agreed to.

Form "G" In lieu of the abbreviations "Regs't Genl" insert the words "Registrar General."

Agreed to.

Form "L" Line 1 After the word "issue" and before the word "filed" insert the words "or charge registered or."

Agreed to.

Form "T" Insert "S" in lieu of "T."

Agreed to.

Form "U" Insert "T" in lieu of "U."

Agreed to.

Between Form "L" and Form "T" insert Form "M" as follows:

I, A. B. having filed a notice of contest on the _____ day of _____ 18
against an issue (or charge registered or) filed by C. D. in respect of that piece of
land registered in the _____ Book, vol. _____ fol. _____ crave that the charge
(or issue) may be cancelled (or taken off the file).

(A. B.)

Agreed to.

Form "W" Insert "V" instead of "W."

Agreed to.

Second Schedule Line 3 After the word "Registration" strike out the word "if" and in lieu insert "of."

Agreed to.

Line 4 After the words "and one" and before "of one per cent" strike out the word "tenth" and insert the word "fifth." And after the words "real estate" insert the words "where such value amounts to or is under Five thousand dollars and one tenth of one per cent on the additional value where such value exceeds Five thousand Dollars."

Agreed to.

Line 12 Instead of the word "issue" &c. insert the word "charge."

Agreed to.

Line 17 After the word "section" insert the words "thirty one."

Agreed to.

Line 18 Between lines 18 and 19 insert "For taking the acknowledgment or proof of execution of any instrument including the certificate thereof."

For every acknowledgment or proof \$1.00.

Agreed to.

For administering An Oath \$.50.

Add the following Schedule 3rd Schedule.

For maker of Deed

I hereby certify that . . . personally known to me . . . appeared before me and acknowledged to me that . . . the person mentioned in the annexed instrument as the maker thereof and whose name . . . subscribed thereto as part . . . that . . . know the contents thereof and that . . . executed the same voluntarily.

In testimony whereof I have hereto set my hand and seal of office at . . . this . . . day of . . . in the year of our Lord one thousand eight hundred and sixty . . .

Agreed to.

Married woman.

I hereby certify that A. B. personally known to me to be the wife of C. D. appeared before me and being first made acquainted with the contents of the annexed instruments and the nature and effect thereof acknowledged on examination and apart from and out of hearing of her said husband that she is the person mentioned in such instrument as the maker thereof and whose name is subscribed thereto as party, that she knows the contents and understands the nature and effect thereof, that she executed the same voluntarily and without fear or compulsion or undue influence of her said husband, that she is of full age and complete understanding, and does not wish to retract the execution of the said Instrument.

In testimony whereof I have hereto set my hand and seal (of office) at . . . this . . . day of . . . in the year of our Lord one thousand eight hundred and . . .

(E. F.)

Agreed to.

Schedule For Attorney

I hereby certify that . . . personally known to me . . . appeared before me and acknowledged to me that he is the person who subscribed the name of . . . to the annexed Instrument as the maker thereof . . . is the same person mentioned in the said Instrument as the maker thereof; that he . . . knows the contents of the said Instruments, and that he subscribed the name of . . . thereto voluntarily as the free Act and deed of the said . . .

In testimony whereof I have hereto set my hand and seal of office at . . . this . . . day of . . . in the year of our Lord one thousand eight hundred and sixty . . .

Agreed to.

Schedule for Witness

I hereby certify that . . . personally known to me . . . appeared before me and acknowledged to me that . . . the person whose name subscribed to the annexed Instruments as Witness and having been duly sworn by me did prove to me that . . . did execute the same in . . . presence voluntarily.

In testimony whereof I have hereto set my hand and seal of office at . . . this . . . day of . . . in the year of our Lord one thousand eight hundred and sixty . . .

Agreed to.

The House then adjourned till tomorrow.

J. S. Helmcken
Speaker.

Thursday, the 23rd day of February, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair and Messrs. Franklin, McClure, Dickson, Dennes, De Cosmos, Cochrane.

The last minutes having been read and confirmed.

Mr. De Cosmos gave Notice of Motion (see M. B. f. [blank]) for Monday next 27th Inst.²⁸

Mr. Speaker then read a Communication from His Excellency the Governor (No. 45)²⁹ in reply to a Resolution passed by the House on the 20th Inst., requesting information in detail of the sums which made up the amount of Thirty four thousand and Sixty six dollars (\$34,066.00) proposed in the Estimates of 1865 to be re-imbursed to the Crown Revenue.

Order of the Day, "Committee of Supply."

Mr. Speaker left the Chair.

Mr. Chairman of Ways and Means in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having had under consideration the question of Supply begged to report that the Committee had voted a sum of Two hundred and ninety eight thousand, six hundred and eighteen dollars

²⁸ Motion Book, p. 92: "On Monday next I will move That this House be supplied with printed Copies of all the Statutes passed during the Session of 1863 & 64." According to the Motion Book and the newspapers, De Cosmos also gave notice this day that "On Monday next I will move That statistical returns be laid before the House in accordance with a provision of the Pilot Act 1864." In addition, Dr. Dickson gave notice that "On Monday I will ask the House to fix a day to consider the expediency of extending the provisions of Clause III of 'An Act to provide for and regulate the Sale of wines spirits, Malt and other Liquors,' so as to permit persons, without the limits of the City of Victoria and Esquimalt, and within three miles thereof to sell Wines, spirits, Beer Ale, Cider by retail on the payment of Twenty pounds per annum in four quarterly instalments of twenty five dollars each."

²⁹ Messages to House, 23 February 1865.

& 25 cents (\$298,618.25) out of the General Revenue for the Service of Her Majesty.

Ordered that report be received.

The House then adjourned till tomorrow.

J. S. Helmcken
Speaker.

Friday, the 24th day of February, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair, Drs. Dickson, Tolmie, Powell, and Messrs. Southgate, Dennes, Franklin, [De Cosmos], Carswell, McClure.

The last minutes having been read and confirmed.

Dr. Dickson gave Notice of Motion (M. B. fol. [blank]) for Monday next.³⁰

The House then took under consideration the report of the Committee of Supply—reported yesterday.

On question “that the report do pass” Dr. Dickson, seconded by Mr. McClure moved that the Estimates be recommitted for the purpose of reconsidering the following items.

Superintendent of Police	2000.00
Inspector of Police	1200.00
Chief Justice of Supreme Court	5820.00

Agreed to.

A motion by Dr. Dickson to recommit further the following Estimates was lost.

Post Office Nanaimo

For Dr. Dickson's Resolutions.

Ayes: 3.

Messrs. Dickson
McClure
De Cosmos

Noes: 6.

Messrs. Dennes
Powell
Franklin
Southgate
Carswell
Tolmie

The Resolution was therefore lost.

Clerk to Stipendiary Magistrate Nanaimo lost.

³⁰ Motion Book, p. 94: “On Monday I will ask the House for leave to introduce a Bill to provide for the appointment by the Chief Justice of a Public Administrator, who shall take charge of the effects of all deceased persons who have no legally authorized party or parties to administer to their estate after death And such administrator shall annually return a true authenticated account of the disposition made of such effects to the Governor of the Colony for the time being.”

On motion by Mr. McClure, seconded by Dr. Dickson the Attorney Generals Salary was recommitted.

Order of the Day.

The House then went into Committee of Supply.

Mr. Speaker left the Chair.

Mr. Franklin in Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having had under consideration the subject of Supply begged to report progress and ask leave to sit again.

Ordered that report be received and leave granted.

Dr. Powell pursuant to notice moved for leave to introduce "A Bill For the registration of births, deaths and marriages."

Ordered to be taken into consideration in Committee of the whole House on Monday next.

Mr. McClure moved an address to H. Excy. the Govr. for returns of all fees taken in connection with the Attorney General's office during the year 1864, also for returns of all fees paid to any Solicitor within that period.

Ordered to be transmitted at once to the Executive.

The House then adjourned till Monday.

J. S. Helmcken
Speaker

Monday, the 27th day of February, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair, Drs. Powell, Tolmie, Dickson, and Messrs. De Cosmos, Dennes, McClure.

The last minutes having been read and confirmed.

Mr. Speaker informed the House that he had received a Petition by Charles Bedford Young Esqre. against the return of Leonard McClure Esqre. as Member elect for the City of Victoria; with a certificate from the Examiner of Recognisances to the effect that the Recognisances required by the Act had been duly entered into.

Dr. Dickson, pursuant to notice, asked the House to fix a day to consider the expediency of extending the provisions of Clause III of An Act to provide for and regulate the Sale of Wines Spirits, Malt and other liquors so as to permit persons without the limits of the City of Victoria and Esquimalt and within three miles thereof to sell Wines, Spirits, Beer, Ale, Porter, Cider, by retail on the payment of Twenty Pounds per annum, in four quarterly instalments of Five Pounds each.

Ordered to be referred to Committee of Ways and Means.

On motion by Dr. Dickson, seconded by Mr. Dennes, Ordered that leave be granted to bring in "A Bill To provide for the appointment by the Chief Justice of a Public Administrator who shall take charge of the effects of all deceased persons who have no legally authorised party or parties to administer their estate after death, and such Administrator shall annually return a true and authenticated Account of the disposition made of such effects to the Governor of this Colony for the time being."

Mr. De Cosmos pursuant to notice moved A Resolution "That this House be supplied with printed Copies of all the Statutes passed during the session of 1863-4."
Seconded by Mr. Dennes and agreed to.

Mr. De Cosmos, pursuant to notice, moved A Resolution "That a statistical return be laid before this House in accordance with a provision of the Pilot Act, 1864."
Seconded by Mr. Dennes and agreed to.

Order of the Day.

The House then went into Committee of the whole to report upon "A Bill Entitled An Act respecting Births, Deaths and Marriages in Vancouver Island."

Mr. Speaker left the Chair.

Dr. Dickson in Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having had the above mentioned Bill under consideration begged to report the same favorably to the House.

Ordered that report be adopted.

The above Bill was then read a first time and Ordered to be printed.

On motion by Mr. De Cosmos, seconded by Mr. Dennes "A Bill Entitled An Act respecting Weights and Measures" was Read a 2nd time and committed.

The House then adjourned till tomorrow.

J. S. Helmcken
Speaker.

Tuesday, the 28th day of February, 1865

Present: Mr. Speaker, Messrs. De Cosmos, Dennes, and Dr. Tolmie.

A Quorum not being present the House did not sit.

J. S. Helmcken
Speaker.
