

JOURNALS
OF THE
LEGISLATIVE ASSEMBLY
OF THE PROVINCE OF
BRITISH COLUMBIA.

SESSION 1885.

Monday, 12th January, 1885.

THREE O'CLOCK, P. M.

This being the first day of the third meeting of the Fourth Parliament or Legislative Assembly of the Province of British Columbia, for the dispatch of business, pursuant to a Proclamation of His Honour the Honourable Clement Francis Cornwall, Lieutenant-Governor of the Province, dated the Sixth day of December, 1884.

His Honour the Lieutenant-Governor having entered the House, took his seat on the Throne, and was pleased to deliver the following gracious Speech:—

Mr. Speaker and Gentlemen of the Legislative Assembly:

In meeting you at the beginning of another Session of the Legislature of the Province, I have much pleasure in congratulating you upon the general prosperity of the country, and upon the hopefulness with which the future is viewed by all classes of the community.

Construction of the Canadian Pacific Railway within the Province has been energetically carried on, and in consequence trade has been stimulated, and extensive settlement within the various districts on the Mainland has taken place. It will be satisfactory to you to learn that it is confidently anticipated that the completed road will span the Continent in a continuous line, from the Atlantic to the Pacific, before the close of the present year.

The survey of the location of the Island Railway has been completed. A contract for the construction of one section of the road has been let, and the work of clearing the right of way and grading has made satisfactory progress. The opening of the lands, and the construction of the Railway, have caused settlement on the Island to proceed with unprecedented activity.

The important work of completing the construction of the Esquimalt Graving Dock having been undertaken by the Dominion Government, a new contract has been made with a responsible firm, and it is expected that work will now be vigorously proceeded with, and that it will be completed within reasonable time. It has become apparent that the Dock has been projected on a scale unequal to the requirements of Her Majesty's first-class ironclads of the present day, and I have thought it requisite to communicate with the Government at Ottawa with a view of inducing that Government to enlarge the Dock to the capacity of taking in the largest ships which may possibly repair to these waters, provided it can be done without delaying the work.

My attention having been called to the vague and undefined character of the Eastern Boundary of the Province, and the necessity, more particularly in the vicinity of the line of railway where thousands of men had come into our country, of determining the limits of the jurisdiction of the Provincial Authorities in that direction, I deemed it expedient to authorize

the Chief Commissioner of Lands and Works of the Province to proceed to Ottawa to confer with the Dominion Government, with a view of having the boundary defined in such a manner that our laws might be properly enforced and revenues collected. Pending the determination of the question by the Imperial Authorities, to whom it was agreed to refer the matter, a temporary provisional boundary was fixed upon by agreement, and confirmed by an Act passed by the Parliament of Canada at its last session. The Chief Commissioner was also instructed by me to urge upon the Dominion Government the absolute necessity of either recognizing the right of the Province to legislate, with a view of checking the increase of Chinese in our midst, or, failing that, to induce the Dominion Government to substitute effective Federal legislation calculated to remedy the evil complained of.

The unsatisfactory condition of the administration of Indian affairs in the Province and other important matters were entrusted to the Chief Commissioner to discuss with the Federal Government at Ottawa; and, as one result, a Stipendiary Magistrate has been appointed to Metlakatlah by the Provincial Government, whose salary and expenses are to be paid by the Dominion. All the papers connected with the mission will be laid before you.

Instead of sustaining the action of the Provincial Government and Legislature and that of the members of British Columbia in the Federal Parliament on the subject of the prohibition of Chinese immigration, the Dominion Government appointed a Commission, composed of the Hon. Mr. Chapleau, Secretary of State for the Dominion, and the Hon. Mr. Justice Gray of this Province, to enquire into and report upon the Chinese question. The enquiry did not seem to be so thorough as, if undertaken at all, the importance of the subject fairly demanded that it should have been. It is to be hoped, however, that hurried and imperfect as the enquiry in this Province was, sufficient information has been obtained by the Commissioners to induce them to report to the Federal Government the urgent need of restrictive legislation being undertaken during the ensuing session of the Dominion Parliament. It will be for you to consider whether, in view of the Chinese Immigration Act passed last session having been disallowed by the Dominion Government, it is advisable to repeat legislation on the subject during the present session.

Following the official announcement that Port Moody, the first tidal water reached by the Canadian Pacific Railway at its western end, had been adopted as the terminus of the road, so far as the Government was concerned, a demand was made on behalf of the Province for the land west of that point, which had been conditionally conveyed to Canada by Statute in 1880, under the provisions of the Terms of Union. The claim of the Province having been conceded, the agricultural portion of the tract of land, of which possession had been resumed, was opened to sale and settlement, and a great number of families found at once eligible homes in that fertile portion of New Westminster District lying between the North Arm of Fraser River and the Boundary Line. Under application of the Canadian Pacific Railway Syndicate, negotiations were undertaken with a view of arranging the extension of the Railway from Port Moody to Coal Harbour and English Bay. The General Manager of the Railway Company visited the Province early in the summer, with the object of locating the Terminus, and after having personally inspected the whole of Burrard Inlet and English Bay and the lands adjacent thereto, he expressed a wish to extend the railway line seawards to Coal Harbour and English Bay, on condition of a grant of land being made to the Company for a terminus site. Believing it to be in the interest of the country that the additional section of railway should be built, and recognizing the fact that the public lands remaining in the hands of the Government would be immensely enhanced in value, and that large revenues could be derived therefrom, an agreement was entered into with the Syndicate to grant, upon specified conditions, an area of land at Coal Harbour and English Bay for terminal purposes, and in aid of the construction of the road, which will be submitted for your approval. The papers relating to this subject will be laid before you.

I have made strong representations to the Dominion Government upon the subject of the rectification of the Alaskan boundary of British Columbia. The question is one of great importance. The rights and interests of the Province and the Dominion are alike seriously involved.

I have reason to believe that the Dominion Government will now take the necessary steps to secure to the Province the valuable strip of country, embracing an area of millions of acres, along the North-West Coast of British Columbia, to which this country is, under the treaty of 1825, clearly entitled, but which is nevertheless claimed by the United States of America. Papers upon the subject will be submitted to you.

Immigration into the Province has continued during the past year, and in consequence

our population has been increased by many thousands. The agricultural districts on both Mainland and Island have especially received large additions to the number of settlers located in them.

A handbook of the Province, prepared by the Provincial Government, has been translated at Ottawa into the principal European languages, a large edition of which has been printed, under authority of the Dominion Government, and circulated in the several European States, through the agency of Dominion Immigration Officers stationed abroad.

I regret that the Federal Government has not yet recognized the justice of the claim of this Province to compensation for non-participation in the privileges enjoyed by the other Provinces of the Dominion under the Washington Treaty. I have made renewed application for a share of the Halifax fishery award, and in view of the expected termination of the Washington treaty, notice of which has been given, I have requested that before any new international arrangement shall be concluded, affecting the trade of this Province, the Government here may be consulted in such a manner as may be necessary to secure that the interests of British Columbia shall not be overlooked.

So far as is shown by returns which have been received from the various districts where mining is carried on, there has been a satisfactory increase in the gold product of the Province for the year.

It is gratifying to know that the Canadian Pacific Railway, running, as it does, through an undoubtedly rich mineral country in Kootenay District, between the Rocky Mountains and Eagle Pass, will probably open up extensive mining fields and give profitable employment to a large population. The many rich veins of ore already discovered, and which have been located by various mining companies on the west shore of Kootenay Lake, give fair promise of becoming productive in the near future, and it is probable that such a population will be attracted to that part of the Province as will contribute very materially to the wealth of the country and to the development of trade with other portions of British Columbia.

I have caused an exploration of Queen Charlotte Islands to be made, a report of which will be submitted for your information.

The coal mines of the country have been actively worked, and exports have been largely in excess of those of any former year.

The lumber trade has been satisfactory, the home demand having greatly increased, while the shipments to foreign markets show no diminution.

In accordance with the desire expressed by you at your last Session that every constitutional means should be adopted to uphold the exclusive right of the Province to legislate in respect of the liquor traffic, I caused your views to be represented by Counsel before the Supreme Court of Canada, upon the argument before that tribunal as to the validity of the Dominion Liquor License Acts. The decision has not yet been rendered, but may be expected at an early date.

I deeply regret that for some time past, there has existed at Metlakatlah, disquietude amongst the Indians. With the view of endeavoring to ascertain the causes of discontent, I appointed towards the close of last year a Commission of Enquiry.

The Commissioners have made their report, which, together with the evidence adduced, will be laid before you. I invite your earnest attention to these documents, because the subject is one seriously affecting peace and order upon the North-West Coast, and the responsibilities which the Dominion Government assumed under the Terms of Union.

In conformity with your wishes, a Land Registry Office has been established at New Westminster, and proves a great convenience to the people of that District.

I invite your consideration as to the repealing of the Jurors' Act, so far as relates to the selecting of Jurors at places other than the Cities of Victoria, New Westminster, and Nanaimo, as the working out of the system has been found inconvenient in outlying districts, owing to the scattered nature of the population.

It will also be necessary to alter some of the dates and places of Courts of Assize, by reason of railway construction having afforded more rapid means of transit, and because population upon the Mainland has, in some instances, found new centres.

A Bill relating to the practice and procedure of County Courts will be submitted to you, its object being the embracing in one statute of a code of procedure at length.

The erection of a new Gaol in the City of Victoria demands your attention.

A measure will be submitted for your consideration for the regulation of the estates of deceased persons, and to equalize the duties thereon.

Extensive public works have been executed in the various districts of the Province during the year.

The addition and improvements to the Asylum for the insane at New Westminster, have been completed, and that institution, now under the management of a resident physician, is much more calculated to accomplish the object for which it was established—the care and cure of those of our fellow creatures who are afflicted with disorders of the mind.

You will be pleased to learn that the Provincial revenue has been in excess of the estimate, and shows a gratifying increase as compared with that of any previous year.

The Public Accounts will be laid before you, and Estimates for the next fiscal year will be submitted for your approval.

I leave you now to deliberate upon the several measures which will be brought before you, with confidence that you will endeavor to promote such legislation as will result in the advancement and prosperity of the Province. I pray that Providence will direct your efforts to a successful issue.

His Honour the Lieutenant-Governor was then pleased to retire.

Prayers by the Lord Bishop of British Columbia.

Mr. Speaker stated that he had received the resignation of *W. J. Armstrong* Esquire, Member for the Electoral District of *New Westminster City*, and that he had issued his warrant to the Registrar of the Supreme Court to issue a Writ to fill such vacancy, and that *James Cunningham*, Esquire, had been elected in the place of the said *W. J. Armstrong*.

“NEW WESTMINSTER,

“April 8th, 1884.

“*Hon. J. A. Mara,*

“*Speaker of Legislative Assembly.*

“SIR,—I have the honour to inform you that I herewith resign my seat in the Legislative Assembly for the Electoral District of *New Westminster City District*.

“I have the honour to be,

“Witness,

“*JAMES PHILLIPS,*

“*CHAS. G. MAJOR.*

“Yours most respectfully,

“*W. J. ARMSTRONG.*”

The Certificate of Election was read by the Clerk as follows:

“SUPREME COURT, BRITISH COLUMBIA,

“12th January, 1885.

“Whereas a vacancy occurred in the Legislative Assembly, in consequence of the acceptance of office by *James Armstrong*, Esquire, a Member for the Electoral District of *New Westminster City*.

“And whereas on the 7th day of April, 1884, a Writ for the election of a Member to represent such District was duly issued to *C. Warwick*, Esquire, the Returning Officer of the said District.

“Now I do hereby certify that on the 23rd day of April, 1884, the said Writ was returned to me by the said Returning Officer with his certificate attached thereto, whereby it appears that *James Cunningham*, Esquire, has been, under and by virtue of the said Writ, elected a Member to represent the said Electoral District of *New Westminster* in the Legislative Assembly.

“*JAMES C. PREVOST,*

“*Registrar Supreme Court of British Columbia.*”

James Cunningham, Esquire, having been duly sworn, was introduced by the Honourable *J. Robson*, and *W. Raybould*, Esquire, and took his seat.

Ordered, That the documents relating to the election of *James Cunningham*, Esquire, be entered on the Journals of the House.

Mr. Speaker reported that, to prevent mistakes, he had obtained a copy of His Honour's Speech.

On the motion of the Honourable Mr. *Smithe*, seconded by the Honourable Mr. *Davie*,—*Resolved*, That the Speech of His Honour the Lieutenant-Governor be taken into consideration on Wednesday next.

Ordered, That the Votes and Proceedings of this House be printed, being first perused by Mr. Speaker, and that he do appoint the printing thereof, and that no person but such as he shall appoint do presume to print the same.

Resolved, That if it shall appear that any person hath been elected or returned a Member of this House, or endeavoured so to be by bribery or other corrupt practices, this House will proceed with the utmost severity against all such persons as shall have been wilfully concerned in such bribery or other corrupt practices.

Ordered, That Select Standing Committees of this House, for the present Session, be appointed for the following purposes:—

1. On Standing Orders and Private Bills;
2. On Public Accounts;
3. On Printing;

which said Committees shall severally be empowered to examine and enquire into all such matters and things as shall be referred to them by the House, and to report from time to time their observations and opinions thereon, with power to send for papers, persons, and records.

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

The Honourable Mr. *Davie* asked leave to introduce a Bill (No. 1) intituled "An Act to amend the 'Interpretation Act, 1872.'"

Ordered, That leave be granted.

Bill introduced and read a first time.

Ordered to be read a second time on Wednesday next.

The Honourable Mr. *Robson* presented, by command of His Honour the Lieutenant-Governor, correspondence relative to the Terminus of the Canadian Pacific Railway. (*See Sessional Papers.*)

The Honourable Mr. *Robson* presented, by command of His Honour the Lieutenant-Governor, correspondence in connection with the Mission of the Honourable Mr. *Smith* to *Ottawa*, relating to the Eastern Boundary of the Province, Chinese Immigration, and other questions. (*See Sessional Papers.*)

The Honourable Mr. *Robson* presented, by command of His Honour the Lieutenant-Governor, the Report of the Commissioners appointed to enquire into the difficulties and disturbances at *Metlakatlah*, together with the evidence. (*See Sessional Papers.*)

The Honourable Mr. *Robson* presented a Return of Intestate Estates from 1861 to 1883. (*See Sessional Papers.*)

And then the House adjourned at 3.20 o'clock, p. m.

Wednesday, 14th January, 1885.

TWO O'CLOCK, P. M.

Prayers by the Very Rev. Archdeacon *Scriven*.

Pursuant to Order, the House proceeded to take into consideration the Speech of His Honour the Lieutenant-Governor.

Mr. *McTavish* moved, seconded by Mr. *Raybould*,—

1. That an humble Address be presented to His Honor the Lieutenant-Governor, thanking him for his gracious Speech at the opening of this, the Third Session of the Fourth Term of the Provincial Legislature, and informing him that we feel there is much cause for his congratulations on the occasion of his meeting us at the beginning of another Session of the Legislature of the Province, upon the general prosperity of the country, and upon the hopefulness with which the future is viewed by all classes of the community.

2. That we are glad to be informed that the construction of the Canadian Pacific Railway within the Province has been energetically carried on, and in consequence trade has been stimulated and extensive settlement within the various districts on the Mainland has taken place. That it is satisfactory to us to learn that it is confidently anticipated that the completed road will span the Continent in a continuous line, from the Atlantic to the Pacific, before the close of the present year.

3. That we learn with great satisfaction that the survey of the location of the Island Railway has been completed, and that a contract for the construction of one section of the road has been let, and that the work of clearing the right of way and grading has made satisfactory progress. It is gratifying to find the opening of the lands and the construction of the Railway have caused settlement on the Island to proceed with unprecedented activity.

4. That we are aware that the important work of completing the construction of the Esquimalt Graving Dock has been undertaken by the Dominion Government, and that we are pleased to hear that a new contract has been made with a responsible firm, and that it is expected that work will now be vigorously proceeded with, and that it will be completed within reasonable time. That we agree with His Honor that it has become apparent that the Dock has been projected on a scale unequal to the requirements of Her Majesty's first-class ironclads of the present day, and that we are pleased to know that His Honor thought it requisite to communicate with the Government at Ottawa with a view of inducing that Government to enlarge the Dock to the capacity of taking in the largest ships which may possibly repair to these waters, provided it can be done without delaying the work.

5. That we note that His Honor's attention has been called to the vague and undefined character of the Eastern Boundary of the Province, and the necessity, more particularly in the vicinity of the line of railway where thousands of men had come into our country, of determining the limits of the jurisdiction of the Provincial authorities in that direction; and that we agree with His Honor that it was expedient to authorize the Chief Commissioner of Lands and Works of the Province to proceed to Ottawa to confer with the Dominion Government, with a view of having the boundary defined in such a manner that our laws might be properly enforced and revenues collected. That we are pleased to hear, pending the determination of the question by the Imperial Authorities, to whom it was agreed to refer the matter, a temporary provisional boundary was fixed upon by agreement, and confirmed by an Act passed by the Parliament of Canada at its last session. That we are glad to hear, too, the Chief Commissioner was also instructed by His Honor to urge upon the Dominion Government the absolute necessity of either recognizing the right of the Province to legislate, with a view of checking the increase of Chinese in our midst, or, failing that, to induce the Dominion Government to substitute effective Federal legislation calculated to remedy the evil complained of.

6. That we learn with pleasure that the unsatisfactory condition of the administration of Indian affairs in the Province and other important matters were entrusted to the Chief Commissioner to discuss with the Federal Government at Ottawa; and that it is gratifying to know that, as one result, a Stipendiary Magistrate has been appointed to Metlakatlah by the Provincial Government, whose salary and expenses are to be paid by the Dominion. That we thank His Honor for the assurance that all the papers connected with the mission will be laid before us.

7. That we are aware that, instead of sustaining the action of the Provincial Government and Legislature and that of the members of British Columbia in the Federal Parliament on the subject of the prohibition of Chinese immigration, the Dominion Government appointed a Commission, composed of the Hon. Mr. Chapleau, Secretary of State for the Dominion, and the Hon. Mr. Justice Gray, of this Province, to enquire into and report upon the Chinese question. That we feel, with His Honor, that the enquiry did not seem to be so thorough as, if undertaken at all, the importance of the subject fairly demanded that it should have been. That we join in the hope, however, that, hurried and imperfect as the enquiry in this Province was, sufficient information has been obtained by the Commissioners to induce them to report to the Federal Government the urgent need of restrictive legislation being undertaken during the ensuing session of the Dominion Parliament. That we will earnestly consider whether, in view of the Chinese Immigration Act passed last session having been disallowed by the Dominion Government, it is advisable to repeat legislation on the subject during the present session.

8. That it is gratifying to us to find that, following the official announcement that Port Moody, the first tidal water reached by the Canadian Pacific Railway at its western end, had

been adopted as the terminus of the road, so far as the Government was concerned, a demand was made on behalf of the Province for the land west of that point, which had been conditionally conveyed to Canada by Statute in 1880, under the provisions of the Terms of Union. That we are pleased to be informed that the claim of the Province having been conceded, the agricultural portion of the tract of land, of which possession had been resumed, was opened to sale and settlement, and a great number of families found at once eligible homes in that fertile portion of New Westminster District lying between the North Arm of Fraser River and the Boundary Line. That we learn with pleasure that, under application of the Canadian Pacific Railway Syndicate, negotiations were undertaken with a view of arranging the extension of the Railway from Port Moody to Coal Harbour and English Bay, and that the General Manager of the Railway Company visited the Province early in the summer with the object of locating the Terminus, and after having personally inspected the whole of Burrard Inlet and English Bay and the lands adjacent thereto, he expressed a wish to extend the railway line seawards to Coal Harbour and English Bay, on condition of a grant of land being made to the Company for a terminus site. That we share with His Honor the belief that it would be in the interest of the country that the additional section of railway should be built, and recognize with His Honor the fact that the public lands remaining in the hands of the Government would be immensely enhanced in value, and that large revenues could be derived therefrom. That we learn with satisfaction that an agreement was entered into with the Syndicate to grant, upon specified conditions, an area of land at Coal Harbour and English Bay for terminal purposes and in aid of the construction of the road; and that we assure His Honor that the papers relating to this subject, when laid before us, will receive due consideration.

9. That we notice with pleasure that His Honor has made strong representations to the Dominion Government upon the subject of the rectification of the Alaskan boundary of British Columbia. That we are sensible that the question is one of great importance, and that the rights and interests of the Province and the Dominion are alike seriously involved.

10. That we are glad to be informed that there is reason to believe that the Dominion Government will now take the necessary steps to secure to the Province the valuable strip of country, embracing an area of millions of acres, along the North-West Coast of British Columbia, to which this country is, under the Treaty of 1825, clearly entitled, but which is nevertheless claimed by the United States of America, and that papers upon this subject will be submitted to us.

11. That we are pleased to learn that Immigration into the Province has continued during the past year, and in consequence our population has been increased by many thousands; and that the agricultural districts on both Mainland and Island have especially received large additions to the number of settlers located in them.

12. That we are pleased to learn that a handbook of the Province, prepared by the Provincial Government, has been translated at Ottawa into the principal European languages, a large edition of which has been printed, under authority of the Dominion Government, and circulated in the several European States, through the agency of Dominion Immigration Officers stationed abroad.

13. That we regret to learn that the Federal Government has not yet recognized the justice of the claim of this Province to compensation for non-participation in the privileges enjoyed by the other Provinces of the Dominion under the Washington Treaty. That it is with great satisfaction we learn that His Honor has made renewed application for a share of the Halifax fishery award, and in view of the expected termination of the Washington Treaty, notice of which has been given, has requested that before any new international arrangement shall be concluded, affecting the trade of this Province, the Government here may be consulted in such a manner as may be necessary to secure that the interests of British Columbia shall not be overlooked.

14. That we are pleased to be informed that, so far as is shown by returns which have been received from the various districts where mining is carried on, there has been a satisfactory increase in the gold product of the Province for the year.

15. That we feel with His Honor that it is gratifying to know the Canadian Pacific Railway, running, as it does, through an undoubtedly rich mineral country in Kootenay District, between the Rocky Mountains and Eagle Pass, will probably open up extensive mining fields and give profitable employment to a large population; and that the many rich veins of ore already discovered, and which have been located by various mining companies on the west

shore of Kootenay Lake, give fair promise of becoming productive in the near future, and it is probable that such a population will be attracted to that part of the Province as will contribute very materially to the wealth of the country and to the development of trade with other portions of British Columbia.

16. That we are glad to be informed that His Honor has caused an exploration of Queen Charlotte Islands to be made, and that a report thereof will be submitted for our information.

17. That it is pleasing to learn that the coal mines of the country have been actively worked, and that exports have been largely in excess of those of any former year.

18. That it is gratifying to find that the lumber trade has been satisfactory, and that not only has the home demand greatly increased, but the shipments to foreign markets show no diminution.

19. That we learn with satisfaction that, in accordance with the desire expressed by us at our last Session that every constitutional means should be adopted to uphold the exclusive right of the Province to legislate in respect of the liquor traffic, His Honor caused our views to be represented by Counsel before the Supreme Court of Canada, upon the argument before that tribunal as to the validity of the Dominion Liquor License Acts; and that we thank him for the assurance that though the decision has not yet been rendered, it may be expected at an early date.

20. That we concur in the regret expressed by His Honor, that for some time past there has existed at Metlakatlah disquietude amongst the Indians. That we learn with pleasure from His Honor that, with the view of endeavoring to ascertain the causes of discontent, he appointed towards the close of last year a Commission of Enquiry, and that the Commissioners have made their report, which, together with the evidence adduced, will be laid before us. That we assure His Honor that these documents will receive our best attention, because the subject is one seriously affecting peace and order upon the North-West Coast and the responsibilities which the Dominion Government assumed under the Terms of Union.

21. That we are pleased to hear that, in conformity with our wishes, a Land Registry Office has been established at New Westminster, and has proved a great convenience to the people of that district.

22. That we will gladly give our consideration as to the repealing of the Jurors' Act, so far as relates to the selecting of Jurors at places other than the Cities of Victoria, New Westminster, and Nanaimo, as the working out of the system has been found inconvenient in outlying districts, owing to the scattered nature of the population.

23. That we agree with His Honor that it will also be necessary to alter some of the dates and places of Courts of Assize, by reason of railway construction having afforded more rapid means of transit, and because population upon the Mainland has, in some instances, found new centres.

24. That due attention will be given to any Bill relating to the practice and procedure of County Courts which may be submitted to us, having for its object the embracing in one statute a code of procedure at length.

25. That the erection of a new Gaol in the City of Victoria will be considered.

26. That any measure which may be submitted for our consideration for the regulation of the estates of deceased persons, and to equalize the duties thereon, will receive our earnest attention.

27. That we are glad to hear that extensive public works have been executed in the various districts of the Province during the year.

28. That we are pleased to learn that the addition and improvements to the Asylum for the Insane at New Westminster have been completed, and that that institution, now under the management of a resident physician, is much more calculated to accomplish the object for which it was established—the care and cure of those of our fellow creatures who are afflicted with disorders of the mind.

29. That we are pleased to learn that the Provincial revenue has been in excess of the estimate, and shows a gratifying increase as compared with that of any previous year.

30. That we thank His Honor for the assurance that the Public Accounts will be laid before us, and that Estimates for the next fiscal year will be submitted for our approval.

31. That we assure His Honor that we will endeavor to promote such legislation upon the several measures which will be brought before us as will result in the advancement and prosperity of the Province. We unite with His Honor in the prayer that Providence will direct our efforts to a successful issue.

The several clauses being, on motion, read a second time and taken as read, were agreed to, and it was *Resolved* accordingly.

On the motion of the Honourable Mr. *Smithe*, seconded by the Honourable Mr. *Davie*, it was *Resolved*,—

That the Resolution to present an Address to His Honour the Lieutenant-Governor, thanking His Honour for his gracious Speech, be referred to a Select Committee, composed as follows:—

The Honourable the Attorney-General, the Honourable the Chief Commissioner of Lands and Works, the Honourable the Provincial Secretary, and Messrs. *McTavish* and *Raybould*.

The Honourable Mr. *Smithe*, from the Select Committee, reported an Address, which read as follows:—

To the Honourable CLEMENT FRANCIS CORNWALL, Lieutenant-Governor of the Province of British Columbia:

We, Her Majesty's dutiful and loyal subjects, the Legislative Assembly of the Province of British Columbia, in Parliament assembled, humbly thank Your Honour for your gracious speech at the opening of this the Third Session of the Fourth Term of the Provincial Legislature.

We feel there is much cause for your congratulations on the occasion of your meeting us at the beginning of another Session of the Legislature of the Province, upon the general prosperity of the country, and upon the hopefulness with which the future is viewed by all classes of the community.

We are glad to be informed that the construction of the Canadian Pacific Railway within the Province has been energetically carried on, and in consequence trade has been stimulated and extensive settlement within the various districts on the Mainland has taken place. It is satisfactory to us to learn that it is confidently anticipated that the completed road will span the Continent in a continuous line, from the Atlantic to the Pacific, before the close of the present year.

We learn with great satisfaction that the survey of the location of the Island Railway has been completed, and that a contract for the construction of one section of the road has been let, and that the work of clearing the right of way and grading has made satisfactory progress. It is gratifying to find the opening of the lands and the construction of the Railway have caused settlement on the Island to proceed with unprecedented activity.

We are aware that the important work of completing the construction of the Esquimalt Graving Dock has been undertaken by the Dominion Government, and we are pleased to hear that a new contract has been made with a responsible firm, and that it is expected that work will now be vigorously proceeded with, and that it will be completed within reasonable time. We agree with Your Honour that it has become apparent that the Dock has been projected on a scale unequal to the requirements of Her Majesty's first-class ironclads of the present day, and we are pleased to know that Your Honour thought it requisite to communicate with the Government at Ottawa with a view of inducing that Government to enlarge the Dock to the capacity of taking in the largest ships which may possibly repair to these waters, provided it can be done without delaying the work.

We note that Your Honour's attention has been called to the vague and undefined character of the Eastern Boundary of the Province, and the necessity, more particularly in the vicinity of the line of railway where thousands of men had come into our country, of determining the limits of the jurisdiction of the Provincial authorities in that direction; and we agree with Your Honour that it was expedient to authorize the Chief Commissioner of Lands and Works of the Province to proceed to Ottawa to confer with the Dominion Government, with a view of having the boundary defined in such a manner that our laws might be properly enforced and revenues collected. We are also pleased to hear, pending the determination of the question by

the Imperial Authorities, to whom it was agreed to refer the matter, that a temporary provisional boundary was fixed upon by agreement, and confirmed by an Act passed by the Parliament of Canada at its last session. We are glad to hear, too, the Chief Commissioner was also instructed by Your Honour to urge upon the Dominion Government the absolute necessity of either recognizing the right of the Province to legislate, with a view of checking the increase of Chinese in our midst, or, failing that, to induce the Dominion Government to substitute effective Federal legislation calculated to remedy the evil complained of.

We learn with pleasure that the unsatisfactory condition of the administration of Indian affairs in the Province and other important matters were entrusted to the Chief Commissioner to discuss with the Federal Government at Ottawa; and it is gratifying to know that, as one result, a Stipendiary Magistrate has been appointed to Metlakatlah by the Provincial Government, whose salary and expenses are to be paid by the Dominion. We thank Your Honour for the assurance that all the papers connected with the mission will be laid before us.

We are aware that, instead of sustaining the action of the Provincial Government and Legislature and that of the members of British Columbia in the Federal Parliament on the subject of the prohibition of Chinese immigration, the Dominion Government appointed a Commission, composed of the Hon. Mr. Chapeau, Secretary of State for the Dominion, and the Hon. Mr. Justice Gray, of this Province, to enquire into and report upon the Chinese question. We feel, with Your Honour, that the enquiry did not seem to be so thorough as, if undertaken at all, the importance of the subject fairly demanded that it should have been. We join in the hope, however, that, hurried and imperfect as the enquiry in this Province was, sufficient information has been obtained by the Commissioners to induce them to report to the Federal Government the urgent need of restrictive legislation being undertaken during the ensuing session of the Dominion Parliament. We will earnestly consider whether, in view of the Chinese Immigration Act passed last session having been disallowed by the Dominion Government, it is advisable to repeat legislation on the subject during the present session.

It is gratifying to us to find that, following the official announcement that Port Moody, the first tidal water reached by the Canadian Pacific Railway at its western end, had been adopted as the terminus of the road, so far as the Government was concerned, a demand was made on behalf of the Province for the land west of that point, which had been conditionally conveyed to Canada by Statute in 1880, under the provisions of the Terms of Union. We are pleased to be informed that the claim of the Province having been conceded, the agricultural portion of the tract of land, of which possession had been resumed, was opened to sale and settlement, and a great number of families found at once eligible homes in that fertile portion of New Westminster District lying between the North Arm of Fraser River and the Boundary Line. We learn with pleasure that, under application of the Canadian Pacific Railway Syndicate, negotiations were undertaken with a view of arranging the extension of the Railway from Port Moody to Coal Harbour and English Bay, and that the General Manager of the Railway Company visited the Province early in the summer with the object of locating the Terminus, and after having personally inspected the whole of Burrard Inlet and English Bay and the lands adjacent thereto, he expressed a wish to extend the railway line seawards to Coal Harbour and English Bay, on condition of a grant of land being made to the Company for a terminus site. We share with Your Honour the belief that it would be in the interest of the country that the additional section of railway should be built, and recognize with Your Honour the fact that the public lands remaining in the hands of the Government would be immensely enhanced in value, and that large revenues could be derived therefrom. We learn with satisfaction that an agreement was entered into with the Syndicate to grant, upon specified conditions, an area of land at Coal Harbour and English Bay for terminal purposes and in aid of the construction of the road; and we assure Your Honour that the papers relating to this subject, when laid before us, will receive due consideration.

We notice with pleasure that Your Honour has made strong representations to the Dominion Government upon the subject of the rectification of the Alaskan boundary of British Columbia. We are sensible that the question is one of great importance, and that the rights and interests of the Province and the Dominion are alike seriously involved.

We are glad to be informed that there is reason to believe that the Dominion Government will now take the necessary steps to secure to the Province the valuable strip of country, embracing an area of millions of acres, along the North-West Coast of British Columbia, to which this country is, under the Treaty of 1825, clearly entitled, but which is nevertheless claimed by the United States of America, and that papers upon this subject will be submitted to us.

We are pleased to learn that Immigration into the Province has continued during the past year, and in consequence our population has been increased by many thousands; and that the agricultural districts on both Mainland and Island have especially received large additions to the number of settlers located in them.

We are pleased to learn that a handbook of the Province, prepared by the Provincial Government, has been translated at Ottawa into the principal European languages, a large edition of which has been printed, under authority of the Dominion Government, and circulated in the several European States, through the agency of Dominion Immigration Officers stationed abroad.

We regret to learn that the Federal Government has not yet recognized the justice of the claim of this Province to compensation for non-participation in the privileges enjoyed by the other Provinces of the Dominion under the Washington Treaty. It is with great satisfaction we learn that Your Honour has made renewed application for a share of the Halifax fishery award, and in view of the expected termination of the Washington Treaty, notice of which has been given, has requested that before any new international arrangement shall be concluded, affecting the trade of this Province, the Government here may be consulted in such a manner as may be necessary to secure that the interests of British Columbia shall not be overlooked.

We are pleased to be informed that, so far as is shown by returns which have been received from the various districts where mining is carried on, there has been a satisfactory increase in the gold product of the Province for the year.

We feel with Your Honour that it is gratifying to know the Canadian Pacific Railway, running, as it does, through an undoubtedly rich mineral country in Kootenay District, between the Rocky Mountains and Eagle Pass, will probably open up extensive mining fields and give profitable employment to a large population; and that the many rich veins of ore already discovered, and which have been located by various mining companies on the west shore of Kootenay Lake, give fair promise of becoming productive in the near future, and it is probable that such a population will be attracted to that part of the Province as will contribute very materially to the wealth of the country and to the development of trade with other portions of British Columbia.

We are glad to be informed that Your Honour has caused an exploration of Queen Charlotte Islands to be made, and that a report thereof will be submitted for our information.

It is pleasing to learn that the coal mines of the country have been actively worked, and that exports have been largely in excess of those of any former year.

It is gratifying to find that the lumber trade has been satisfactory, and that not only has the home demand greatly increased, but the shipments to foreign markets show no diminution.

We learn with satisfaction that, in accordance with the desire expressed by us at our last Session that every constitutional means should be adopted to uphold the exclusive right of the Province to legislate in respect of the liquor traffic, Your Honour caused our views to be represented by Counsel before the Supreme Court of Canada, upon the argument before that tribunal as to the validity of the Dominion Liquor License Acts; and we thank you for the assurance that though the decision has not yet been rendered, it may be expected at an early date.

We concur in the regret expressed by Your Honour, that for some time past there has existed at Metlakatlah disquietude amongst the Indians. We learn with pleasure from Your Honour that, with a view of endeavoring to ascertain the causes of discontent, you appointed, towards the close of last year, a Commission of Enquiry, and that the Commissioners have made their report, which, together with the evidence adduced, will be laid before us. We assure Your Honour that these documents will receive our best attention, because the subject is one seriously affecting peace and order upon the North-West Coast and the responsibilities which the Dominion Government assumed under the Terms of Union.

We are pleased to hear that, in conformity with our wishes, a Land Registry Office has been established at New Westminster, and has proved a great convenience to the people of that district.

We will gladly give our consideration as to the repealing of the Jurors' Act, so far as relates to the selecting of Jurors at places other than the cities of Victoria, New Westminster, and Nanaimo, as the working out of the system has been found inconvenient in outlying districts, owing to the scattered nature of the population.

We agree with Your Honour that it will also be necessary to alter some of the dates and places of Courts of Assize, by reason of railway construction having afforded more rapid means

of transit, and because population on the Mainland has, in some instances, found new centres.

Due attention will be given to any Bill relating to the practice and procedure of County Courts which may be submitted to us, having for its object the embracing in one statute a code of procedure at length.

The erection of a new Gaol in the City of Victoria will be considered.

Any measure which may be submitted for our consideration for the regulation of the estates of deceased persons, and to equalize the duties thereon, will receive our earnest attention.

We are glad to hear that extensive public works have been executed in the various districts of the Province during the year.

We are pleased to learn that the addition and improvements to the Asylum for the Insane at New Westminster have been completed, and that that institution, now under the management of a resident physician, is much more calculated to accomplish the object for which it was established—the care and cure of those of our fellow creatures who are afflicted with disorders of the mind.

We are pleased to learn that the Provincial revenue has been in excess of the estimate and shows a gratifying increase as compared with that of any previous year.

We thank Your Honour for the assurance that the Public Accounts will be laid before us, and that Estimates for the next fiscal year will be submitted for our approval.

We assure Your Honour that we will endeavor to promote such legislation upon the several measures which will be brought before us as will result in the advancement and prosperity of the Province. We unite with Your Honour in the prayer that Providence will direct our efforts to a successful issue.

The said Address in reply to His Honour the Lieutenant-Governor's Speech was *Ordered* to be printed and taken into consideration forthwith, and being taken as read, was agreed to.

Ordered, That the Address in reply to the Speech be presented to His Honour by such Members as are of the Executive Council.

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

The Standing Rules and Orders were suspended to enable Bill (No. 2) intituled "An Act to amend 'An Act relating to the appointment of Stipendiary Magistrates,'" to be introduced.

The Honourable Mr. *Davie* asked leave to introduce a Bill (No. 2) intituled "An Act to amend '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 forthwith.

Bill read a second time.

Ordered, to be committed now.

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

Report considered and adopted.

Bill *Ordered* to be read a third time forthwith.

Bill read a third time and passed.

And then the House adjourned at 4.30, p. m.

Thursday, 15th January, 1885.

TWO O'CLOCK, P. M.

Prayers by the Very Rev. Archdeacon *Scriven*.

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

That a Select Committee be appointed to enquire into the condition and working of the Victoria Gaol, with power to call for persons, books, papers, and correspondence in relation thereto, and to report the result of their investigations, with any suggestions that may appear expedient, to this House; the Committee to consist of Messrs. *Semlin*, *Grant*, *Orr*, *Helgesen*, and the mover.

A debate arose, which was adjourned until this day week.

The Honourable Mr. *Robson* presented, by command of His Honour the Lieutenant-Governor, a copy of a Report of a Committee of the Honourable the Executive Council of British Columbia on the question of the Boundary between Canada and Alaska. (*See Sessional Papers.*)

The Honourable Mr. *Robson* presented, by command of His Honour the Lieutenant-Governor, a list of names added to the Voters Lists of the several Electoral Districts in the Province of British Columbia, from the 1st September 1882, to the 1st September, 1884. (*See Sessional Papers.*)

The Honourable Mr. *Robson* presented, by command of His Honour the Lieutenant-Governor, the Public Accounts for the Fiscal Year ended 30th June, 1884. (*See Sessional Papers.*)

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

Have the Government granted to *Alexander Garvin* a title to one hundred and sixty acres of land situated on *Baynes Sound*, and said to have been occupied by him for the last seventeen years; if not, is it their intention to do so, and if not, why?

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

“A pre-emption record was granted to *Alexander Garvin* on 1st August last, subject to the provisions of the Settlement Bill. A certificate of improvement was issued on 10th December. Mr. *Garvin* has not applied for a Crown grant.”

Pursuant to Order, Bill (No. 1) intituled “An Act to amend the ‘Interpretation Act, 1872,’” was read a second time.

Ordered to be committed forthwith.

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

Report adopted,

Bill read a third time and passed.

Messrs. *Martin, Orr, John, Galbraith, and Duck*, were nominated to form the Select Committee on Private Bills and Standing Orders.

Messrs. *Wilson, Allen, Cunningham, Grant, and Cowan*, were nominated to form the Select Committee on Public Accounts.

Messrs. *McTavish, Semlin, Raybould, Helgesen, and McLeese*, were nominated to form the Select Committee on Printing.

Resolved, That the House, at its rising, do stand adjourned until three o'clock this afternoon.

And then the House adjourned at 2.40, p. m.

THREE O'CLOCK, P. M.

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 to amend ‘An Act relating to the appointment of Stipendiary Magistrates.’”

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.”

The Honourable Mr. *Smithe* presented copies of the plans referred to in the correspondence relative to the Terminus of the Canadian Pacific Railway.

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

And then the House adjourned at 4.10, p. m.

Monday, 19th January, 1885.

TWO O'CLOCK, P. M.

Prayers by the Rev. Mr. *Percival*.

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

That an order of the House be granted for the return of copies of all correspondence between *James Robinson*, Road Superintendent, or any other person in the *Lillooet District*, and the Government, or any member thereof, in regard to the Government Agent taking over the third horse and cart for the use of the district road party in the year 1884.

The Honourable Mr. *Smithe* presented a return of copies of the correspondence, &c., ordered by the preceding resolution.

The Honourable Mr. *Robson* asked leave to introduce a Bill (No. 3) intituled "An Act to consolidate the Public School Acts."

Ordered, That leave be granted.

Bill introduced and read a first time.

Ordered to be read a second time on Wednesday next.

Moved by Mr. *Helgesen*, seconded by Mr. *Allen*,—

That an order of the House be granted for a return forthwith, showing sections and sub-sections of lands, and the number thereof, in *New Westminster District*, within the following boundaries, namely:—Commencing at the north end of the North Road where it intersects *Burrard Inlet*; thence south to Section 15 inclusive; thence west to the eastern corner line of *Hastings Government Reserve*; thence south to the south line of said reserve; thence westerly to *Point Gray*; thence following the shore of *Burrard Inlet* to the point of beginning; together with the names of each of the owners of the sections, and sub-divisions of sections, and number of acres contained in each section, or sub-division of section; and where there are joint owners of a section, or sub-division of a section, the names of each such joint owners; distinguishing the names of those whose name the lands are registered in the Land Registry Office, from those whose names are not registered in the said office.

The motion was resolved in the negative.

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

That an order of the House be granted for all correspondence relating to the recent Indian troubles on the North-West Coast.

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

That a respectful Address be presented to His Honour the Lieutenant-Governor, praying that two additional polling places may be established in the Electoral District of *Cassiar*, viz.: one at *Port Essington* and one at *Lorne Creek*.

The Honourable Mr. *Davie* asked leave to introduce a Bill (No. 4) intituled "An Act to amend the 'Jurors Act, 1883.'"

Ordered, That leave be granted.

Bill introduced and read a first time.

Ordered to be read a second time on Thursday next.

The Honourable Mr. *Davie* asked leave to introduce a Bill (No. 5) intituled "An Act relating to Innkeepers."

Ordered, That leave be granted.

Bill introduced and read a first time.

Ordered to be read a second time on Thursday next.

The Honourable Mr. *Robson* asked leave to introduce a Bill (No 6) intituled "An Act to consolidate the laws relating to Coroners."

Ordered, That leave be granted.

Bill introduced and read a first time.

Ordered to be read a second time on Wednesday next.

Mr. *Duck* asked the Honourable the Provincial Secretary the following question:—

Have the Government complied with the request of this House as expressed in a Resolution passed on the 8th of January, 1884, as follows:—“That a respectful Address be presented to His Honour the Lieutenant-Governor, requesting His Honour to cause the necessary steps to be taken to secure to *Victoria City* a transfer of the *Mount Douglas*, or *Cedar Hill*, Reserve “as a public park in behalf of the said City;” If not, is it their intention to do so, and if so, at what probable date; if not, what is the reason?”

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

“No; but it is the intention to do so provided they can see their way. The question of title has not yet been cleared up.”

Mr. *Duck* asked the Honourable the Provincial Secretary the following question:—

Under what authority did the Government dispose of, by public auction, certain town lots situated in *James' Bay Ward*, in the City of *Victoria*, during the past year; and under what Statute were they enabled to grant *bona fide* titles thereto?

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

“By Order in Council, and under authority of the ‘Land Act, 1884.’”

Mr. *Grant* asked the Honourable the Attorney-General the following question:—

Has any provision been made for a resident Constable at *Lorne Creek* and *Forks of Skeena*?

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

“No provision has yet been made, but the House will be asked to consider the subject when the Estimates are submitted.”

Mr. *Grant* asked the Honourable the Provincial Secretary the following question:—

Have any steps been taken for the registration of voters at the following places in the District of *Cassiar*, viz.: *Fort Simpson*, *Port Essington*, and *Lorne Creek*?

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

“No special steps have been taken. There is a duly appointed Collector of Voters for the Electoral District of *Cassiar*, and no application has been made to the Government for special provision for the registration of voters in the localities mentioned.”

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

Mr. *Martin* presented a Petition from *John Clapperton*, and others, of *Yale District*.
Laid on the table.

Mr. *Martin* presented a Petition from *James Murray*, and others, of *Yale District*.
Laid on the table.

Mr. *Martin* presented a Petition from *R. Deighton*, and others, of *Yale District*.
Laid on the table.

And then the House adjourned at 2.50 p. m.

Thursday, 22nd January, 1885.

TWO O'CLOCK, P. M.

Prayers by the Rev. Mr. *Percival*.

Mr. *Cunningham* presented a Petition from the Corporation of the City of *New Westminster* for leave to introduce a Private Bill (*New Westminster City Lands*).
Laid on the table.

Mr. *Martin* presented a Petition from *John Clapperton*, *A. R. Howse*, and others, relating to a waggon road from *Nicola* to *Fort Hope*.

Mr. Speaker stated that the Petition was out of order and could not be received.

Mr. *Orr* presented a Petition from *John Irving*, *B. Douglas*, and others, for leave to introduce a Private Bill (*Similkameen Railway*).

Laid on the table.

The Petitions from *John Clapperton*, and others; *James Murray*, and others; *R. Deighton*, and others, were read and received.

On the motion of Mr. *Semlin*, seconded by Mr. *McLeese*, it was *Resolved*,—

That a Select Committee be appointed to enquire into the claims of settlers on the lands proposed to be transferred by the Provincial Government to the Canadian Pacific Railway Syndicate; said Committee to be composed of Messrs. *Cunningham*, *Wilson*, *McTavish*, *Helgesen*, *Dunsmuir*, and the mover; and to have power to send for persons and papers, and to report to this House.

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

That a respectful Address be presented to His Honour the Lieutenant-Governor, praying that additional polling places may be established at the following places in the District of *New Westminster*, viz.:—*Sapperton*, *Port Moody*, *Lehman's Landing*, *Moodyville*, and *T. Shannon's, Clover Valley*.

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

That an order of this House be granted for a return of all papers and correspondence relating to the appointment of a Resident Physician for the Asylum for the Insane at *New Westminster*.

Mr. *Drake* asked leave to introduce a Bill (No. 7) intituled "An Act to amend the 'Qualification and Registration of Voters Act, 1876.'"

Ordered, That leave be granted.

Bill introduced and read a first time.

Ordered to be read a second time on Monday next.

On the motion of Mr. *Martin*, seconded by Mr. *Semlin*, it was *Resolved*,—

That a respectful Address be presented to His Honour the Lieutenant-Governor, praying that an additional polling place be established in the Electoral District of *Yale*, viz.:—at *Eagle Pass Landing*.

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

That an order of this House be granted for a return of the land sold; showing the name of the purchaser; number of acres purchased by each person; the locality of the land; price per acre; the amount of purchase money paid in each case, from 1st January, 1883, to the 31st December, 1884; separating the period from the 1st of January to the 30th June, 1883; the 1st July, 1883, to the 30th June, 1884; and the 1st of July to the 31st of December, 1884.

Mr. *T. Davie* moved, in amendment, seconded by Mr. *Orr*,—

To add after the word "sold" in the first line, the words following:—"or Crown grants issued."

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

Mr. *Galbraith* moved, seconded by Mr. *Helgesen*,—

To add at the end of the resolution the words—"and from the 1st January, 1885, to 22nd January, 1885, inclusive."

And the question being put, it was *Resolved* in the affirmative.

Resolution, as amended, put and carried.

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

What has become of the \$10,000 deposited with the Government by Messrs. *McNamee & Co.*, as a guarantee for their carrying out of their contract for building the *Esquimalt* Graving Dock?

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

“The amount having been forfeited under the contract, it now forms part of the Consolidated Revenue Fund of the Province.”

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

Is it the intention of the Government, during the present session, to bring in a Bill to amend the Constitution Act so as to give the District of *New Westminster* increased representation in this House?

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

“The matter is under consideration.”

Mr. *Martin* asked the Honourable the Provincial Secretary the following question:—

What reply, if any, has been obtained from the Dominion authorities to a Resolution of this House passed on January 14th, 1884, in reference to the Indian Reserves of British Columbia?

The Honourable Mr. *Robson* replied by producing the following letter:—

“OTTAWA, 13th February, 1884.

“SIR,—I have the honour to acknowledge the receipt of your despatch of 31st ultimo enclosing a copy of an Order in Council embodying an Address by the Legislative Assembly of British Columbia respecting the re-arrangement of Indian Reserves, and to state that the matter will receive due consideration.

“I have, &c.,
(Signed) “G. POWELL,
“*Under Secretary of State.*”

“His Honour the Lieutenant-Governor of
“*British Columbia.*”

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

Is the Government in receipt of a Petition from the people of the *Yale* and *Lillooet* Districts in favour of an appropriation for the construction of a waggon road from *Lytton* to *Lillooet*?

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

“Yes.”

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

Under what Statutory authority did the Honourable the Chief Commissioner of Lands and Works offer to give about 6,000 acres of public lands, in the vicinity of *Coal Harbour* and *English Bay*, *Burrard Inlet*, to the Canadian Pacific Railway Company, or Trustees in their behalf?

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

“Section 58 of the ‘Land Act, 1884.’”

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

Have the Government during their term of office given, promised, or offered any free, or partially free, grants of land to any person or corporation; if so, to whom and under what conditions?

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

“Yes, to Mr. *Grohman*, as representative of the *Kootenay Lake* Syndicate, upon the following conditions, in brief, viz.:—

“That the Syndicate form a limited liability company with a capital of £50,000 sterling, for the purpose of reclaiming and colonizing the lands in question.

“That they place a steamboat upon the *Kootenay River* and upon the *Upper Columbia River*.

“That they erect a saw-mill, &c.

“That they make all requisite surveys, and carry out the works of reclamation and colonization within stated periods, &c.”

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

What is the total amount received from the Dominion Government refund to the Province on account of expenses incurred on Dry Dock construction at *Esquimalt*? Was the amount received in excess of the actual outlay by the Province, and, if so, to what extent?

The Honourable Mr. *Robson* replied as follows:

“Refund from Dominion Government on *Esquimalt* Graving Dock Contract Account, under Act 43 Vic., chap. 8, was \$182,172.88.

“The amount received from Dominion Government on *Esquimalt* Graving Dock Settlement Account, Act 47 Vic., chap. 14, was \$250,000; making a total of \$432,172.88.

“No amount in excess of outlay by the Province has been received, if interest be taken into account.”

The Honourable Mr. *Robson* presented, by command of His Honour the Lieutenant-Governor, a statement of the names and places of residence of Collectors of Revenue paid by Commission, rate of same, and date of authority therefor. (*See Sessional Papers.*)

The Honourable Mr. *Robson* presented, by command of His Honour the Lieutenant-Governor, a statement of all Bonds deposited in the Provincial Secretary's Office by Civil Officers of the Province, for the due performance of their duties, under the “Civil Officers' Securities Act, 1872.” (*See Sessional Papers.*)

The Honourable Mr. *Robson* presented, by command of His Honour the Lieutenant-Governor, the Thirteenth Annual Report on the Public Schools of the Province of British Columbia, for the year 1883-84. (*See Sessional Papers.*)

Pursuant to Order, the adjourned debate on the motion of Mr. *Duck* to appoint a Committee of Enquiry, *re Victoria Gaol*, was resumed.

On the motion of Mr. *Helgesen*, seconded by Mr. *Martin*, the name of Mr. *T. Davie* was added as a member of the Committee.

The motion, as amended, was then put and *Resolved* in the affirmative, as follows:—

That a Select Committee be appointed to enquire into the condition and working of the *Victoria Gaol*, with power to call for persons, books, papers, and correspondence in relation thereto, and to report the result of their investigations, with any suggestions that may appear expedient, to this House; the Committee to consist of Messrs. *Semlin*, *Grant*, *Orr*, *Helgesen*, *T. Davie*, and the mover.

Pursuant to Order, Bill (No. 4) intituled “An Act to amend the ‘Jurors Act, 1883,’” 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 amendment.

Report received and *Ordered* to be considered to-morrow.

Pursuant to Order, Bill (No. 5) intituled “An Act relating to Innkeepers,” 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 received and *Ordered* to be considered on Monday next.

Pursuant to Order, Bill (No. 6) intituled "An Act to consolidate the laws relating to Coroners," 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 Monday next.

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

And then the House adjourned at 5 o'clock, p. m.

Friday, 23rd January, 1885.

TWO O'CLOCK, P. M.

Prayers by the Rev. *W. W. Percival*.

The Petitions from the Corporation of the City of *New Westminster*; and *John Irving*, *B. Douglas*, and others, were read and received.

The Honourable Mr. *Robson* presented a Return of all papers and correspondence relating to the appointment of a Resident Physician for the Asylum for the Insane at *New Westminster*.

Mr. *Wilson* presented a Report from the Select Committee appointed to enquire into the claims of squatters on the lands at *English Bay* proposed to be granted to the Canadian Pacific Railway Syndicate.

The Report was received.

On the motion of Mr. *Dunsmuir*, seconded by the Honourable Mr. *Robson*, the Standing Rules and Orders were suspended to enable the adoption of the Report to be moved.

On the motion of Mr. *Dunsmuir*, seconded by the Honourable Mr. *Robson*, the Report of the said Committee was then adopted.

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

That a respectful Address be presented to His Honour the Lieutenant-Governor, requesting His Honour to cause to be laid before this House copies of all Orders in Council relating to a proposed grant of land on *Coal Harbour* and *English Bay* to the Canadian Pacific Railway Company, or Trustees on their behalf.

The motion was withdrawn with leave of the House.

On the motion of the Honourable Mr. *Davie*, seconded by the Honourable Mr. *Smithe*, it was *Resolved*,—

That the House resolve itself into a Committee of the Whole for the purpose of considering appropriate times and places for holding Courts of Assize.

Ordered, That the House do resolve itself into the said Committee now.

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.

Pursuant to Order, Bill (No. 3) intituled "An Act to consolidate the Public School Acts," was read a second time.

Ordered to be committed forthwith.

Upon Mr. Speaker resuming the Chair, Mr. *Raybould*, 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 5 o'clock, p. m.

Monday, 26th January, 1885.

TWO O'CLOCK, P. M.

Prayers by the Rev. Mr. *Beanlands*.

Mr. *Raybould* asked leave to introduce a Bill (No. 8) intituled the "Coal Mines Regulation Act Amendment Act, 1885."

Ordered, That leave be granted.

Bill introduced and read a first time.

Ordered to be read a second time on Wednesday next.

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

That an order of the House be granted for a return of all correspondence between the Government and the Trustees, *Gavin Hamilton*, or any other person, relating to the establishment and maintenance of a school at 150-Mile House, *Williams Lake School District*.

On the motion of Mr. *McLeese*, seconded by Mr. *Cowan*, it was *Resolved*,—

That a respectful Address be presented to His Honour the Lieutenant-Governor, requesting him to urge upon the Dominion Government the desirability of establishing a semi-monthly mail service between *Soda Creek* and some central point in the *Chilcotin* country.

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

That an order of this House be granted for a return of the votes polled at the last election for School Trustees in the City of *Victoria*, showing the number of votes cast, the names of the persons voting, and whom for.

Mr. *Wilson* moved, in amendment, seconded by Mr. *Grant*,—

To leave out of the motion all the words after the word "granted" and insert in lieu thereof, the following:—

"for a return showing the total number of votes cast by males, and the total number of votes cast by females, at the last election for School Trustees in the City of *Victoria*."

Amendment put and carried.

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

That an order of the House be granted for a return showing the total number of votes cast by males, and the total number of votes cast by females, at the last election for School Trustees in the City of *Victoria*.

On the motion of Mr. *Drake*, seconded by Mr. *Martin*, it was *Resolved*,—

That an order of the House be granted for a return of all lands set apart for Indians in this Province subsequent to the return made to this House on 13th January, 1873, with the names of the tribes and the number of Indians for whom each reserve has been made; and a return of the reserves which have been suggested to the Chief Commissioner of Lands and Works, but not assented to by him; and copies of correspondence between the Chief Commissioner of Lands and Works and the Indian Commissioner and the Superintendent of Indian Affairs.

Mr. *Helgesen* asked the Honourable the Provincial Secretary the following question:—

What steps, if any, have been taken by the Dominion Government on a resolution passed by this House on the 19th January, 1884, concerning the protection and promotion of the deep-water fisheries on the coast of British Columbia?

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

"The 19th January, 1884, fell on a Saturday, and the House did not meet.

"On the 6th February, 1884, the House passed a Resolution with regard to deep-water fisheries on the coast of British Columbia. This was forwarded to *Ottawa* by His Honour the Lieutenant-Governor on the 20th February, 1884. The Under Secretary of State acknowledged receipt in a despatch dated 7th March, 1884, and further informed His Honour 'that the matter will receive due consideration.'

Pursuant to Order, the House again resolved itself into a Committee of the Whole on Bill (No. 3) intituled "An Act to consolidate the Public School Acts."

Upon Mr. Speaker resuming the Chair, Mr. *Raybould*, 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 5.30, p. m.

Tuesday, 27th January, 1885.

TWO O'CLOCK, P. M.

Prayers by the Rev. Mr. *Beanlands*.

Mr. *Duck* asked leave to introduce a Bill (No. 9) intituled "An Act to amend the 'Mechanics' Lien Act, 1879.'"

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 Report on Bill (No. 4) intituled "An Act to amend the 'Jurors Act, 1883,'" was considered.

Section 3 was amended by inserting the words "except as to remuneration" after the figures "1883," in the second line thereof.

Report adopted,

Bill read a third time and passed.

Pursuant to Order, the Report on Bill (No. 5) intituled "An Act relating to Innkeepers," 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. 3) intituled "An Act to consolidate the Public School Acts."

Upon Mr. Speaker resuming the Chair, Mr. *Raybould*, 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.

Moved by Mr. *Grant*, seconded by Mr. *Duck*,—

Whereas comparative peace reigned among the Indians at *Metlakatlah* and vicinity from the date of the departure of H. M. S. "Satellite" in November, till after the arrival from *Victoria* of the steamer "Teaser," about the end of December of last year;

And whereas immediately after the arrival of the steamer "Teaser" at *Metlakatlah*, the Indians at that place and vicinity became again most insolent, and expressed themselves thus—"That the war ship had been beaten, and that they would have to manage affairs in that part of the Province to suit themselves;"

And whereas the white inhabitants of those settlements surrounding *Metlakatlah*, on account of the present threatening attitude of the Indians, are in a constant state of fear, and feel serious apprehensions for their own safety and the protection of property.

Be it therefore resolved, that a respectful Address be presented to His Honour the Lieutenant-Governor, praying that he will at once cause such steps to be taken as will ensure among the inhabitants a feeling of security of life and property.

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

And then the House adjourned at 3.50, p. m.

Wednesday, 28th January, 1885.

Two o'clock, P. M.

Prayers by the Rev. Mr. *Beanlands*

The Honourable Mr. *Davie* asked leave to introduce a Bill (No. 10) intituled "An Act respecting the jurisdiction and procedure of County Courts."

Ordered, That leave be granted.

Bill introduced and read a first time.

Ordered to be read a second time to-morrow.

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

That an order of the House be granted for a return of all correspondence between the Government and *William Baillie-Grohman* in connection with the *Kootenay* reclamation and colonization scheme.

According to Order, Mr. *Raybould* moved "That Bill (No. 8) intituled the 'Coal Mines Regulation Act, 1885,' be read a second time now."

Mr. *T. Davie* moved, in amendment, seconded by Mr. *Dingwall*, to leave out the word "now," and insert in lieu thereof "this day six months."

The Amendment was carried on the following division:—

YEAS:

Messieurs

<i>Duck,</i>	<i>Davie, T.,</i>	<i>Davie, A. E. B.,</i>	<i>Robson,</i>
<i>Grant,</i>	<i>Cunningham,</i>	<i>Allen,</i>	<i>Drake,</i>
<i>McTavish,</i>	<i>Pooley,</i>	<i>Dingwall,</i>	<i>Martin,</i>
<i>Galbraith,</i>	<i>Smithe,</i>	<i>Wilson.</i>	<i>Dunsmuir—17.</i>
<i>Orr,]</i>			

NAYS:

Messieurs

<i>Helgesen,</i>	<i>Beaven,</i>	<i>John,</i>	<i>Raybould—7.</i>
<i>Cowan,</i>	<i>Semlin,</i>	<i>McLeese,</i>	

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

And then the House adjourned at 3.30, p. m.

Thursday, 29th January, 1885.

Two o'clock, P. M.

Prayers by the Rev. Mr. *Beanlands*.

Mr. *Raybould* presented a Petition from *R. O'Brien, W. C. Halleck*, and others, for leave to introduce a Private Bill (*Nanaimo Water Works Company*).

Laid on the table.

Mr. *Cunningham* presented a Petition from *Joseph Sexton Knevett de Knevett, C. G. Major*, and others, for leave to introduce a Private Bill (*New Westminster Southern Railway Company*).

Laid on the table.

Mr. *Martin* presented the First Report from the Standing Orders and Private Bills Committee.

Read and received.

The Honourable Mr. *Davie* asked leave to introduce a Bill (No. 11) intituled "An Act to amend the 'Married Women's Property Act, 1873.'"

Ordered, That leave be granted.

Bill introduced and read a first time.

Ordered to be read a second time to-morrow.

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

That, in the opinion of this House, it is desirable that the Government take into consideration the claim of those persons who are creditors of *McNamee & Co.* in this Province for work and labour rendered, and for services performed by them for the said *McNamee & Co.*, in the construction of the Dry Dock at *Esquimalt*, and who still remain unpaid.

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

That a respectful Address be presented to His Honour the Lieutenant-Governor, praying that he will cause to be sent down to this House copies of all telegrams, correspondence, and others papers relative to directions given or attempts made for the arrest of *Emia*, a *Chilcotin* Indian.

On the motion of Mr. *Drake*, seconded by Mr. *Martin*, it was *Resolved*,—

That the House resolve itself into a Committee of the Whole for the purpose of considering the Report of the Commissioners on the *Metlakatlah* Enquiry.

The House then went into Committee of the Whole.

Upon Mr. Speaker resuming the Chair, Mr. *Martin*, 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 on Tuesday next.

On the motion of Mr. *Galbraith*, seconded by the Honourable Mr. *Smithe*, it was *Resolved*,—

That the evidence taken by the Select Committee appointed to enquire into the claims of Squatters on the lands at *Coal Harbour* and *English Bay*, be printed day by day and distributed to the Members of the House.

Mr. *Duck* asked the Honourable the Provincial Secretary the following question:—

What effort is being made by the Government to trace up and settle the title to the *Cedar Hill* Reserve; and what, if any, are the points in dispute?

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

"The title is involved in what may be a correct interpretation of the British North America Act.

"The question has been considered by successive Governments since Confederation, but it has not yet been determined what course should be pursued in reference to the matter."

Mr. *Grant* asked the Honourable the Provincial Secretary the following question:—

What steps have been taken by the Dominion Government in respect of a resolution passed by this House on the 17th day of January, 1884, concerning the necessity of establishing light-houses at such points as are most required on our inland waters north of *Nanaimo*?

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

"The Dominion Government, in a despatch dated 13th February, 1884, acknowledged receipt of the Minute of Council embodying the Resolution respecting light-houses, and promised that the matter should receive due consideration."

The order for the sitting of the adjourned Committee on Bill (No. 6) intituled "An Act to consolidate the laws relating to Coroners," was discharged, and the Bill withdrawn.

The order for resuming the adjourned debate on Mr. *Grant's* motion relative to the *Metlakatlah* disturbances was discharged.

And then the House adjourned at 5.30, p. m.