

Wednesday, 9th April, 1890.

TWO O'CLOCK, P. M.

Prayers by the Rev. *J. Reid*, D. D.

The Hon. Mr. *Davie* asked leave to introduce a Bill (No. 70) intituled "An Act to amend the 'Mineral Act.'"

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time on Friday next.

The Hon. Mr. *Davie* asked leave to introduce a Bill (No. 71) intituled "An Act to amend the 'Provincial Controverted Elections Act.'"

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time on Friday next.

On the motion of the Hon. Mr. *Davie* Bill (No. 7) intituled "An Act to amend the 'Licenses Act,'" was read a first time.

Ordered to be read a second time to-morrow.

Bill (No. 50) intituled "An Act respecting the marking of Timber," was read a second time and committed, with Mr. *Smith* in the Chair.

The Bill was reported complete with amendments.

Report *Ordered* to be considered on Friday next.

The Hon. Mr. *Robson* presented a Supplementary Return of copies of all Orders in Council, received or approved, respecting the proposed Railways known as the Spokane Falls and Northern Railway, or the British Columbia Southern Railway, together with all correspondence and telegrams received or sent by the Government, or any of its Members, upon the same subjects.

The Report on Bill (No. 40) intituled "An Act to Incorporate the London and Canadian Fire Insurance Company, Limited," was considered.

On the motion of Mr. *Anderson* clause 18 was struck out.

The Hon. Mr. *Davie* moved the following new clause:—

Any further enactments which the Parliament of Canada, or the Legislature of this Province, may make with respect to giving security by the Company, or as to the making of returns to or inspection of the Company's affairs by the Government, shall not be deemed an infringement of the privileges conferred by this Act.

Carried.

Report as amended adopted.

Ordered to be read a third time on Friday next

The Report on Bill (No. 28) intituled "An Act to Incorporate the Pacific Coast Fire Insurance Company," was considered.

On the motion of Mr. *Cunningham* clause 21 was struck out.

The Hon. Mr. *Davie* moved the following new clause:—

Any further enactments which the Parliament of Canada, or the Legislature of this Province, may make with respect to giving security by the Company, or as to the making of returns to or inspection of the Company's affairs by the Government shall not be deemed an infringement of the privileges conferred by this Act.

Carried.

Report as amended adopted.

Ordered to be read a third time on Friday next.

The Report on Bill (No. 53) intituled "An Act to amend the 'Election Regulation Act,' (51 Vic. chap. 39, vol 1, 'Consolidated Acts, 1888,') and the 'Election Regulation Amendment Act, 1889,'" was considered and adopted.

Bill read a third time and passed.

Bill (No. 12) intituled "An Act to amend the 'Game Protection Act,'" was again committed, with Mr. *Thomson* in the Chair.

The Committee reported progress and asked leave to sit again.

Ordered, That leave be granted for to-morrow.

The Hon. Mr. *Vernon* presented papers and correspondence relating to Artesian Well boring.

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

And then the House adjourned at 5:50 o'clock p. m.

Thursday, 10th April, 1890.

TWO O'CLOCK, P. M.

Prayers by the Rev. *J. Reid*, D. D.

The Report on Bill (No. 2) intituled "An Act to amend the 'Municipal Act, 1889,'" was further considered.

Mr. *Beaven* moved the following as a new section:—

Sub-section (98) of section 96 of the "Municipal Act, 1889," is hereby amended by adding, after the words "entering upon" in the 5th line, the word "expropriating," and by inserting between the word "purpose" in the 6th line and "subject" in the 7th line the following:—"without the consent of the owners of such land."

Carried.

Mr. *Beaven* moved to amend section 68 by adding thereto the following:—

"And none of the by-laws, resolutions, or proceedings of any Municipal Council shall be held to be invalid by reason only of section 11 of the "Victoria Municipal Ordinance, 1867," section 17 of the "Municipality Act, 1881," or section 31 of the "Municipal Act, 1889," as unaffected by this Act, being construed as disqualifying any Mayor, Reeve, Alderman, or Councillor from voting at any meeting of a Municipal Council."

Carried.

The Hon. Mr. *Davie* moved the following as a new section:—

Section 107 of the "Municipal Act, 1889," is hereby amended by striking out the words "in some newspaper published in the nearest municipality in which a newspaper is published," in the 7th and 8th lines of the said section, and substituting therefor the following:—"by posting copies of the by-law on the outside of the front door of the Court House (if any) and on the outside of the front door of every school-house in the municipality."

Carried.

The further consideration of the Report was adjourned until Monday next.

Bill (No. 68) intituled "An Act to regulate the clearing of Rivers and Streams," was read a second time and *Ordered* to be committed to-morrow.

Bill (No. 7) intituled "An Act to amend the 'Licenses Act,'" was read a second time and committed, with Mr. *Cunningham* in the Chair.

The Bill was reported complete with amendments.

Report *Ordered* to be considered to-morrow.

Pursuant to Order, the House went into Committee of the Whole, with Mr. *Thomson* in the Chair, to consider the Message of His Honour the Lieutenant-Governor, of the 8th inst., enclosing Bill (No. 69) intituled "An Act in aid of certain Railways."

(IN THE COMMITTEE.)

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

That the Committee rise and report the Bill to the House.

The Committee reported the Resolution.

Report adopted.

On the motion of the Honourable Mr. *Davie*—

Bill (No. 69) intituled "An Act in aid of certain Railways," was read a first time.

Bill read a second time and committed, with Mr. *Duck* in the Chair.

The Committee reported progress and asked leave to sit again.

Ordered, That leave be granted for to-morrow.

Mr. *Ladner* asked the Hon. the Chief Commissioner of Lands and Works the following question:—

Has the road leading from the *North Arm Bridges* northerly to the *Granville Street Bridge, Vancouver City*, been gazetted as a public highway? If not, is it the intention of the Government to gazette the same at once?

The Hon. Mr. *Vernon* replied as follows:—

"The road referred to has not yet been gazetted as a public highway, but it is the intention to have it gazetted as such."

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

And then the House adjourned at 5:40 o'clock, p. m.

Friday, 11th April, 1890.

TWO O'CLOCK, P. M.

Prayers by the Rev. *J. Reid*, D. D.

The Report on Bill (No. 50) intituled "An Act respecting the marking of Timber," was considered and adopted.

Bill read a third time and passed.

The Hon. Mr. *Vernon* presented a Return to an Order of the House for copies of all correspondence in *re* the sale of 160 acres of land near *Granite Creek*, or the refusal to sell the said land, to Mr. *Foxcrowle P. Cook*.

The Hon. Mr. *Robson* presented the correspondence embodying the reply of the Dominion Government to the Resolution of this House respecting the grant of a subsidy for the conveyance of mails between *Victoria* and *New Westminster*.

The Hon. Mr. *Davie* asked leave to introduce a Bill (No. 72) intituled "An Act respecting the payment of moneys into and out of Court."

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time on Monday next.

Bill (No. 40) intituled "An Act to Incorporate the London and Canadian Fire Insurance Company, Limited," was read a third time and passed.

Bill (No. 70) intituled "An Act to amend the "Mineral Act," was read a second time.
Ordered to be committed on Monday next.

Bill (No. 71) intituled "An Act to amend the 'Provincial Controverted Elections Act,'" was read a second time and committed, with Mr. *Ladner* in the Chair.

The Bill was reported complete without amendment.
Report *Ordered* to be considered on Monday next.

Bill (No. 68) intituled "An Act to regulate the clearing of Rivers and Streams," was read a second time and committed, with Mr. *Mason* in the Chair.

The Bill was reported complete with amendments.
Report *Ordered* to be considered on Monday next.

The Hon. Mr. *Robson* presented to Mr. Speaker a Message from His Honour the Lieutenant-Governor, signed by His Honour.

The said Message was read by Mr. Speaker, and is as follows:—

HUGH NELSON.

The Lieutenant Governor recommends to the Legislative Assembly the insertion, in Bill (No. 2) intituled "An Act to amend the 'Municipal Act, 1889,'" of the enclosed clause.

Government House,
11th April, 1890.

[ENCLOSURE.]

It shall be the duty of every Municipality to make suitable provision for poor and destitute and indigent persons who may be found within the Municipality, and it shall be lawful for the Lieutenant-Governor in Council, from time to time, to pay to any Municipality out of the public moneys of the Province, towards the maintenance of the poor and destitute and indigent, an amount not exceeding twenty-five per cent. of the moneys expended for such purpose by any such Municipality.

Ordered, That the said Message and the enclosure be referred to a Committee of the Whole on Monday next.

The Honourable Mr. *Robson* presented to Mr. Speaker a Message from His Honour the Lieutenant-Governor, signed by His Honour.

The said Message was read by Mr. Speaker, and is as follows:—

HUGH NELSON.

The Lieutenant-Governor recommends to the Legislative Assembly that the following amendments be made in Bill (No. 69) intituled "An Act in aid of certain Railways":—

1. That the said Bill shall grant to the Okanagan and Kootenay Railway Company a land subsidy of twenty thousand acres per mile for the entire length of the said railway:

2. That the provisions in the said Bill relative to the grant of a royalty on minerals shall apply to the Okanagan and Kootenay Railway Company and to the Canadian Western Central Railway Company:

3. That authority be given in the said Bill to the Lieutenant-Governor in Council to grant to the Canadian Western Central Railway Company blocks of public land (not exceeding twenty thousand acres per mile) upon completion of each section of twenty miles of railway constructed.

Government House,
11th April, 1890.

Ordered, That the said Message be referred to a Committee of the Whole on Monday next.

The Report on Bill (No. 7) intituled "An Act to amend the 'Licenses Act,'" was considered and adopted.

Bill read a third time and passed.

On the Order of the Day being read for the committal of Bill (No. 67) intituled "An Act for Quieting Titles to Real Estate,"

Mr. Speaker put the question—"That I do now leave the Chair."

Mr. *Orr* moved the following amendment:—

Strike out all the words after "That" and insert "the second reading of Bill (No. 67) intituled 'An Act for Quieting Titles to Real Estate,' be discharged; and whereas Bill No. 67 is largely drawn from the Quieting Titles Act of *Ontario*, that the Attorney-General be requested to bring in another Act for the Quieting of Titles to Real Estate in the Province, embodying the main principles contained in Bill 67, amending section 2 to comply with the provisions of section 2 of the *Ontario* Act, and subsection (c.) of section 26 of the Quieting Titles Act of *Ontario*, which is eliminated from Bill 67."

Mr. Speaker ruled the amendment out of order.

The Bill was then committed, with Mr. *Semlin* in the Chair.

The Committee reported progress and asked leave to sit again.

Ordered, That leave be granted for Monday next.

The Hon. Mr. *Robson* presented a copy of an Order in Council embodying the agreement between the Provincial and the Dominion Governments with regard to the administration of Mineral Lands in Railway Belt.

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

And then the House adjourned at 5:55 o'clock, p. m.

Monday, 14th April, 1890.

TWO O'CLOCK, P. M.

The Hon. Mr. *Davie* asked leave to introduce a Bill (No. 73) intituled "An Act to supply a clerical defect in 52 Victoria, chap. 32, intituled 'An Act to incorporate the Victoria Lumber and Manufacturing Company, Limited.'"

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time to-morrow.

Colonel *Baker* presented a Petition from *G. M. Sproat, Wm. Wilson*, and others (re royalties on precious metals).

Laid on the table.

Mr. *Orr* presented a Petition from *Louis Zimmer* and others, settlers in *Seymour Creek*

District (re road construction).

Laid on the table.

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

Whereas a Resolution praying His Honour the Lieutenant-Governor to call the attention of the Dominion Government to the omission in the Estimates for the current year of an appropriation for a subsidy for carrying Her Majesty's mails between the ports of *New Westminster* and *Victoria*, was unanimously adopted by this House on the 18th day of February, 1890;

And whereas the said Resolution was duly transmitted by His Honour, and a reply thereto has been received and presented to this House;

And whereas it appears from the tenor of said reply that the Dominion Government has not fully understood the nature and extent of the inconvenience and serious commercial loss that must be sustained by the settlers and those engaged in the various industrial enterprises on the *Fraser River*, between *New Westminster* and the *Gulf of Georgia*, by the discontinuance of said mail (subsidy) service;

And whereas it is the opinion of this House that it is the first duty of the Dominion Government to encourage and foster the development of agriculture, lumbering, fishing, and mining throughout the Province by affording ample mail facilities, irrespective of an apparent temporary loss to the revenue of the Post Office Department ;

Be it therefore resolved, that an humble Address be presented to His Honour the Lieutenant-Governor praying His Honour to further urge upon the Dominion Government the pressing necessity of maintaining a tri-weekly mail service between the aforesaid ports.

The Hon. Mr. *Vernon* asked leave to introduce a Bill (No. 74) intituled "An Act to amend the 'Land Act.'"

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time to-morrow.

Mr. *Cunningham* asked leave to introduce a Bill (No. 75) intituled "An Act to amend the 'Mechanics' Lien Act.'"

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time to-morrow.

The Hon. Mr. *Turner* moved, seconded by the Hon. Mr. *Davie*,—

Whereas the Report of the Public Accounts Committee finds that a very large proportion of revenue is paid by the public into the Lands and Works Department, in addition to large sums paid out of the Treasury to that department, as cash advances, and that similar advances of smaller magnitude are made by the Treasury to the Attorney-General, Provincial Secretary, and other officers ;

And whereas such finding may mean either that advances are made to the Attorney-General, Provincial Secretary, and other officers personally for their own use, or that the advances are to the departments for necessary departmental purposes, and may also imply an improper departure from accustomed and honest practice, or may mean that the proper and ordinary course of business has been adhered to ;

And whereas the said Report also refers to cash advances made to the late Superintendent of Police, Mr. *H. B. Roycraft*, but is silent as to the purposes for which such advances were made, and the circumstances attendant thereon ; and it is also stated in the said Report that "although Mr. *Roycraft* is known to have held \$86 dollars of the June collections in his "hands on the 30th June, 1889, the Public Accounts and Balance Sheet of the Province at "that date, as laid before the Legislature, do not shew that sum," by which statement it may be inferred, either that the defalcation alleged was known at the time of the preparation of the Public Accounts and Balance Sheet, and was purposely omitted therefrom, or that the defalcation has been only recently discovered ;

And whereas the Report also finds that an audit of the books of the Lands and Works Department has not taken place for years, but goes on to say: "Your Committee are informed "that the Lands and Works Department pay revenue into the Treasury once every week, and "sometimes more frequently" ;

And whereas the last mentioned finding and statement, in the absence of information—especially (1) whether audits are necessary in the Department of Lands and Works, and have ever been accustomed to be had ; (2) whether proper checks are kept upon the revenue passing through that department ; (3) whether the revenue collected and advances made are duly accounted for to the Treasury—leave it doubtful whether public moneys are regularly and honestly dealt with, or whether fraud and peculation are being practised ;

And whereas it is highly important that the Report of the Public Accounts Committee should fully state all facts necessary to a proper understanding of all matters alluded to, and that what is meant to be reported by the Committee should be stated without ambiguity, nothing being left to inference, or intendment ;

Be it therefore resolved, that the Report of the Public Accounts Committee be referred back to them for explanation and detail.

The motion was carried on the following division:—

YEAS:

Messieurs

<i>Cunningham,</i>	<i>Baker,</i>	<i>Fry,</i>	<i>Croft,</i>
<i>Cowan,</i>	<i>Robson,</i>	<i>Duck,</i>	<i>Thomson,</i>
<i>Mason,</i>	<i>Davie,</i>	<i>Turner,</i>	<i>Haslam,</i>
<i>Smith,</i>	<i>Vernon,</i>	<i>Martin,</i>	<i>Anderson—17.</i>
<i>Nason,</i>			

NAYS:

Messieurs

<i>Semin,</i>	<i>Ladner,</i>	<i>Beaven</i>	<i>Orr—5.</i>
<i>Grant,</i>			

Mr. Orr asked the Hon. the Attorney-General the following questions:—

Is it the intention of the Government to introduce legislation during the present Session for the following purposes, as requested by the members of the legal profession of the City of Vancouver:—

1. To make *Vancouver City* a separate judicial district from *New Westminster*?
2. To appoint a Supreme Court Registrar with the same powers as a Master in Chancery in all interlocutory matters in the Supreme and County Courts?
3. To give the County Court Judge the same powers in interlocutory matters as a Supreme Court Judge?
4. To empower the Sheriff of *New Westminster* to have a Deputy at *Vancouver*, with full power to receive, file, and execute all writs?

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

- "1. No.
- "2. No.
- "3. Yes.
- "4. This matter does not require legislation, but will receive the attention of the Government."

Pursuant to Order, the House resolved itself into a Committee of the Whole, with Mr. *Smith* in the Chair, to consider the Message of His Honour the Lieutenant-Governor of the 11th inst., enclosing proposed amendment to Bill No. 2.

(IN THE COMMITTEE.)

On the motion of the Hon. Mr. *Davie*, seconded by the Hon. Mr. *Robson*, it was *Resolved*,—That the Committee recommend to the House, for insertion in the Municipal Bill, the following clause:—

It shall be the duty of every City Municipality, whether created under the general Municipality Act or any special Act, to make suitable provision for poor and destitute and indigent persons who may be found within the Municipality, and it shall be lawful for the Lieutenant-Governor in Council, from time to time, to pay to any City Municipality out of the public moneys of the Province, towards the maintenance of the poor and destitute and indigent, an amount not exceeding twenty-five per cent. of the moneys expended for such purpose by any such Municipality.

Resolved, That the Committee rise and report the Resolution.

The Committee reported the Resolution.

The report was *Ordered* to be considered this evening.

Mr. Speaker left the Chair at 6 o'clock, P. M.

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

The Petitions from *G. M. Sproat*, *Wm. Wilson*, and others (*re* royalties on precious metals), and from *Louis Zimmer* and others, settlers in *Seymour Creek District* (*re* road construction), presented this afternoon, were ruled out of order.

Mr. *Cunningham* presented a Report from the Select Committee appointed to enquire and report on Public School matters generally. Also a Minority Report from the same Committee.

The Reports were received and *Ordered* to be printed.

The Hon. Mr. *Robson* presented to Mr. Speaker a Message from His Honour the Lieutenant-Governor, signed by His Honour.

The said Message was read by Mr. Speaker, and is as follows:—

HUGH NELSON.

The Lieutenant-Governor transmits the Supplementary Estimates of Expenditure for the financial year ending 30th June, 1891; also, Further Supplementary Estimates of Expenditure for the year ending 30th June, 1890; and recommends the same to the Legislative Assembly.

Government House,
14th April, 1890.

Ordered, That the said Message and the Supplementary Estimates accompanying the same be referred to the Committee of Supply.

The Report from the Committee of the Whole on the Message of His Honour the Lieutenant-Governor, enclosing amendments to the Municipality Act, was considered and adopted.

Resolution read a first time.

The Hon. Mr. *Davie* moved—That the Resolution be read a second time now

The Hon. Mr. *Robson* moved in amendment,—

To insert in line one, between the words “for” and “poor,” the word “its.”

Carried.

The Hon. Mr. *Robson* moved to strike out of line two all the words between “destitute” and the second word “and.”

Carried.

The Hon. Mr. *Robson* moved to strike out of line five the words “and indigent.”

Carried.

Resolution as amended read a second time and passed.

The Report on Bill (No. 2) intituled “An Act to amend the ‘Municipal Act, 1889,’” was further considered.

The Hon. Mr. *Davie* moved to add the following new clause, as clause 73:—

73. It shall be the duty of every City Municipality, whether created under the general Municipal Act or any special Act, to make suitable provision for its poor and destitute, and it shall be lawful for the Lieutenant-Governor in Council, from time to time, to pay to any City Municipality out of the public moneys of the Province towards the maintenance of the poor and destitute an amount not exceeding twenty-five per cent. of the moneys expended for such purpose by any such Municipality.

Mr. *Beaven* moved in amendment to strike out all the words in the 1st and 2nd lines down to and including the second “and.”

The motion was negatived.

Original question proposed and carried.

The Hon. Mr. *Davie* moved to add the following as clause 74:—

74. It shall be lawful for any municipality in the Province, whether incorporated under the general Act or under any special Act, to enforce, levy, and collect from every person who carries on the occupation of a stevedore, or who takes contracts to load or unload ships, within the municipality, any sum not exceeding \$50 for every six months.

Mr. *Ladner* moved to amend section 212 of the “Municipal Act, 1889,” by striking out the word “five” in second line, and inserting in lieu thereof the word “one.”

The motion was ruled out of order.

Report as amended adopted.

Bill *Ordered* to be read a third time on Wednesday next.

Pursuant to Order, the House resolved itself into a Committee of the Whole, with Mr. Thomson in the Chair, to consider the Message of His Honour the Lieutenant-Governor of the 11th inst., *re* Bill in aid of certain Railways.

(IN THE COMMITTEE.)

On the motion of the Hon. Mr. Davie it was *Resolved*—

1. That the said Bill shall grant to the Okanagan and Kootenay Railway Company a land subsidy of twenty thousand acres per mile for the entire length of the said railway.

2. That the provisions in the said Bill relative to the grant of a royalty on minerals shall apply to the Okanagan and Kootenay Railway Company and to the Canadian Western Central Railway Company.

3. That authority be given in the said Bill to the Lieutenant-Governor in Council to grant to the Canadian Western Central Railway Company blocks of public land (no exceeding twenty thousand acres per mile) upon completion of each section of twenty miles of railway constructed.

Resolved,—That the Committee recommend to the House that the foregoing provision be inserted in Bill (No. 69) intituled “An Act in aid of certain Railways.”

The Committee reported the Resolutions.

Report adopted.

Resolutions read first and second times and *Ordered* to be referred to the Committee of the Whole having the consideration of Bill (No. 69) “An Act in aid of certain Railways.”

The Report on Bill (No. 68) intituled “An Act to regulate the clearing of Rivers and Streams,” was considered and adopted.

Bill read a third time and passed.

Bill (No. 69) intituled “An Act in aid of certain Railways,” was again considered in Committee of the Whole,” with Mr. Duck in the Chair.

The Committee reported progress and asked leave to sit again.

Ordered, That leave be granted for to-morrow.

The House continued to sit until after midnight.

TUESDAY, 12TH APRIL.

Bill (No. 28) “An Act to incorporate the Pacific Coast Fire Insurance Company,” was read a third time and passed.

The Report on Bill (No. 66) intituled “An Act to amend the ‘Magistrates Act,’” was considered and adopted.

Bill read a third time and passed.

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

And then the House adjourned at 12:40 o'clock a. m.

Tuesday, 15th April, 1890.

TWO O'CLOCK, P. M.

Prayers by the Rev. J. E. Starr.

Mr. Cunningham presented a Report from the Select Committee appointed to enquire into the causes of the carrying away of a portion of the bridge across the *North Arm* of the *Fraser River*.

The Report was received and *Ordered* to be printed.

Mr. Duck moved, seconded by Mr. Anderson,—

Whereas on the 24th February, 1880, Messrs. *F. B. McNamee, A. G. Nish, and James Wright*, of *Montreal*, entered into a contract with the Government of British Columbia to construct and complete a Graving Dock at *Esquimalt*, B. C.;

And whereas it is alleged by Messrs. *John Huntington, John Nicholson, and the late J. J. Robertson*, that on the 28th August, 1880, they were admitted to the firm of *McNamee & Co.*;

And whereas *F. B. McNamee* left *Victoria* on the 30th August, 1880, leaving *John Huntington, John Nicholson, and the late J. J. Robertson*, to carry on the construction of the Dock;

And whereas the said *F. B. McNamee & Co.* commenced work on the Dock in good faith on the 13th September, 1880, and continued to carry on the work until the 20th April, 1882, when they allege that on account of the non-payment of their certificates and other obstructions placed in their way by the Government of the day, they suspended operations;

And whereas on the 27th June, 1882, the Chief Commissioner of Lands and Works took possession of the Dock works, contractors' works, &c., &c., stating that he did so on account of delays on the part of the contractors in carrying on the work;

And whereas on account of the said action by the Chief Commissioner of Lands and Works, and alleged serious breaches of the contract by him, Messrs. *F. B. McNamee & Co.* claimed to have sustained damages to a large amount;

And whereas on the 20th December, 1882, *F. B. McNamee & Co.*, through their solicitors, Messrs. *Drake & Jackson*, applied to the Provincial Government for a Petition of Right to bring their claim before some court of competent jurisdiction for adjustment;

And whereas on the 12th January, 1883, Messrs. *Drake & Jackson* were informed that the Petition of Right presented by them in behalf of Messrs. *McNamee & Co.*, had been under consideration, and that it had been decided that a *fiat* could not properly be granted;

And whereas on the 9th May, 1883, a petition of Messrs. *McNamee & Co.* was read in this House, which petition was received and ordered printed on the 10th of May, 1883, praying that the House recommend that His Honour the Lieutenant-Governor in Council do grant a *fiat* to the contractors, and thereby enable them to seek redress in the Provincial Courts;

And whereas on the 11th January, 1884, a Committee was appointed by this House to enquire into the claims of *John Nicholson* and others, local contractors of the *Esquimalt Graving Dock*, with power to call for persons and papers, and report to this House;

And whereas a report of the said Committee was received by the House on the 8th February, 1884, which report sets forth, *inter alia*, as follows:—"Your Committee therefore respectfully submit that from the facts and figures brought before them in this enquiry, they are of opinion that *McNamee & Co.* have just cause of complaint, and they suggest that the Government give an opportunity to the said *McNamee & Co.* to state their complaint, and to make good their cause before some properly constituted tribunal, by bill of rights, arbitration, or otherwise;"

And whereas on the 15th February, 1888, a petition from *John Nicholson* was presented to the House, and read and received on the 20th February;

And whereas on the 6th March, 1888, a petition was presented in behalf of *McNamee & Co., re Esquimalt Graving Dock*, read and received on the 8th, and considered in Committee of the Whole on March 22nd, 1888, and resolved "That in the opinion of this Committee the Government should take into consideration the advisability of issuing a Commission under the 'Public Inquiries Act, 1872,' to enquire into the allegations contained in the petition of *F. B. McNamee & Co.*;"

And whereas on the 19th April, 1888, the report was amended by adding the following words:—"In so far as they affect *John Nicholson's* claim for compensation, and other creditors in British Columbia of that firm, who assisted them in carrying on the work of constructing the Graving Dock at *Esquimalt*, by furnishing them with labour, material, cash, and supplies," and adopted by this House;

And whereas it was not deemed desirable by the Government to issue a Commission under the "Public Inquiries Act, 1872," as advised by the House;

And whereas on the 11th May, 1889, Messrs. *McNamee & Co.* again applied for a Petition of Right, and on the 21st August following were informed that their application had been duly submitted to His Honour the Lieutenant-Governor, and that a *fiat* had been refused;

And whereas the following sums were paid by the Government on account of the Dry Dock, viz:—

Construction, surveys, &c	\$396,287 65
Creditors, <i>McNamee & Co.</i> , for labour	5,797 49
Total	\$402,085 14

And whereas the Government received from the Dominion of Canada on account of the Graving Dock the following sums, viz:—

July, 1881	\$ 9,891 00
November, 1881	24,581 97
June, 1882	13,187 25
October, 1883	134,512 66
May, 1884	250,000 00
	\$432,172 88
Deposit of <i>F. B. McNamee</i> , forfeited	10,000 00
From other sources	4,479 18
Total	\$446,652 06

Being \$44,566.92 greater than the amount paid by the Government on account of the Dock;

And whereas there is a large amount still due to the creditors of Messrs. *McNamee & Co.* on account of the work done and materials furnished for the *Esquimalt* Graving Dock;

And whereas the refusal of His Honour the Lieutenant-Governor to grant a *fiat*, in accordance with a Petition of Right of *F. B. McNamee & Co.*, dated May 11th, 1889, was made under the advice and for certain reasons presented in a Report of the Deputy Attorney-General, dated July 30th, 1889, and was not an absolute refusal but rather a tacit intimation that under different conditions a *fiat* would be granted;

Be it therefore Resolved, That in the opinion of this House the claim of Messrs. *F. B. McNamee & Co.* is of that character which might fairly entitle them to a Petition of Right, and that the Government would be fully justified in reconsidering their former verdict, with a view of affording to Messrs. *McNamee & Co.* an opportunity to make good their claim in the Provincial Courts.

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

On the motion of the Hon. Mr. *Davie*, the House resolved itself into Committee of the Whole, with Mr. *Croft* in the Chair, to consider the expediency of passing a Resolution to the effect that the "Mineral Act" be amended as follows, viz:—

1. That Section 75 of the said Act be amended by adding thereto the following sub-section:—

"(2). If the claim applied for is situated within that portion of the Province through which the Canadian Pacific Railway runs, and which has been granted or agreed to be granted to the Dominion Government, and hereinafter referred to as the Railway Belt, the claimant must, together with his application, deposit the sum of one hundred and five dollars, which sum will be applied by the Provincial Government in obtaining a grant of the freehold from the Dominion Government, but will not entitle the claim-holder to such freehold, unless he completes his title thereto whilst he is the lawful holder of the claim, under the provisions of section 88 of this Act."

2. That Section 85 of the said Act be repealed, and in lieu thereof be it enacted:—

"85. Any free miner, having lawfully acquired a mineral claim within the Railway Belt, as provided in section 75 and its sub-section, shall be entitled to hold such claim for the period of one year from his record, although no labour or expenditure may have been bestowed thereon, and any free miner having lawfully acquired a mineral claim anywhere else in the Province shall be entitled to hold the same for a like period of one year from the date of his record, if he shall, within the first six months from such record, expend upon the claim itself money or labour to the amount or value of one hundred dollars, shall satisfy the Gold Commissioner or Mining Recorder of such expenditure by a detailed and attested description of the work performed; and shall also, within such six months, obtain from such Gold Commissioner or Mining Recorder a certificate of such expenditure, and record the same with such

Gold Commissioner or Mining Recorder. And so, from year to year, the holder of a mineral claim, wherever recorded, shall be entitled to hold the same for one year from the expiration of his previous year of holding if he shall, within the first six months of each new year, expend money or labour upon the claim to the amount or value of one hundred dollars, to the satisfaction of the Gold Commissioner or Mining Recorder, and shall, within such six months, have obtained a certificate of such expenditure, and have recorded the same with the Gold Commissioner or Mining Recorder."

3. There shall be payable to the Province, by the applicant for any Crown grant of a mineral claim under section 81 of the "Mineral Act," when the mineral claim in respect of which the application is made is situate within the Railway Belt, a sum of money equal to five dollars per acre for each acre to be granted in such Crown grant before such Crown grant shall issue, and the payment to the Province of the sum of money by this section required to be paid shall be considered, reckoned, and allowed as part of the sum of five hundred dollars mentioned in sub-section (d) of section 81 of the "Mineral Act."

And that the said amendments be incorporated in Bill (No. 70) intituled "An Act to amend the 'Mineral Act.'"

(IN THE COMMITTEE.)

On the motion of Hon. Mr. *Davie*, seconded by Hon. Mr. *Vernon*, it was *Resolved*,—

That the Committee recommend to the House that the "Mineral Act" be amended as follows, viz.:—

1. That section 75 of the said Act be amended by adding thereto the following sub-section:—

"(2.) If the claim applied for is situated within that portion of the Province through which the Canadian Pacific Railway runs, and which has been granted to the Dominion Government, and hereinafter referred to as the Railway Belt, the claimant must, together with his application, deposit the sum of one hundred and five dollars, which sum will be applied by the Provincial Government in obtaining a grant of the freehold from the Dominion Government, but will not entitle the claim-holder to such freehold, unless he completes his title thereto whilst he is the lawful holder of the claim, under the provisions of section 88 of this Act."

2. That section 85 of the said Act be repealed, and in lieu thereof be it enacted:—

"85. Any free miner, having lawfully acquired a mineral claim within the Railway Belt, as provided in section 75 and its sub-section, shall be entitled to hold such claim for the period of one year from his record, although no labour or expenditure may have been bestowed thereon, and any free miner having lawfully acquired a mineral claim anywhere else in the Province shall be entitled to hold the same for a like period of one year from the date of his record, if he shall, within the first six months from such record, expend upon the claim itself, or in connection with its development, money or labour to the amount or value of one hundred dollars, shall satisfy the Gold Commissioner or Mining Recorder of such expenditure by a detailed and attested description of the work performed; and shall also, within such six months, obtain from such Gold Commissioner or Mining Recorder a certificate of such expenditure, and record the same with such Gold Commissioner or Mining Recorder. And so, from year to year, the holder of a mineral claim shall be entitled to hold the same for one year from the expiration of his previous year of holding if he shall, within the first six months of each new year, expend money or labour upon the claim, or in connection with its development, to the amount or value of one hundred dollars, to the satisfaction of the Gold Commissioner or Mining Recorder, and shall, within such six months, have obtained a certificate of such expenditure, and have recorded the same with the Gold Commissioner or Mining Recorder."

"(2.) The Gold Commissioner or Mining Recorder shall have power in his discretion to extend the period within which the expenditure required by this section shall be made for a further period of three months, upon being satisfied, upon evidence taken under oath, that there are good and sufficient reasons for granting such extension."

3. There shall be payable to the Province, by the applicant for any Crown grant of a mineral claim under section 81 of the "Mineral Act," when the mineral claim in respect of which the application is made is situate within the Railway Belt, a sum of money equal to five dollars per acre for each acre to be granted in such Crown grant before such Crown grant shall issue, and the payment to the Province of the sum of money by this section required to

be paid shall be considered, reckoned, and allowed as part of the sum of five hundred dollars mentioned in sub-section (*d*) of section 81 of the "Mineral Act."

And that the said amendments be incorporated in Bill (No. 70) intituled "An Act to amend the 'Mineral Act.'"

Upon Mr. Speaker resuming the Chair, the Committee reported the Resolution.
Report adopted.

The Hon. Mr. *Robson* asked leave to introduce a Bill (No. 77) intituled "An Act to amend the 'Constitution Act.'"

Leave granted.

Bill introduced and read a first time.

The Hon. Mr. *Robson* moved—That the Bill be read a second time to-morrow.

Mr. *Beaven* moved in amendment—To strike out the word "to-morrow" and insert "30th April," in lieu thereof.

Question proposed—"Shall the word proposed to be struck out stand part of the question," the House divided, and it passed in the the affirmative on the following division:—

YEAS:

Messieurs

<i>Cowan,</i>	<i>Baker,</i>	<i>Fry,</i>	<i>Craft,</i>
<i>Mason,</i>	<i>Robson,</i>	<i>Duck,</i>	<i>Thomson,</i>
<i>Smith,</i>	<i>Davie,</i>	<i>Pooley,</i>	<i>Anderson,</i>
<i>Nason,</i>	<i>Vernon,</i>	<i>Turner,</i>	<i>Haslam—16.</i>

NAYS:

Messieurs

<i>Semlin,</i>	<i>Cunningham,</i>	<i>Beaven,</i>	<i>Orr—6.</i>
<i>Grant,</i>	<i>Ladner,</i>		

Resolution passed.

The Hon. Mr. *Davie* presented to Mr. Speaker a Message from His Honour the Lieutenant-Governor, signed by His Honour.

The said Message was read by Mr. Speaker, and is as follows:—

HUGH NELSON.

The Lieutenant-Governor recommends for the consideration of the Legislative Assembly the incorporation of the following, in Bill No. 67, intituled "An Act for Quieting Titles to Real Estate."

Government House,
15th April, 1890.

[ENCLOSURE.]

Whereas, by Letters Patent, bearing date the 13th day of January, 1849, Vancouver Island was granted and confirmed by Her Most Gracious Majesty Queen Victoria unto the Governor and Company of Adventurers of England trading into Hudson's Bay, to the intent that the said Governor and Company should establish upon the said Island a settlement of resident colonists, and should dispose of the land there as might be necessary for the purposes of colonization, at a reasonable price, except so much thereof as might be required for public purposes:

And whereas, by indenture dated the 3rd day of April, A.D. 1867, the said Governor and Company reconveyed to Her said Majesty the said Island, except, inter alia, such lands, situate in Victoria District, which might have been sold by the said Governor and Company previous to the 1st day of January, 1862:

And whereas the said Governor and Company sold to John Work, William Fraser Tolmie, and several other persons, divers lands in the said Island, reserving, nevertheless, out of the sales certain portions of rocky land within the section boundaries of the lands so sold, which were considered to be worthless lands for which no charge should be made:

And whereas the said Governor and Company, on the 8th day of October, 1855, instructed Mr. J. D. Pemberton, their surveyor, that where rocky land had been reserved within the boundaries of land already sold, the Hudson's Bay Company's right thereto might be relinquished wherever circumstances appeared to render it expedient, by endorsing a memorandum to that effect upon the indentures held by the purchasers, in the form pointed out by the Company's solicitors :

And whereas, in pursuance of the aforesaid authority, the said J. D. Pemberton did endorse a relinquishment in form prescribed upon several of the indentures wherein rocky lands were excepted :

And whereas the persons to whom the lands were so relinquished, or their successors in title, have, from the date of their several purchases, been in full possession of the said rocky lands, and have paid taxes thereon to the Provincial Government down to the present time :

And whereas the endorsement so made by the said J. D. Pemberton has been held insufficient to pass the legal estate in the rocky land within the boundaries of the lands so conveyed by the said Governor and Company in manner aforesaid ; and it has been deemed just to give effect to the said instructions so given as aforesaid by the said Governor and Company to the said J. D. Pemberton, dated 8th October, 1855, by giving authority to the Chief Commissioner of Lands and Works now to carry out the intent and meaning of the said instructions, by issuing grants and acquittances of the said reserved rocky lands upon payment of the price of £1 per acre, being the price at which the lands were originally sold by the Hudson's Bay Company, excepting, however, Section 5, Victoria District, now in the occupation of the Crown, and excepting any other lands which may have been resumed by the Crown, or occupied for roads or other public purposes :

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of British Columbia, enacts as follows :—

1. That in all cases, except as hereinafter mentioned, where lands situate in Vancouver Island have been sold and conveyed by the Governor and Company of Adventurers of England trading into Hudson's Bay, and the rocks within the boundaries of the lands so sold and conveyed were excepted from the operation of the conveyance and are now the property of the Crown, such rocky land (other than that in Section Five (5), Victoria District, now in the occupation of the Crown) and the legal and equitable estate in fee simple therein may be granted, released, and conveyed by the Chief Commissioner of Lands and Works, in the name of Her Majesty, to the person or persons as against whom the said rocks were excepted, or to their successors in title, upon payment for such rocks to the said Chief Commissioner of Lands and Works at the rate of £1 per acre.

2. Any grant, conveyance, or release purporting to be made under this Act, executed by the Chief Commissioner of Lands and Works, of any of the said excepted rocks, shall be effectual to pass the legal and equitable estate therein to the person named in such grant or conveyance, being either the original grantee from the Hudson's Bay Company, or his successor in title.

Ordered, That the said Message be referred to a Committee of the Whole to-morrow.

Bill (No. 69) intituled "An Act in aid of certain Railways," was again considered in Committee of the Whole, with Mr. *Duck* in the Chair.

The Committee reported progress and asked leave to sit again.

Mr. Speaker left the Chair at 6 o'clock, p. m.

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

Ordered, That leave be granted for to-morrow for Bill (No. 69) intituled "An Act in aid of certain Railways," to be again considered in Committee of the Whole.

The House again went into Committee of Supply, with Mr. *Duck* in the Chair.

(IN THE COMMITTEE).

19. *Resolved*, That a sum not exceeding \$840 be granted to Her Majesty to defray the expenses of Administration of Justice (Salaries), Supreme and County Courts, to 30th June, 1891.

21. *Resolved*, That a sum not exceeding \$500 be granted to Her Majesty to defray the expenses of Administration of Justice (Salaries), Stipendiary Magistrates, to 30th June, 1891.

28. *Resolved*, That a sum not exceeding \$1,800 be granted to Her Majesty to defray the expenses of Administration of Justice (Salaries), Police and Gaols, Kootenay District, to 30th June, 1891.

38A. *Resolved*, That a sum not exceeding \$840 be granted to Her Majesty to defray the expenses of Administration of Justice (Salaries), Police and Gaols, Fort Rupert, to 30th June, 1891.

48. *Resolved*, That a sum not exceeding \$500 be granted to Her Majesty to defray the expenses of Hospitals and Charities, Hospital, Victoria, to 30th June, 1891.

55A. *Resolved*, That a sum not exceeding \$1,000 be granted to Her Majesty to defray the expenses of Hospitals and Charities, In aid of Deaf and Dumb, to 30th June, 1891.

55B. *Resolved*, That a sum not exceeding \$500 be granted to Her Majesty to defray the expenses of Hospitals and Charities, In aid of Refuge Home, Victoria, to 30th June, 1891.

78. *Resolved*, That a sum not exceeding \$760 be granted to Her Majesty to defray the expenses of Education, Hope-Yale District, to 30th June, 1891.

126A. *Resolved*, That a sum not exceeding \$250 be granted to Her Majesty to defray the expenses of Public Works (Works and Buildings), Public School, Victoria (purchase of site, Work Estate), to 30th June, 1891.

126B. *Resolved*, That a sum not exceeding \$400 be granted to Her Majesty to defray the expenses of Public Works (Works and Buildings), Gaol at Kamloops (purchase of two lots adjoining), to 30th June, 1891.

126C. *Resolved*, That a sum not exceeding \$500 be granted to Her Majesty to defray the expenses of Public Works (Works and Buildings), Cariboo Hospital (fever ward, construction), to 30th June, 1891.

148. *Resolved*, That a sum not exceeding \$500 be granted to Her Majesty to defray the expenses of Public Works (Roads, Streets, Bridges and Wharves), Lillooet District (Pavilion Mountain and Marble Cañon Road), to 30th June, 1891.

150. *Resolved*, That a sum not exceeding \$500 be granted to Her Majesty to defray the expenses of Public Works (Roads, Streets, Bridges and Wharves), Cassiar District (Hazelton, Babine and Tatla Trail), to 30th June, 1891.

167A. *Resolved*, That a sum not exceeding \$2,000 be granted to Her Majesty to defray the expenses of Public Works (Roads, Streets, Bridges and Wharves), Vancouver (North Arm Road), to 30th June, 1891.

167B. *Resolved*, That a sum not exceeding \$1,000 be granted to Her Majesty to defray the expenses of Public Works (Roads, Streets, Bridges and Wharves), Road, Hastings to McLaren's Mill, to 30th June, 1891.

18. *Resolved*, That a sum not exceeding \$210 be granted to Her Majesty to defray the expenses of Administration of Justice (Salaries), Supreme Court, to 30th June, 1890.

192C. *Resolved*, That a sum not exceeding \$1,500 be granted to Her Majesty to defray the expenses of Miscellaneous, Gratuity to widow of late Premier Hon. A. E. B. Davie, to 30th June, 1890.

192B. *Resolved*, That a sum not exceeding \$500 be granted to Her Majesty to defray the expenses of Miscellaneous, Gratuity to widow of late E. Allen, M. P. P. for Lillooet, to 30th June, 1890.

Upon Mr. Speaker resuming the Chair, Mr. *Duck*, Chairman of the Committee, reported that the Committee had come to several Resolutions and asked leave to sit again.

Ordered, That the Report be considered at the next sitting of the House.

Resolved, That the House will, at its next sitting, again resolve itself into the said Committee.

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

And then the House adjourned at 10:55 o'clock, p. m.

Wednesday, 16th April, 1890.

TWO O'CLOCK, P. M.

Prayers by the Rev. *J. E. Starr*.

Pursuant to Order, the Resolutions 19 to 167B, both inclusive, for the year ending 30th June, 1891, and 18, 192B, and 192C, for the year ending 30th June, 1890, adopted in Committee of Supply yesterday, were reported and received, read a first and second time, and agreed to.

Pursuant to Order, the House resolved itself into the Committee of Ways and Means.

(IN THE COMMITTEE.)

Resolved, That towards making good the Supply granted to Her Majesty, the following sums be granted out of the Consolidated Revenue Fund of the Province of British Columbia:—

\$	45,278	33	for the financial year ending 30th June, 1889.
	156,036	85	for the financial year ending 30th June, 1890.
	922,501	05	for the financial year ending 30th June, 1891.

\$1,123,816 23

Upon Mr. Speaker resuming the Chair, Mr. *Duck*, Chairman of the Committee, reported the Resolution.

Report received and adopted

The Hon. Mr. *Turner* presented a Bill (No. 76) intituled "An Act for granting certain sums of money for the Public Service of the Province of British Columbia."

Ordered, That the said Bill be forthwith referred to a Committee of the Whole.

(IN THE COMMITTEE.)

Resolved, That Bill (No. 76) intituled "An Act for granting certain sums of money for the Public Service of the Province of British Columbia," be reported to the House.

Upon Mr. Speaker resuming the Chair, Mr. *Duck*, Chairman of the Committee, reported the Resolution.

Report adopted.

Bill read a first time.

Ordered to be read a second time to-morrow.

On the Order of the Day being read for the third reading of Bill (No. 2) intituled "An Act to amend the 'Municipal Act, 1889,'"

Mr. *Beaven* moved the following amendments:—

Clause, 4, line 5—To make the words "there under" read "thereunder."

Clause 47, line 2—To strike out the words "the second line of."

Clause 53, line 2—To strike out "14th" and insert "13th."

Clause 64, line 6—To insert between "1889" and "unless," the words "as amended by this Amendment Act, 1880."

The amendments were carried.

Ordered, That the Order for the third reading of the said Bill be discharged, and the Bill recommitted for the purpose of reconsidering clause 50.

Bill recommitted, with Mr. *Smith* in the Chair.

The Committee rose and reported the Bill complete with amendments.

The Report was adopted and the Bill read a third time and passed.

The Report on Bill (No. 71) intituled "An Act to amend the 'Provincial Controverted Elections Act,'" was adopted.

Bill read a third time and passed.

On the motion of the Hon. Mr. *Davie*, the House resolved itself into Committee of the Whole, with Mr. *Grant* in the Chair, for the purpose of considering the Message of His Honour the Lieutenant-Governor transmitting proposed amendments to Bill (No. 67) intituled "An Act for Quieting Titles to Real Estate."

(IN THE COMMITTEE.)

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

That the Committee recommend the incorporation of the subjoined clauses to Bill (No. 67) intituled "An Act for Quieting Titles to Real Estate."

Whereas, by Letters Patent, bearing date the 13th day of January, 1849, Vancouver Island was granted and confirmed by Her Most Gracious Majesty Queen Victoria unto the Governor and Company of Adventurers of England trading into Hudson's Bay, to the intent that the said Governor and Company should establish upon the said Island a settlement of resident colonists, and should dispose of the land there as might be necessary for the purposes of colonization, at a reasonable price, except so much thereof as might be required for public purposes :

And whereas, by indenture dated the 3rd day of April, A.D. 1867, the said Governor and Company reconveyed to Her said Majesty the said Island, except, inter alia, such lands, situate in Victoria District, which might have been sold by the said Governor and Company previous to the 1st day of January, 1862 :

And whereas the said Governor and Company sold to John Work, William Fraser Tolmie, and several other persons, divers lands in the said Island, reserving, nevertheless, out of the sales certain portions of rocky land within the section boundaries of the lands so sold, which were considered to be worthless lands for which no charge should be made :

And whereas the said Governor and Company, on the 8th day of October, 1855, instructed Mr. J. D. Pemberton, their surveyor, that where rocky land had been reserved within the boundaries of land already sold, the Hudson's Bay Company's right thereto might be relinquished wherever circumstances appeared to render it expedient, by endorsing a memorandum to that effect upon the indentures held by the purchasers, in the form pointed out by the Company's solicitors :

And whereas, in pursuance of the aforesaid authority, the said J. D. Pemberton did endorse a relinquishment in form prescribed upon several of the indentures wherein rocky lands were excepted :

And whereas the persons to whom the lands were so relinquished, or their successors in title, have, from the date of their several purchases, been in full possession of the said rocky lands, and have paid taxes thereon to the Provincial Government down to the present time :

And whereas the endorsement so made by the said J. D. Pemberton has been held insufficient to pass the legal estate in the rocky land within the boundaries of the lands so conveyed by the said Governor and Company in manner aforesaid ; and it has been deemed just to give effect to the said instructions so given as aforesaid by the said Governor and Company to the said J. D. Pemberton, dated 8th October, 1855, by giving authority to the Chief Commissioner of Lands and Works now to carry out the intent and meaning of the said instructions, by issuing grants and acquittances of the said reserved rocky lands upon payment of the price of £1 per acre, being the price at which the lands were originally sold by the Hudson's Bay Company, excepting, however, Section 5, Victoria District, now in the occupation of the Crown, and excepting any other lands which may have been resumed by the Crown, or occupied for roads or other public purposes :

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of British Columbia, enacts as follows :—

1. That in all cases, except as hereinafter mentioned, where lands situate in Vancouver Island have been sold and conveyed by the Governor and Company of Adventurers of England trading into Hudson's Bay, and the rocks within the boundaries of the lands so sold and conveyed were excepted from the operation of the conveyance and are now the property of the Crown, such rocky land (other than that in Section Five (5), Victoria District, now in the occupation of the Crown) and the legal and equitable estate in fee simple therein may be granted, released, and conveyed by the Chief Commissioner of Lands and Works, in the name of Her Majesty, to the person or persons as against whom the said rocks were excepted, or to their successors in title, upon payment for such rocks to the said Chief Commissioner of Lands and Works at the rate of £1 per acre.

2. Any grant, conveyance, or release purporting to be made under this Act, executed by the Chief Commissioner of Lands and Works, of any of the said excepted rocks, shall be effectual to pass the legal and equitable estate therein to the person named in such grant or conveyance, being either the original grantee from the Hudson's Bay Company, or his successor in title.

The Committee reported the Resolution.

Report adopted.

Ordered to be referred to the Committee of the Whole on Bill (No. 67) intituled "An Act for Quieting Titles to Real Estate."

Bill (No. 12) intituled "An Act to amend the 'Game Protection Act,'" was again considered in Committee of the Whole, with Mr. *Thomson* in the Chair.

The Bill was reported complete with amendments.

Report *Ordered* to be considered on Friday next.

Mr. Speaker left the Chair at 6 o'clock, P. M.

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

The Hon. Mr. *Robson* presented to Mr. Speaker a Message from His Honour the Lieutenant-Governor, signed by His Honour.

The said Message was read by Mr. Speaker, and is as follows:—

HUGH NELSON.

The Lieutenant-Governor recommends, for the consideration of the Legislative Assembly, the enclosed Bill, intituled "An Act to adjust the Claims arising out of the Provincial Contract for the Graving Dock."

Government House,
16th April, 1890.

[ENCLOSURE.]

An Act to adjust the Claims arising out of the Provincial Contract for the Graving Dock.

WHEREAS, pursuant to an agreement with reference to the construction of a Graving Dock at Esquimalt, British Columbia, entered into on the 24th day of February, A. D. 1880, between Francis Bernard McNamee, Anthony Gilbert Nish, and James Wright, constituting the firm of F. B. McNamee & Co., of Montreal, of the one part, and the Chief Commissioner of Lands and Works of British Columbia, acting on behalf of Her Majesty, of the other part, the said F. B. McNamee & Co. deposited with the Government of British Columbia the sum of ten thousand dollars, as part security for the fulfilment of the contract then undertaken by F. B. McNamee & Co.;

And whereas it was understood and agreed between the parties to the said hereinbefore mentioned agreement that F. B. McNamee & Co. should, upon the due performance by them of the said undertaking, receive back the said sum of ten thousand dollars, with interest thereon at five per centum per annum, while the said sum was so retained by the Government as aforesaid;

And whereas the said sum of ten thousand dollars, with accrued interest thereon amounting to one thousand seven hundred and twelve dollars, was declared forfeited and, on the 30th June, 1884, became, and is still, part of the Consolidated Revenue Fund of this Province;

And whereas the said Graving Dock has been completed by the Dominion Government;

And whereas the Province of British Columbia has been recouped all moneys expended by the Province on the said dock;

And whereas F. B. McNamee & Co., in carrying out the said agreement, associated themselves with other persons resident in this Province, and contracted in this Province certain liabilities which still remain unsatisfied;

And whereas it is expedient that the said sum of ten thousand dollars, with interest thereon, should be returned to F. B. McNamee & Co.;

Now therefore Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of British Columbia, enacts as follows:—

1. It shall be lawful for the Lieutenant-Governor in Council, upon such terms and conditions as he shall think proper to impose with reference to the satisfaction by F. B. Mc-

Namee & Co. of all claims and liabilities incurred by them in this Province in connection with the construction of the said Dock, to pay to F. B. McNamee & Co., out of the unappropriated revenue, an amount not exceeding the sum of ten thousand dollars, with interest thereon at five per centum per annum from the 24th February, 1880, up to the day of such payment.

2. This Act may be cited as the "Graving Dock Settlement Act."

Ordered, That the said Message be referred to a Committee of the Whole to-morrow

The Honourable Mr. *Robson* presented to Mr. Speaker a Message from His Honour the Lieutenant-Governor, signed by His Honour.

The said Message was read by Mr. Speaker, and is as follows:—

HUGH NELSON.

The Lieutenant-Governor recommends for the consideration of the Legislative Assembly the insertion of the following clauses in Bill (No. 72), now before the House, intituled "An Act respecting the payment of moneys into and out of Court."

Government House,

16th April, 1890

[ENCLOSURE.]

9. All moneys to be paid into the Treasury under the provisions of this Act, and all balances for principal to the credit of any matter, suit, or proceeding, shall draw interest at the rate of three per centum per annum from the first day of the month after payment into the Treasury up till the first day of the month during which such money shall be paid out, and no interest shall be paid in respect of fractions of a month.

10. The moneys to be paid into the Treasury from time to time under the provisions of this Act, or of any Order in Council to be made under this Act, shall be entered in a book, or books, to be kept for that purpose, in which shall be opened an account for each suit, matter, or proceeding in respect of which any money shall be received into the Treasury under this Act, showing in each case the particulars mentioned in section 8 of this Act, and the interest aforesaid shall be calculated and paid when the principal sum is withdrawn.

Ordered, That the said Message be referred to a Committee of the Whole to-morrow.

Bill (No. 75) intituled "An Act to amend the 'Mechanics' Lien Act,'" was read a second time and committed, with Mr. *Mason* in the Chair.

The Bill was reported complete with amendments.

Report *Ordered* to be considered to-morrow.

Bill (No. 69) intituled "An Act in aid of certain Railways," was again considered in Committee of the Whole, with Mr. *Duck* in the Chair.

The Committee reported the Bill complete with amendments.

Report *Ordered* to be considered to-morrow.

Bill (No. 70) intituled "An Act to amend the "Mineral Act,'" was committed, with Mr. *Anderson* in the Chair.

The Bill was reported complete with amendments.

Report *Ordered* to be considered to-morrow.

Bill (No. 67) intituled "An Act for Quieting Titles to Real Estate," was again considered in Committee of the Whole, with Mr. *Semlin* in the Chair.

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 11:59 o'clock, p. m.

Thursday, 17th April, 1890.

TWO O'CLOCK, P. M.

Prayers by the Rev. *J. E. Starr*.

Mr. *Cunningham* moved, seconded by Mr. *Croft*,—

That the Report of the Select Committee on Education be adopted.

The Report was adopted on the following division:—

YEAS :

Messieurs

<i>Cunningham,</i>	<i>Nason,</i>	<i>Fry,</i>	<i>Croft,</i>
<i>Cowan,</i>	<i>Baker,</i>	<i>Duck,</i>	<i>Thomson,</i>
<i>Mason,</i>	<i>Robson,</i>	<i>Pooley,</i>	<i>Haslam,</i>
<i>Ladner,</i>	<i>Davie,</i>	<i>Turner,</i>	<i>Anderson—17.</i>
<i>Smith,</i>			

NAYS :

Messieurs

<i>Semin,</i>	<i>Grant,</i>	<i>Beaven,</i>	<i>Orr—4.</i>
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Bill (No. 76) intituled "An Act for granting certain sums of money for the Public Service of the Province of British Columbia," was read a second time and committed, with Colonel *Baker* in the Chair.

The Bill was reported complete without amendment.

Report adopted.

Bill read a third time and passed.

Pursuant to Order, the House resolved itself into a Committee of the Whole, with Mr. *Ladner* in the Chair, to consider the Message of His Honour the Lieutenant-Governor of the 16th instant, enclosing proposed amendments to Bill (No. 72) intituled "An Act respecting the payment of moneys into and out of Court."

(IN THE COMMITTEE.)

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

That the Committee recommend to the House the insertion of the subjoined clauses to Bill (No. 72) intituled "An Act respecting the payment of moneys into and out of Court."

9. All moneys to be paid into the Treasury under the provisions of this Act, and all balances for principal to the credit of any matter, suit, or proceeding, shall draw interest at the rate of three per centum per annum from the first day of the month after payment into the Treasury, up till the first day of the month during which such money shall be paid out, and no interest shall be paid in respect of fractions of a month.

10. The moneys to be paid into the Treasury from time to time under the provisions of this Act, or of any Order in Council to be made under this Act, shall be entered in a book, or books, to be kept for that purpose, in which shall be opened an account for each suit, matter, or proceeding in respect of which any money shall be received into the Treasury under this Act, showing in each case the particulars mentioned in section 8 of this Act, and the interest aforesaid shall be calculated and paid when the principal sum is withdrawn.

The Committee reported the Resolution.

Report adopted.

The Report on Bill (No. 69) intituled "An Act in aid of certain Railways," was considered.

On the motion of the Hon. Mr. *Davie* section 4 was amended by inserting between "branch" and "the," in line 7, the words "on taking guarantees, satisfactory to the Lieutenant-Governor in Council, for the completion of the remainder of the railroad."

On the motion of the Hon. Mr. *Davie* section 5 was amended by inserting the figures "16" in the first blank and "17" in the second blank.

Report as amended adopted.
Bill read a third time and passed.

The Report on Bill (No. 75) intituled "An Act to amend the 'Mechanics' Lien Act,'" was considered and adopted.

Bill read a third time and passed.

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

And then the House adjourned at 5:40 o'clock p. m.

Friday, 18th April, 1890.

TWO O'CLOCK, P. M.

Prayers by the Rev. *J. E. Starr*.

The Hon. Mr. *Davie* asked leave to introduce a Bill (No. 79) intituled "An Act to further amend the 'Election Regulation Act.'"

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time at the next sitting of the House.

The Hon. Mr. *Davie* asked leave to introduce a Bill (No. 80) intituled "An Act to amend the 'Provincial Voters' Act.'"

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time at the next sitting of the House.

Mr. *Martin* presented a Report from the Select Committee appointed to enquire into the claim of *Robert Dexter* when employed as Foreman on the Cofferdam at *Esquimalt*, between 1st November, 1878, and 31st July, 1879.

The Report was received and *Ordered* to be printed.

Mr. Speaker *Higgins* gave his decision on the following point of order, viz. :—

Whether an Hon. Member, upon a motion to adjourn, can discuss a question that has been already disposed of by the House, without the consent of the House? as follows :—

There is nothing in our Rules and Orders that bears on the point. I am therefore forced to resort to *May* for authority. *May*, 9th edition, page 356, says :—

"The adjournment of the House had often been moved, in putting questions, but such a course was generally reserved for occasions of urgency, and, if otherwise used, was met by the House with impatience and disfavour, and by grave remonstrances from the Chair; and, at length, the inconvenience became so serious that the following Standing Order was made on the 27th November, 1882."

This Order requires, among other things, that a motion for an adjournment of the House shall not be made until all the questions on the notice paper have been disposed of; and no such motion shall be made before the Orders of the Day, or notices of motions, have been entered upon, except by leave of the House, unless forty Members shall thereupon rise in their places and support the motion.

May (page 357) proceeds :—"When Members have since availed themselves of this Standing Order, the Speaker has desired them to state, in writing, the matter of public importance which they desire to discuss, before the pleasure of the House is taken; and it is for the House itself to judge whether the matter so stated be of such urgent public importance as to warrant the setting aside of the other business appointed for the day, in favour of a

motion for adjournment." * * * "If less than forty members rise in their places in support of the adjournment, the House will proceed at once to the Order of the Day, or other business, unless ten Members should then rise and claim a division."

I therefore rule that the Hon. Senior Member for *Yale* must state the matter of public importance he desires to discuss, and that it is for the House to say whether the discussion shall proceed.

Mr. *Cunningham* moved, seconded by Mr. *Ladner*,—

That the Report of the Select Committee on the *North Arm, Fraser River, Bridges* be adopted.

The Hon. Mr. *Davie* raised the point of order, viz.—"That it was not in order to discuss the report of a Select Committee until the evidence submitted with the report was printed and laid before the House."

Mr. Speaker ruled against the point of order.

The Hon. Mr. *Davie* appealed to the House, and the question being proposed "Shall the Chair be sustained," the House divided, and the names being called for they were taken down as follows:—

YEAS:

Messieurs

<i>Semlin,</i>	<i>Mason,</i>	<i>Beaven,</i>	<i>Duck,</i>
<i>Grant,</i>	<i>Ladner,</i>	<i>Orr,</i>	<i>Haslam—9.</i>
<i>Cunningham,</i>			

NAYS:

Messieurs

<i>Cowan,</i>	<i>Davie,</i>	<i>Turner,</i>	<i>Croft,</i>
<i>Smith,</i>	<i>Vernon,</i>	<i>Martin,</i>	<i>Anderson—10.</i>
<i>Nason,</i>	<i>Fry,</i>		

So it passed in the negative.

The Report on Bill (No. 12) intituled "An Act to amend the 'Game Protection Act,'" was considered and adopted.

Bill read a third time and passed.

Bill (No. 67) intituled "An Act for Quieting Titles to Real Estate," was again considered in Committee of the Whole," with Mr. *Semlin* in the Chair.

The Bill was reported complete with amendments.

Report *Ordered* to be considered at the next sitting of the House.

Bill (No. 4) intituled "An Act to amend the "County Courts Act," was again considered in Committee of the Whole, with Mr. *Croft* in the Chair.

The Committee reported progress and asked leave to sit again.

Ordered, That leave be granted for the next sitting of the House.

Bill (No. 60) intituled "An Act relating to the Administration of Estates of Deceased Persons in certain cases," was again considered in Committee of the Whole, with Mr. *Cunningham* in the Chair.

The Committee reported progress and asked leave to sit again.

Ordered, That leave be granted for the next sitting of the House.

Mr. Speaker left the Chair at 6 o'clock, p. m.

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

The Hon. Mr. *Robson* moved—That Bill (No. 77) intituled "An Act to amend the 'Constitution Act,'" be read a second time now.

A debate arose.

The House continued to sit until after midnight.

SATURDAY, 19TH APRIL.

Bill (No. 77) intituled "An Act to amend the 'Constitution Act,'" was read a second time on the following division:—

YEAS:

Messieurs

<i>Cowan,</i>	<i>Baker,</i>	<i>Tolmie,</i>	<i>Martin,</i>
<i>Mason,</i>	<i>Robson,</i>	<i>Duck,</i>	<i>Croft,</i>
<i>Smith,</i>	<i>Davie,</i>	<i>Pooley,</i>	<i>Haslam—15.</i>
<i>Nason,</i>	<i>Vernon,</i>	<i>Turner,</i>	

NAYS:

Messieurs

<i>Semlin,</i>	<i>Ladner,</i>	<i>Beaven,</i>	<i>Orr—5.</i>
<i>Cunningham.</i>			

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

And then the House adjourned at 2:40 o'clock, a. m.

Monday, 21st April, 1890.

TWO O'CLOCK, P. M.

Colonel *Baker* presented a Petition from *J. W. Haskins* and others, miners of *West Kootenay* (re Royalties on mining lands granted in aid of Railways).

Laid on the table.

Mr. *Tolmie* asked leave to introduce a Bill (No. 81) intituled "An Act to amend the 'Fence Act.'"

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time on Wednesday next.

The Hon. Mr. *Davie* moved—That Bill (No. 79) intituled "An Act to further amend the 'Election Regulation Act,'" be read a second time now.

Mr. *Orr* moved in amendment—To leave out the word "now" and insert in lieu thereof the words "this day six months."

The amendment was lost on the following division:—

YEAS:

Messieurs

<i>Semlin,</i>	<i>Ladner,</i>	<i>Beaven,</i>	<i>Orr—5</i>
<i>Cunningham,</i>			

NAYS:

Messieurs

<i>Cowan,</i>	<i>Davie,</i>	<i>Pooley,</i>	<i>Croft,</i>
<i>Nason,</i>	<i>Vernon,</i>	<i>Turner,</i>	<i>Haslam,</i>
<i>Baker,</i>	<i>Tolmie,</i>	<i>Martin,</i>	<i>Anderson—14.</i>
<i>Robson,</i>	<i>Duck,</i>		

Bill read a second time and committed, with Mr. *Tolmie* in the Chair.

The Bill was reported complete with amendments.

Report *Ordered* to be considered to-morrow.

The Hon. Mr. *Davie* moved—That Bill (No. 80) intituled “An Act to amend the ‘Provincial Voters’ Act,’” be read a second time now.

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

The Hon. Mr. *Davie* moved—“That Mr. Speaker do now leave the Chair,” for the House to resolve itself into a Committee of the Whole to consider the Message of His Honour the Lieutenant-Governor, with Bill *re* settlement of Graving Dock claims.

Mr. *Beaven* moved in amendment—

To strike out all the words after “That” to the end of the question and insert—“the Message of His Honour the Lieutenant-Governor, enclosing a Bill intituled ‘An Act to adjust the Claims arising out of the Provincial Contract for the Graving Dock,’ be returned to His Honour, with the respectful request that it may be amended, so as to provide that the sum named may be applied to the payment of the claim of *John Nicholson* and other creditors in British Columbia of the firm of *P. B. McNamee & Co.*, who assisted in carrying on the work of constructing the Graving Dock at *Esquimalt*, by furnishing labour, material, cash, or supplies.”

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

The Report on Bill (No. 70) intituled “An Act to amend the ‘Mineral Act,’” was considered.

On the motion of the Hon. Mr. *Davie*, it was *Resolved*,—

1st. That clause 1 of the Bill be amended as follows:—

1. By striking out of the 6th and 7th lines of the said clause the words “together with his application,” and substituting therefor the words “at the time hereinafter specified and before the issue of the Crown grant.”

2. By striking out the words “under the provisions of section 88 of this Act,” at the end of the said clause.

3. That the three following sub-clauses be added to clause 1:—

(a.) Where the application is made after the passage of this Act, the said deposit shall be made at the time the claim is recorded, and in such case the payment of the said sum shall be regarded as the expenditure required, by the 85th section of this Act, to be made upon the claim itself within the first six months from the recording of the said claim.

(b.) Where the application has been made before the passage of this Act, the said deposit shall be made within ten months from the passage of this Act.

(c.) Where the applicant desires to acquire the claim under the provisions of section 88 of this Act, the said sum of \$105 shall, when paid, be allowed to him in the accounting for the purchase money.

2nd. That clause 3 of the Bill be struck out.

The further consideration of the Report was adjourned until to-morrow.

Bill (No. 36) intituled “An Act to amend the ‘Companies Act,’” was again considered in Committee of the Whole, with Mr. *Martin* in the Chair.

The Committee reported progress and asked leave to sit again.

Ordered, That leave be granted for to-morrow.

Mr. Speaker left the Chair at 6 o’clock, P. M.

HALF-PAST SEVEN O’CLOCK, P. M.

Bill (No. 77) intituled “An Act to amend the ‘Constitution Act,’” was committed, with Mr. *Duck* in the Chair.

The Bill was reported complete with amendments.

Report *Ordered* to be considered to-morrow.

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

And then the House adjourned at 10:30 o’clock, P. M.

Tuesday, 22nd April, 1890.

TWO O'CLOCK, P. M.

Prayers by the Rev. *P. McF. McLeod*.

The Petition from *J. W. Haskins* and others, miners of *West Kootenay* (re Royalties on mining lands granted in aid of Railways), was received and *Ordered* to be printed.

Mr. *Grant* moved, seconded by Mr. *Ladner*,—
That this House has not confidence in the present Government.

A debate arose.

Mr. Speaker left the Chair at 6 o'clock, P. M.

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

Debate resumed by Mr. *Orr*.

The motion was negatived on the following division:—

YEAS:

Messieurs

<i>Semlin,</i>	<i>Grant,</i>	<i>Ladner,</i>	<i>Orr—4.</i>
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NAYS:

Messieurs

<i>Cowan,</i>	<i>Baker,</i>	<i>Tolmie,</i>	<i>Martin,</i>
<i>Mason,</i>	<i>Robson,</i>	<i>Duck,</i>	<i>Croft,</i>
<i>Smith,</i>	<i>Davie,</i>	<i>Pooley,</i>	<i>Haslam,</i>
<i>Nason,</i>	<i>Vernon,</i>	<i>Turner,</i>	<i>Anderson—16.</i>

The Standing Rules and Orders were suspended, and the following motion was then moved:—

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

That the Public Accounts Committee be authorized to allow the Attorney-General to serve on the Committee to examine witnesses, but without the power of voting.

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

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

And then the House adjourned at 11:59 o'clock p. m.

Wednesday, 23rd April, 1890.

TWO O'CLOCK, P. M.

Prayers by the Rev. *P. McF. McLeod*.

The adjourned debate on the motion of Mr. *Martin*—"That the Public Accounts Committee be authorized to allow the Attorney-General to serve on the Committee to examine witnesses, but without the power of voting" was resumed.

The motion was carried.

The Report on Bill (No. 79) intituled "An Act to further amend the 'Election Regulation Act,'" was considered and adopted.

Bill read a third time and passed.

The adjourned debate on the motion of the Hon. Mr. *Davie*—That Bill (No. 80) intituled "An Act to amend the 'Provincial Voters' Act,'" be read a second time now, was resumed.

Bill read a second time and committed, with Mr. *Cunningham* in the Chair.

The Committee reported progress and asked leave to sit again.

Ordered, That leave be granted for to-morrow.

The Order of the House to resume the adjourned debate on the motion that Mr. Speaker do now leave the Chair for the House to resolve itself into Committee of the Whole on the Message of His Honour the Lieutenant-Governor with Bill, *re* settlement of Graving Dock claims, was discharged.

The Report on Bill (No. 11) intituled "An Act respecting Railways," was considered and adopted.

Bill read a third time and passed.

The Order of the House to resume the adjourned debate on Mr. *Duck's* motion (15th April, 1890), *re F.B. McNamee & Co.'s* Graving Dock contract and the claim of *Jno. Nicholson* was discharged.

The Hon. Mr. *Robson* presented a Supplementary Return to an Address for copies of all Orders in Council, reports, papers and documents relating to the application to the Government, or any of its Members, by "The Victoria-Saanich and New Westminster Railway Company," for aid in the construction of the said Railway.

Bill (No. 60) intituled "An Act relating to the Administration of the Estates of Deceased Persons in certain cases," was again considered in Committee of the Whole, with Mr. *Cunningham* in the Chair.

The Committee reported the Bill complete with amendments.

Report *Ordered* to be considered to-morrow.

Mr. Speaker left the Chair at 6 o'clock, p. m.

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

Bill (No. 36) intituled "An Act to amend the 'Companies Act,'" was again considered in Committee of the Whole, with Mr. *Martin* in the Chair.

The Committee reported progress and asked leave to sit again.

Ordered, That leave be granted for the next sitting of the House.

Bill (No. 74) intituled "An Act to amend the 'Land Act,'" was read a second time and committed, with Mr. *Anderson* in the Chair.

The Bill was reported complete with amendments.

Report *Ordered* to be considered to-morrow.

Bill (No. 72) intituled "An Act respecting the payment of moneys into and out of Court," was read a second time and committed, with Mr. *Smith* in the Chair.

The Bill was reported complete with amendments.

Report *Ordered* to be considered to-morrow.

The Order for the second reading of Bill (No. 55) intituled "An Act to make certain amendments to the 'Consolidated Acts, 1888,'" was discharged.

The Report on Bill (No. 77) intituled "An Act to amend the 'Constitution Act,'" was considered.

The Hon. Mr. *Davie* moved the following amendment:—

That the description of Comox Electoral District in Schedule A be amended by inserting after the word "lies," in the first line, the following words: "to the north of the centre of Horne Lake and Qualicum River and."

Carried.

The further Report *Ordered* to be considered to-morrow.

The Order for the second reading of Bill (No. 81) intituled "An Act to amend the 'Fence Act,'" was discharged.

The Order for the second reading of Bill (No. 58) intituled "An Act for the benefit of Livery Stable Keepers, Farmers, and Agisters of Cattle," was discharged.

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

And then the House adjourned at 11:05 o'clock, p. m.

Thursday, 24th April, 1890.

TWO O'CLOCK, P. M.

Prayers by the Rev. *P. McF. McLeod*.

Bill (No. 80) intituled "An Act to amend the 'Provincial Voters' Act,'" was again considered in Committee of the Whole, with Mr. *Cunningham* in the Chair.

The Committee reported the Bill complete with amendments.

Report *Ordered* to be considered to-morrow.

The Report on Bill (No. 67) intituled "An Act for Quieting Titles to Real Estate," was considered and adopted.

Bill read a third time and passed.

The Report on Bill (No. 60) intituled "An Act relating to the Administration of the Estates of Persons dying intestate," was considered and adopted.

Bill read a third time and passed.

Bill (No. 36) intituled "An Act to amend the 'Companies Act,'" was again considered in Committee of the Whole, with Mr. *Haslam* in the Chair.

The Committee reported progress and asked leave to sit again.

Ordered, That leave be granted for the next sitting of the House.

The further Report on Bill (No. 77) intituled "An Act to amend the 'Constitution Act,'" was considered.

Section 3 was amended by inserting between "proclaimed" and "the" the words "and from and after such dissolution."

Schedule A was amended by adding at the end of the clause defining New Westminster City Electoral District, the words—"shall constitute one Electoral District, to be designated 'New Westminster City Electoral District,' and return one Member."

Report as amended adopted.

Bill read a third time and passed.

Bill (No. 73) intituled "An Act to supply a clerical defect in 52 Victoria, chapter 32, intituled "An Act to incorporate the Victoria Lumber and Manufacturing Company, Limited," was read a second time and committed, with Mr. *Ladner* in the Chair.

The Committee reported the Bill complete without amendment.

Report adopted.

Bill read a third time and passed.

The Report on Bill (No. 74) intituled "An Act to amend the 'Land Act,'" was considered and adopted.

Bill read a third time and passed.

Report on Bill (No. 72) intituled "An Act respecting the payment of moneys into and out of Court," was considered and adopted.

Bill read a third time and passed.

On the Motion of the Hon. Mr. *Davie* the Standing Rules and Orders were suspended, and the Hon. Mr. *Davie* then asked leave to introduce a Bill (No. 82) intituled "An Act to further amend the 'Legal Professions Act.'"

Leave granted.

Bill introduced and read a first time.

Ordered to be read a second time to-morrow.

Resolved, That the House, at its rising, do stand adjourned until 8 o'clock p. m. to-morrow.

And then the House adjourned at 4:30 o'clock, p. m.

Friday, 25th April, 1890.

EIGHT O'CLOCK, P. M.

Mr. *Duck* presented a Report from the Select Standing Committee on Public Accounts. Also a Minority Report from the same Committee.

The Reports were received and *Ordered* to be printed.

The Hon. Mr. *Vernon* presented further papers and correspondence relative to the *North Arm Bridge*.

Ordered to be printed.

The Hon. Mr. *Robson* presented to Mr. Speaker a Message from His Honour the Lieutenant-Governor, signed by His Honour.

The said Message was read by Mr. Speaker, and is as follows:—

HUGH NELSON.

The Lieutenant-Governor returns to the Legislative Assembly, for reconsideration, Bill (No. 75) intituled "An Act to amend the 'Mechanics' Lien Act.'"

Government House,
25th April, 1890.

Ordered, That the said Message, and the Bill accompanying the same, be forthwith referred to a Committee of the Whole.

The House accordingly resolved itself into a Committee of the Whole on the Bill, with Mr. *Duck* in the Chair.

(IN THE COMMITTEE).

Resolved, That the Committee recommend that the following amendments be made to Bill (No. 75) intituled "An Act to amend the 'Mechanics' Lien Act":—

To amend clause 5 by adding at the end of the clause the following:—"and by striking out of the last line of the said section the words 'registered by such parties,' and inserting "in lieu thereof the following words: 'specified in such certificate or statement in writing.'"

To amend clause 7 by striking out the words "as amended by this Act."

The Committee reported the Resolution.

Report adopted.

Amendments read a first, second, and third time.

Ordered, That the amendments reported by the Committee be made to the Bill.

Resolved, That the Bill as amended do pass.

The Hon. Mr. *Robson* presented to Mr. Speaker a Message from His Honour the Lieutenant-Governor, signed by His Honour.

The said Message was read by Mr. Speaker, and is as follows:—

HUGH NELSON.

The Lieutenant-Governor returns to the Legislative Assembly Bill (No. 49) intituled "An Act to incorporate the Provincial Royal Jubilee Hospital," and recommends that the said Bill be amended by inserting therein a clause authorizing the Lieutenant-Governor in Council, on a satisfactory arrangement being concluded between the Board of Directors of the Provincial Royal Jubilee Hospital, and the Executive Committee of the French Benevolent and Mutual Society, with reference to the transfer to the Provincial Royal Jubilee Hospital of the property of the French Benevolent and Mutual Society, to make provision so as to give the members of the French Benevolent and Mutual Society three representatives on the Board of Directors of the Provincial Royal Jubilee Hospital, and to provide for the election of such representatives, and generally to make such Orders in Council as may be necessary to perfect and complete the said arrangement and to carry the same into effect.

Government House,
25th April, 1890.

Ordered, That the said Message be forthwith referred to a Committee of the Whole.

(IN THE COMMITTEE.)

Resolved, That the Committee recommend the addition of the following clause to the Bill as clause 19:—

"19. Notwithstanding anything hereinbefore contained, it shall be lawful for the Lieutenant-Governor in Council, on a satisfactory arrangement being concluded between the Board of Directors of the Provincial Royal Jubilee Hospital and the Executive Committee of the French Benevolent and Mutual Society, with reference to the transfer to the Provincial Royal Jubilee Hospital of the property of the French Benevolent and Mutual Society, to make provision, by Order in Council, so as to give the French Benevolent and Mutual Society three representatives on the Board of Directors of the Provincial Royal Jubilee Hospital, and to provide for the election of such representatives, and generally to make such Orders in Council as may be necessary to perfect and complete the said arrangement and to carry the same into effect."

Upon Mr. Speaker resuming the Chair, Mr. *Duck*, Chairman of the Committee, reported the resolution.

Report adopted.

Clause read a first, second, and third time.

Resolved, That the clause be added to the Bill as clause 19.

Resolved, That the Bill as amended do pass.

The order to consider the Report on Bill (No. 80) intituled "An Act to amend the 'Provincial Voters' Act,'" was discharged and the Bill recommitted, with Mr. *Haslam* in the Chair. The Bill was reported complete with amendments.

Report adopted.

Bill read a third time and passed.

The Report on Bill (No. 70) intituled "An Act to amend the 'Mineral Act,'" was considered.

On the motion of the Hon. Mr. *Davie* the following amendments were made to the Report:—

That clause 1 be amended as follows:—

By striking out the first and second lines.

By striking out the figure "2" in the third line.

By substituting the word "any" for "the" between the words "If" and "claim."

By inserting between the words "claim" and "applied" the words "located or."

By inserting after the word "for" in the first line, the words "under section 75 of the 'Mineral Act.'"

Report as amended adopted.

Bill read a third time and passed.

Bill (No. 4) intituled "An Act to amend the 'County Courts Act,'" was again considered in Committee of the Whole, with Mr. *Anderson* in the Chair.

The Committee reported the Bill complete with amendments.

Report adopted.

Bill read a third time and passed.

Bill (No. 36) intituled "An Act to amend the 'Companies Act,'" was again considered in Committee of the Whole, with Mr. *Martin* in the Chair.

The Bill was reported complete with amendments.

Report adopted.

Bill read a third time and passed.

The Order for the second reading of Bill (No. 82) intituled "An Act to further amend the 'Legal Professions Act,'" was discharged.

Resolved, That the House, at its rising, do stand adjourned until eleven o'clock, A. M. tomorrow.

And then the House adjourned at 10:03 o'clock, p. m.

Saturday, 26th April, 1890.

ELEVEN O'CLOCK, A. M.

Prayers by the Right Rev. Bishop *Cridge*.

His Honour the Lieutenant-Governor of the Province having entered the House, and being seated in the Chair,

Mr. *Fell*, the Clerk of the House, read the Titles to the following Bills:—

An Act to amend the "Municipal Act, 1889."

An Act for establishing a Juvenile Reformatory.

An Act to amend the "County Courts Act."

An Act to amend the "New Westminster Act, 1888."

An Act to amend the "Licences Act."

An Act to amend the "Election Regulation Amendment Act, 1889."

An Act to repeal the "Small Debts Act."

An Act respecting Railways.

An Act to amend the "Game Protection Act."

An Act to prevent the careless use of Fire in Woods and Forests.

An Act respecting the Vancouver Street Railways Company and the Vancouver Electric Illuminating Company, Limited Liability.

An Act to amend the "Coquitlam Water Works Act, 1886."

An Act to incorporate the Westminster Street Railway Company.

An Act to amend the "Crow's Nest and Kootenay Lake Railway Company Act, 1888."

An Act to incorporate the New Westminster Electric Light and Motor Power Company.

An Act to amend the "Medical Act."

An Act to incorporate the Westminster and Vancouver Tramway Company.

An Act to incorporate a Company called the News-Advertiser.

An Act to incorporate the British Columbia Mills, Timber and Trading Company.

An Act to incorporate the Columbia and Carbonate Mountain Railway Company.

An Act to amend the "Homestead Act."

An Act to incorporate the Pacific Coast Fire Insurance Company.

An Act to authorize and empower the National Electric Tramway and Lighting Company, Limited Liability, to construct and operate Tramways in the Districts of Victoria, North and South Saanich, Lake, Highland, Esquimalt, Sooke and Metchosin.

An Act granting the Fraser River Gold Gravels Syndicate, Limited, certain rights to

mine in, under, and over six hundred acres opposite the Town of Yale.

An Act to incorporate the Okanagan and Kootenay Railway Company.

An Act to incorporate the Ashcroft and Cariboo Railway Company.

An Act to amend the "Mischievous Animals Act."

The Companies Act, 1890.

An Act to amend the "Cattle Ranges Act."

An Act to incorporate the British Columbia Electric Company.

An Act to incorporate the Nanaimo Telephone Company, Limited.

An Act to incorporate the London and Canadian Fire Insurance Company, Limited.

An Act to amend the "Vancouver Incorporation Act, 1886," and amendments thereto.

An Act to incorporate the British Columbia Jockey Club.

An Act to amend the "Registration of Births, Deaths, and Marriages Act."

An Act respecting the University of British Columbia.

An Act to amend the "Sheriffs' Act."

An Act respecting Assignments for the benefit of Creditors.

An Act to incorporate the Provincial Royal Jubilee Hospital.

An Act respecting the Marking of Timber.

An Act to amend the "Agricultural Societies Incorporation Act," and to encourage Horticulture.

An Act to amend the "Election Regulation Act," (51 Vic., chap. 39, vol. 1, "Consolidated Acts, 1888,") and the "Election Regulation Amendment Act, 1889."

An Act to grant certain Lands for Charitable and other purposes.

An Act to enable the Trustees of the Royal Columbian Hospital to sell certain lands, and to provide for the appropriation of the proceeds thereof.

An Act to prevent Minors from carrying Fire-arms.

An Act relating to the Administration of the Estates of persons dying Intestate.

An Act to amend the "Coal Mines Regulation Act."

An Act to alter and amend the "Coal Mines Act."

An Act to further amend the "Land Registry Act."

An Act to amend the "Magistrates Act."

An Act for Quieting Titles to Real Estate.

An Act to regulate the clearing of Rivers and Streams.

An Act in aid of certain Railways.

An Act to amend the "Mineral Act."

An Act to amend the "Provincial Controverted Elections Act."

An Act respecting the payment of moneys into and out of Court.

An Act to supply a clerical defect in 52 Victoria, chap. 32, intituled "An Act to incorporate the Victoria Lumber and Manufacturing Company, Limited."

An Act to amend the "Land Act."

An Act to amend the "Mechanics' Lien Act."

An Act to amend the "Constitution Act."

An Act to further amend the "Election Regulation Act."

An Act to amend the "Provincial Voters' Act."

His Honour was pleased, in Her Majesty's name, to give assent to these Bills.

The same was announced by the Clerk of the House, in the following words:—

"In Her Majesty's name, His Honour the Lieutenant-Governor doth assent to these Bills."

Then the Honourable Mr. Speaker addressed His Honour the Lieutenant-Governor, as follows:—

MAY IT PLEASE YOUR HONOUR:

We, Her Majesty's most dutiful and loyal subjects, the Legislative Assembly of the Province of British Columbia, in Session assembled, approach Your Honour at the close of our labours with sentiments of unfeigned devotion and loyalty to Her Majesty's person and Government, and humbly beg to present for Your Honour's acceptance a Bill intituled "An Act for granting certain sums of money for the Public Service of the Province of British Columbia."

To this Bill the Clerk of the Legislative Assembly, by His Honour's command, did thereupon say:—

“In Her Majesty's name, His Honour the Lieutenant-Governor doth thank Her Majesty's loyal subjects, accept their benevolence, and assent to this Bill.”

Then His Honour the Lieutenant-Governor was pleased to deliver the following Speech:—

Mr. Speaker and Gentlemen of the Legislative Assembly:

In relieving you from further attendance at this the last Session of the Fifth Parliament, I desire to express the pleasure which I have experienced in my intercourse with you.

I must congratulate you upon the marked advancement made by the country during the term of your service, which may in a great measure be attributed to wise legislation and the liberal grants you have made for the prosecution of useful works and the encouragement of important industries.

There is every reason to anticipate that the many liberal and important measures to which I have just assented will tend still further to promote the prosperity of our Province. Especially is there reason to hope that the liberal aid and encouragement given to railway construction in the interior will operate as a stimulus to the development of the great mineral wealth and the settlement of the fertile lands.

It is gratifying to know that at last actual work has commenced on the Shuswap and Okanagan and the Columbia and Kootenay Railways.

The arrangement which my Ministers have succeeded in making with the Dominion Government for the sole administration by the Province of the precious and baser metals within the Railway Belt will, it is confidently anticipated, tend to stimulate the mining industry in that territory.

The liberal provision you have made for exploration and surveys throughout the country cannot fail to exert an important influence upon immigration and settlement, and will result in making the resources and attractions of the Province better known, both at home and abroad, and enable immigrants to find desirable homesteads without difficulty.

The amendment to the Constitution, as a partial and temporary measure, could hardly be expected to meet the wishes and expectations of every community. I hope, however, that it will ultimately commend itself to all as the best measure that could be adopted under the circumstances.

I thank you for the generous grants you have made for the ensuing year, the expenditure of which will, I assure you, be made with due regard to economy and the public interest.

In now taking leave of you, at the close of this your last Session, I desire to assure you of my best wishes for your welfare, and I congratulate you upon retiring from the arduous labours of a protracted Session with a consciousness of having, at no slight personal sacrifice, rendered valuable service to your country.

The Honourable Mr. *Robson*, Provincial Secretary, then said,—

Mr. Speaker and Gentlemen of the Legislative Assembly:

It is His Honour the Lieutenant-Governor's will and pleasure that the Legislative Assembly be prorogued until it shall please His Honour to summon the same for dispatch of business, and this Provincial Legislative Assembly is hereby prorogued accordingly.
