

JOURNAL
OF THE
PROCEEDINGS AND BY-LAWS
OF THE
MUNICIPAL COUNCIL
OF THE
COUNTY OF ONTARIO.
JANUARY SESSION, 1862.

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**WILLIAM SMITH, ESQ., WARDEN.**  
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WHITBY, C. W. :
W. H. HIGGINS COUNTY BOOK AND JOB PRINTER, BROCK STREET.
1862.

MINUTES
OF THE
MUNICIPAL COUNCIL
OF THE
COUNTY OF ONTARIO.

FIRST DAY,

January 28th, 1862.

The Council of the County of Ontario met this day at the Court House, in accordance with the Upper Canada Municipal Corporation Acts.

The Clerk in the Chair.

The following gentlemen presented their certificates of appointments to office as Reeves and Deputy Reeves of their respective Municipalities, and of having taken the necessary declaration of office, viz:

BROCK.John Hall Thompson.....*Reeve.*Henry Brethour.....*Deputy Reeve.*

MARA ~~AND~~ RAMA.D. G. Hewett.....*Reeve.*

PICKERING.T. P. White.....*Reeve.*Nelson Chapman.....*Deputy Reeve.*

REACH.James B. Campbell.....*Reeve.*Charles Marsh.....*Deputy Reeve.*

SCOTT.J. K. Vernon.....*Reeve.*

SCUGOG.Ezra W. Gamble.....*Reeve.*

THORAH

George Proctor.....*Reeve.*

UXBRIDGE.

William Smith.....*Reeve.*
John A. Sangster.....*Deputy Reeve.*

WHITBY, (TOWNSHIP.)

Robert Campbell.....*Reeve.*
William Nichols.....*Deputy Reeve.*

WHITBY, (TOWNSHIP EAST.)

John Ratcliff.....*Reeve.*
James O'Guy.....*Deputy Reeve.*

WHITBY, (TOWN OF.)

John Ham Perry.....*Reeve.*
John Watson.....*Deputy Reeve.*

OSHAWA.

Silas B. Fairbanks.....*Reeve.*

The Clerk called upon the Council to elect a Warden to preside over the Council for the present year, when—

Mr. Smith, seconded by Mr. Thompson, moves that John Ratcliffe, Esq., Reeve of East Whitby, be elected Warden for the present year.

Mr. Hewett, seconded by Mr. Campbell, (Reach,) that John Ham Perry, Esq., be elected Warden for the present year.

No further nomination being made,

The question was then proposed upon the nomination as moved by Mr. Smith, seconded by Mr. Thompson, that John Ratcliff, Esq., be elected Warden.

And the question being proposed,

The Yeas and Nays were demanded, when there appeared in favor of

YEAS.	NAYS.
Messrs. Campbell, (Whitby)	Messrs. Brethour,
Gamble,	Campbell, (Reach).
Guy,	Chapman,
Ratcliff,	Fairbanks,
Sangster,	Hewett,
Smith,	Marsh,
Thompson,	Perry,
Vernon,	Proctor,
White.—9	Watson.—9.

There being a tie, a Select Committee composed of Messrs. White, Campbell, (Reach,) and Fairbanks, was appointed by the Council for the purpose of ascertaining which municipality had the largest number of names on its last Revised Assessment Roll, in order that the Reeve of that municipality might have the second or casting vote.

The Clerk left the Chair for 15 minutes.

The Council resumed, the Clerk in the Chair.

The Select Committee brought up their report, which was read, and on motion of Mr. Fairbanks, seconded by Mr. Campbell, (Reach,) received and ordered to be adopted.

On motion of Mr. Smith, the Clerk left the chair until ten o'clock to-morrow morning.

Approved,

WM. SMITH,
Warden.

H. J. MACDONELL,
Clerk.

SECOND DAY.

WEDNESDAY, Jan. 29, 1862.

The Clerk took the chair at 10 o'clock, a. m.

Mr. Vernon, seconded by Mr. Sangster, moves that the motion before the Council yesterday, as moved by Mr. Smith, seconded by Mr. Thompson, that John Ratcliff, Esq. be elected Warden for the present year, be reconsidered.

And the question being proposed, the yeas and nays were demanded, when there appeared in favor of

YEAS.	NAYS.
Messrs. Brethour, Campbell, (Reach,) Chapman, Fairbanks, Hewett, Marsh, Perry, Proctor, Sangster. Smith, Vernon. Watson.—12.	Messrs. Campbell, (Whitby,) Gamble, Guy, Nicol, Ratcliff, Thompson, White—7

So it was resolved in the affirmative.

Resolution of yesterday reconsidered.

Mr. Smith, seconded by Mr. Thompson, moves that John Ratcliff, Esq., Reeve of East Whitby, be the Warden for the present year.

YEAS.	NAYS.
Messrs. Campbell, (Whitby,) Gamble, Guy, Nicol, Ratcliff, Smith, Thompson, White.—8.	Messrs. Brethour, Campbell, (Reach,) Chapman, Fairbanks, Hewett, Marsh, Perry, Proctor, Sangster Vernon, Watson.—11.

So it passed in the negative.

Mr. Hewett, seconded by Mr. Campbell, (Reach), moves that John Ham Perry, Esq., Reeve of the Town of Whitby, be elected Warden for the present year.

And the question being proposed, the motion was declared lost.

Mr. Thompson, seconded by Mr. Campbell, (Whitby,) moves that John Ratcliff, Esq., Reeve of East Whitby, be Warden of this County for the present year.

And the question being proposed, the yeas and nays were demanded, when there appeared in favor of

YEAS.

Messrs. Campbell, (Whitby,)
Gamble,
Guy,
Nicol,
Thompson,
White.—6

NAYS.

Messrs. Brethour,
Campbell, (Reach.)
Chapman,
Fairbanks,
Hewett,
Marsh,
Perry,
Proctor,
Sangster,
Vernon.
Watson.—11.

Messrs. Ratcliff and Smith were by the Council excused from voting.

And the question being proposed it passed in the negative.

Mr. Campbell, (Reach,) seconded by Mr. Sangster, moves That William Smith, Esquire, Reeve of Uxbridge, be elected Warden for the present year.

And the question being proposed it was resolved in the affirmative:

The Warden elect took the Chair, addressed the Council, and subscribed the declaration of office.

The minutes of yesterday were then read and approved.

Mr. Chapman, seconded by Mr. Perry, moves, That the Council do now proceed to appoint a committee of five by ballot, to propose to the Council the necessary Standing Committees for the present year.

Carried.

The Council then proceeded to ballot, and the Warden declared that Messrs. Campbell, (Reach,) Fairbanks, Hewett, Perry and Thompson do compose said Committee.

NOTICES OF MOTION.

Mr. Fairbanks gives notice that he will on to-morrow move for leave to bring in a By-law for the appointment of an Auditor, and to confirm the appointment of one to be nominated by the Warden.

The Warden left the Chair until 2 o'clock p. m.

The Council resumed.

The Warden in the Chair.

Mr. Ratcliff, seconded by Mr. Guy, moves, that a Committee to consist of Messrs. Thompson, Hewett and the mover, be appointed to draft a memorial to the several branches of the Legislature, praying that no further aid be given to the Grand Trunk Railway, and that Municipalities which have involved themselves for local improvements, be not relieved of their responsibilities at the expense of other Municipalities whose financial affairs have been conducted in a prudent manner.

Carried.

PETITIONS PRESENTED.

Of Messrs Lowes & Powell, and others, praying for a By-law to license hawkers and Pedlars, &c., in this County.—Mr. Perry.

Of Andrew McNab, and 111 others, praying for aid on the

Townline between Brock and Thorah, and the sideline between lots 15 and 16 in Thorah.—Mr. Thompson.

Of Colin Simpson and others, praying for the repair or erection of a new bridge over the Talbot River, and of Alexander McRea and others, requesting the Council not to take action to prevent petitioners from erecting a certain bridge in the place of the old one damaged.—Mr. Hewett

Of Kenneth Cameron and 159 others, of Thorah, for aid to the Centre road between lots 10 and 11, from the rear of the 4th concession to the Townline of Brock.—Mr. Proctor.

Of the Municipal Corporation of Thorah for aid on the Centre road.—Mr. Proctor.

Of the Commissioners appointed to expend \$800 on the Centre road in Thorah.—Mr. Proctor.

Of John McRea and others, inhabitants of the Township of Thorah, praying that no further disturbance be allowed so that the original allowance of road between lots numbers 5 and 6, in the 11th concession of Thorah be closed up.—Mr. Proctor.

Of Benjamin Crandell and others, praying the Council would remunerate Crandell for injuries suffered by him in arresting, or causing to be arrested for felony, one John Labelle.

Mr. Perry, seconded by Mr. Campbell, (Reach,) moves That the petition of Messrs. Lowes & Powell, praying for the passing of a By-law to license hawkers and pedlars, &c., in this County, be referred to a select committee to consist of Messrs. Fairbanks, Proctor, Sangster, and the mover.

Carried.

The Warden read and laid upon the table several communications, viz:

1st. From the Warden of the County of Simcoe, in reference to the selling unpatented lands in arrears for taxes.

2nd. From the County Clerk of Lambton, enclosing a resolu-

tion of that Council, in reference to the same subject of taxes.

3rd. From Ebenezer Birrell, enclosing a resolution of the Board of Public Instruction, requesting the Council to remunerate the Revd. Dr. Thornton, for his services as secretary of the Board, also

4th. Communication from Dr. Eastwood and other Trustees of the Senior County Grammar School, asking that certain repairs may be done to the building.

Mr. Thompson, seconded by Mr. Brethour, moves that all petitions and other documents presented to this Council this year, shall go to the Standing Committees having cognizance over the matters to which they severally relate, without any special motion to that effect.—Carried.

Mr. Ratcliff, seconded by Mr. Guy, moves that during the present and future sessions of the Council, the Warden do leave the chair at half-past 12 o'clock, p. m., for one hour and a half, and at the hour of 6 o'clock, p. m., for one hour.

Carried.

And the Council adjourned.

Approved,

WM. SMITH,

Warden.

H. J. MACDONELL,

Clerk.

THIRD DAY,

THURSDAY, January 30th, 1862.

The Council met.

The Warden in the Chair.

Roll called—members all present.

Minutes read and approved.

The Warden read reports from the County Engineer, and County Treasurer, and laid the same upon the table, accompanied with letters from several persons in reference to sale of unpatented lands being sold for taxes.

PETITIONS PRESENTED.

Of John Christie and others, praying that Gilbert Ferguson be appointed Superintendent of Schools for the Township of Reach and Scugog.—Mr. Campbell, (Reach.)

Of R. Lund and others, praying that J. W. Allison be Ideal Superintendent for the Townships of Reach and Scugog.—Mr. Marsh.

Of Donald Campbell, praying for a remission of a portion of Auctioneer's License.—Mr. White.

Of Joseph Bigelow, and others, Commissioners, praying that certain monies expended by them may be refunded, and that an order may issue to the County Treasurer to pay the same.—Mr. Marsh.

The Standing Committee on roads and bridges brought up their first report, which was read, and on motion of Mr. Fairbanks, seconded by Mr. Chapman,

The Council went into committee thereon.

Mr. Brethour in the Chair.

The committee rose and reported the report with certain amendments.

Report received, and on motion of Mr. Fairbanks, ordered to be adopted.

Mr. Fairbanks, seconded by Mr. Campbell, (Reach,) moves for leave to bring in a By-law for the appointment of an Arbitrator on behalf of the County, to settle the differences between this County and the United Counties of York and Peel, and that the By-law be now read a first time.

Leave granted.

And the by-law was read a first time.

And on motion of Mr. Fairbanks, seconded by Mr. Chapman, the by-law was read a second time forthwith, and that rule 34 be suspended being carried,

The Council went into committee thereon.

Mr. Campbell, (Reach,) in the chair.

Committee rose and reported the by-law with a certain amendment.

Report received and adopted.

And the by-law was read a third time, and passed, and signed by the Warden, the seal of the Corporation being ordered to be affixed thereto.

Mr. White, seconded by Mr. Perry, moves that the Committee on County Property be, and they are hereby instructed to enquire respecting the state of Insurance upon the County Buildings.

Carried.

The Warden, on motion of Mr. Perry, left the chair until 7 o'clock this evening.

The Warden took the chair at 7 o'clock, p. m.

No quorum being present the Council adjourned.

Appoved,

WM. SMITH,
Warden.

H. J. MACDONELL,
Clerk.

FOURTH DAY,

January 31st, 1862.

The Council met.

The Warden in the chair.

Roll called—members all present.

Minutes read and approved.

Mr. Gamble obtained leave to present the petition of W. S. Sexton and others, praying that the Rev. Wm. Grant, of Port Perry, be appointed Local Superintendent for Reach and Scugog.—Mr. Gamble.

The orders of the day being called,

Mr. Fairbanks, seconded by Mr. Chapman, moves for leave to introduce a By-law for the appointment of an Auditor, and to confirm the appointment of one to be nominated by the Warden, and that the same be now read a first time.

Leave granted.

And the By-law was read a first time.

And on motion of Mr. Fairbanks, seconded by Mr. Chapman, The By-law was read a second time, and the Council went into committee thereon.

Mr. Campbell, (Reach,) in the chair.

Committee rose and reported the report with a certain amendment.

Report received and adopted.

Mr. Perry, seconded by Mr. Hewett, moves, That a Select Committee, composed of Messrs. Hewett, Proctor, Brethour, Thompson and the mover, be appointed for the purpose of bringing prominently before the government, (by petition from the Council or otherwise) the necessity for the public interest and advantage to the County of Ontario of opening a government road; commencing at the junction of the Townline between Mara and Rama, and Carden, and running thence northerly on

the Townlines between the Townships of Rama, Dalton, Morrison, Ryde, Muskoka and Draper, to form a connection with the Muskoka Colonization Road at the Great Falls, on the Muskoka River, said road being a distance of about thirty miles.

Carried.

The Standing Committee on Education brought up their report, which was read, and on motion of Mr. Thompson, seconded by Mr. Campbell, (Whitby,)

The Council went into committee of the whole thereon.

Mr. Chapman in the Chair.

Committee rose, and reported progress, and asked leave to sit again.

Report received.

The Warden left the chair until 2 o'clock, p. m.

The Council resumed.

The Warden in the chair.

The Council resumed in Committee of the Whole, the reconsideration of the report of the Standing Committee on Education.

Mr. Chapman in the chair.

Committee rose and reported the report without amendment.

Report received.

Upon the question for the adoption of the report being put.

Mr. Campbell, (Reach,) seconded by Mr. Marsh, in amendment moves that the report be not adopted, but that it be referred back to the committee of the whole with instructions to amend the same by striking out the fourth clause, and provide in said report for the appointment of a County Superintendent.

And the question being proposed, the yeas and nays were demanded, and taken down as follows:

YEAS.	NAYS.
Messrs. Campbell, (Reach,)	Messrs. Brethour,
Fairbanks,	Campbell, (Whitby,)
Gamble,	Chapman,
Hewett,	Guy,
Marsh,	Nicol,
Perry,	Proctor,
Watson.—7.	Ratcliff,
	Sangster,
	Thompson,
	Vernon,
	White.—11.

So it passed in the negative.

And the report was adopted.

Mr. Campbell, seconded by Mr. Thompson, moves, That the following gentlemen be appointed Local Superintendents of Schools for the present year for the Municipalities as herein named :

For Township of Whitby.....	Rev. Kenneth McLennan.
“ “ East Whitby.....	Rev. Dr. Thornton.
“ “ Pickering... ..	Eb. Berrill, Esquire.
“ “ Scott & Uxbridge, J. Bascom, Esquire, M. D:	
“ “ Brock.....	Alfred Wyatt, Esquire.
“ “ Thorah.....	Rev. D. Watson.
“ “ Mara and Rama..	D. G. Hewett, Esquire.
“ “ Reach and Scugog, J. W. Allison, Esquire.	

Carried.

Mr. Thompson, seconded by Mr. Sangster, moves, That the following gentlemen be appointed Grammar School Trustees, viz:—For the Senior Grammar School, His Honor Judge Burnham and S. H. Cochrane, Esquire; for the Oshawa Grammar School, W. Tempest, M. D., and W. McGill, M. D., to fill the

annual vacancy, and James Carmichael, Esquire, to take the place of J. H. Woodman, Esquire, who has removed, and for the Uxbridge Grammar School, Joseph Gould and A. T. Button, Esquires.

Carried.

Mr. Hewett obtained leave of the Council to present the petition of certain inhabitants of Mara and Rama, praying for a grant of moneys upon certain roads, and the petition was then read by the Clerk.

Mr. Campbell, (Reach,) seconded by Mr. Gamble, moves, That the Warden be instructed to memorialize the Governor in Council against the appointment of a Registrar for North Ontario.

And the yeas and nays were demanded, when the question was proposed, and taken down as follows:

YEAS.	NAYS.
Messrs. Campbell, (Reach,)	Messrs. Brethour,
Fairbanks,	Campbell, (Whitby)
Gamble,	Chapman,
Ratcliff,	Guy,
Watson.—5.	Hewett,
	Nicol,
	Proctor,
	Sangster,
	Thompson,
	Vernon,
	White.—11.

So it passed in the negative.

The Special Committee appointed to draft a memorial to the Legislature praying that no further aid be granted to the Grand Trunk Railway, brought up their report, accompanied with a

memorial, which was read, and on motion of Mr. Ratcliff, ordered to be adopted.

The Warden nominated Joseph Dickey, Esq., of Uxbridge, an Auditor, and his name was inserted in the bill, and on motion of Mr. Fairbanks, seconded by Mr. Chapman, the bill was read a third time and passed, and signed by the Warden, the seal of the Corporation being ordered to be affixed thereto.

Mr. Thompson, seconded by Mr. Campbell, (Whitby,) moves that the Treasurer be, and he is hereby directed and authorized to pay to the Rev. Dr. Thornton, the sum of twenty dollars for his services as Secretary to the Board of Public Instruction for 1861, and also to pay to him at that rate per annum half-yearly, for acting as Secretary to the Board from henceforth, such salary to be paid upon the order of the Chairman of the Board.

Carried.

And the Council adjourned

Approved,

WM. SMITH,
Warden.

H. J. MACDONELL,
Clerk.

FIFTH DAY,

February 1st, 1862.

The Council met.

The Warden in the chair.

Roll called—members all present, (except Mr. Fairbanks.)

Minutes read and approved.

MOTIONS.

Mr. Campbell, (Reach,) seconded by Mr. Campbell, (Whitby) moves, That the County Engineer be instructed to examine the road between the Townships of Whitby and Reach, in rear of Lot No. 20, in the 9th concession of Whitby, and report thereon at the next session of this Council, for the purpose of establishing the same as a public highway.

Carried.

Mr. Campbell, (Reach,) seconded by Mr. Ratcliff, moves, That the sum of "Two hundred dollars" be granted to each of the County Agricultural Societies of North and South Ontario.

And the question being proposed,

Mr. White, seconded by Mr. Brethour, in amendment moves, That all after the words "sum of," be struck out, and the words "Four hundred dollars" be granted from the funds of this County, to aid the several Township Societies in the County, in equal portions to each, be inserted instead thereof.

And the question being proposed, the yeas and nays were demanded.

YEAS.

Messrs. Brethour,
Chapman,
Hewett,
Nicol,
Proctor,
Sangster,
Thompson,
Vernon,
White.—9.

NAYS.

Messrs. Campbell, (Reach.)
Campbell, (Whitby)
Gamble,
Guy,
Marsh,
Perry,
Ratcliff,
Watson.—8.

So it was resolved in the affirmative.

And the question being again proposed, that the original motion as amended do now pass,

Mr. Perry, seconded by Mr. Marsh, in amendment moves, That the question of granting aid to the Agricultural Societies of this County be postponed until the next session of this Council.

And the question being proposed, the yeas and nays were demanded.

YEAS.

Messrs. Campbell, (Reach,)
Gamble,
Marsh,
Perry,
Watson.—5.

NAYS.

Messrs. Brethour,
Campbell, (Whitby),
Chapman,
Guy,
Hewett,
Nicol,
Proctor,
Ratcliff,
Sangster,
Vernon,
White.—11.

So it passed in the negative.

And the question being again proposed, that the original motion as amended do now pass, the yeas and nays were demanded.

YEAS.

Messrs. Brethour,
Chapman,
Hewett,
Nicol,
Proctor,
Sangster,
Vernon,
White.—8.

NAYS.

Messrs. Campbell, (Reach),
Campbell, (Whitby)
Gamble,
Guy,
Marsh,
Perry,
Ratcliff,
Watson.—8.

The Warden voted with the nays, and declared the motion lost.

Mr. Brethour, seconded by Mr. Sangster, moves, That this Council do now adjourn until Monday, the 3rd inst., at 7 o'clock p. m.

Carried.

And the Council adjourned.

Approved,

WM. SMITH,

Warden.

H. J. MACDONELL,

Clerk.

SIXTH DAY,

February 3rd, 1862.

The Council met pursuant to adjournment, at 7 o'clock, p. m.

The Warden in the Chair.

Roll called—Members all present except Mr. White.

Minutes read and approved.

Mr. Campbell, (Whitby,) obtained leave to present the petition of Richard M. Butler and others, praying that the Brock Road from the townline of Reach, to the Village of Brooklin,

where it connects with the gravel road leading to Whitby, may be gravelled.

Petition read and referred to Committee on Roads and Bridges.

Mr. Campbell, (Reach,) obtained leave to present the petition of Wm. Penhall, praying for aid on the Centre road: also the petition of Robert Ward and others, praying for aid on the Brock road, which were read and referred to Committee on Roads and Bridges.

The Standing Committee on Printing brought up their report which was read, and on motion of Mr. Watson, seconded by Mr. Brethour,

The Council went into committee thereon.

Mr. Gamble in the chair.

Committee rose and reported the report with amendments.

Report received.

And on motion of Mr. Watson, ordered to be adopted.

Mr. Watson, seconded by Mr. Proctor, moves, That the Treasurer be, and is hereby authorized and required to pay the several amounts as recommended by the report of the Standing Committee on Printing, and adopted by the Council, to the parties entitled to receive the same.

Carried.

The Standing Committee on Finance and Assessment brought up their report which was read, and on motion of Mr. Perry, seconded by Mr. Hewett, the Council went into committee thereon.

Mr. Fairbanks in the chair.

Committee rose and reported progress, and asked leave to sit again.

Report received.

On motion of Mr. Watson, the Council adjourned.

Approved.

WM. SMITH,
Warden.

H. J. MACDONELL,
Clerk.

SEVENTH DAY.

FEBRUARY, 4th, 1861.

The Council met.

The Warden in the chair.

Roll called—Members all present, (with the exception of Mr. Gamble and Mr. Watson.)

Minutes read and approved.

The Council resumed in Committee of the whole, the consideration of the report of the Standing Committee on Finance and Assessment.

Mr. Fairbanks in the chair.

Mr. Watson and Mr. Gamble entered and took their seats.

Committee rose and reported progress, and asked leave to sit again.

Report received.

The Warden left the chair until 2 o'clock, p. m.

The Council resumed.

The Warden in the chair.

Mr. Thompson, seconded by Mr. Hewett, moves that a Special Committee be appointed to draft an address of condolence to Her Majesty the Queen, in reference to Her late bereavement, and to report to the Council at its present session, and that such Committee be composed of The Warden, Messrs. Ratcliff, Perry, Hewett and the mover.

Carried.

The Council resumed.

The Warden in the chair.

The Council again resumed the report of the Standing Committee on Finance and Assessment in Committee of the whole.

Mr. Fairbanks in the chair.

Committee rose and reported the report with certain amendments.

Upon the question for the reception of the report

Mr. White, seconded by Mr. Vernon, in amendment, moves that the report be not now received, but that it be referred back to Committee of the whole, with instructions to amend the same by striking out all that portion therein that recommended the County Treasurer to erase and cancel the taxes against any non-resident unpatented lands.

And the question being proposed, it was resolved in the affirmative, and the Council in Committee of the whole, carried out the instructions of the Council.

Upon the question again being put for the reception of the Report.

Mr. Perry, seconded by Mr. Campbell, (Reach), in amendment moves that the report be not received, but referred back

to the Committee of the whole, with instructions to restore part of the original clause relative to the authorizing the Treasurer to cancel taxes assessed against certain non-resident lands of Ontario.

And the question being proposed, the yeas and nays were demanded.

YEAS.

Messrs. Campbell, (Reach,)
Chapman,
Marsh,
Perry,
Proctor,
Watson.—6.

NAYS.

Messrs. Brethour,
Campbell, (Whitby)
Fairbanks
Gamble,
Guy,
Hewett,
Nicol,
Ratcliff,
Sangster,
Thompson,
Vernon,
White.—12.

So it passed in the negative.

And the question being proposed for the reception of the report.

Mr. Fairbanks, seconded by Mr. Ratcliffe, moves that the report be not received, but that the same be referred back to the Committee of the whole, with instructions to insert the following:

“That the Treasurer of the County be instructed to take no steps in collecting any taxes upon unpatented, unimproved and unoccupied lands, until after the result of the intended application to the Legislature for an act making legal the same, be ascertained.

Carried.

And the Council went into Committee thereon.

Mr. Fairbanks in the chair.

And after having carried out the instructions of the Council reported the same.

And the report was received, and on motion of Mr. Perry, ordered to be adopted.

Mr. Perry, seconded by Mr. Chapman, moves that in the event of an action being brought against the County Treasurer on account of taxes assessed on unpatented lands, that the expenses of defending said suit be charged against the townships in which the lands in question may be situated, and that the County Treasurer do inform the Reeve of any Township, whose taxes are likely to be disputed.

Carried.

The Standing Committee on County Property brought up their report, which was read, and on motion of Mr. Ratcliff, seconded by Mr. Guy, the Council went into committee thereon.

Mr. Guy in the chair.

Committee rose, reported progress, and asked leave to sit again.

Report received.

And on motion of Mr. White, the Council adjourned

Approved.

WM. SMITH,
Warden.

H. J. MACDONELL,
Clerk.

EIGHTH DAY.

February 5th, 1862.

The Council met.

The Warden in the Chair.

Roll called—Members all present.

Minutes read and approved.

Mr. Campbell, (Reach,) seconded by Mr. Marsh, moves, That the Warden do petition the Legislature, praying that the law may be so amended as to allow payment to witnesses attending on behalf of the crown in criminal cases.

Carried.

Mr. Campbell, (Reach,) seconded by Mr. Marsh, moves, That a committee composed of Messrs. Perry, Thompson and Hewett be appointed to draft all petitions ordered by this Council to be forwarded to the Legislature.

Carried.

Mr. Perry, seconded by Mr. Proctor, moves, That so soon as Donald Campbell takes out an Auctioneer's License for the year 1862, the County Treasurer refund to Mr. Campbell the sum of six dollars on account of license money paid by Mr. Campbell for 1861.

Carried.

Mr. Campbell, (Reach,) seconded by Mr. Marsh, moves, That the Warden be requested to forward to both branches of the Legislature a petition praying that the Municipal Law be so amended as to allow the Reeves and Deputy Reeves of Townships to be elected by a direct vote of the people, in the same manner as Mayors of towns are now elected.

And the question being proposed,

Mr. White, seconded by Mr. Chapman, moves, That all after the word amended, in the original question, be struck out, and

the words "so that the County Council may be composed of representatives elected by a direct vote of the ratepayers, and that the number of such representatives be in proportion to the different Municipalities, and be independent of the local Councils.

And the question being proposed upon the amendment, the yeas and nays were demanded.

YEAS.

Messrs. Chapman,
White.—2,

NAYS.

Messrs. Brethour,
Campbell, (Reach,)
Campbell, (Whitby)
Fairbanks,
Gamble,
Guy,
Hewett,
Marsh,
Nicol,
Perry,
Proctor,
Ratcliff,
Sangster,
Thompson,
Vernon,
Watson.—16.

So it passed in the negative.

And the question being proposed upon the original motion, the yeas and nays were demanded.

YEAS.	NAYS.
Messrs. Brethour, Campbell, (Reach,) Chapman, Fairbanks, Gamble, Guy, Hewett, Marsh, Perry, Proctor, Ratcliff, Thompson, Watson.—13.	Messrs. Campbell, (Whitby,) Nicol, Sangster, Vernon, White.—5.

So it was resolved in the affirmative.

Mr. Ratcliff, seconded by Mr. White, moves, that if the Sheriff does not, on the written request of the Treasurer, pay over the sum of \$3102 91c. being the balance found to be due by the Sheriff on account of the non-resident land tax sale of October, 1860, in accordance with the report of the Finance Committee, the Warden place the claim of the County in the hands of the County Solicitors for collection by due course of law.

Carried.

The Standing Committee on County Property again resumed in committee of the whole, the consideration of their report.

Mr. Guy in the chair.

Committee rose, reported progress, and asked leave to sit again.

Report received.

The hour of half-past 12 having arrived, the Warden left the chair.

The Council resumed.

The Warden in the Chair.

The Council, in committee of the whole, resumed the consideration of the report of the Standing Committee on County Property.

Mr. Guy in the chair.

Committee rose and reported the report with certain amendments.

Report received, and on motion of Mr. Ratcliff, ordered to be adopted.

Mr. Ratcliff, seconded by Mr. Marsh, moves, That the Warden grant his order upon the Treasurer for the payment of the several accounts therein mentioned in the report on County Property just adopted.

Carried.

Mr. White, seconded by Mr. Thompson, moves, That the Treasurer grant no Auctioneer's License to partnership firms unless he receive an amount equal to what he would receive if each member of such firms, exercising the calling of an auctioneer, applied separately.

Carried.

Mr. Thompson, seconded by Mr. Hewett, moves that the report of the Special Committee just read on the address of condolence to Her Majesty the Queen, be now adopted, and that the Warden do have the address engrossed, and sign the same, and forward through the proper channel for transmission to Her Majesty, with the seal of this Corporation affixed thereto.

Carried.

The Standing Committee on Roads and Bridges brought up the second report which was read,

And on motion of Mr. Fairbanks, seconded by Mr. Chapman, the Council went into Committee of the whole thereon.

Mr. Nicol in the chair.

Committee rose, and reported the report with certain amendments.

Report received.

And on motion of Mr. Fairbanks, seconded by Mr. Chapman ordered to be adopted.

Mr. Fairbanks, seconded by Mr. Chapman, moves for leave to introduce a By-law authorizing the appropriation of money for certain improvements therein mentioned, and that the same be now read a first time.

Leave granted.

And the By-law was read a first time,

And on motion of Mr. Fairbanks, seconded by Mr. Chapman that the By-law be now read a second time forthwith, and that rule 34 be suspended for that purpose being carried.

The Council went into Committee thereon.

Mr. Hewett in the chair.

Committee rose and reported report with some amendments.

Report received and adopted.

And the By-law was read a third time, and passed, and signed by the Warden, and the seal of the Corporation ordered to be affixed thereto.

Mr. Fairbanks, seconded by Mr. Chapman, moves that the Treasurer be, and he is hereby authorized and required to pay the respective accounts mentioned in the report of the Standing Committee on Roads and Bridges, to the respective parties therein mentioned.

Carried.

Mr. Perry, seconded by Mr. Brethour, moves for leave to introduce a By-law to license Hawkers and Petty Chapman, and that the same be read a first time.

Leave granted.

And the bill was read a first time.

And on motion of Mr. Perry, seconded by Mr. Brethour, the By-law was read a second time.

And the Council went into Committee thereon.

Mr. Nicol in the chair.

Committee rose and reported the report with certain amendments.

Report received and adopted.

And the By-law was read a time, and passed, and signed by the Warden, and the seal of the Corporation ordered to be affixed thereto, rule 34 be suspended for that purpose.

Mr. Perry, seconded by Mr. Brethour, moves that By-law No. to License Hawkers and Petty Chapman in the County of Ontario, be published three times in the *WHITBY CHRONICLE* and that 200 copies of said By-law be printed in hand bill form.

Carried,

Mr. Campbell, (Reach,) seconded by Mr. Proctor, moves, That the Messenger of this Council receive the sum of one dollar and fifty cents per day, for services as such, and that the Treasurer pay the same on order of the Warden.

Carried.

Mr. Gamble, seconded by Mr. Marsh, moves for leave to introduce a By law for the payment of the Medical Officer of the Prison, and that it be now read a first time.

Leave granted, and the By-law was read a first time.

And on motion of Mr. Gamble, seconded by Mr. Marsh, the By-law was read a second time, and the Council went into committee thereon.

Mr. Perry in the chair.

Committee rose, and reported the By law with certain amendments.

Report received and adopted.

And the bill was read a third time and passed, and signed by the Warden, and the seal of the Corporation ordered to be affixed thereto, the 34th rule being suspended for that purpose.

Mr. Gamble, seconded by Mr. Marsh, moves That the Warden memorialize the Legislature praying for the passage of a prohibitory Liquor Law for Upper Canada.

And the question being proposed.

Mr. Sangster, seconded by Mr. Vernon, moves that this Council do now adjourn until nine o'clock to-morrow morning.

And the question being proposed, the Yeas and Nays were demanded.

YEAS.

Messrs. Brethour,
Chapman,
Hewett,
Nicol,
Proctor,
Sangster,
Thompson,
Vernon.—8.

NAYS.

Messrs. Campbell, (Reach),
Campbell, (Whitby)
Fairbanks,
Gamble,
Marsh,
Perry.—6.

So it was resolved in the affirmative.

And the Council adjourned.

Approved

WM. SMITH,
Warden.

H. J. MACDONELL,
Clerk.

NINTH DAY.

FEBRUARY, 6th, 1862.

The Council met.

The Warden in the chair.

Roll called.—Members all present, (with the exception of Messrs. Campbell, (Reach,) Fairbanks, Guy, Watson, White.)

Minutes read and approved.

The Special Committee, in reference to preparation of draft of Petitions to the Legislature, brought up their report, and on motion of Mr. Thompson, ordered to be adopted.

Mr. Gamble, seconded by Mr. Marsh, moves that the Warden Memorialize the Legislature, praying for the passage of a stringent prohibitory Liquor Law, for Canada West.

Carried.

Mr. Perry, seconded by Mr. Proctor, moves that the attention of the Government, be drawn to the fact that, a considerable portion of the original Government Grant, for improving the Centre road, from Manchester in Reach, to Atherley in Mara, has never been expended on said line of road, and that the Warden on behalf of this Council memorialize the Government, to expend the balance of the original grant, as recommended by the Board of Works, on said line of road, as originally intended by the Government, and that a copy of this resolution be forwarded by the Clerk, to M. C. Cameron, Esq., M. P. P. for North Ontario, soliciting his co-operation in obtaining the above object.

Carried.

Mr. Hewett, seconded by Mr. Perry, moves that the important subject of opening and improving a colonization or Government road, from the Ninth concession of the Township of Mara, north through Mara, and the centre of Rama, until said

proposed road intersects the Muskoka colonization road north of Rama, be by the Warden brought prominently before the Chief Commissioner of Crown Lands, and that a copy of this Resolution be forwarded to M. C. Cameron, M. P. P. for North Ontario, soliciting Mr. Cameron's assistance, and co-operation in obtaining the object of this resolution.

Carried.

Mr. Thompson, seconded by Mr. Gamble, moves that when this Council adjourn it do stand adjourned until Tuesday the third day of June next at the hour of two o'clock, p. m.

Carried.

And on motion of Mr. Perry, seconded by Mr. Sangster, the Council adjourned,

W. SMITH,
Warden.

H. J. MACDONELL.
Clerk.

APPENDIX.

REPORTS OF COMMITTEES

JANUARY SESSION, 1862.

No. 1.

The Special Committee to whom was referred the examination of the Assessment Rolls of Reach and Pickering, beg to report :

That a copy of the last revised assessment roll for Reach is not on file in the Clerk's office, and they would therefore ask for further time to report until to-morrow morning, at ten o'clock, in order that they may be enabled in the meantime, to procure the roll from Reach.

All of which is respectfully submitted.

S. B. FAIRBANKS,
Chairman.

Committee Rooms,
January 28, 1862.

(Adopted.)

No. 2.

The Special Committee appointed to nominate the Standing Committees for the present year beg to report :

That the following members of the Council do compose said Committees.

FINANCE AND ASSESSMENT.

Messrs. Perry, Hewitt, and Vernon.

EDUCATION.

Messrs. Thompson, Campbell, (Whitby,) and Sangster.

COUNTY PROPERTY.

Messrs. Ratcliffe, Marsh, and Gamble.

ROADS AND BRIDGES.

Messrs. Fairbanks, Campbell, (Reach,) and Chapman.

CONTINGENCIES.

Messrs. White, Guy, and Nicol.

PRINTING.

Messrs. Watson, Brethour, and Proctor.

All which is respectfully submitted.

D. G. HEWITT,

Chairman.

Committee Rooms,

January 29, 1862.

(Adopted.)

No. 3.

The Special Committee appointed to draft a memorial to the Legislature, praying that no further aid be granted to the Grand Trunk Railway, and that Government do not assume the liabilities of Municipalities which have involved themselves for local improvements, beg to report the accompanying Memorial which is respectfully submitted.

JOHN RATCLIFFE,
Chairman.

Committee Rooms,
Whitby, Jan. 31st, 1862.

To the Honorable, the Legislative Assembly of the Province of Canada, in Parliament assembled.

The Memorial of the Corporation of the County of Ontario in Council assembled

Humbly sheweth,

That this Province has already more than fulfilled its engagement to the Grand Trunk Railway of Canada, and that any further assistance from Provincial resources, either in a form of Capitalized Postal Tariff, or in any other form that would add to the present or prospective burdens already imposed on this Province for the benefit of the Grand Trunk Railway, would in the present circumstances of the Province, with a high tariff, and large annual deficit in the revenue, tend to crush the energies, and cripple the resources of this Province, without it is to be feared ultimately relieving the Grand Trunk Company from its hopelessly embarrassed position.

Your memorialists regret further to learn, that steps are being taken by interested parties to induce the Government of this Province to relieve certain Municipalities from the consequences of their own acts, in other words, to assume the liabilities of these Municipalities incurred for the purpose of making local improvements. But whilst deeply sympathizing with these Municipalities in the difficult and depressing

position in which they are placed, and perfectly aware that in some instances, at least, these liabilities are large in proportion to the ability to meet them, and that for a time, this may retard the progress of these Municipalities.

Your memorialists would nevertheless submit, that when these Municipalities engaged in those operations, large prospective advantages were anticipated, in which Your Memorialists, and many others in the Province was never expected to share, and the effort now being made to shift from their own shoulders, a load self-imposed, and with sectional objects in view, and place it equally on the shoulders of others not at all, or very slightly interested in the contemplated benefits, would be an act of injustice to that portion of the community, and impose an additional burden on the resources of this Province, which at the present time they are ill-fitted to bear. Your Memorialists therefore, humbly, but most earnestly pray, that Your Honorable Body will not grant any further aid to the Grand Trunk Railway under existing circumstances, and that those portions of the community, which have not involved themselves by their own acts, be not compelled to carry the load of those who may have failed in their too sanguine anticipations.

And Your Memorialists will ever pray, &c.

No. 4.

To the Municipal Council of the Corporation of the County of Ontario.

The Standing Committee on Roads and Bridges, beg to report:

1st. That in the June Session of last year, the Standing Committee on Roads and Bridges reported to the Council of this County, that the Standing Committee on Roads and Bridges for the United Counties of York and Peel, had reported against making any appropriation for the construction of a bridge over the Black River, and that Committee recommended that a by-law should be passed by the Council, authorizing the Warden to appoint an arbitrator in behalf of this county.

2nd. That Your Committee have ascertained that such a by-law was passed, but regret to learn that your late Warden did not make such appointment under the by-law authorizing him to do so.

3rd. Your Committee would therefore respectfully recommend that a by-law be now passed by this Council, appointing an arbitrator on behalf of this Council.

4th. And Your Committee would further recommend that the County Engineer be authorized to let out the contract for the building of the said Bridge, under the direction and concurrence of this Your Committee.

All of which is most respectfully submitted.

S. B. FAIRBANKS,

Chairman.

Committee Rooms,
Jan. 30, 1862.

(Adopted.)

No. 5.

To the Council of the County of Ontario.

The Standing Committee on Education beg to report :

That having had under their consideration the report of the Trustees of the Senior County Grammar School addressed to this Council, asking aid to repair their School House and premises, and referring to the action of this Council, in the years 1855 and 1856, when similar applications were made. Your Committee are sensible of the unpleasant position in which the want of funds to keep the School House and premises in a proper state of repair, must place the Trustees, but as the Statute relating to the erection, repairs, &c., of Grammar School Houses, specially provides that each County, Township, City, Town and Incorporate Village, may from time to time, levy and collect by assessment such sums as they deem necessary for that purpose. And Your Committee cannot avoid coming to the conclusion, that the intention of the Statute is that the locality in which a Grammar School is placed, may (as it is more specially benefitted) be taxed for its repair, and as in this case, the greater part of the County do not in fact, derive any benefit from the Senior County Grammar School, an assessment covering the whole County could not be regarded as just, and Your Committee therefore, could not recommend it.

In the report of the Standing Committee on Education for A. D. 1855, referred to by the Senior County Grammar School Trustees, in their report it is merely stated that "if it were deemed expedient" to grant aid to the Grammar Schools for the purposes asked, yet from the position of the Grammar Schools as vested in Trustees, they did feel in a position to recommend the grant, but leaving it entirely to the consideration of any future Council, whether even under any altered circumstances, it would be expedient to make such a grant.

In regard to the resolution of the Board of Public Instruction, requesting the County to remunerate the Revd. Dr. Thornton, Secretary of that Board, for his services from the date of the passage of the last School Act, at the rate of \$20 per annum. Your Committee havin

reexamined the School Act referred to, find that as it provides that the remuneration to this officer, shall be fixed by the Board, recommend that the sum named be allowed him.

The several Petitions and Papers having reference to the appointment of Local Superintendents, have been before Your Committee, and after conferring with the Reeves and Deputy Reeves of the Municipalities interested, recommend that the following gentlemen be appointed Local Superintendents for the Municipalities named :

East Whitby,—Rev. Dr. Thornton.

West Whitby,—Rev. Kenneth McLellan.

Pickering,—Ebenezer Birrell, Esq.

Reach and Scugog—J. W. Allison, Esq.

Brock - Alfred Wyatt, Esq.

Uxbridge and Scott—J. Bascom, Esq., M. D.

Thorah—Rev. David Watson.

Mara and Rama—Daniel Gregg Hewett, Esq.

To fill the vacancies in the Board of Trustees of Grammar Schools—Your Committee recommend that S. H. Cochrane and Zaccheus Burnham, Esqs., and for the Oshawa Grammar School, James Carmichael be appointed to fill the vacancy occasioned by the appointment of J. H. Woodman, Esq., and W. Tempest, M. D., and W. McGill, M. D., to fill the annual vacancy, and for the Uxbridge Grammar School, Joseph Gould and A. T. Button, Esqrs.

All which is respectfully submitted.

JOHN H. THOMPSON,
Chairman.

Committee Rooms, Whitby.
Jan. 31st, 1862.

No. 6.

To the Municipal Council of the County of Ontario.

The Standing Committee on Printing beg leave to report:—

That Your Committee have had presented to them the following accounts for Printing, viz:

W. H. Higgins,	\$220 60	
less paid on account by order of the Warden,		
4th July, 1861	\$103 82	\$116 10
C Robinson,		5 43
David Beach,		2 00
Total		\$123 63

Your Committee have carefully examined said accounts and find them correct, and would therefore beg to recommend the payment thereof.

Your Committee beg further to report that the Clerk of this Council do forthwith advertise for tenders for printing one thousand Journals, and all printing necessary to be done for the corporation, the present year, by one insertion in each of the county papers.

That the time for printing and delivering the Journals, Reports and By-laws to the County Clerk, be limited to six weeks from the time the Council adjourns, and that he accept the lowest tender, if otherwise satisfactory.

All of which is respectfully submitted.

(Signed)

JOHN WATSON,
Chairman,

Committee Room,
Feb. 3rd, 1862.

(Adopted.)

No. 7.

Report of the standing Committee on Finance and Assessment.
To the Municipal Council of the County of Ontario.

Your Committee beg to Report,

1st. That the County Treasurer reports cash on hand 1st January inst., available for County purposes, the sum of \$5132 90.

2nd. In addition to this amount, the following sums were, on the 1st of January, still due on account of County rates:

Pickering, part, 1861,	\$ 705 06.
Reach,	1290 17.
Scugog, (full),	198 40.
Thorah,	348 42.
Mara and Rama, 1859, \$559 15; 1860, \$600;	
1861, \$288,	1437 76.
Town of Whitby, 1861,	959 36.
Village of Oshawa,	893 03.
	\$5342 20.

3rd. During last month the County rates for Reach and Scugog have been paid in full. There has also been paid on account of Pickering \$79 79.

4th. The County rates for Thorah, and Mara and Rama for 1860, although unpaid, those municipalities cannot be considered defaulters for unpaid rates of 1861, inasmuch as under By-law No. 78, the period for the annual payment of County rates for those Townships was extended until the 24th of February in each year.

5th. Your Committee submit the following estimate of the receipts and expenditures for 1862.

RECEIPTS.

Cash on hand, as per statement, \$5132 90. County rates due from municipalities, \$5342 20. Jury fees and Magistrates' fines, say 200. Interest special deposits, &c., \$300; government on act of criminal justice, \$3000. Total \$13,976 10.

EXPENDITURE.

Road grants 1861, unpaid \$1500; Debentures 1st Jan, 1862, \$1200; Debentures 1st September \$1200; Coupons due January and July, \$972; Coupons due March and September, \$792—\$4164. Grant Black River Bridge, \$600—Total \$6,264. Leaving a supposed balance to the credit of the County for the payment of the current expenses, of \$7,712 10; to this sum may be added \$1088 98, being the amount advanced by the Treasurer, out of the county funds, to the townships of Scugog, Scott, Thorah and Rama, on account of Non Resident Land Fund.—Total \$8801 08.

It will require, your Committee is assured by the County Treasurer, the whole of the above sum to meet the ordinary current expenses of the county to the 1st January, 1863.

The Treasurer in making the cash balance 1st Jan. 1862—\$5132 90, includes the whole proceeds of the late non resident land tax sale.—That sale, according to the returns of the Sheriff to the Treasurer, produced the sum of \$10,079 15. Of this amount the Sheriff has paid to your Treasurer at various times between the 12th October, 1860, and 5th July, 1861, the sum of \$6,976 24, leaving a balance of \$3,102 91 still due the county by the Sheriff on account of that sale. In order to arrive at the true cash balance on hand 1st January, the amount due by the Sheriff will require to be deducted, leaving the sum of \$2,029 99—actually available at the present time. The last adjourned sale of lands was held on the 4th of March, 1861, therefore the returns of the sale, and the proceeds thereof, should have been made to the County Treasurer on the 4th of April 1861. The finances of the county will now require payment of the above sum of \$3102 91—due by the Sheriff; and your committee recommend that the County Treasurer notify the Sheriff that his liability with interest thereon from the 4th of April 1861, must be paid forthwith.

INTEREST ACCOUNT.

7th. The County Treasurer has received for interest, Special Deposits 1861, \$199.85; interest Town of Whitby, rates 1861, \$101.43—\$301.28.

ADMINISTRATION OF JUSTICE.

8th. The efforts of the County Judge to obtain payment from the Government of several items of criminal expenses of 1854, 1855, 1856, 1857 and 1858 have been crowned with success. The County Treasurer in September last, received from the Government \$2507.91 in full of this claim. Your Committee feel that it is but a simple act of justice to the County Judge, to warmly acknowledge his continual, and at last successful efforts, on behalf of the County in this matter.

9th. At the sale of County lands in August 1855, Mr. R. Phillips of Scott purchased lot No. 13, 3rd Con. Scott, 200 acres at 34s 6d—\$1380. Mr. Phillips has paid on account of his purchase \$1465.80.

Charging interest on the purchase money and allowing interest on the various payments to 1st February inst., there is still due on the purchase \$96.56. At the time of the purchase Mr. Phillips understood that he would have the privilege of selecting either half of the lot.—After the sale, however, he was compelled to complete the purchase for the whole lot.

Your committee learns upon good authority that the land, (taking the whole lot) is of inferior quality, and not worth the amount for which it was sold. Under these circumstances, your committee recommend that the Warden, Clerk and Treasurer discharge the mortgage made by Mr. Phillips, in consideration of the large sum already paid by him.

10th. The Treasurer has charged against lot 13, 3rd Con. Scott, \$7.19 taxes for 1855, on which ten per cent has been annually added to this date. The property in 1855 belonged to the County, and was not sold until the 28th August in that year, your Committee would therefore recommend that so soon as the taxes are paid in full on said lot, the Treasurer refund to Mr. Phillips the taxes for 1855, and the accrued interest on said taxes since 1855.

REDEMPTION OF NON-RESIDENT DEBENTURES.

11th. The Non-resident Land fund Debentures issued under By-law No. 46 for \$2,600, and payable 1st Jan. 1861, were during the first month, presented at the Commercial Bank and Bank of Upper Canada, Toronto, and paid by your Treasurer.

SALE OF NON-RESIDENT DEBENTURES.

In the month of July 1861, the \$8,500 Non-resident Land Fund Debentures authorized to be issued under by-law 86, 7th June 1851, for the benefit of the Townships of Mara, Rama, Reach, and the Town of Whitby, were sold at 92 per cent nett. This sale your committee learns has given perfect satisfaction to the Municipalities interested.

NON-RESIDENT LAND ACCOUNT.

13th. Charging each municipality with its proportion for the redemption of the original issue of Non-resident Land Fund Debentures, there was on the 1st Jan., 1862, at the credit of the Township of Whitby, \$45.73; Pickering, \$79.79; Reach, \$1091.83; Uxbridge, \$53.14; Brock, \$4.72; Mara and Rama, \$360.65; Town of Whitby, \$218.06.— Total, 1858,92.

For redemption of debentures and the redemption of unpatented lands sold for taxes at the late sale, the Treasurer was obliged to advance to the township of Scugog, \$39.27; Scott, \$14.43; Thorah, \$943.19; Mara, \$82.09. Total, \$1088.98.

The foregoing balances are all struck, assuming that the whole proceeds of the tax sales of October, 1860, and March 1861, had been paid over by the Sheriff, the County Treasurer having last year placed to the credit of each municipality the full proceeds of that sale.

THE ENSUING TAX SALE.

14th. On the 10th of January the Treasurer issued his warrant to the Sheriff, authorizing the sale of lands for non-payment of taxes, on behalf of the following municipalities:

Township of Pickering	\$1015.47
“ Whitby	1075.15
“ Reach	1611.88
“ Uxbridge	1469.62
“ Scott	1049.00
“ Scugog	624.87
“ Brock	734.47
“ Thorah	4604.89
“ Mara	8387.50
“ Rama	1099.97
Town of Whitby	1071.25

\$17743.57

The amount for the Township of Thorah is made up as follows :

Township of Thorah.	\$425.94
Shortiss' Property, Beaverton.....	\$4178.95
	\$4604.89

Your committee exceedingly regret to learn that the taxes on what is known as the Shortiss property, in Beaverton, have not yet been arranged, and that the whole question remains in the same unsatisfactory position as at the last non-resident tax sale. Your committee have been assured that the fault does not rest with the Township Council of Thorah, that township having expressed a desire to compromise the question at issue, in a fair and equitable manner. The property will again be advertised for sale at a considerable expense and in the event of a second failure to sell "for want of bidders" will become chargeable with the expenses connected therewith

SALE OF UNPATENTED LANDS FOR TAXES.

15th. At the late sale of lands for unpaid taxes a number of lots were sold that were unoccupied and for which no patent had issued in several instances the County Treasurer has been obliged to refund the purchase money with ten per cent redemption, and all the charges and expenses incurred in the sale of each particular lot. In the case of the purchase money being refunded the cost attending the sale of each lot is charged against the non-resident Land Fund of the Township in which the particular lot is situated. Assuming the taxes (for illustration) due against a lot to be \$50 the cost attending a sale may be estimated as follows :

Lot 100 acres, taxes \$50; advertising, \$5.25; Sheriff's five per cent commission on \$50, \$2.50; Sheriff's fees for selling, \$1. Total \$58.75; ten per cent for redemption, \$5.87—\$64.62.—Making, when an unpatented lot has been sold in error, an expense to the township of \$14.62. To avoid future difficulty and expense, the County Treasurer made five applications to the Crown Land Department for a full and complete list of all patented lands in the county.—He failed to obtain the returns sought for. Under those circumstances

the Treasurer made an arrangement with the County Registrar for a full list of patents for North Ontario. This list, at the regular fees would have cost between \$500 and \$600, but the return was, compromised for at the sum of \$175. Had this course not been adopted the Treasurer would have had no alternative but to have searched for the patent of each lot compromised in the warrant now in the hands of the Sheriff. The regular fee for each is 25 cents, consequently the expense of making the search alone would have amounted to nearly, if not quite, equal to the whole sum paid for the patent-book. In the event of a single search having been made the same expense would be incurred at all future sales of lands, while by the course adopted by the County Treasurer no additional expense under this head will be required.

The amount chargeable against each municipality for said patent-book is as follows :—Reach, \$20.44 ; Scugog, \$6.97 ; Uxbridge, \$20.39 ; Scott, \$22.71 ; Brock, \$28.74 ; Thorah, \$16.52 ; Mara and Rama, \$64.27. No unpatented lots are included in the warrant now in the hands of the Sheriff for collection.

LIABILITY OF UNPATENTED LANDS FOR TAXES.

16th. In the case of *Street vs. the County of Kent*, reported in the *Law Journal* for Sept., 1861, the Court of Common Pleas decided that unimproved non-resident unpatented lands were not liable to be taxed until the lot is either occupied or the patent issued therefor. While this decision somewhat effects the Non-resident Land Fund of the townships comprising North Ontario, yet fortunately it is not so serious as with many western counties. From the circulars and communications on this subject, received by the Warden, and by him laid before the Council, it appears that a strong effort is to be made to obtain at the ensuing session of parliament the passage of a declaratory act legalizing taxes heretofore levied on such property, confirming sales already made for non-payment of taxes, and making those lands legally liable for future assessment and all municipal rates.

Your committee are of opinion that this subject is of such importance that the Warden be requested to petition both branches of the legislature for the passage of such declaratory act.

The assessment law as it is now interpreted is wholly in favor of the non-resident speculator. In fact, a premium is directly held out for the owners of wild lands not to obtain patents until forced to do so by some action of the Commissioner of Crown Lands, while the poor settler in a new township is obliged to pay heavy rates for opening roads and other local improvements, and while his daily labor is actually increasing the value of all adjoining lands; the non-resident owners of those very lots witness with great satisfaction the improvement of the country, and the consequent rapid rise in value of their own property, free from all county and local rates of assessments. This unfortunate position between the resident and non-resident ought not to exist for a single day longer than necessary to obtain an act to remedy this monstrous defect in law.

REDEMPTION OF UNPATENTED LANDS BY COUNTY TREASURER.

17th. It appears to your committee that the County Treasurer pursued the proper course in redeeming (at the expense of the municipality interested) unpatented lands sold for non-payment of taxes when required to do so by the purchasers of such lands. The statute law would unquestionably, as it is now interpreted, force the Treasurer to redeem unpatented lands. Therefore he acted wisely, and for the interests of the municipalities, in promptly redeeming such lands without defending law suits and involving the county in heavy costs.

In reply to the questions of the County Treasurer what course to adopt in future relative to taxes on non-resident unpatented lands, that the Treasurer be instructed to take no steps in collecting any taxes upon unpatented, unimproved, and unoccupied lands until after the result of the intended application to the legislature for an act, making legal the same, be ascertained.

That the Treasurer do not refund any taxes heretofore voluntarily paid on this description of property, unless he is perfectly satisfied that at the time the taxes were paid, they were so paid under protest.

WHEN ARE NON-RESIDENT TAXES DUE?

28th, Section 124, Cap. 55, Consolidated Statutes of Upper Canada, (assessment act) enacts, Whenever a portion of the tax on any land

has been due five years," &c. "the Treasurer of the county shall issue a warrant under his hand and seal, directed to the Sheriff of the county, commanding him to levy on the land for the arrears due thereon," &c.

Section 76 states that before the first day of August notice shall be given by the County Clerk to each municipality of the amount to be levied therein for the current year.

Section 91 provides that resident collector's rolls shall be delivered to the collector before the first day of October, or such other day as may be proscribed by a By-law of the municipality.

Section 92 provides that the Clerk shall transmit to the County Treasurer, at the time prescribed for the delivery of his roll to the Collector, the non-resident collector's roll, with the amount of taxes rated against each lot or parcel of land.

Section 103 provides that the resident Collector's roll shall be returned by the Collector before the 14th December, or if the council directs, not later than the first of March in the next year.

Section 104 provides that although the roll must be returned before the first day of March the Collector may continue to levy and collect unpaid taxes under a resolution of the Council.

Section 106 provides that a copy of the unpaid resident taxes shall be returned within 14 days after the time appointed for the return and final settlement of the Collector's roll, (between the 14th Dec., and the first day of March.)

Section 115, 121 provide that ten per cent shall be added by the County Treasurer on the first of May to the whole amount then due on each lot or parcel.

A question now arises : When are non-resident taxes due? Are non-resident taxes due on the first of October, or at such time as the roll is delivered to the Collector and County Treasurer under sections 91 and 92, or at the time of the annual settlement on the first of May, provided for by sections 115 and 121? Your committee are of opinion that the taxes are legally due at the time the rolls are placed in the hands of the County Treasurer and collector, and that the ten per cent added to the taxes on the first of May each year was intended by the statute to be interest for the time taxes were allowed to remain over

due and unpaid prior to said 1st of May. The present warrant in the hands of the Sheriff includes taxes on 1856. If the taxes of 1856 were not due till the first of May 1857, being the time of settlement by the County Treasurer with each lot, the taxes for that year are not yet five years past due, and consequently are not now liable to be sold. If the Council entertain the view taken by your committee the warrant will remain in the hands of the Sheriff; but, on the contrary if the Council should be of opinion that the taxes are not due till the 1st of May of each year, then it will be necessary to withdraw the warrant for the sale of the lands.

All of which is respectfully submitted.

J. HAM PERRY.

Chairman.

Committee Rooms,

Whitby, 3rd Feb., 1862.

Adopted.

No. 8.

The Special Committee appointed to prepare an address of condolence to Her Majesty the Queen under her late bereavement, beg respectfully to submit for your approval the following Address :

To the Queen's most excellent majesty,

May it please Your Majesty, We, the Council of the County of Ontario in Canada West, beg most respectfully to express our sincere sympathy with Your Majesty, under the loss which

Your Majesty and the Nation have sustained in the death of the late Prince, Your Royal Consort.

The good and estimable qualities of the late Prince Consort have exhibited themselves in his many acts showing the deep interest which he took in the advancement of the Arts and Sciences, and have made his loss felt not only by Your Majesty's subjects in Great Britain, but also, in her most remote Provinces ; and we pray that the Great Disposer of all events, may give Your Majesty strength to bear with fortitude, so sudden and irreparable a bereavement.

All of which is respectfully submitted.

Signed, J. H. Thompson.

Chairman.

Committee Room,

Whitby, Feb. 5, 1862.

Adopted.

REPLY TO THE ADDRESS OF CONDOLENCE TO THE QUEEN.

Quebec, April 26, 1862.

SIR,—I am directed to inform you that the Governor General has received a despatch from the Secretary of State for the Colonies acknowledging the receipt of the Address to the Queen from the Council of the County of Ontario.

The Duke of Newcastle requests His Excellency to inform the Council that their address has been laid before the Queen, and that their expressions of sympathy have afforded Her Majesty much satisfaction.

I have the honor to be, Sir,

Your ob't servant,

DEINS GODLEY.

Governor's Secretary.

H. J. MACDONELL, Esq., Whitby.

No. 9.

To the Council of the County of Ontario :

The Standing Committee on County Property and Gaol Management beg to report

That Your Committee have visited the Gaol and that the alterations required by Statute, and which were in progress when the Council last met, have all been completed, and the necessary furniture and supplies procured.

Your Committee have great pleasure in expressing their entire satisfaction with the clean and orderly manner in which the Gaol appears to be kept, and refer to the report of the County Engineer as full proof of the economy exercised in the matter of prison diet.

Your Committee learn that the County Engineer has had a bath constructed in the Gaol yard at a cost of \$100, which will doubtless contribute very much to the health and cleanliness of the prisoners, a cess-pool and properly constructed brick sewer leading thereto from the Gaol, have also made the latter necessary by the stopping up of the old drain. The cost of cess pool and drain amount to \$86. The County Engineer reports that it will be necessary to continue the sewer to Brock Street, a distance of about 314 yards, and estimates the cost at \$400. Your Committee recommend that the County Engineer be instructed to have the same completed.

The attention of Your Committee has been called to the unsatisfactory state of some of the policies of insurance on the Court House and Gaol. On February 1st, 1856, the sums of £4,000 00 on Court House, £2,000 on Gaol, and £500 on Furniture, was ordered to be insured, and on the 12th June following, policies were effected in the Equitable, on Gaol £1350, Court House £2,650; in the Western on Gaol £350, Court House £1350; in the British American, Court House £500. Total in 1856, £6,500. In 1859, was insured in the Equitable, \$16,000, Western \$9,400, British American, \$2,000. Total \$27,400. Your Committee have not found any authority for the additional \$1,400 at that date which also bears a higher premium. In 1860 in the State, \$1250, Equitable \$16,000, Western \$1,400, do, \$3,000, British Ameri-

can, \$2,000. Total \$28,850. The insurances effected in 1861 seem to be as follows, and will expire at the undermentioned dates :—

Royal, Gaol,	\$2,400, expires 4th March, 1862,
do Court House,	\$10,600, expires do do
Western, Court House,	\$5,400, expires 1st Dec. 1862.
do Gaol,	\$2,600, expires 1st Dec. 1862.
British America, C't House,	\$2,000, expires, 6 Dec. 1862.

Total.....\$26,000

The policy in the Western for \$1,400 seems to have fallen aside, although it would appear the premium has been paid on it. The sum named at the present time, exclusive of an unexpired policy in the Equitable, which is not of any value, and the smaller sum in the Western, for which the policy has been mislaid, amount on the Court House to \$18,000, Gaol, \$8,000 ; total \$26,000.

Your Committee recommend that these amounts be increased to \$20,00 and \$12,000 respectively, the improvements in the gaol warranting such increase, and the Court House never having been fully insured.

The attention of Your Committee has been directed to the great inconvenience felt by the members of this council meeting in the Court Room, the awkward position of one half of the members with their backs to the Warden, and the crowding round the tables being sufficient evidence of the unfitness of this Room for the occupation of the County Council. It has been suggested that a Shire Hall might at a moderate expense be erected over the Judges, Sheriff, Crown Counsel and Petit Jury Rooms, occupying the Western Extension of the Court House, and recommend that the County Engineer be instructed to make an estimate of the probable cost, and lay it before the Council at its next Session.

Your Committee have examined the Rules and Regulations for New Prison Discipline, and find that very considerable additional duties are imposed on the medical officer of the prison, and recommend an addition of fifty dollars to the small salary now paid to that officer.

The duties of the Keeper of the Gaol have also been made more

stringent, and an addition of expense in the keeping statedly or at intervals, of a Matron, has been imposed on that officer. There are also some immunities enjoyed by him under the new rules, among others, the attendance of the Medical Officers of the Gaol, on the family and servants of the Keeper of the Gaol free of charge. The Magistrates in Quarter Sessions, whose province it is to regulate the salary of the Keeper of the Gaol, will doubtless take all these matters into their consideration.

The following accounts for articles furnished for the use of the Gaol, Court House and Offices, have been certified by the proper officers and found on examination to be properly added; Your Committee recommend their payment:—George Cormack, \$26 30; John Bengough, Jun., \$2 12; Dunkley and Shaw, \$15; A. C. Wilson, \$27 27; John Rogers, \$43; P. B. Whitfield, \$33; Robert Ellis, \$10; William Barnes, \$180 26; James Parker, \$13 50; C. W. Card, \$5; Alex. Perie, \$3; John Sullivan, \$8 75; Gibson, Yarnold & Co., \$54 72; Joel Bigelow, \$28 05; Hamilton & Roberts, \$227 70; Abram Logan, \$102 62; J. S. Sprowle, \$139 37; George Yule, \$11 62; J. J. Otto, \$13 30; George Yule, \$9 52; W. C. Chewitt, \$7 50; Allen McLean, \$62 60; Gaoler, for Matron, \$30; Total, \$1,054 19.

Your Committee have had under consideration the propriety of having the supplies for the Court House and Gaol furnished by contract, but taking into account the difficulty of securing tenders for many of the articles required, as well as the fluctuating price, having at the same time entire confidence in the integrity and judgment of the County Engineer, your Committee are not prepared to make any change.

All of which is respectfully submitted.

JOHN RATCLIFF.

Chairman.

Committee Room,

Feb., 4, 1862.

Adopted.

No. 10.

To the Municipal Council of the County of Ontario :

The Standing Committee on Roads and Bridges beg to report that Your Committee have had before them the several petitions presented to your Council, praying for the improvment of Roads within the County, and after having duly considered them and obtained all the information within their power with regard to the desirability of the improvements sought for, and the means at the disposal of the Council to obtain them, are of opinion that it would not be prudent in the present state of the finances of the County, to adopt any scheme for the general improvement of the leading lines of road through the County, at the present Session.

That your Committee learn that although a considerable amount of money has been expended on the Centre road, in the Township of Thorah, that it will be necessary to build a bridge and make a short piece of road at the Fourth Concession, southward to the Cameron Road, in order to make the same available to the public, and they would therefore recommend that the sum of Five Hundred Dollars be granted for such improvement.

That your Committee learn that the bridge built over the Talbot River, requires some slight repairs, and would therefore recommend that the County Engineer be instructed to have the necessary repairs made thereon, in order that the same may be made safe for travel.

Your Committee are of opinion that the practice adopted by the Council of having the County money appropriated under the direction of Commissioners, is attended with a great deal of dissatisfaction, and would therefore recommend that all sums hereafter to be granted by the Council for public improvements, be expended under the direction of the County Engineer.

That Your Committee beg to report that the Commissioners appointed to expend Six Hundred Dollars on the Nonquon Road, in the Township of Reach, have expended Thirty-seven Dollars more than the amount granted for that purpose, which increased expenditure was incurred through no neglect on their part, but was rendered necessary

in order to complete the work commenced ; they would therefore recommend that that amount be paid them.

Your Committee are informed by the County Treasurer that he has yet in his hands the sum of Three Hundred Dollars, part of the sum of Eight Hundred Dollars granted towards the improvement of the Centre Road, north of the Fourth Concession of Thorah, and the sum One Hundred Dollars on the road between Uxbridge and Epsom, and also \$100 on the Brock Road, south of Epsom, they would therefore recommend that these amounts be held available for the improvements originally intended.

The County Engineer has certified to an account in favor of John Prince, of Twenty Dollars, for repairs of the Taibot River Bridge, and care of same, and would recommend payment thereof.

That an account of \$242 75, for repairs of the Scugog Bridge, has been certified as correct by the County Engineer ; and Your Committee would recommend that the same be handed over to the County Engineer for distribution amongst the persons entitled to the same.

Referring to the report of the County Engineer, Your Committee are glad to learn that the Narrows Bridge has been completed, and would recommend that the County Engineer be instructed to have the same painted, and the necessary repairs made as recommended by the Engineer, and would also recommend that the sum of Twenty Dollars, being the half-yearly salary of John McKay, the Bridge Keeper, be paid him.

The attention of Your Committee has been drawn to the fact that at present there exists no means of communication with the south end of the Muskoka Road. Your Committee believing that it would be a great benefit to the Northern part of the County to have the travel to the Muskoka Road brought through a part of the County, and having been assured that the Council of Mara and Rama would complete the road, if this Council would provide the means for building a Bridge across the east branch of the Severn, would therefore recommend that the County Engineer be authorized to construct a Bridge across the east branch of the River Severn, provided the same can be fully completed for

Three Hundred Dollars, and upon the County Engineer being satisfied that the East Branch of the Severn is within the limits of the County.

All of which is respectfully submitted.

S. B. FAIRBANKS.

Chairman.

Committee Rooms.

Feb., 6, 1862.

Adopted.

REPORT OF COUNTY ENGINEER.

To the Council of the Corporation of the County of Ontario :

I have the honor to report that the reconstruction of the Narrows Bridge has been completed in a satisfactory manner at a cost of \$1,439 10, half of which has been paid by this County, and half by the County of Simcoe. The swing requires some repairs and painting, the cost of which will not exceed \$100, which estimate is concurred in by the Engineer of the County of Simcoe.

That a bridge has been erected across the Talbot River at Cameron's Mills, at a cost of \$580.

That having examined the Lake Shore Road near the mouth of the Talbot River, and also the vicinity of McLean's landing, and finding that the Concession Roads leading to the said Landing are not open, and that the inhabitants in the neighborhood were taking steps for repairing the Lake Shore Road; I had the Floating Bridge on that road repaired. The road has since been repaired and is now travelled.

That repairs to a considerable amount have been necessary at the Scugog Bridge, during the past season, and piles have been put down to guard as far as practicable, against injuries from ice or otherwise; amounting in all to \$242 70.

That the drain leading from the gaol having got stopped up, it became necessary to take up a portion of it, which has been done, and a properly constructed brick sewer put down with a cesspool in the yard, at an expense of \$86. It will be necessary to continue the brick sewer from cesspool to Brock street, a distance of about 314 yards, the probable cost of which will be about \$400. That the floor in one of the Gaoler's rooms gave way from dry rot caused by want of ventilation, the floor has been replaced and properly ventilated, the floor in other two rooms is very much decayed, and will soon require to be replaced.

That all necessary supplies for the Gaol and Court House have been obtained, and the accounts for which having been duly examined and certified are herewith submitted.

That during the time of seven months, commencing on the first of June and ending on the 31st of December last, the Gaoler's book show that 47 persons have been confined for various periods, varying from one day to 170 days, 40 of whom were males, and 7 females, of the males one has been committed twice, and two three times during the above term, and of the females two have been committed twice during the said term; and that on the 31st of December 9 prisoners, 8 males and 1 female remained in Gaol.

That the aggregate number of days on which prisoners were on Gaol allowance during the above the above term, is 1,513; of this number 1,268 were on the male allowance, and 245 on the female allowance. That the aggregate cost for food during the said term is \$132 74 showing an average of less than 9 cents per day for each prisoner.

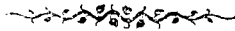
That Mr. John Gee is now delivering a quantity of wood at \$3 per cord. He has delivered 41 cords and received \$90 on account. Mr. J. L. Rogers is also delivering wood at the same price; he has delivered 55 cords, and received \$120 on account. Mr. W. White has delivered 23½ cords, for which he has received the full price \$11 25. Mr. Gee

has agreed to deliver about 40 cords more, and Mr. Rogers about 15 cords, making in all about 155 cords.

All of which is respectfully submitted.

JOHN SHIER,
County Engineer.

County Engineer's Office,
Whitby, Jan. 28, 1862.



APPENDIX.

BY-LAWS.

BY-LAW No. 94.

By-law for the appointment of an Arbitrator on behalf of the County of Ontario, to determine and settle all questions at issue between the Corporation of the United Counties of York and Peel and this Corporation, relating to the erection of a Bridge over the Black River, between the Township of Scott in the County of Ontario, and the Township of Georgina in the United Counties of York and Peel, and to repeal By-law No. 90, authorizing the appointment of an Arbitrator by the Warden.

Passed Jan. 30, 1862.

Be it enacted by the Corporation of the County of Ontario, that Robert Armour, Esq., of Bowmanville, be, and he is hereby appointed an Arbitrator on behalf of this Corporation, to arbitrate all matters in question in the County of Ontario, and the United Counties of York and Peel, for the erection of a Bridge across the Black River, between the Township of Scott and the Township of Georgina.

That By-law No. 90 be, and the same is hereby repealed.

WM. SMITH, **L.S.**
Warden.

H. J. MAODONELL,
Clerk.

BY-LAW No. 95.

By-law to appoint a County Auditor, and to confirm the appointment of one to be nominated by the Warden

Passed Jan. 31, 1862.

The Corporation of the County of Ontario enacts as follows : that John Clerke, of the Township of Pickering, be appointed County Auditor for the present year, and on the nomination of the Warden, that Joseph Dickey of the Township of Uxbridge, be also appointed County Auditor for the present year.

WM. SMITH,
Warden: **L.S.**

H. J. MACDONELL,
Clerk.

BY-LAW No. 96.

By-law to appropriate money for certain improvements therein mentioned.

Passed Feb. 5th, 1862.

The Council of the Corporation of the County of Ontario enacts as follows :

That there be appropriated from the funds of this Municipality the sum of Five Hundred Dollars, for the construction of a Bridge, and the improvement of the line of road, known as the Centre Road, between the Cameron Road and the 4th Concession of the Township of Thorah.

And be it further enacted that there be appropriated from the funds of this Corporation, the sum of Three Hundred Dollars, for the construction of a Bridge over the east branch of the Black River, on the line of road leading out of Atherly, to the south limit of the Muskoka road, provided the amount named therein shall be sufficient to complete the same. Be it further enacted that the County Engineer be authorized and instructed to contract for, and oversee the construction of the aforesaid work. Be it further enacted that the Treasurer be, and he is hereby authorized and required to pay the above amounts on the certificate of the County Engineer, that the work has been completed and accepted.

WM. SMITH,
Warden. **L.S.**

H. J. MACDONELL,
Clerk.

BY-LAW No. 97.

By-Law to provide for the payment of a salary to the Medical Officer of the Prison in the County of Ontario, and to repeal part of By-law No. 57.

Passed Feb. 5th, 1862.

The Council of the Corporation of the County of Ontario, enacts as follows:

That the yearly salary of the Medical Officer of the Prison shall be the sum of One Hundred and fifty Dollars to be computed from the

first of January 1862. That so much of By-law No. 27 as relates to the salary of Gaol Surgeon be, and the same is hereby repealed.

W. SMITH, **L.S.**
Warden.

H. J. MACDONELL,
Clerk.

BY-LAW No. 98.

A By-law to License Hawkers and Petty Chapmen, in the County of Ontario.

Passed February 5th, 1862.

1st. That any person exercising the calling of Hawker or Petty Chapman, and other persons carrying on petty trades who have not become householders or permanent residents in the County, or who go from place to place, or to other men's houses on foot, or with any animal bearing or drawing any goods, wares or merchandize for sale, or in, or with any boat, vessel or other craft, or otherwise, carrying goods, wares, or merchandize for sale, shall pay the following amounts for license for doing so.

For every man exercising the calling of Hawker or Petty Chapman travelling on foot \$5.

For every man, extra for every horse used by any Hawker or Petty Chapman, \$5.

For every man exercising the calling of Hawker or Petty Chapman on board of each boat \$2.

For any person exposing goods, wares, or merchandize for sale in any building, said person not being a householder or permanent resident in the County, \$10.

2nd That this By-law shall not apply to Hawkers or Petty Chapmen, or other persons exposing for sale, or selling any goods, wares or merchandize, the growth, produce or manufacture of this Province, not being liquors, mentioned in the 246 Sec. of Chap. 54, Consolidated Statutes of Upper Canada.

3rd. That all licenses issued under this By-law shall have force and effect until the 31st of December following, the date of such license.

4th That the County Treasurer shall supply each Township, Town and Village Treasurer, with licenses issued under this By-law, and that within twenty days after the sale of a license by any Township, Town, or Village Treasurer, said Treasurer shall remit the amount to the County Treasurer, with a statement of the sale of said license.

5th. That it shall be lawful for any Justice of the Peace, Constable, or Peace Officer, to seize and detain any such Hawker of Petty Chapman or other person trading as aforesaid, who shall be found trading without a license contrary to this By-law, or being found trading, shall refuse or neglect to produce a license according to this By-law, after being required so to do, by any Justice of the Peace, Constable, Peace Officer, or resident householder within the County.

6th. That any person or persons offending against any of the provisions of this By-law, shall be liable on conviction before one or more Justices of the Peace of the County, to pay a fine of not less than \$2, nor more than \$40, in the discretion of the convicting Justices, and in default of payment to be sent to the County Gaol, for any period not exceeding 21 days, and that all fines collected by this By-law, be paid over to the Treasurer of the County of Ontario.

7th. That this By-law shall have force and effect from the first day of March, 1862.

WM. SMITH,
Warden, C.O. **L.S.**

H. J. MACDONELL,
Clerk:

