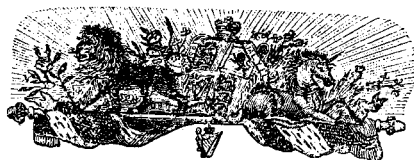


JOURNAL
OF THE
PROCEEDINGS AND BY-LAWS
OF THE
MUNICIPAL COUNCIL,
OF THE
COUNTY OF ONTARIO.

SPECIAL SESSION, OCTOBER, 1862.

~~~~~  
WILLIAM SMITH, ESQ., WARDEN.  
~~~~~



WHITBY, C. W.

W. H. HIGGINS, COUNTY AND TOWN BOOK AND JOB PRINTER, BROCK-ST.

1862.

MINUTES
OF THE
MUNICIPAL COUNCIL,
OF THE
COUNTY OF ONTARIO.

~~~~~  
SPECIAL SESSION, OCTOBER, 1862.  
~~~~~

FIRST DAY,

October 4th, 1862,

The Council met in the Court Room at 2 o'clock p. m.

The Warden in the Chair.

Roll called, and the following members answered to their names, viz:

Messrs. Campbell, (Whitby,) Fairbanks, Gamble, Guy, Marsh, Nicol, Perry, Ratcliff, Sangster, White, and Vernon.

OBJECT OF THE SPECIAL SESSION.

The Warden addressed the Council, explaining the object of the Special Session, and the arrangements and correspondence which had so far taken place between himself, the Mayor, and the Attorney General West, for the reception of the Governor General, and suggested the propriety of a committee being appointed to co-operate with the Town Council.

ADDRESS TO THE GOVERNOR GENERAL.

Mr. Ratcliff, seconded by Mr. Perry, moves, That a Committee of five be appointed by ballot, to draw up an Address to His Excellency the Governor General, on his visit to this County, and that said Committee report forthwith.

Carried.

And the Council proceeded to ballot, and the Warden informed the Council that the Committee was composed of Messrs. Campbell, (Whitby,) Fairbanks, Perry, Ratcliff, and White.

Mr. Fairbanks, seconded by Mr. Sangster, moves, that a Committee to be composed of Messrs. White, Sangster, Ratcliff, Vernon, and the mover, be appointed to meet the Committee to be appointed by the Town Council of Whitby, and jointly with them make the necessary arrangements for the reception of His Excellency the Governor General on Monday next.

Carried.

The Special Committee appointed to draft the Address to be presented to the Governor General, on Monday brought up the same, which was read and approved of, and ordered to be engrossed and signed by the Warden, with the seal of the Corporation affixed thereto.

SALE OF LANDS FOR TAXES.

Mr. Ratcliff, seconded by Mr. White, moves, That a Committee of five members, be now appointed by ballot, to examine the state of the accounts of the last sale of lands for taxes authorized in this County, and to ascertain, as near as possible, the amount realized from such sale, the amount paid over to the County Treasurer, and the amount in the hands of the Sheriff

now due and owing the County, said Committee to report thereon on Monday next.

Carried.

And the Council proceeded to ballot, and the Warden stated that the Committee struck were Messrs. Campbell, (Whitby,) Fairbanks, Ratcliff, Sangster and White.

On motion of Mr. Ratcliff, the Council adjourned until Monday next, at 3 o'clock, p. m.

Approved.

WM. SMITH,
Warden.

H. J. MACDONELL,
County Clerk.

SECOND DAY.

MONDAY, October 6th, 1862.

The Council met at 3 o'clock p. m.

The Warden in the Chair.

The roll called.

Members all present with the exception of Messrs. Brethour, Campbell, (Reach,) Hewett and Proctor.

Minutes read and approved.

MOTIONS.

Mr. Sangster, seconded by Mr. Vernon, moves, That Mr. Beach be appointed Auditor in the place of Mr. Clerke, deceased, for the remainder of the year 1862,

Carried.

Mr. Perry, seconded by Mr. Marsh, moves, That the Warden grant his order on the County Treasurer for the payment of one half of the expenses incurred in the reception of His Excellency the Governor General this day.

Carried.

Mr. Perry moves that the Council resolve itself into a Committee of the whole on account of W. H. Higgins.

Carried.

And the Council went into Committee thereon.

Mr. Chapman in the Chair.

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

Report received.

Mr. Vernon, seconded by Mr. Sangster, moves for leave to introduce a by-law to appoint an Auditor in the place of Mr. Clerke, deceased.

Leave granted.

And the By-law was read a first time.

And on motion of Mr. Sangster, seconded by Mr. Vernon, the By-law was read a second and a third time, and passed, and signed by the Warden, and the seal of the Corporation ordered to be affixed thereto.

The Council resumed in Committee of the whole on the account of W. H. Higgins for printing.

Mr. Chapman in the Chair.

Committee rose and reported a certain resolution,

Report received and adopted.

RESOLUTIONS.

Mr. Perry, seconded by Mr. Ratcliff, moves, that the Warden grant his order on the County Treasurer in favor of W. H. Higgins, for seventy-five per cent on the amount of his account for printing for the Corporation, now before the Council.

Carried.

Mr. Fairbanks, seconded by Mr. Sangster, moves, that the report of the Special Committee, to whom was referred the examination of the Sheriff's sale of lands for taxes, now received, be referred to a Committee of the whole thereon.

Carried.

And the Council went into Committee thereon.

Mr. Campbell, (Whitby,) in the Chair.

Committee rose and reported the report with certain amendments.

Report received.

Mr. Ratcliff, seconded by Mr. White, moves, that the Messenger receive the sum of one dollar and fifty cents per day for his attendance on the Council during the present session, and that the Warden grant his order on the Treasurer for the same.

Carried.

On motion of Mr. Fairbanks, the Council adjourned *sine die*.

Approved.

WM. SMITH,
Warden.

H. J. MACDONELL,
County Clerk.

ADDRESS.

The following Address was presented to His Excellency the Governor General, by the Warden :

To His Excellency the Right Honorable Charles Stanley Viscount Monck, Governor General of British North America, &c.

We, Her Majesty's dutiful and loyal subjects, the Warden and Council of the County of Ontario, on behalf of the inhabitants of the County, approach your Excellency with a sincere and cordial welcome to the County of Ontario, and desire to express to your Excellency our gratification at your safe arrival, and our sense of the honor conferred on us.

We regret that your Excellency has been confined to so limited a view of this County, for we had wished that your Excellency could see the large tracts of land that have been redeemed from the wilderness by the sturdy yeomanry, and made by them, under the blessing of Almighty God, to yield abundantly of the staples of Canada.

We beg to assure your Excellency of our unabated loyalty and attachment to the person and government of Her Most Gracious Majesty, and of our inalienable love of the constitution under which we enjoy so many privileges.

We sincerely hope that our country may be blessed with peace under your Excellency's rule, and that under your fostering care she may make rapid progress in every thing that tends to raise her in the estimation of nations, and to make her people truly great. If, however, her peace should be broken, we can

promise your Excellency that her people will prove themselves worthy of their ancestors.

We trust that your Excellency, Lady Monck and family, have been pleased with your tour through this section of the Province, and that the reception that your Excellency have had throughout your journey, prove that the inhabitants of Canada West are as truly British as those in any part of this great empire.

(Signed,)

WM. SMITH,

Warden. **L.S.**

H. J. MACDONELL,

County Clerk.

APPENDIX.

REPORT OF COMMITTEE.

SPECIAL SESSION, OCTOBER, 1862.

REPORT OF SPECIAL COMMITTEE ON SHERIFF'S ACCOUNTS OF
LANDS SOLD FOR TAXES.

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

The Special Committee, to whom was referred the examination of the Sheriff's accounts of lands sold for taxes, beg to report :

1st. That they find that the account of sales of lands by the Sheriff, has not been fully made out, so as to enable your Committee to ascertain the exact amount of money from such sale, now in the Sheriff's hands, in consequence, as the Sheriff alleges, of several purchasers being in default.

2nd. That the Sheriff has expressed his willingness to pay over to the Treasurer, any monies now in his hands arising from such sale, and to complete the sale of the unsold lands, and also to pay the same over to such Treasurer within one month after such sale, which, your Committee are informed, is to take place in a few days.

3rd. That the Sheriff has informed your Committee that he has been advised that he could legally withhold a return of the sale of the lots sold, together with the proceeds of such sale, for one month from the completion of such sale, provided he did not, for an unnecessary length of time, adjourn such sale, but

that in order to avoid any further unpleasantness between the Council and himself, he would be quite willing to abide by the opinion of Counsel thereon.

4th. Your Committee would, therefore, recommend that the Warden be requested to confer with the Sheriff, and submit the question in dispute, to some eminent counsel to be approved of by both.

5th. That your Committee would recommend that the Warden be requested to see that the arrangement as to the payment of monies to the County Treasurer, be fully carried out, and that in case of default, that he be empowered to take all necessary steps to enforce the same.

All of which is respectfully submitted.

S. B. FAIRBANKS,

Chairman.

Committee Room,

October 6th, 1862.

BY-LAW.

BY-LAW No.

By-law to appoint David Beach, Esq., County Auditor for the remainder of the year 1862, in place of John Clerke, Esq., deceased.

Passed October 6th, 1862.

The Corporation of the County of Ontario, enacts as follows :
That David Beach, Esquire, be, and he is hereby appointed County Auditor, for the remainder of the year, 1862, in place of John Clerke, Esquire, deceased.

(Signed,)

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

H. J. MACDONELL,
County Clerk: