

Surveyors to be summoned before such interdiction had. XXI. Provided nevertheless, and it is further enacted by the authority aforesaid, that the Judges aforesaid shall not render any such order nor any condemnation nor judgement whatsoever against such Land Surveyor, without having previously summoned such Land Surveyor to be heard on his defence, and having heard the evidence which shall have been offered either in support of the plaint or on the behalf of the Land Surveyor accused.

Recovery of Penalties. XXII. And be it further enacted by the authority aforesaid, that the penalties inflicted by this Act, shall be recovered and sued for in the Court of King's Bench for the District wherein the offence shall have been committed, one-half of which penalties respectively, when levied and recovered, shall belong to His Majesty, for the public uses of this Province, and the other half to the person suing for the same.

Money to be accounted for to the Crown. XXIII. And be it further enacted by the authority aforesaid, that the due application of the monies levied under this Act, shall be accounted for to His Majesty, His Heirs and Successors, through the Lords Commissioners of His Majesty's Treasury for the time being, in such manner and form as His Majesty, His Heirs and Successors shall direct.

Continuance of this Act. XXIV. And be it further enacted by the authority aforesaid, that this Act shall continue to be and remain in force until the first day of May, one thousand eight hundred and twenty-eight, and no longer.

### C A P. XXI.

An Act to authorise the sale and disposal of certain Goods, unclaimed and remaining in the possession of the Clerks of the Peace, in this Province.

(9th March, 1824.)

Preamble. WHEREAS divers Goods and Effects found in the possession of notorious offenders and suspected persons supposed to be stolen property, are frequently brought to the offices of the Clerks of the Peace in the Cities of Quebec and Montreal and in the Town of Three-Rivers, and which the legal owners not being known remain unclaimed and are liable to damage and often to total loss, for remedy whereof;—Be it enacted and it is hereby enacted by the King's Most Excellent Majesty, by and with the advice and consent of the  
Legislative

Legislative Council and Assembly of the Province of Lower-Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of Great-Britain, intituled, "An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's Reign, intituled, "An Act for making more effectual provision for the Government of the Province of Quebec in North-America," and to make further provision for the Government of the said Province ;"—And it is hereby enacted by the authority of the same, that from and after the passing of this Act, it shall be the duty of the Clerks of the Peace in the several Districts of Quebec, Montreal and Three-Rivers, respectively, to keep or cause to be kept a Book in which shall be regularly entered all Goods or Effects brought to their respective offices as having been stolen or suspected to be stolen, stating (if the same can be ascertained) from whom they were stolen, received or taken, and the person in whose possession they were found, and the time when with such other particulars respecting the same, as may be deemed necessary towards proving the theft or ascertaining the proprietors. And it shall be the duty of the said Clerks of the Peace respectively, to cause a fair copy of all the entries of Goods or Effects in such Book, and which remain unclaimed in their several offices, to be made out and signed by them or any one of them, and laid before the Judges of the Court of King's Bench for Criminal Pleas at every Term thereof, and it shall be lawful for the said Judges, or any of them, by a written order addressed to the said Clerks of the Peace, to authorise them to cause such of the said Goods and Effects as have not been claimed, and the owners whereof are not known to be sold by Public Auction.

Duty of the Clerks of the Peace.

Sales to be advertised in the Newspapers.

II. And be it further enacted by the authority aforesaid, that such sales shall, previously be publicly advertised in any two of the Newspapers published in either of the said Cities of Quebec and Montreal as the case may be ; and if in Three-Rivers, in any Newspaper published thereat three times in the space of one month next after the date of the said order or authority to sell, with respect to such Merchandise and Effects as shall be judged susceptible of deterioration, and three times during six months for such as shall be judged susceptible of being preserved without being spoiled during that time, giving notice of the place where the said Goods and Effects may be seen every day (Sundays and Holidays excepted) between the hour of noon and two in the afternoon before the sale, to the end that any person having lost the same or any part of such Merchandise or Effects, or being interested therein, may claim them; and in case any of the said Goods or Effects may, on inspection be claimed by any person or persons as owners thereof

thereof, any two Justices of the Peace of the District, on legal proof that the same or any part or parcel of them belong *boná fide* to the person or persons claiming the same as owners, may deliver or order such Goods or Effects so claimed to be delivered to the owner or owners thereof, who shall respectively give a receipt or receipts for the same, which receipt or receipts shall be written in the said Book of original entry.

Goods not claimed,  
ed, proceeds of  
the sale to be  
paid over to the  
Receiver-General

III. And be it further enacted by the authority aforesaid, that if such Goods and Effects be not claimed as above-mentioned, the proceeds of the sale thereof (the necessary charges of advertising and selling the same being previously deducted) shall be paid over to the Receiver-General, to be at the disposal of the Legislature.

Money to be ac-  
counted for to the  
Crown.

IV. And be it further enacted by the authority aforesaid, that the due application of all monies arising from the sale of any such Goods and Effects as aforesaid, and from this Act, shall be accounted for to His Majesty, his heirs and successors, through the Lords Commissioners of His Majesty's Treasury for the time being, in such manner and form as His Majesty, his heirs and successors shall be pleased to direct.

Continuance of  
this Act.

V. And be it further enacted by the authority aforesaid, that this Act and all matters and things herein contained shall be and continue to be in force until the first day of May, one thousand eight hundred and twenty-seven, and no longer.

### C A P. XXII.

An Act to repeal a certain Act therein-mentioned, and in part to repeal a certain other Act therein-mentioned, and to make further provisions for the curing, packing, and inspection of Beef and Pork, intended for Exportation.

(9th March, 1824.)

Preamble.

**W**HEREAS the regulations heretofore made, for the curing, packing and inspection of Beef and Pork, have been found, by experience, to be insufficient; and whereas it would be advantageous to the trade of this Province, that