

The Provincial Statutes of Lower-Canada, Being the first session of the twelfth Provincial Parliament of Lower-Canada. Quebec: P. E. Desbarats, Printer to the King's Most Excellent Majesty, 1825.

5 George IV – Chapter 4

An Act to appropriate a certain sum of Money therein-mentioned, for the purpose of reimbursing certain costs incurred by the Grantees of the Crown and the Censitaires of La Salle. (22d. March, 1825.)

MOST GRACIOUS SOVEREIGN:

Whereas by an Address from your Majesty's most dutiful and loyal subjects, the Commons of this Province, bearing date the twentieth day of March, one thousand eight hundred and twenty-three, to the then Governor in Chief, it was therein prayed, that he would be pleased to advance, out of the unappropriated monies, at that time, or that might since come into the hands of your Majesty's Receiver General in this Province, a sum of money not exceeding Five Thousand Pounds, currency, to be applied to defray such necessary and legal costs as shall be taxed in due course of Law, as well those incurred by the Grantees of the Crown as those incurred by the persons claiming as tenants of La Salle [LaSalle], or of the adjoining Seigniories [seigneuries], in the several actions instituted in respect to the lands aforesaid, whether the same are actually pending or had heretofore been disposed of by Judgement of your Majesty's Court of King's Bench, for the District of Montreal, or in the Court of Appeals in this Province, since the twenty-second day of February, one thousand eight hundred and nine, on being satisfied that such actions have been wholly discontinued and withdrawn, and that, the rights which might be claimed by virtue of such Judgements heretofore rendered, had been abandoned; and that this House would make good the same. And whereas it is expedient to make good the monies so as aforesaid requested to be advanced for the purpose above-mentioned, pursuant to a vote of the Commons of this Province, bearing date the day and year aforesaid. Now, therefore, we your Majesty's most dutiful and loyal subjects the Commons of Lower-Canada, in Provincial Parliament assembled, do most humbly beseech Your Majesty, that it may be enacted, and be it enacted, by the King's Most Excellent Majesty, by and with the advice and consent of the 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 malting 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 the said sum of Five Thousand Pounds, current money aforesaid, so as aforesaid voted, for the purposes above-mentioned, or such part thereof as shall have been paid, shall be, and the same is hereby directed to be charged against the unappropriated monies in the hands of the Receiver General of this Province, which may have been raised, levied and collected under and by virtue of any Act or Acts of the Legislature of this Province.

II. And be it further enacted by the authority aforesaid, that in case the said sum of Five Thousand Pounds, currency, should not be sufficient to pay in full the amount of the said legal costs so taxed, the

said sum shall be distributed in equal proportions au marc la livre, among all the parties having a right to the said costs, and the order of distribution thereof shall be made and fixed, at the request of any one of the said parties, by any one of the Judges of the Court of King's Bench, for the District of Montreal, according to the Bill of Costs, so taxed, which shall be to them submitted by the respective parties, which order of distribution shall be signed by such Judge and transmitted to the Governor, Lieutenant Governor or person administering the Government of the Province for whom it shall then be lawful to issue his Warrant in favor of the parties concerned, conformably to the said order of distribution.

III. And be it further enacted by the authority aforesaid, that the due application of the sum to be charged in conformity to 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.