

C A P. XIII.

AN Act to amend an Act passed in the ninth year of His late Majesty's Reign, and to provide more effectually for the establishment of a Market and Landing Place in Saint Paul's Street, in the Lower Town of Quebec.

[25th February, 1832.]

Preamble.

Act 9, Geo. 4,
cap. 53, amend.
ed.

Trustees veai-
ed with certain
powers, to ena-
ble them to
provide for the
establishment

WHEREAS the Trustees, appointed under the authority of an Act passed in the ninth year of the Reign of His late Majesty George the Fourth, chapter fifty-three, intituled, "An Act to establish a New Market Place in Saint Paul's Street, in the Lower Town of Quebec, and to authorize the advance of a certain sum of money to the Trustees of the said Market," have, by their humble petition to the Legislature, set forth that their predecessors in office did agree with the Officers of His Majesty Ordnance Department concerning the consideration to be paid for a certain lot of ground, lying withing the limits prescribed by the said Act, and considered by the said Trustees, an eligible site for the said Market Place, and that by a deed of sale, made and passed at the City of Quebec, on the twenty-fifth day of July, in the year of our Lord one thousand eight hundred and thirty-one, before Archibald Campbell, His Majesty's Notary Public and Confère, the said lot of ground was, under the conditions therein set forth, conveyed to the Trustees of the said Market Place, in consideration of the sum of three thousand five hundred pounds currency; and whereas the sum appropriated by the said Act for the purchase of a lot of ground as a site for the said Market Place, is only one thousand pounds currency, and the balance of two thousand five hundred pounds currency still remains due and owing by said Trustees, who by their said petition have prayed, that in order to discharge their said debt and for the purpose of carrying the said Act into effect, they may be permitted to sell a portion of the said lot, and to raise by loan, a certain sum of money, and whereas it is expedient that the prayer of the said petition be granted: Be it therefore 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 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 in order to provide a fund to defray the expense of the purchase of the aforesaid lot of ground, and to improve the same so as to render it fit for a Public Landing and Market Place,

of a new market place and landing in Saint Paul Street in the Lower Town of Quebec.

Place, it shall be lawful for the Trustees of the said New Market in Saint Paul Street, and their successors, and they are hereby authorized and empowered to dispose of, by public sale, and at such time as they the said Trustees shall deem most advantageous for the public benefit, within the space of seven years from and after the passing of this Act, such portion or portions of the aforesaid lot of ground, to be taken from the eastern moiety thereof as may be found requisite for the purposes aforesaid, provided that such portion and portions shall not in the whole exceed the space of one hundred and twenty feet on the line of Saint Paul Street, in breadth, by five hundred feet on the line of Ramsay Street, in depth.

Trustees empowered to borrow £5000 to meet the immediate outlay of money, to be repaid by the sale of ground.

II. And be it further enacted by the authority aforesaid, that in order to enable the said Trustees to dispose of such portion or portions of the said lot of ground to the best advantage it shall be lawful for them to borrow on legal interest, a sum or sums of money, not in the whole exceeding six thousand pounds currency, to meet the immediate outlay of money intended to be replaced by the sale of the said ground as aforesaid, and that for the surety of the principal and interest of the money that shall be so as aforesaid borrowed, it shall be lawful for the said Trustees, for the time being, and they are hereby authorized to pass a deed or deeds of mortgage, (*hypothèque*,) to the lenders of the money aforesaid, binding and hypothecating all that part of the aforesaid lot of ground which, under the provisions of this Act, the said Trustees are authorized to sell and dispose of.

Trustees may establish a certain rate of wharfrage.

III. And be it further enacted by the authority aforesaid, that it shall be lawful for the Trustees aforesaid, for the time being, to establish from time to time as they shall see fit, such rates of wharfrage on bulky commodities brought to or landed on the said public landing place, in the said Market in Saint Paul Street, or on any wharf or wharves or jetties to be hereafter therein erected, for sale or speculation, or kept back for higher prices than can for the time being be obtained, as they the said Trustees shall deem reasonable; Provided always that the said rates shall not be demanded or received until such time as the same shall have been sanctioned and approved of by the Magistrates in the General Quarter Sessions of the Peace, and that public notice thereof be given in one or more news papers published in the City of Quebec, at least six weeks previous to the said sanction being granted.

Proviso.

When the City of Quebec is incorporated the powers of Trustees and Magistrates to cease.

IV. Provided always and be it further enacted by the authority aforesaid, that so soon as the City of Quebec shall be incorporated, all the powers vested in the Trustees and Magistrates by this Act, shall cease and determine in respect to them, and be vested in the said Corporation, to whom the said Trustees and Magistrates shall deliver up possession of the said Market and account for their transactions respecting the same.