

In cases of
complaint,
how the Com-
missioner is to
act.

XVII. Provided always, and be it further enacted by the authority aforesaid, that in case of complaint as herein above-mentioned, and after the *Experts* shall have made their report in writing, as herein-before provided, it shall also be the duty of the said Commissioner, to proceed anew to make a just and fair distribution, fixing the proportion or proportions which each and every proprietor in the said Common, shall be bound to contribute and pay towards the indemnification awarded pursuant to such complaint, including the necessary costs and charges incurred in and about the proceedings arising from and incidental to such complaint, and to the report of *Experts*, of which the said Commissioner shall cause due notice to be given to the persons interested, and in case of non-payment by the party liable for the same, he may be sued by the party in whose favor the indemnity shall have been awarded, for the recovery thereof, in any Court of Competent Jurisdiction. Provided always, that in case it shall appear by the report of the said *Experts*, that such demand for indemnification shall be unfounded, the costs of such report shall be borne by the individuals who shall have made the demand, and may be recovered against them by the said Commissioners, in any Court of competent Jurisdiction.

Proviso.

Saving of
His Majesty's
rights.

XVIII. And be it further enacted by the authority aforesaid, that nothing in this Act contained, shall extend or be construed to weaken, diminish or extinguish the rights and privileges of His Majesty, his heirs and successors, nor of any person or persons, body politic or corporate, except such as are affected by this Act.

Public Act.

XIX. And be it further enacted by the authority aforesaid, that this Act shall be deemed a public Act, and as such shall be judicially taken notice of by all Judges, Justices of the Peace, and all other persons whomsoever, without being specially pleaded.

C A P. XXX.

AN ACT to amend an Act passed in the Ninth Year of His Majesty's Reign, intituled, "An Act for the establishment of a New Market
" Place in the Saint Lawrence Suburbs, Montreal."

(26th March, 1830.)

Preamble.

WHEREAS it is expedient to amend a certain Act, passed in the Ninth Year of His Majesty's Reign, Chapter forty, by repealing a certain section in the said Act, and substituting other provisions in the place thereof: Be it therefore enacted by the King's Most Excellent Majesty, by and with the advice

vice 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 the sixth section of the said Act, passed in the Ninth Year of His Majesty's Reign, intituled, "An Act for the establishment of a New Market Place in the St. Lawrence Suburbs Montreal," which section is in the words following: "And be it further enacted by the authority aforesaid, that for defraying the expenses of erecting a New Market House, or Temporary Stalls, and Weigh-House as aforesaid, it shall be lawful for the said Trustees or their successors in office, to borrow on legal interest a sum not exceeding two thousand five hundred pounds currency, to be laid out in part or in whole, in erecting a suitable Market House or Temporary Stalls on the said lot or space of ground. "Provided always that it shall be lawful for the said Trustees or their successors in office, to lay out so much of the said intended New Market House or Temporary Stalls, as to them shall appear necessary for the receiving and safe-keeping of one of the Fire Engines appertaining to the city of Montreal, with the buckets and other necessary implements thereunto belonging," shall be, and the same is hereby repeated:

Sixth Section of the Act of the 9th Geo. 4, cap. 30, repeated.

Trustees of the said Market Place authorized to borrow on legal interest £2500 for the erection of the same.

Proviso.

II. And be it further enacted by the authority aforesaid, that for defraying the expenses of erecting the New Market House or Temporary Stalls and Weigh-House, mentioned in the said Act, it shall be lawful for the Trustees of the said Market Place, or their successors in office, to borrow on legal interest, a sum not exceeding three thousand pounds currency, to be laid out wholly or in part, in erecting a suitable Market House or Temporary Stalls, on the lot or space of ground mentioned in the said act. Provided always, that it shall be lawful for the said Trustees or their successors in office, to lay out so much of such New Market House or Temporary Stalls as to them shall appear necessary, for the receiving and safe-keeping of one of the Fire Engines belonging to the City of Montreal, with the buckets and other necessary implements thereunto belonging.