

The Provincial Statutes of Lower-Canada, Being the fourth session of the of the Special Council, begun and holden at the City of Montreal, in the said Province of Lower Canada, fourteenth day of February, 1839. Quebec: John Carleton Fisher & William Kemble, Law Printer to the Queen's Most Excellent Majesty, 1839.

2 Victoria – Chapter 53 (Session 4)

An Ordinance to provide for the completion of certain Public Works, for the improvement of the Internal Communications, and for the encouragement of Agriculture, and for other purposes.

Whereas it is expedient to provide for the Internal Communications of the Province, and for the completion or performance of certain Public Buildings and Works therein, and for other objects connected with the general improvement of the Province:—Be it therefore Ordained and Enacted by His Excellency the Governor of the Province of Lower Canada, by and with the advice and consent of the Special Council for the affairs of the said Province, constituted and assembled by virtue of, and under the authority of an Act of the Parliament of the United Kingdom of Great Britain and Ireland, passed in the first year of the Reign of Her present Majesty, intituled, “An Act to make temporary provision for the Government of Lower Canada;”—And it is hereby Ordained and Enacted by the authority of the same, that it shall be lawful for the Governor, Lieutenant Governor, or Person administering the Government of this Province, by warrant under his hand, and out of any unappropriated monies which may be in the hands of the Receiver General, to advance and pay the several sums hereinafter mentioned, for the purposes also hereinafter mentioned and specified, respectively, that is to say:

For repairing or improving the road from this Province to the Province of New Brunswick, or for altering the line of such road in any place or places, and making a new road at such place or places, a sum not exceeding three thousand pounds currency,

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For repairing and improving the new hill at Pointe Levi, made by the Commissioners for Internal Communications, in the year one thousand eight hundred and eighteen, a sum not exceeding two hundred pounds currency,

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To make good a like sum advanced by warrants out of the public monies, in the years one thousand eight hundred and thirty six, and one thousand eight hundred and thirty seven, to the Commissioners of the Chambly Canal, for the preservation of the works of the said Canal, a sum not exceeding three thousand six hundred pounds currency,

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To the Commissioners of the Chambly Canal, to reimburse a like sura expended by them on the said Canal, over and above the sums advanced to them out of the public monies, a sum not exceeding eight hundred and sixty three pounds, eight shillings and ten pence currency,

863 8 10

To reimburse to John S. Hutchins, a like sum expended by him in building a bridge over the North River, in the Seignior of Argenteuil, (which said bridge shall, on the payment of the money hereby appropriated, be vested in Her Majesty for the public uses of the Province) a sum not exceeding two hundred and sixty one pounds, ten shillings and one penny currency,

261 10 1

To the Commissioners of the Emigrant Hospital at Quebec, to enable them to make provision for receiving, and to receive into that Hospital, persons attacked with contagious or infectious diseases in the said City, a sum not exceeding three hundred pounds currency,

300 0 0

To make good a like sum advanced out of the public monies of the Province, during the year one thousand eight hundred and thirty eight, to meet expenses incurred by the Trinity House at Quebec, over and above the funds appropriated by law for that purpose, a sum not exceeding two thousand and thirty-seven pounds, nineteen shillings and seven pence currency,

2037 19 7

To meet the probable deficiency in the funds appropriated by law to defray the expenses of the Trinity House at Quebec, and of the Trinity House at Montreal, for the present year, a sum not exceeding two thousand two hundred and thirty seven pounds, eleven shillings and eight pence currency,

2237 11 8

To the Collector of the Customs at Montreal, to defray the necessary expenses of completing the new Custom House in that City, by causing it to be enclosed, and other indispensable work about it, to be performed, a sum not exceeding three hundred and seventy five pounds currency,

375 0 0

To enable the Commissioners for the survey of Lake Saint Peter, to cause the said survey to be completed, a sum not exceeding five hundred pounds currency,

500 0 0

To the Montreal District Agricultural Society, a sum not exceeding one hundred and ninety four pounds, fifteen shillings and two pence currency, in addition to the balance of two hundred and five pounds, four shillings and ten pence currency, remaining in the hands of

the Treasurer of the said Society; out of which said sum and balance the Agricultural Society for the County of Montreal shall receive its proportion,

194 15 2

To the Agricultural Society of the District of Quebec, the sum of two hundred pounds currency, out of which the Agricultural Society for the County of Quebec shall receive its proportion,

200 0 0

To the Agricultural Society of the County of Quebec, a sum not exceeding twenty five pounds currency, and a like sum to the Agricultural Society of the County of Montreal, to enable the said Societies respectively, to offer a premium for the best essays on the Natural History of the Wheat Fly, and for the best experiments on the means of preventing the injury caused by that insect to the grain crops, and the most satisfactory accounts of such experiments,

50 0 0

A sum not exceeding one thousand pounds currency, to enable Her Majesty to acquire from the Seigneur of the Seigniorie [Seigneurie] of Cap Rouge, in the District of Quebec, the right of toll (droit de peage) over the River Cap Rouge,

1000 0 0

A sum not exceeding one thousand pounds currency, to defray the expense of building a bridge over the said river, which said (droit de peage) and the said bridge, shall, when so acquired and built, be vested in Her Majesty for the public uses of the Province,

1000 0 0

A sum not exceeding one thousand pounds currency, towards defraying the expense of rebuilding the bridge over the River Ottawa, between Hull in this Province and Bytown in the Province of Upper Canada: Provided always, that no part of the said sum shall be expended, until an equal sum shall have been appropriated for the same purpose by the Legislature of Upper Canada,

1000 0 0

To the Secretary of His Excellency the Governor General, a sum not exceeding two thousand pounds currency, for the purpose of establishing a Penitentiary within the Common Gaol for the District of Three Rivers [Trois-Rivières],

2000 0 0

To the Secretary of His Excellency the Governor General, a sum not exceeding two thousand pounds currency, for providing a temporary Asylum for the Insane in this Province, at such place as His Excellency may see fit,

2000 0 0

A sum not exceeding one thousand five hundred pounds currency, for building a proper and sufficient vessel to receive the Steam Dredging Machine, purchased and imported by the Commissioners appointed for that purpose, under the authority of certain Acts of the Provincial Legislature,

1500 0 0

A sum not exceeding three thousand pounds currency, towards rebuilding the Bridge over the River Saint Maurice, near the Town of Three Rivers; Provided that no more than one half of the said sum shall be advanced or expended during the year ending on the tenth day of April, one thousand eight hundred and forty,

3000 0 0

To the Secretary of His Excellency the Governor General, a sum not exceeding eight hundred pounds currency, for the purpose of improving the Post Road, by the Kennebec, to the State of Maine,

800 0 0

II. And be it further Ordained and Enacted by the authority aforesaid, that the several sums hereby appropriated with regard to which no provision is made by this Ordinance, or by any other Act or Ordinance as to the persons or officers to whom such sums respectively shall be advanced, or under whose superintendence they shall be expended, may be advanced to and expended by such persons or officers, and under such instructions and regulations as the Governor, Lieutenant Governor, or person administering the Government, shall think fit to appoint, issue, and make.

III. Provided always, and be it further Ordained and Enacted by the authority aforesaid, that no portion of any of the sums hereby appropriated, except such as are appropriated to reimburse or make good expenses already incurred and approved as hereinafter mentioned, shall be expended by the persons or officers to whom they shall be respectively advanced, until after the mode and plan, according to which it shall be proposed to expend them shall have been submitted to and approved by the Governor, Lieutenant Governor, or person administering the Government, nor until it shall appear to his satisfaction, that sufficient security has been given for the due performance of the work (if such work is to be performed by contract,) for the sum appropriated for the same, and within a time certain, fit and consistent with the public good.

IV. And be it further Ordained and Enacted by the authority aforesaid, that each and every the persons, societies and officers respectively, to whom the expenditure of any portion of the monies hereby appropriated shall be entrusted, shall make up and transmit to the Governor, Lieutenant Governor, or person administering the Government, detailed reports of their proceedings in that behalf, at any time or times when he shall think it expedient to require and demand any such report.

V. And be it further Ordained and Enacted by the authority aforesaid, that every person to whom shall be entrusted the expenditure of any portion of the monies hereby appropriated, shall make up detailed accounts of such expenditure, shewing the sum advanced to the Accountant, the sum actually expended, the balance, if any, remaining in his hands, and the amount of the monies hereby appropriated to the purpose for which such advance shall have been made, remaining unexpended in the hands of the Receiver General; and every such account shall be supported by Vouchers, therein distinctly referred to by numbers corresponding with the numbering of the items in such account, and shall be made up to, and closed on the tenth day of April, and the tenth day of October in each year, during which such expenditure shall be made, and shall be attested before a Justice of the Court of King's Bench, or a Justice of the Peace, and such accounts, shall be transmitted to the officer whose duty it shall be to receive the same, within fifteen days after the said periods respectively.

VI. And be it further Ordained and Enacted by the authority aforesaid, that the due application of the monies hereby appropriated, shall be accounted for to Her Majesty, her heirs and successors, through the Lords Commissioners of Her Majesty's Treasury, in such manner and form as Her Majesty, her heirs and successors, shall direct.

J. COLBORNE.

Ordained and Enacted by the authority aforesaid, and passed in Special Council, under the Great Seal of the Province, at the Government House, in the City of Montreal, the Eighth day of April, in the second year of the Reign of Our Sovereign Lady Victoria, by the Grace of God, of Great Britain and Ireland, Queen, Defender of the Faith, and so forth, and in the Year of Our Lord, one thousand eight hundred and thirty-nine.

By His Excellency's Command,
W. B. LINDSAY,
Clerk Special Council.