

Statutes of Upper-Canada, Passed in the third session of the sixth provincial parliament (1814). From *The Provincial Statutes of Upper-Canada: Revised, Corrected, and Republished* (York, R. C. Horne, 1818.)

54 George III – Chapter 9

An Act to declare certain persona therein described Aliens, and to vest their Estates in His Majesty. (Passed March 14th, 1814.)

Whereas, many persons inhabitants of the United States of America, claiming to be Subjects of His Majesty, and renewing their allegiance as such by oath, did solicit and receive grants of Lands from His Majesty, or became seized of Lands by inheritance or otherwise within this Province, which persons, since the declaration of War by the said United States of America, against His Majesty and His Subjects of the United Kingdom of Great Britain and Ireland, have voluntarily withdrawn themselves from their said allegiance, and the defence of the said Province: Be it enacted by the King's Most Excellent Majesty, by and with the advice and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 Upper 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 by the authority of the same, That all such persons as aforesaid, who, having received grants of Land, or may have become seized of Lands, within this Province, by inheritance or otherwise, as shall have voluntarily withdrawn themselves from this Province into the United States of America, since the first day of July, one thousand eight hundred and twelve, or who may hereafter during the present War, voluntarily withdraw themselves from this Province into the said United States, without licence, granted under the authority of the Governor, Lieutenant Governor, or Person administering the Government of this Province, shall be taken and considered to be Aliens born, and incapable of holding Lands within this Province.

II. And be it further enacted by the authority aforesaid, That it shall and may be lawful for the Governor, Lieutenant Governor, or Person administering the Government, by Commission under the Great Seal of this Province to authorise any Sheriff Coroner, or other person or persons in the several Districts of this Province, to enquire by the oath of twelve good and lawful men of their respective Districts, and by inquisition indented under the hands and Seals of the said Jurors, and of the said Commissioner or Commissioners, to return to His Majesty's Court of King's Bench all such persons as aforesaid, who, seized of Lands in the respective Districts, shall have voluntarily withdrawn from the Province into the United States of America since the said first day of July, and before the conclusion of the existing War with those States, without licence granted under the authority of the Governor, Lieutenant Governor, or Person administering the Government, and from and after the said finding by such inquisition, His Majesty shall become seized of the Lands so found to have been in the Seisin of such person on the said first day of July. Provided always, That nothing in this Act contained, shall be construed to prevent any persons interested in the said Lands from traversing any inquisition or office respecting the same, at any time within one year

after the Peace shall be established between His Majesty, and the United States of America, or within one year after the finding of such inquisition.

III. Provided always, That nothing in this Act shall extend or be construed to extend to affect the claim of any bona fide creditor, or to defeat any just lien or security of, or upon any Lands, Tenements or Hereditaments whatsoever.