

near, that such Alien is of the above description to be committed to the common Gaol of the District.

Such Justices of the Peace, to transmit without delay, such declaration to the Governor.

alien is of the description before mentioned, then and in that case, it shall and may be lawful for such Justice of the Peace to commit such alien for safe custody to the common gaol of the District, and it shall be the duty of such Justice of the Peace and he is hereby enjoined and required, to transmit without delay, the declaration so received and taken by him, together with an account of his proceedings thereon, to the Governor, Lieutenant-Governor or person administering the Government of this Province, to the end that the said alien may be dealt with, as in and by this Act is declared and provided.

In all questions whether the person is or is not a native of France the *onus probandi* to be on the person, in respect of whom the question arises.

III. And be it further enacted by the authority aforesaid, that in all cases concerning the execution of this Act, when any question shall arise, whether any person is or is not a native of France, or may or may not have resided in France, at any period since the first day of January, one thousand seven hundred and ninety-three, or may or may not have borne arms, or may or may not have held any office civil or military in the service of the power or powers, person or persons governing France, and the Colonies, Territories or Dependencies thereof, at any time during the Revolution and Troubles therein, since the said first day of January, one thousand seven hundred and ninety-three, or hath or hath not come into this Province during the continuance of this Act, the *onus probandi* with respect to every fact which in any such question shall exempt such person or persons respectively from the operation of this Act, shall be, upon the person, touching whom such question shall arise.

Continuance of this Act.

IV. And be it further enacted by the authority aforesaid, that this Act shall continue in force until the first day of May, which will be in the year of our Lord, one thousand eight hundred and eighteen, and no longer.

C A P. XXI.

AN ACT to appropriate a further Sum of Money towards the payment of of certain arrears due for the erection of a Common Gaol, in the District of Quebec.

(22 March, 1817.)

MOST GRACIOUS SOVEREIGN,

Preamble

WHEREAS the monies heretofore appropriated for the erection of a Common Gaol in the District of Quebec, have been found insufficient, and whereas it

it is necessary to appropriate a further sum for the payment of certain arrears due for the erection of the same, by the Commissioners appointed under and in virtue of an Act passed in the forty-fifth year of His Majesty's Reign, intituled, "An Act to provide for the erecting of a Common Gaol in each of the Districts of Quebec and Montreal respectively, and the means for defraying the expences thereof;" may it therefore please 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 making more effectual provision of 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 it shall and may be lawful for the Governor, Lieutenant-Governor or person administering the government of this Province for the time being, by warrant or warrants under his hand and seal, directed to the Receiver-General of this Province, to issue to the Commissioners appointed under and in virtue of the above-mentioned Act, or to any one of them, for the purposes above-mentioned, the sum of eleven hundred and six Pounds, two Shillings, current money of this Province, out of any of the unappropriated monies which now are or which may hereafter come into the hands of the Receiver-General of this Province, and which have been or shall be levied or collected under any Act or Acts of the Legislature of this Province.

£1106:3 granted to pay certain arrears due for the erection of the Gaol of Quebec.

Application of the Money how to be accounted for.

II. And be it further enacted by the authority aforesaid, that the due application of the said monies appropriated pursuant to the directions of 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 direct.

C A P. XXII.

AN ACT to authorize the closing and sale of a part of Capital Street in the City of Montreal; and for the disposal of the monies arising from the sale of the same.

(22 March, 1817.)

Preamble.

WHEREAS it is expedient to close up that part of Capital street, in the City of Montreal, lying and between St. Joseph street and the street or lane, commonly called,