

CHAP. XVI.

AN ACT granting to Chauncey Beadle the exclusive privilege of Establishing and Running a Line of Public Stages between the Village of Ancaster in the Gore District, and the Town of Sandwich in the Western District.

[Passed 17th Feb. 1827.]

Preamble.

WHEREAS it is desirable for the accommodation of His Majesty's Subjects, Travelling from the Village of Ancaster in the Gore District, to the Town of Sandwich in the Western District, that a Public Stage or Conveyance by Land Carriage, from Ancaster aforesaid, passing through the Village of Brantford in the said Gore District, by the present high road, through Burford, Oxford, and the Tract of Land called the Long Woods, crossing the River Thames at Delaware, to Sandwich aforesaid. *And whereas*, it would greatly conduce to the general interests of the Province, to afford an inducement by particular encouragement to the establishment of such a Line of Public Stages at an earlier period than the state of the Roads and Settlements, through which such Stages must pass, would otherwise admit. *And whereas*, Chauncey Beadle of St. Catharines, in the Niagara District, is willing to Establish and Support a line of Public Stages upon the above Route, as hereinafter specified, provided the exclusive right of a Public Stage, upon such Route, shall be secured to him, his Executors, Administrators, and Assigns, for the period of Twenty-one years.

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 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 if the said Chauncey Beadle, his Executors, Administrators, or Assigns, do, and shall, at or before the expiration of One Year from the First day of July next, establish a Land Conveyance, or Line of Public Stages, for the conveyance of Travellers from Ancaster aforesaid, to Sandwich aforesaid, and from Sandwich to Ancaster by the Route aforesaid, and do and shall, from thenceforth, furnish safe, convenient, and comfortable, Covered Carriages with Springs, during all Seasons when Carriages shall be required; and also, safe, commodious, and comfortable Sleighs, when requisite for the accommodation of the Passengers, and shall and do also furnish and provide good Horses, with proper Relays at conve-

Chauncey Beadle and his Assigns to have an exclusive privilege of running a Public Stage from Ancaster to Sandwich for 21 years on certain conditions.

nient distances, and also, careful, experienced, and civil Drivers; and do and shall Run such Stages from thenceforward, at all Seasons of the Year, with regularity and diligence, leaving each of the said extreme points of departure, Ancaster and Sandwich, at least once in each week, at a stated day and from a stated place, and perform the whole journey from Ancaster to Sandwich, and from Sandwich to Ancaster alternately by the Route aforesaid, within the space of Four Days each time, unless prevented by inevitable accidents or unavoidable delays, and shall not exact from each grown Passenger, with Thirty pounds weight of Baggage, a greater price than Three Pence Currency per Mile, for each Mile he may be conveyed by such Stage, nor exact from each Child under Twelve Years of age, with half the quantity of Baggage, more than half the said price or fare of Three Pence per Mile, nor any thing for Infants under Two Years of age; then and in such case and so long, not exceeding the period of Twenty one Years from the day of the passing of this Act, as such Line of Public Stages shall be maintained, and be properly conducted according to the purport, true intent, and meaning of this Act, and all the conditions aforesaid be observed and fulfilled, but no longer; it is hereby enacted and declared, that the said Chauncey Beadle, his Executors, Administrators, or Assigns, shall and may have and enjoy the exclusive right, privilege, advantage, and profit of a line of Public Stages from Ancaster to Sandwich, and from Sandwich to Ancaster as aforesaid, by the Route aforesaid, and that it shall not be lawful for any other person or persons whatsoever, so long as the privileges hereby granted shall continue by the Terms and Provisions of this Act, to Establish, Maintain, Run, or Keep any Public Stage, or Line of Stages, from Ancaster to Sandwich, or from Sandwich to Ancaster aforesaid, or upon any part of the Route aforesaid, and that any person or persons Establishing, Maintaining, Running, or Keeping any Public Stage contrary to this Act, shall be liable to be prosecuted by the said Chauncey Beadle, his Executors, Administrators, or Assigns, and he or they shall be entitled to recover from any person or persons infringing the Provisions of this Act as aforesaid. *Provided always nevertheless*, that nothing herein contained shall extend, or be construed to extend, to prohibit or prevent any person travelling the whole or any part of the aforesaid Route in any private Carriage or Conveyance, whether owned by the Party or hired for the purpose of travelling therein.

Periods of departure.

Time occupied on the Route.

Baggage.

Rates of Fare.

Right to be enjoyed only so long as all the conditions are observed.

Persons may hire Carriages for their own use.

Stage shall commence running within a year and a half.

II. *And be it further enacted by the authority aforesaid*, That none of the privileges hereby granted to the said Chauncey Beadle, his Executors, Administrators, or Assigns, shall be enjoyed by him or them, unless the said Line of Stages shall be by him or them Established and in operation within the period of One and a half Years from the passing of this Act, nor for a longer period than Twenty-one Years from the passing hereof; and that unless the said Line of Stages shall, from their first

Casual detentions.

Establishment, continually to the end of the said period of Twenty-one years, be maintained and kept in regular operation according to the true intent and meaning of this Act, then and in such case, and in default thereof, the privileges hereby granted shall cease and determine to all intents and purposes whatsoever. *Provided always*, that no casual suspension of the running of the said Stages for a period not exceeding at one time Two Weeks, owing to inevitable accidents or unavoidable obstacles, shall be construed or considered as cancelling, repealing, or making void the said privileges hereby granted.

Remedy, if the privileges hereby given shall be abused.

III. *And be it further enacted by the authority aforesaid*, That if at any time or times during the continuance of this Act, it shall appear that the conditions upon which the privileges aforesaid are by this Act granted to the said Chauncey Beadle, his Executors, Administrators, and Assigns, or any of the said conditions, shall be disregarded or not be complied with, or if it shall appear that any of the privileges hereby granted, have been or are abused or misapplied, or that the regular and convenient Public Accommodation hereby contemplated, shall not be provided and furnished according to the purport, true intent, and meaning of this Act, it shall and may be Lawful for the Parliament of this Province, by any future Act or Acts, as occasion may require, to repeal, alter, or amend this Act, as shall seem expedient and just, and to the furtherance of the Public good; and it is hereby expressly declared, that the privileges hereinbefore mentioned, are granted to the said Chauncey Beadle, his Executors, Administrators, and Assigns, upon this express condition, and not otherwise.



CHAP. XVII.

AN ACT for affording Public Aid towards the Completion of the Welland Canal.

[Passed 17th Feb'y. 1827.]

Preamble.

WHEREAS it is necessary to afford public aid in furtherance of the great undertaking now in progress for uniting the waters of Lakes Erie and Ontario by a Canal, navigable for such Vessels as are ordinarily used for transport on the Lakes.

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 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