

Chatham and Camden, may have improved on any of the adjoining Lots varying from the said Lots in Harwich and Howard, then such improvements shall be valued by three disinterested persons, chosen by the parties concerned, in the following manner, that is to say: one disinterested person shall be chosen by each of the parties, and these two persons so chosen, shall choose a third disinterested person, who shall meet and decide upon the value of such improvements, and the decision of a majority of such three persons shall be final; and the value of such improvements so found, as aforesaid, shall be paid by the owner of the Lot upon which they have been made, to the person having made the same, within such time and in such manner, as the said Arbitrators shall award and direct; which said reference and award may be made a Rule of His Majesty's Court of King's Bench, by either of the parties interested: *Provided always, nevertheless*, that no person or persons who may become entitled to claim any improved Lands, after the Lines shall have been established under this Act, shall be entitled to claim or enter into the possession of the same, until he, she or they, shall have paid or tendered to the person or persons entitled to receive the same, or his or their Agent, the amount which may have been awarded as the value of such improvements.

Improvements made on lots in front of Chatham and Camden, to be valued by disinterested persons, and to be paid for.

Award to be made a rule of Court of King's Bench.

Improvements not to be taken possession of until paid for, or money tendered.

CHAP. LIX.

AN ACT to amend an Act passed in the first year of His present Majesty's Reign, entitled, "An Act to provide for settling and determining by Arbitration certain difficulties that have arisen, or may arise, between persons owning Land in the Eighth Concession of Saltfleet, and persons owning, or claiming to own, Lands in the First Concession of Binbrook, who through mistake may have made improvements on the rear part of the said Eighth Concession of Saltfleet."

[Passed 4th March, 1837.]

WHEREAS an Act was passed in the first year of His present Majesty's Reign, entitled, "An Act to provide for settling and determining by Arbitration certain difficulties that have arisen, or may arise, between persons owning Land in the Eighth Concession of Saltfleet, and persons owning, or claiming to own, Lands in the First Concession of Binbrook, who through mistake may have made improvements on the rear part of the said Eighth Concession of Saltfleet," by which it is provided, that the said disputes shall be settled by Arbitration, but no provision is made

Preamble.
Recites that disputes are to be settled by Arbitration.

therin in cases where persons in the First Concession of Binbrook, having possession of Lands in the Eighth Concession of Saltfleet, refuse so to Arbitrate, and thereby keep possession of the said Lands, contrary to the rights of the proper owners, for remedy thereof: *Be it enacted* by the King's most Excellent Majesty, by and with the advice and consent of the Legislative Council and Assmby of the Province of Upper Canada, constituted and assebled by virtue of and under the authority of an Act passed in the Parliament of Great Britain, entitled, "An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's reign, entitled, '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 in all cases where any person or persons in the First Concession of the Township of Binbrook, in the District of Gore, or any other person or persons having possession, shall neglect or refuse to Arbitrate, agreeably to the provisions of the before recited Act, for the period of three months, after due notice of the time and place when and where such Arbitration as is provided for by said Act shall be held, then and in such case the Judge of the District Court, of said District, shall and may nominate and appoint one other Arbitrator on their behalf, with the same powers and authority, as if appointed by any party or parties in adverse possession; whose award shall be final, and subject to be enforced in the same manner, as if the party so in adverse possession had appointed an Arbitrator, according to the above recited Act.

Provides remedy when party refuses or neglects to arbitrate.

CHAP. LX.

AN ACT granting a Loan to the City of Toronto and Lake Huron Rail Road Company, and for other purposes therein mentioned.

[Passed 4th March, 1837.]

Preamble.

WHEREAS it is for the benefit of this Province, that the City of Toronto and Lake Huron Rail Road should be completed with as little delay as possible: *And whereas*, it is expedient and right to afford aid to this undertaking by way of Loan, to be secured in manner hereinafter mentioned: *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, entitled, "An Act to repeal certain parts of an Act