

cient quantity of the Water of the said River Thames, for the purpose of working any Mills or Machinery, which the owners or occupiers of the last-mentioned Lot may deem it advisable to erect thereon, doing no damage to the said Dam.

IV. *And be it further enacted by the authority aforesaid*, That if the said Dam shall not be erected and used for the purposes above-mentioned, within two years from the passing of this Act, the privilege and right granted shall from thenceforth cease and determine, as if this Act had not been passed.

Dam to be erected within two years.

V. *And be it further enacted by the authority aforesaid*, That it shall and may be lawful for the Legislature of this Province, at any time hereafter, when in their opinion the public interest shall require it, either to amend or repeal this Act.

Legislature may amend or repeal this Act.

## CHAP. XLI.

*AN ACT for stopping up parts of certain Streets in the Town Plot of Sandwich, in the Western District, and for other purposes therein mentioned.*

[Passed 10th February, 1840.]

**W**HEREAS divers Inhabitants of the Town of Sandwich and its neighbourhood, in the Western District, have by their Petition to the Legislature of this Province, shewn that it would be an accommodation to the public, and a saving of Statute labour and other expenses, if a new Street or Road was to be opened through the Southern end of Park Lot number one, near the said Town, and if certain parts of Back Street and South Street, in the Town Plot of the same Town, were to be stopped up and extinguished as a Road, according to a certain plan annexed to their Petition, and they have prayed the Legislature to carry the above arrangement into effect: *And whereas* it is expedient to comply with the prayer of the said Petition: *Be it therefore enacted* by the Queen'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 passed

Preamble.

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 it shall be lawful for the Path Master or Street or Road Surveyor of the Town of Sandwich, for the time being, and he is hereby required so soon after the passing of this Act as may be, to open or cause to be opened a New Street or Road from Centre Street through the Southern end of Park Lot number one aforesaid into Peter Street, on the Town Plot of Sandwich, such Road or Street to be of the length of thirteen chains and fifty-two links or thereabouts, and to be of the same width as Centre Street aforesaid; and after the same Road or Street is opened and made passable, it shall become and be and is hereby declared to be a Public Highway, and dedicated to the public for all lawful purposes whatsoever.

A new street to be opened in Sandwich:

To be a public highway.

As soon as new street is opened certain streets to be stopped, and to cease to be public highways.

II. *And be it further enacted by the authority aforesaid,* That as soon as the said New Street or Road shall have been opened from Centre Street to Peter Street as aforesaid, and be fit for travelling over, it shall be lawful for the said Path Master or Surveyor, and he is hereby required to stop up and extinguish, as a Public Road or Highway, so much of South Street aforesaid as extends from Cross Street on the said Town Plot to Back Street aforesaid, being six chains and twenty-five links in length or thereabouts, and also so much of Back Street aforesaid as extends from Chipewa Street, on the said Town Plot, to Centre Street aforesaid, being thirty-four chains and thirty links or thereabouts, and also such further part of Back Street aforesaid as extends from Centre Street aforesaid to McKee's line, being twenty-five chains or thereabouts, and such parts of South Street and Back Street as shall be so stopped up, are hereby declared to be extinguished as Public Highways, from the time that the aforesaid New Street or Road from Centre Street through Park Lot number one to Peter Street aforesaid shall have been opened and made fit for public use and travel.