



ANNO NONO

VICTORIÆ REGINÆ.

CAP. CIV.

An Act to vest in Richard E. Vidal, his Heirs and Assigns, the Government allowance for a Road across certain Lots of Land in the Township of Sarnia, in the Western District, now belonging to him.

[18th May, 1846.]

**W**HEREAS it appears that two certain lots of land fronting upon the River St. Clair, and being lots numbers seventy-three and seventy-four, in the Front Concession of the Township of Sarnia, in the Western District of this Province, were by His late Majesty's Letters Patent, bearing date the first day of April, in the year of our Lord, one thousand eight hundred and thirty-three, granted to Richard E. Vidal, Esquire, a Commander in the Royal Navy, and by the said Letters Patent the usual allowance for a Public Road was reserved on the front of the said lots, on the top of the bank of the said River; And whereas it also appears that the said Public Road, if made on the allowance so reserved, would have passed across a deep ravine and through a deep swamp, and that the settlers beyond the now Village of Sarnia (being the parties chiefly interested in the said Road) wishing to avoid the said ravine and swamp, applied to the said Richard E. Vidal, and urged him to allow the said Road to pass over the said lots on a line about three chains from the said allowance for Road, and that he consented to allow the Road to be made on the line last mentioned, under the persuasion that the Government allowance first above mentioned could be legally conveyed to him by the Surveyor of Highways, in the place of the land given by him for the said Road on the line last above mentioned,—and that a new Road was opened and is now open as a Public Highway on the said line,—and the Surveyor of Highways for the Township of Moore, acting under the order of the Justices of the Peace for the Western District, did, on the twenty-fourth day of July, in the year of our Lord, one thousand eight hundred and forty, execute a deed purporting to convey the said Government allowance, first above mentioned, to the said Richard E. Vidal, instead of the land granted by him for the new Road so opened as aforesaid; And whereas the said Surveyor of Highways had not, by law, power to convey the said Government allowance to the said Richard E. Vidal as aforesaid, and it is nevertheless just and right that the same should be granted and confirmed to him for the considerations aforesaid, as by his petition he hath prayed: Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, intituled,

Preamble.  
Recital, of the  
case of R. E.  
Vidal.

The Govern-  
ment allow-  
ance for a  
Road on the  
said lots vested  
in R. E. Vidal;  
and the land  
allowed by him  
declared to be  
the Public  
Road.

intituled, *An Act to re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada*, and it is hereby enacted by the authority of the same, That the land first reserved as the Government allowance for a Public Road along the top of the bank of the River Saint Clair, across the two lots granted to the said Richard E. Vidal, by the Letters Patent in the preamble to this Act mentioned, shall be and is hereby vested in the said Richard E. Vidal, his heirs and assigns for ever; any thing in the said Letters Patent or in any Act or Law to the contrary notwithstanding; and the land allowed or to be allowed by the said Richard E. Vidal, for the new Road, on the line secondly mentioned in the preamble to this Act, and on which a Public Road is now made, and being of the width of sixty-six feet, shall be the allowance for the Public Road across the said lots, as if the same had been the land reserved for that purpose in and by the Letters Patent aforesaid.

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