

Laws of His Majesty's Province of Upper Canada, passed in the year 1857. Toronto: Stewart Derbishire & George Desbarats, 1857.

20 Victoria – Chapter 205

An Act for closing up certain Road Allowances in the Township of Thorold, and to vest the same in parties herein mentioned. Assented to 27th May, 1857.

Whereas the Municipal Council of the Township of Thorold, in the County of Welland, have represented by their Petition, as follows: That of the unopened Road Allowance in the said Township, running from Chippewa Creek to the Township Line between Thorold and Grantham, and dividing lots fifty-two and fifty-three, the part running from the Saint John's and Thorold Road, runs through the garden and orchard of John Swayze on the said lots, and if opened would occasion him very serious damage, and that there are already taken from those lots, two other roads, serving in lieu of such unopened Road Allowance; and have further represented that the unopened Road Allowance in the said Township of Thorold, running between lots thirty-three and fifty-one, thirty-four and fifty-two, thirty-five and fifty-three, would, if opened, occasion considerable damage to the property of Tice Lampmore, on the said lot thirty-five, passing, as in such case it would, through his dwelling-house, out-buildings and orchard, and that the old travelled road called the Beaverdams and Thorold and the Beaverdams and Hamilton Road answers the same purpose, as the said last mentioned unopened road would if opened; and have further represented that roads are already opened out of lots fifty-one and fifty-two and fifty-three aforesaid, which answer the same purpose as the said unopened Road Allowance would if opened, and that buildings have been erected, orchards planted, a burying-ground and village lots laid out on the said unopened Road Allowance, under the impression that the same never would be opened; And whereas the said Municipal Council have by their said Petition prayed, that that part of the original Road Allowance from the said Saint John's and Thorold Road to the Beaverdams and Hamilton Road, between said lots fifty-two and fifty-three, being on the Road Allowance from Chippewa Creek to the Township Line between Thorold and Grantham aforesaid, and that part of the original Road Allowance running between the said lots thirty-three and fifty-one, thirty-four and fifty-two, and thirty-five and fifty-three, maybe permanently closed, and that such original Road Allowances may be vested in the parties who have given a more advantageous road in lieu thereof; And whereas Duncan McFarland and many others of the inhabitants of the said Township, have also by their Petition joined in the representations of the said Municipal Council and in the prayer thereof, and it is just and expedient to grant the same: Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

I. That part of the said original Road Allowance from the Saint John's and Thorold Road to the Beaverdams and Hamilton Road, between the said lots fifty-two and fifty-three, shall be and is hereby vested in John Swayze, of the Township of Thorold aforesaid, Farmer, his heirs and assigns for ever; that part of the said original Road Allowance running east and west between lots thirty-three and fifty-one aforesaid, shall be and is hereby vested in Oran Thaol, of Thorold aforesaid, Farmer, his heirs and assigns for ever; that part of the said original Road Allowance running between lots thirty-four and fifty-two aforesaid, shall be and is hereby vested in Wellington Smith, of Thorold aforesaid, Farmer, his heirs and assigns for ever; and that part of the said original allowance running between, the said lots thirty-

five and fifty-three, shall be and is hereby vested in Mathias Lampman, of Thorold aforesaid, Farmer, his heirs' and assigns for ever; and the said opened and travelled roads are, and each of them is hereby declared to have been duly established as public highways respectively.

II. This Act shall be deemed a Public Act.