

produced from the Judge before whom the cause was tried, in which such Commission or Commissions shall have been or shall be opened, that such Commission or Commissions afforded due and sufficient evidence of the execution of the said Will according to the Laws relating to devises of Real Estate.

Defendants
may obtain the
issue of a new
Commission.

II. And be it enacted, that it shall and may be lawful for any Defendant or Defendants in any action or actions in any Court of Law or Equity, or any judicial proceeding in Canada West, in which it may be necessary to give evidence of the due execution of the Will of the said Thomas Clark to apply to the said Courts upon affidavit, shewing good cause for the same, of any matter tending to invalidate the said Will, for a Commission or Commissions to examine the witnesses to the said Will, and upon such Commission or Commissions being granted to the said Defendant or Defendants, no proceedings shall be had under the first section of this Act upon any Commission or Commissions taken and returned as therein mentioned, but such action or actions shall proceed as if this Act had never been in force; Provided always that such defendant or defendants shall proceed upon the Order granting any such Commission or Commissions within one month after such Order shall be made.

And stay of
proceedings.
Proviso.

CAP. XXIX.

An Act to authorize the Court of Chancery to admit William Vynne Bacon to practise therein as an Attorney and Solicitor.

[12th October, 1842.]

Preamble.

WHEREAS WILLIAM VYNNE BACON, of the Town of Kingston, in the Midland District, gentleman, hath by his Petition represented that he is a duly admitted Attorney and Solicitor, and has practised in the Courts of King's Bench, and Common Pleas and in the High Court of Chancery in England for a period of seven years and upwards, and that he has for fifteen months last past been studying with a practitioner in this Province, and hath prayed that an Act may be passed to authorize the Court of Queen's Bench, and also the Court of Chancery, respectively, in and for that part of this Province formerly called Upper Canada, to admit him to practise therein respectively as an Attorney and Solicitor; And whereas it is expedient to comply in part 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 of the Legislative Assembly of the Province of Canada,

da, 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, and 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 it shall and may be lawful for the High Court of Chancery in and for that part of this Province formerly called Upper Canada, in the discretion of said Court, to admit the said William Vynne Bacon to practise as an Attorney and Solicitor in the said Court; any Law or Statute to the contrary notwithstanding.

CAP. XXX.

An Act to appropriate a certain sum to enable Her Majesty to remunerate Doctor Thomas Rolph, for his past services as Emigration Agent.

[12th October, 1842.]

MOST GRACIOUS SOVEREIGN:-

WHEREAS His Excellency the Right Honorable Sir Charles Bagot, Governor General of this Province, hath, by His Message bearing date the twenty-ninth day of September, one thousand eight hundred and forty-two, recommended that a Sum, not exceeding that hereinafter mentioned, be appropriated to remunerate Doctor Thomas Rolph for his past services as Emigration Agent in the United Kingdom, on behalf of the Government of Canada, and it is expedient to make such appropriation: May it therefore please Your Majesty, that it may be enacted, and be it 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 Great Britain and Ireland, 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 from and out of any unappropriated monies forming part of the Consolidated Revenue Fund of this Province, there may be paid to the said Doctor Thomas Rolph, a Sum not exceeding five hundred and fifty-five pounds eleven shillings and one penny, Currency, as a remuneration for his services aforesaid.

Preamble.

Message of 29
Sept. 1842, re-
cited.

£555 11s. 1d.
Currency ap-
propriated as a
remuneration
to Dr. T.
Rolph.

II. And be it enacted, that the due application of the monies hereby appropriated shall be accounted for to Her Majesty, Her Heirs and successors, through the Lords Commissioners of Her Majesty's Treasury for the time being, in such manner and form as Her Majesty, Her Heirs and Successors shall direct.

Application
of the money
to be account-
ed for to Her
Majesty.