

ments, any Commission at the rate of two and a half per cent. as heretofore allowed, to be deducted out of the monies levied by such sale; any law to the contrary notwithstanding: but in such case, the said Sheriff shall be entitled only to charge, over and above all his disbursements, and in lieu of such Commission, a sum of twenty five pounds, currency, if the purchase of the said Fief and Seigniorie be made for and in the name of Her Majesty, and a sum of one hundred pounds, currency, if such purchase be made by any other person or persons, and no more.

X. Provided always, and be it enacted, that nothing in this Act contained shall be construed to extend to any property belonging to the said vacant estate and succession, other than the said Fief and Seigniorie; and any such other property may and shall be proceeded against, taken in execution and sold in the ordinary course of law, as if this Act had not been passed.

Other parts of the estate to be sold in the usual manner.

XI. And be it enacted, that the due application of any public monies paid under this Act, shall be accounted for to Her Majesty through the Lords Commissioners of Her Majesty's Treasury for the time being, in such manner and form as Her Majesty shall direct; and that an account of all such monies shall be laid before the Legislative Assembly of this Province within fifteen days after the opening of the then next Session thereof.

Accounting Clause.

XII. And be it enacted, that the words "Governor of this Province," whenever they occur in this Act, shall be understood to include any person authorized to execute the Commission of Governor; that the words, "Her Majesty," shall be understood to include Her Majesty, Her Heirs and Successors; and that the words "Lower Canada," shall be understood to mean all that part of this Province which formerly constituted the Province of Lower Canada.

Interpretation Clause.

C A P. XXVII.

An Act to empower the Seigniors of the Fiefs Nazareth, St. Augustin and St. Joseph, in the City and County of Montreal, to commute the Tenure of the Lands now held *en censive* in the said Fiefs, respectively.

[9th December, 1843.]

WHEREAS it is expedient to empower the Seigniors of the Fiefs herein-after mentioned, lying in the City and County of Montreal, to commute with their *Censitaires*, for the release and extinguishment of all Seigniorial rights, dues

Preamble

The Seigniors of the Fiefs Nazareth, St. Augustin, and St. Joseph empowered to commute with their *Censitaires*.

On such terms as may be agreed upon.

Consequence of such commutation.

Proviso—nothing in this Act to exempt the said Seigniors from the effect of any general law for commutation.

dues and burthens, whatsoever; 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, *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 be lawful for the Seignior or Seigniors of any of the Fiefs Nazareth, St. Augustin, and St. Joseph, in the City and County of Montreal, respectively, to commute with any person or persons, body or bodies politic or corporate, or other party or parties whomsoever, who now hold or hereafter may hold any real or immoveable property *à titre de cens* or *en roture*, for the release and extinguishment of all *droits de lods et ventes, cens et rentes*, and other Seigniorial burthens whatsoever, to which such real or immoveable property may be liable, for such consideration and indemnity as by such Seignior or Seigniors and the party desirous of obtaining such Commutation shall be mutually settled and agreed upon; and from and after the voluntary settlement and adjustment of the terms of such Commutation and the passing of a Notarial Instrument for effecting the Commutation so agreed upon, all and every the *droits de cens et rentes, lods et ventes, droit de retrait*, and all other Seigniorial rights, dues and burthens whatsoever, on the real or immoveable property to which such Commutation shall relate shall be forever commuted, released and extinguished, and such real or immoveable property shall be thenceforth holden for ever by the Tenure of *Franc Aleu Roturier*, according to the Laws of Lower Canada, and shall never again be granted, conceded or holden by any Seigniorial or Feudal Tenure whatsoever: Provided always, that nothing herein contained shall be construed to exempt the Seignior or Seigniors of any of the said Fiefs, from the operation of any general law which may be hereafter passed for effecting a general commutation of Seigniorial Tenure throughout Lower Canada.

C A P . XXVIII.

An Act to detach the Township of Chatham Gore, otherwise called the Gore of Chatham, from the County of Terrebonne, and to annex it to the County of the Two Mountains.

[9th December, 1843.]

Preamble.

Act of L. C. 9 G. 4, c. 73, cited.

WHEREAS; by the terms of the Act of the Legislature of Lower Canada, passed in the ninth year of the Reign of His late Majesty King George the Fourth, and intituled, *An Act to make a more convenient subdivision of the Province*