

Funds respectively, and the actual state of investment of the said several funds to be verified by the Manager, or a Director, before a Justice of the Peace, shall, on or before the first day of July in each and every year, be sent or delivered to the Secretary of the Province for the information of the Governor General in Council; and also, that notwithstanding any thing hereinbefore contained, it shall be lawful for the Governor of the Province, by and with the advice and consent of the Executive Council, to direct the Company to increase their paid up capital to the amount of Forty Thousand Pounds, but so as no greater sum shall be called for than the sum of Twelve Thousand Five Hundred Pounds in any one year, and subject in all respects to the provisions hereinbefore contained or referred to, with respect to instalments, except as to the amounts thereof.

for the information of the Governor General in Council.

XXXVIII. And be it enacted, That if by any reason whatever, the Shareholders' Fund for the time being shall be diminished by misapplication, or by reason of its being taken to fulfil the engagements of the Company, and the amount subtracted or taken therefrom shall not within eighteen months from the time of its being so subtracted or taken, be replaced from time to time, or if the increase of the said fund shall not be made, when the same shall be directed, then it shall be lawful for the Governor, by and with the advice and consent of the Executive Council as aforesaid, by notice to be published in the *Canada Gazette*, to declare that the powers hereby conferred on the Company of effecting such guarantees as aforesaid shall absolutely cease, and to give such order for the winding up the affairs of the said Company, and the indemnifying, out of the capital and estate, property and effects of the Company, the persons guaranteed, as to the Governor in Council shall seem fit; and from and after the appearance of such notice in the *Canada Gazette*, the said Company shall not effect any further or other policies or guarantees, but shall nevertheless continue to be a corporate body for the purpose of winding up the affairs of the Company as is hereinbefore provided.

The Governor General in Council may, in certain cases, direct that the powers conferred on the Company shall cease.

XXXIX. And be it enacted, That this Act shall be a Public Act, and shall be judicially taken notice of as such.

Public Act.

CAP. XXXVII.

An Act to amend the Act intituled, *An Act to incorporate the City of Kingston Water Works Company.*

[2d August, 1851.]

WHEREAS *The City of Kingston Water Works Company* has acquired more real property, and has erected a steam engine of greater power than is found to be necessary at present for the supplying of the City of Kingston with water; And whereas it is expedient that the said Company should be empowered to make the most advantageous disposition of their said property, during the time in which it shall not be required for the purposes for which the said Act was passed: 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, 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 for and notwithstanding any thing contained in the Act incorporating the said Company, it shall be lawful for the said *City of Kingston Water Works Company* to hold and use any part of the real property now held by them and not necessary for the supplying the said City with water, to and for any uses and purposes which the Directors of the said Company or a majority of them shall by vote declare to be expedient.

Preamble.

Company may hold and use their present property.

II. And be it enacted, That it shall and may be lawful for the said Company to lease for manufacturing purposes, or to make any other use or disposition of the extra power of their said steam engine not required for the supplying the said City of Kingston with

May lease the extra power of their steam engine.

with water, which the said Directors or a majority of them shall by vote declare to be expedient.

Duration of this Act.

III. And be it enacted, That this Act shall remain and be in force so long as the said Act incorporating the said Company shall continue in force, and no longer.

C A P. X X X V I I I.

An Act to vest a certain allowance for Road in the Township of Woodhouse, in the County of Norfolk, in Andrew Thompson.

[2d August, 1851.]

Preamble:

WHEREAS that part of the allowance for Road between the first and second concessions of the Township of Woodhouse, in the County of Norfolk, hereinafter more particularly described, hath never been used as a Road, and from its position and the nature of the ground cannot be so used, and other land has been granted instead thereof for such Road which is now opened and travelled through the property of Andrew Thompson; and whereas the said Andrew Thompson and a large number of inhabitants of the said Township, and also the Township Council of Woodhouse have by their petition represented these facts, and that the said Andrew Thompson is about to construct mills upon the River Lynn, or Patterson's Creek, which crosses the said portion of the said allowance for Road, and that the same is necessary to enable him to obtain water power for the said mills, which will be of great advantage to the people of the said Township: 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, 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 so much of the allowance for Road between the first and second concessions of the said Township of Woodhouse, as lies within the distance of thirteen chains and thirty links towards the east, from the line between lots numbers ten and eleven within the said second concession, prolonged across the said allowance for Road, or within the distance of four chains and fifty-five links towards the west from the said line so prolonged, (measuring in both cases along the said allowance,) shall be and the same is hereby vested in the said Andrew Thompson, his heirs and assigns for ever; and the Road now laid out and travelled upon the said lots numbers ten and eleven, in the said first and second concessions, shall be and remain a public highway.

A certain portion of the allowance for Roads vested in Andrew Thompson.

C A P. X X X I X.

An Act to vest a certain Allowance for Road, in the Township of York, in certain Persons.

[2d August, 1851.]

Preamble:

WHEREAS the Road Allowance between the first and second concessions, from the Bay, in the Township of York, in the County of York, in rear of Park Lots numbers one, two, three and four, and North of Lots fifteen and sixteen in the first concession from the Bay, in the said Township of York, passes through a very rough and uneven piece of ground, traversed by two deep ravines, forming the bed of the River Don and a small stream descending from the Davenport ridge, with precipitous banks on either side, rising to the height of one hundred and twenty-three feet, rendering that portion of the concession line wholly impracticable as a public highway; And whereas another Road to the South of the said allowance for Road, and through the said Lots, has been opened, and is used as a substitute for the said allowance; And whereas, from its proximity to the City of Toronto, and from its being out of the jurisdiction of the City Authorities, it has become the resort of dissolute persons,