

the Statutes of Upper Canada, thirty-eighth George the Third, chapter one, and fifty-ninth George the Third, chapter fourteen, he established a line between the sixth and seventh concessions, leaving each of the said concessions of an equal depth, as was intended in the original survey of the Township, and his survey was confirmed by the Commissioner of Crown Lands, but doubts have been raised respecting the legal effect of the said survey and confirmation; And inasmuch as the line between the said concessions established by the said John K. Roche has been drawn in conformity with equity and with the original intention of the survey and the provisions of the thirty-first Section of the Act passed in the twelfth year of Her Majesty's Reign, intituled, *An Act to repeal certain Acts therein mentioned, and to make better provision respecting the admission of Land Surveyors and the survey of Lands in this Province*, all doubts as to its legality ought to be removed: Be it therefore declared and 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 declared and enacted by the authority of the same, as follows:

Acts of U. C. 38 G. 3, c. 1, and 59 G. 3, c. 14.

Act of Canada 12 V. c. 35.

I. The aforesaid boundary line between the sixth and seventh concessions of the Township of Hamilton, established by Provincial Land Surveyor, John K. Roche, is and shall be the true and unalterable boundary line between the said Concessions.

Roche's survey confirmed.

II. This Act shall be deemed a Public Act.

Public Act.

C A P . C L X X I I I .

An Act to revive, continue and amend certain provisions of the Act for establishing the boundary of Lots in the West Gore of the Township of Beverly.

[Assented to 30th May, 1855.]

**W**HEREAS by an Act passed in the sixteenth year of Her Majesty's Reign, chaptered two hundred and thirty, provision was made for affording relief to certain proprietors of land situated in the West Gore of the Township of Beverly, in the County of Wentworth, who had sustained injury from the operations of the Board of Boundary Line Commissioners, appointed under the provisions of an Act of the Parliament of Upper Canada passed in the first year of Her Majesty's Reign, and also from the effect of certain surveys made without adequate authority; but which for the benefit of the occupants and proprietors of land in various Concessions of the said Township of Beverly,

Preamble.

16 V. c. 230.

it

it has been deemed advisable to legalize ; And whereas by the eighth section of the first recited Act it was provided that the Commissioner of Crown Lands, and two other persons appointed by the Governor, should be Commissioners to (among other things) ascertain within twelve months after the passing of the said Act, the losses (over and above the amount, if any, both awarded and paid under the decision of the Boundary Line Commissioners) sustained by the proprietors of lands and property situate within the limits of the West Gore of the said Township ; And whereas the Commissioners required to be so appointed by the Governor of this Province, were not appointed in sufficient time to enable them to enter upon the duties imposed upon them by the said Act: 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, as follows :

Two Commissioners may be named under the said Act.

I. It shall be lawful for the Governor of this Province to appoint, at any time within twelve months after the passing of this Act, two competent persons as Commissioners to act in conjunction with the Commissioner of Crown Lands, as contemplated by the first recited Act.

Provision for estimating value of surplus land repealed.

II. So much of the eighth Section of the said Act as provides that the surplus land gained by various persons, in consequence of certain surveys specified therein being legalized by the said Act, shall be calculated at the rate of one pound ten shillings per acre, being the average price of wild land in the same Township, shall be and is hereby repealed.

Such land to be estimated at its assessed value.

III. The estimate of value of such overplus shall be calculated according to the assessed value thereof, as appearing upon the assessment-roll prepared lastly, at the period when the Commissioners who shall be appointed under the provisions of this Act, shall render their decree declaring the sums to be paid by the proprietors or holders of overplus lands in the sixth, seventh, eighth, ninth and tenth concessions of the said Township of Beverly ; And any amount payable for such surplus or overplus lands may be recovered in the same manner as ordinary rates or assessments imposed by Municipal authority.

Value how recoverable.

The said Act continued as amended.

IV. Subject to the amendments made by this Act, the provisions of the Act herein first recited, shall be held to be in full force and effect, for the purposes therein specified.

V. Nothing contained in this Act, or in the Act hereby continued and amended, shall be construed to have the effect of debarring the proprietor of land in any one of the several Concessions of the said Township of Beverly, whose lot or parcel of land may be deficient in quantity, from obtaining from the Government of this Province an equivalent in land, compensating him for such deficiency, in the ordinary manner provided for by law.

Act not to prevent recourse against Government for deficiency in any lot.

VI. This Act shall be deemed a Public Act.

Public Act.

## CAP. CLXXIV.

An Act for granting additional aid, by loan, to the Grand Trunk Railway Company of Canada.

[Assented to 19th May, 1855.]

**W**HEREAS it is expedient to grant additional aid, by loan, to the Grand Trunk Railway Company of Canada, to an amount not exceeding nine hundred thousand pounds sterling, but so that the total amount of Provincial aid to the said Company, by guarantee and loan, shall not at any time exceed fifty per cent on the amount then actually expended by the Company on that portion of their Railway which is between St. Thomas below Quebec, and Stratford above Toronto, (exclusive of the Victoria Bridge) and so that such additional aid shall be advanced solely in respect of money to be expended on the said portion of the Railway after the first day of May, one thousand eight hundred and fifty-five, and shall be secured by a first charge on the whole amalgamated Railway and Works of the Company, and shall be repaid within a certain period: 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-write the Provinces of Upper and Lower Canada, and for the Government of Canada*, and it is hereby enacted by the authority of the same, as follows:

Preamble.

I. It shall be lawful for the Governor in Council to authorize the issue of Provincial Debentures to an amount not exceeding nine hundred thousand pounds sterling, in such form and the principal and interest whereof shall be payable at such periods and place as he shall see fit, but bearing interest at a rate not exceeding six per cent. per annum, and redeemable at a period not more than twenty years from the date of issue,—and to advance the sum to be raised by the issue of the said Debentures (or such part thereof as the Company may become entitled to receive under the conditions hereinafter mentioned) as an aid

Governor in Council may authorize the issue of Debentures for £900,000;

And advance the sum so raised to the Company on certain conditions.