

themselves to be Chairman or President of the Board, and in the absence of any such Chairman at any meeting, to appoint a temporary Chairman to preside at such meeting; and any majority of the members of the Board shall at any meeting thereof form a *quorum* for the despatch of the business of the Board, and may exercise all the powers thereof; and the signature of the Chairman presiding at any meeting and of the Secretary of the Board, to the minute of the proceedings had at any meeting thereof, or the signatures of the Chairman or President and Secretary of the Board for the time being, to any copy thereof, or to any extract therefrom, under the Corporate Seal of the Board, shall be *prima facie* evidence of such proceedings, or such of them as may be contained in such extract, and that the same were regularly had.

How the proceedings of the Board shall be authenticated.

IV. And for the avoidance of all doubts, Be it declared and enacted, That nothing in the Act cited in the Preamble to this Act, or in any other Act relating to the Port Hope Harbour, has affected or shall affect the right of the Town Council of the Town of Port Hope to make By-laws for the regulation of the said Harbour, and of all persons and vessels using the same; and that it has been and shall be lawful for the said Town Council, to make By-laws for the purposes aforesaid, and to impose and enforce penalties for the contravention thereof, or to ratify, confirm and adopt as By-laws of the said Town Council any By-laws lawfully made by the Commissioners of the Port Hope Harbour, and to impose and enforce penalties for the contravention thereof; Provided that such penalties shall not in any case exceed those which the said Town Council is empowered to impose for the contravention of By-laws, by the Upper Canada Municipal Corporations Acts; And provided further, that the tolls to be taken upon goods shipped or landed at the said Harbour, shall be exclusively regulated by the said Commissioners, subject to the approval of the Governor in Council, as provided in the sixth section of the Act vesting the said Harbour in the said Commissioners, and cited in the Preamble to this Act.

Town Council to have power to make By-laws for the government of the Harbour.

Proviso.

Proviso.

V. This Act shall be held to be a Public Act.

Public Act.

C A P . X X V .

An Act to confirm a certain Survey of the Township of Bedford.

[Assented to 18th December, 1854.]

WHEREAS Provincial Land Surveyor, Samuel M. Benson, was instructed by the Surveyor General of the late Province of Upper Canada, on the eighteenth day of June, one thousand eight hundred and twenty-one, to survey the Township of Bedford, and on the nineteenth day of July, one thousand eight hundred and twenty-four, reported that he had surveyed the

Preamble.

Recital.

the

the third concession line from the southern boundary of the Township as far as lot number thirty, the fourth concession line to lot number thirty-three, the fifth concession line to lot number twenty-seven, the sixth concession line to lot number thirty-four, the seventh, eighth and ninth concession lines to lots numbers thirty-one, and the whole of the other concession lines; but it appears from the Report of Provincial Land Surveyor John Booth, dated thirteenth day of October, one thousand eight hundred and fifty-four, that the said Samuel M. Benson did not, while acting under the aforesaid instructions, extend several of the concession lines so far as he reported, but surveyed the third, fourth and fifth concession lines for a short distance only, and discontinued the sixth concession line at lot number seven, the seventh concession line at lot number eight, the eighth concession line at lot number four, the ninth concession line at lot number seven, and the tenth concession line at lot number five, and that the said Samuel M. Benson, did subsequently, in the year one thousand eight hundred and forty-one, without the authority of the Government, produce the said sixth concession line to lot number twenty-eight, the seventh concession line to lot number twenty-nine, the eighth concession line to lot number twenty-seven, the ninth concession line to lot number twenty-five, the tenth concession line to lot number twenty-six, and also produced the third, fourth and fifth concession lines in part; And whereas the proprietors of the lands in the parts of the third, fourth, fifth, sixth, seventh, eighth, ninth and tenth concessions aforesaid, surveyed by the said Samuel M. Benson in the year one thousand eight hundred and forty-one, have taken possession of their lands and made improvements in accordance with the aforesaid survey, and have by their Petition prayed that it may be established as the true and unalterable survey of the parts of the concessions aforesaid; And whereas it is proper that the prayer of their Petition be granted: 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:

A certain Survey of Bedford made by S. M. Benson in 1841, confirmed: and to be within the Act of Upper Canada 59 G. 3, c. 14.

I. The survey of the parts of the third, fourth, fifth, sixth, seventh, eighth, ninth and tenth concession lines of the Township of Bedford, performed by the said Samuel M. Benson in the year one thousand eight hundred and forty-one, shall be deemed and taken to have been and to be the true and unalterable survey thereof, according to the true intent and meaning of the Act of the Parliament of Upper Canada, passed in the fifty-ninth year of the Reign of His late Majesty George the Third,

Third, intituled, *An Act to repeal an Ordinance of the Province of Quebec, passed in the twenty-fifth year of His Majesty's Reign, intituled, 'An Ordinance concerning Land Surveyors and the 'admeasurement of Lands,' and also to extend the provisions of an Act passed in the thirty-eighth year of His Majesty's Reign, intituled, "An Act to ascertain and establish on a permanent footing the Boundary lines of the different Townships of this "Province," and further to regulate the manner in which Lands "are hereafter to be surveyed."*

II. This Act shall be deemed to be a Public Act.

Public Act.

C A P . X X V I .

An Act to authorize the Municipal Council of the Township of Otonabee to exchange a Concession Road allowance for another portion of land to be given in lieu thereof.

[Assented to 18th December, 1854.]

WHEREAS the main road leading to the Town of Peterborough from the South-East, running in part along the Concession line between the twelfth and thirteenth Concessions of the Township of Otonabee, intersects the Cobourg and Peterborough Railway at level crossings twice within the distance of a mile, to the great inconvenience and danger of the travellers on the said line; And whereas a slight alteration in the direction of the road would altogether avoid the said Railway and be otherwise more convenient for the public: 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, as follows:

Preamble.

I. It shall be lawful for the Municipal Council of the Township of Otonabee, by a By-law to be passed by them for that purpose, to exchange so much of the road allowance between the twelfth and thirteenth Concessions as lies on the West side of lot number twenty-eight and the north-western corner of lot number twenty-seven, being bounded by the side line between lots twenty-eight and twenty-nine to the north, and the line of the Cobourg and Peterborough Railway to the south, for so much land in the twenty-eighth lot in the thirteenth Concession of the said Township as will give a road of equal width to the said Concession Road.

Town Council may exchange the Road allowance for other land for a Road;

II. So soon as a valid conveyance shall have been executed by the said Municipal Council, of the land to be given in exchange

And may give a valid Title