

C A P . L X X V .

An Act to enable the Farmers of Lower Canada more easily to obtain Seed for the present year.

[Assented to 19th May, 1855.]

Preamble.

WHEREAS by reason of the failure of the crops in many parts of Lower Canada in the year one thousand eight hundred and fifty-four, the inhabitants are without Seed to sow their lands, and it is expedient to facilitate their obtaining the same: 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 rewrite 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:

Debts not exceeding £10 to be contracted before 15th July, 1855, for Seed in L. C., to be privileged debts?

I. Every debt contracted in Lower Canada between the passing of this Act and the fifteenth day of July next thereafter in good faith, and for the purpose of obtaining or paying for any Seed Wheat, or other Grain or Seed, Peas or Potatoes, for sowing any land in Lower Canada, and evidenced by any deed, agreement, or other instrument in writing, made either before Notaries or before a Notary, or a Justice of the Peace, or the Rector (Curé) of the Parish, or the Captain of Militia for the place where such land is situate, and one credible witness, for a sum not exceeding ten pounds currency for any one purchaser or borrower, shall be a privileged debt, for which the creditor shall be preferred to every other creditor of the debtor, and shall have a privileged hypothec upon all his lands and real property, having preference over every other hypothec whatever, subject to the provisions hereinafter made, that is to say: the said privilege shall cease and determine at the end of two years from the passing of this Act unless an action shall before that time be brought and effectively prosecuted for the recovery of the debt secured by such privilege, and the said privilege shall also cease and determine if any action be brought for the recovery of the sum thereby secured before the first day of June, one thousand eight hundred and fifty-six.

Conditions of such privilege.

Registration not requisite.

II. It shall not be necessary to register any deed, agreement or instrument made under this Act in order to preserve the privilege hereby given for securing the same.