

III. Such determination shall in every such case have the same effect as a clause in the Deed of Grant, Concession or Conveyance of the lands to which it relates setting forth the manner of appointing Successors to the Trustee or Trustees therein named would have, and no more. Effect of the decision at such meeting.

C A P. C I V .

An Act to authorize the improvement of Water-courses.

[Assented to 1st July, 1856.]

WHEREAS the improvement of Water-courses would be a source of great prosperity to the Country: Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows: Preamble.

I. Every proprietor of land is hereby authorized to improve any water-course bordering upon, running along or passing across his property, and to turn the same to account by the construction of mills, manufactories, works and machinery of all description, and for this purpose to erect and construct in and about such Water-course, all the works necessary for its efficient working, such as flood gates, canals, embankments, dams, dykes, and the like. Proprietors of lands may turn water courses adjoining them, to account, &c.

II. The proprietors or lessees of any such works shall be liable for all damages resulting therefrom to any person whomsoever, whether by the too great elevation of the flood gates or otherwise. But shall be liable for all damages.

III. Such damages shall be ascertained by *Experts* to be appointed by the parties interested, in the ordinary manner; and in default of one of the said parties to appoint such *Experts*, one of the *Experts* of the municipality, to be selected by the Warden, shall act. In case of difference of opinion, the two *Experts* appointed as aforesaid, shall choose a third. The *Experts* shall be sworn before a Justice of the Peace well and duly to perform their duty in the said capacity. In assessing the damages and fixing the compensation to be paid, the *Experts*, if the case shall require it, may set off against the whole or any part of such damages, the increased value which the property of the claimants may have acquired by reason of the erection of such works, mills, manufactories or machinery. Such damages to be ascertained by *Experts* in case of dispute. Proviso: as to estimates of such damages.

IV. In default of payment of the damages and indemnity so awarded within six months from the date of the report of the *Experts*, together with legal interest to be computed from the said date, the party by whom the payment is due shall be bound to demolish the works which he shall have erected, or they shall be so demolished at his costs and charges, upon judgment to that Demolition of works if damages are not duly paid.

that effect rendered, the whole without prejudice to the damages and interest already incurred.

Act limited
to L. C.

V. This Act shall apply to Lower Canada only.

C A P . C V .

An Act to erect part of the Township of Chatham, in the County of Argenteuil, into a separate Municipality.

[Assented to 1st July, 1856.]

Preamble.

WHEREAS it is expedient to constitute a separate Township Municipality out of part of the present Township of Chatham, in the County of Argenteuil, inasmuch as such Division of the said Township will greatly promote the welfare and convenience of its inhabitants, and is required by the population and progress of the Township: Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

Township of
Bellingham
constituted out
of part of
Chatham

I. Upon, from and after the first day of January, one thousand eight hundred and fifty-seven, the sixth, seventh, eighth, ninth, tenth, eleventh and twelfth Ranges of the said Township of Chatham shall constitute a separate Township and Municipality by the name of the Township of Bellingham, and the remainder of the said present Township shall constitute a separate Township and Municipality by the name of the Township of Chatham.

County Council
to pass a
By-law as to
debts of Chat-
ham.

II. All and every the debts of the present Municipality shall be divided between the respective Municipalities of the said Townships by virtue of a By-law to be passed by the County Council to that effect, and so soon as the said debts shall have been divided as aforesaid, each of the said Municipalities shall be bound to the payment of the share of the said debts which shall have been so assigned to it as aforesaid, as though such share of the said debts had been incurred by such Municipality.

Vote of ma-
jority of elec-
tors required
for such divi-
sion.

III. The division of the said Municipality of the Township of Chatham into two Municipalities, shall only take place after the same shall have been approved of by a vote of the majority of the municipal electors of the said Township of Chatham. The said vote to be taken on such day as shall be fixed by the Municipal Council of the said County, within three months from the passing of this Act.

Public Act.

IV. This Act shall be deemed a Public Act.