

penalty (with costs) before any Court having jurisdiction in civil matters to the amount, by the party aggrieved by such contravention.

Signature of memorial when the memorialist does not know how to write.

IV. The signature under which any memorial shall be executed, may be written by the hand of any other person when the person requiring the registration of such memorial does not know how to write, provided his name be accompanied by his ordinary mark which he shall make in the presence of the witnesses to the execution of the memorial; and this provision shall be held to have been the law from the time when the Registry Ordinance was brought into force.

## C A P . X V I .

An Act to amend the Provincial Act appropriating the moneys arising from the Clergy Reserves.

[Assented to 16th May, 1856.]

Preamble.

18 V. c. 2.

**W**HEREAS it is expedient to amend the Act passed in the eighteenth year of Her Majesty's Reign, intituled, *An Act to make better provision for the appropriation of moneys arising from the lands heretofore known as the Clergy Reserves, by rendering them available for Municipal purposes*: Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

How the unappropriated balance of the U. C. Municipalities Fund shall be appropriated yearly.

I. The amount of "The Upper Canada Municipalities Fund," remaining unexpended and unappropriated under the provisions of the first, second, third and fourth sections of the said Act, on the thirty-first day of December, in the year one thousand eight hundred and fifty-five, and on the same day in each year after the passing of this Act shall, by the Receiver General, be apportioned equally among the several City, Town, Incorporated Village and Township Municipalities in Upper Canada, in proportion to the number of Rate-payers that shall appear on the Assessment Rolls of such Municipalities for the year next before the time of such apportionment.

Clerks of Municipalities in U. C. to make certain returns yearly to the Receiver General.

II. It shall be the duty of the Clerks of the several Cities, Towns, Incorporated Villages and Townships in Upper Canada, on or before the first day of July next after the passing of this Act, to transmit to the Receiver General a true Return of the number of Rate-payers appearing on the said several Assessment Rolls for the year one thousand eight hundred and fifty-five, and on or before the first day of December in each year thereafter to transmit to the Receiver General a similar Return for the year in which such Return shall be made, and to make an affidavit, to be written on each of the said Returns, and

and sworn before a Justice of the Peace, of the correctness of such Return.

III. Any Clerk of any of the said Municipalities who shall fail to make any Return required by the next preceding section of this Act, by the time therein limited, shall be liable for each failure to a penalty of twenty-five pounds to be paid to the Receiver General for the use of the Province, which penalty may be sued for and recovered by the Crown in any Court of competent jurisdiction.

Penalty on Clerks not making such return.

IV. In case it should at any time appear that by reason of an erroneous return too much money has been paid to a Municipality, the excess shall be a debt due and recoverable by the Crown from such Municipality.

Recovery of money overpaid under erroneous return.

V. So much of the fifth section of the before mentioned Act as is inconsistent with this Act, shall be and the same is hereby repealed.

Repeal of inconsistent provisions.

## C A P : X V I I .

An Act to incorporate the Town of Galt and to define the limits thereof.

[Assented to 16th May, 1856.]

**W**HEREAS the inhabitants of the Village of Galt, by petition, have prayed the Legislature to incorporate the same into a Town, the population, according to a census taken last year, approaching to the number required by law; And whereas it is expedient and necessary and would tend to promote the benefit and convenience of the inhabitants if the prayer of the said petition were granted: Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

Preamble.

I. The tract of land within the boundaries or limits herein after described shall, upon, from and after the first day of January, in the year one thousand eight hundred and fifty-seven, be incorporated into a Town, to be called and designated as the Town of Galt.

Incorporation of the Town of Galt on 1st January, 1857.

II. So much of the Upper Canada Municipal Corporations Acts as relates to incorporated towns, shall upon, from and after the day last aforesaid, apply to the said Town of Galt, which shall have and exercise all and singular the same rights, powers, privileges and jurisdiction as are given, granted or conferred upon, or as shall, by virtue of any Act or parts of Acts now in force in Upper Canada, or which shall hereafter be in force, belong to incorporated Towns; and all the rules, regulations, provisions and enactments therein contained, or which shall in any wise relate or belong to the same, shall apply to the Town of

Upper Canada Municipal Corporations Acts to apply to it.