

VI. The said Council shall, before taking any proceedings under this Act, pay all the costs and expenses that may have been incurred in the Court of Chancery in defending his rights, by any person who may have taken proceedings against such Council by way of injunction or otherwise.

Council to pay costs of certain proceedings before acting under this Act.

VII. This Act shall be deemed a Public Act.

Public Act.

## C A P . C X V I .

### An Act for the establishment of a certain Concession Line in the Township of Clarke.

[Assented to 10th June, 1857.]

**W**HEREAS doubts have arisen as to the true position of the hereinafter mentioned part of a concession line, and it is expedient to provide means for removing such doubts: Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

Preamble.

I. The Commissioner of Crown Lands shall and he is hereby authorized to appoint a Deputy Provincial Land Surveyor to make a survey according to law of so much of the Concession Line between the seventh and eighth Concessions of the said Township of Clarke, across lots numbers one, two, three, four, five, six, seven, eight, nine and ten, and to ascertain the true boundaries of those lots upon the north and south sides of that Concession Line, and to fix and place permanent monuments thereat within twelve months after the passing of this Act, and upon the completion of such survey to report in writing the result of such survey to the Commissioner of Crown Lands.

Surveyor to be appointed to draw a certain line in Clarke.

II. Upon the said Commissioner of Crown Lands receiving such report, and upon payment of all the expenses of making such survey by the parties petitioning for this Act, he may and he is hereby authorized, if it seem expedient to him so to do, to approve such survey by a certificate in writing, which shall be registered in the Registry Office for the County of Durham; and thereupon the said survey and the line ascertained thereby, and the monuments fixed and placed as before mentioned, shall be and are hereby declared to be the legal and binding survey, and the permanent, fixed and unalterable line of the said Concession and the boundaries of the said lots: Provided always, that nothing in this Act contained shall affect the rights of any parties to any lands in either of the said Concessions, which they may have obtained by occupation or otherwise.

If the Commissioner of Crown Lands approve the survey, it shall be valid.

Proviso.

III. This Act shall be deemed a Public Act

Public Act.