

Laws of Her Majesty's Province of United Canada, passed in the year 1852. Quebec: Stewart Derbyshire and George Desbarts, 1852.

16 Victoria – Chapter 260

An Act to explain the Act intituled, An Act to authorize François Verrault, Esquire, to build a Toll Bridge over the River Etchemins, in the Parish of St. Henry, near the Church in the said Parish, in the County of Dorchester. Assented to 14th June, 1853.

Whereas an Act was passed by the Legislature of the then Province of Lower Canada, in the Fifty-eighth year of the reign of His late Majesty, George the Third; Chapter Twenty-five, intituled, *An Act to authorize François Verrault, Esquire, to build a Toll Bridge over the River Etchemins, in the Parish of St. Henry, near the Church in the said Parish, in the County of Dorchester*; And whereas the said François Verrault, and his representatives, and successors, did erect and build the said Bridge, Toll House and dependencies, in conformity with the provisions of the said Act, and have always been possessors thereof since the passing of the said Act, and have always kept the same on foot and in repair, as by the said Act required, at a great loss and expense; And whereas certain words, in the sixth Section of the said Act contained, may tend to nullify the privilege granted to the said François Verrault, his heirs and assigns, and to expose his representatives to loss and damage contrary to the true intention and purport of the said Act; And whereas doubts have arisen in several of Her Majesty's courts of justice in Lower Canada, as to the intention of the Legislature in granting an exclusive privilege to the said François Verrault, his heirs and assigns, by the Act aforesaid, in consequence of the said wording of the sixth Section thereof; and it is expedient to remove the said doubts, with a view to protect the said François Verrault, his heirs, executors, curators and assigns, in the premises: 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, That the true intention of the Legislature in enacting the said sixth Section of the said Act, and other the provisions of the said Act, was that the said François Verrault, his heirs, executors, curators and assigns, should have an exclusive privilege within the limits prescribed by the said Act, and to prevent the building of any Bridge or Bridges whatsoever, or works of any kind whatsoever, which might tend to lessen or deprive the said François Verrault, his heirs, executors, curators or assigns, of the tolls authorized to be levied by him under the same Act; Provided, however, that nothing in this Act contained shall be construed to prevent the public from passing any of the fords in the said River Etchemins, within the limits aforesaid, or in canoes only, without gain or hire. And provided also, that nothing in this Act contained shall be construed so as to subject any person or persons to liability for having erected or used or caused or procured to be erected or used any free bridge or bridge not being a toll bridge within the said limits before the passing of this Act.

II. And be it enacted, That this Act shall be deemed a Public Act.