

Laws of Her Majesty's Province of United Canada, passed in the year 1854. Quebec: Stewart Derbyshire and George Desbarts, 1854.

18 Victoria – Chapter 173

An Act to revive, continue and amend certain provisions of the Act for establishing the boundary of Lots in the West Gore of the Township of Beverly. Assented to 30th May, 1855.

Whereas by an Act passed in the sixteenth year of Her Majesty's Reign, chaptered two hundred and thirty, provision was made for affording relief to certain proprietors of land situated in the West Gore of the Township of Beverly, in the County of Wentworth who had sustained injury from the operations of the Board of Boundary Line Commissioners, appointed under the provisions of an Act of the Parliament of Upper Canada passed in the first year of Her Majesty's Reign, and also from the effect of certain surveys made without, adequate authority, but which for the benefit of the occupants and proprietors of land in various Concessions of the said Township of Beverly, it has been deemed advisable to legalize; And whereas by the eighth section of the first recited Act it was provided that the Commissioner of Crown Lands, and two other persons appointed by the Governor, should be Commissioners to (among other things) ascertain within twelve months after the passing of the said Act, the losses (over and above the amount, if any, both awarded and paid under the decision of the Boundary Line Commissioners) sustained by the proprietors of lands and property situate within the limits of the West Gore of the said Township; And whereas the Commissioners required to be so appointed try the Governor of this Province, were not appointed in sufficient time to enable them to enter upon the duties imposed upon them by the said Act: 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 re-unite 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:

- I. It shall be lawful for the Governor of this Province to appoint, at any time within twelve, months after the passing of this Act, two competent persons as Commissioners to act in conjunction with the Commissioner of Crown Lands, as contemplated by the first recited Act.
- II. So much of the eighth Section of the said Act as provides that the surplus land gained by various persons, in consequence of certain surveys specified therein being legalized by the said Act, shall be calculated at the rate of one pound ten shillings per acre, being the average price of wild land in the same Township, shall be and is hereby repealed.
- III. The estimate of value of such overplus shall be calculated according to the assessed value thereof, as appearing upon the assessment roll prepared lastly, at the period when the Commissioners who shall be appointed under the provisions of this Act, shall render their decree declaring the sums to be paid by the proprietors or holders of overplus lands in the sixth, seventh, eighth, ninth and tenth concessions of the said Township of Beverly And any amount payable for

such surplus or overplus lands may be recovered in the same manner as; ordinary rates or assessments imposed by Municipal authority.

IV. Subject to the amendments made by this Act, the provisions of the Act herein first recited, shall be held to be in full force and effect, for the purposes therein specified.

V. Nothing contained in this Act, or in the Act hereby continued and amended, shall be construed to have the effect of debarring the proprietor of land in any one of the several Concessions of the said Township of Beverly, whose lot or parcel of land may be deficient in quantity, from obtaining from the Government of this Province an equivalent in land, compensating him for such deficiency, in the ordinary manner provided for by law.

VI. This Act shall be deemed a Public Act.