

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

18 Victoria – Chapter 246

An Act to authorize Jacob Hespeler, his heirs or assigns, to erect a Dam or Breakwater on the Grand River at or near the Village of Preston, in the County of Waterloo. Assented to 19th May, 1855.

Whereas the erection of a Dam or Breakwater, with the necessary buildings and appurtenances, for milling, manufacturing, mechanical or industrial purposes, on the Grand River, at or near the Village of Preston, in the County of Waterloo, would be of great public benefit to the surrounding country; And whereas Jacob Hespeler, of the said Village of Preston, Esquire, is disposed to undertake the same, if properly authorized so to do: 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, and 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 and may be lawful to and for the said Jacob Hespeler, his heirs or assigns, to erect a Dam or Breakwater on the said Grand River, extending, if desired, from the lands now possessed or from any lands hereafter to be possessed by him or them, at or near the said Village of Preston, to any point on the opposite bank of the said Grand River, but not beyond the edge of the river, nor upon or beyond the boundary line of the lands of the proprietor or proprietors on such opposite bank: Provided always, that it shall not be lawful to or for the said Jacob Hespeler, his heirs or assigns, by the means of such Dam or Breakwater, to flood any land lying above the same, without the consent of the owner or owners thereof first, had and obtained.
- II. The said Jacob Hespeler, his heirs or assigns, shall from time to time and at all times, be held to possess and be beneficially interested in the said Dam or Breakwater with the buildings and appurtenances thereto belonging, so that he or they may be enabled to maintain actions at law or in equity, against any person or persons who may break down, destroy, or directly or indirectly injure the said Dam or Breakwater, or the buildings or appurtenances thereto belonging.
- III. This Act shall be deemed a Public Act.