

Laws of Her Majesty's Province of United Canada, passed in the year 1856. Quebec: Stewart Derbyshire and George Desbarts, 1856.

20 Victoria – Chapter 96

An Act to settle the Northern Boundary Line of the City of Toronto. Assented to 1st July, 1856.

Whereas the Concession Line now forming the northern limit of the liberties of the City of Toronto, (being the allowance for road between the Park Lots and the second Concession in the Township of York,) has been found to diverge from the proper course, and the Common Council of the City of Toronto caused the same to be made straight, and expended a large sum of money in turnpiking and otherwise improving the said line of road and in building stone culverts thereon, and after such expenditure was made it was discovered that the said line in the original survey thereof had been either through carelessness or inadvertence run irregularly and crookedly, by means whereof the line of road upon which such expenditure was made is without the liberties of the said City, and the Mayor, Aldermen and Commonalty of the City of Toronto have no power to retain possession thereof or arrange with the owners and proprietors or others interested in the land so taken in the straightening of the said road for the value thereof or for damages claimed by them; And whereas it is expedient that authority be given to the Mayor, Aldermen and Commonalty of the City of Toronto, to straighten the said road and to arrange with the said proprietors or owners of land necessarily taken for that purpose, or other persons interested therein, and that such straight line should be made the northern boundary of the said City of Toronto: Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

- I. From and after the passing of this Act the said Concession Line so straightened as aforesaid shall be taken to be and shall be the northerly boundary line of the liberties of the said City of Toronto; and all the land lying between the line so straightened and the line as originally run, together with the land contained within the said original line, shall be vested in the Mayor, Aldermen and Commonalty of the City of Toronto for the purposes hereinafter mentioned.
- II. All claims for compensation to parties whose property shall be taken by virtue of the preceding section, shall be settled and adjusted by arbitration in the manner prescribed by the thirty-third section of the Act passed in the sixteenth year of Her Majesty's Reign, and chaptered one hundred and eighty-one.
- III. All the land lying between the new line of road so straightened as aforesaid and the southern limit of the old line, and vested in the Mayor, Aldermen and Commonalty of the City of Toronto by this Act, shall be held by them in trust from time to time to convey the same to the respective owners or proprietors of the land lying to the south of and immediately adjoining the said old line of road or the person or persons having the legal estate therein, according to the frontage of their respective lots thereon, so soon as such owner or proprietor or such other person or persons as aforesaid, or any of them, shall have paid to the said Mayor, Aldermen and Commonalty of the City of Toronto, the value of their several and respective pieces of land agreed upon at any time

hereafter between the said respective owners or proprietors, or other person or persons as aforesaid, and the said Mayor, Aldermen and Commonalty of the City of Toronto; and in case such value shall not be agreed upon between them as aforesaid, within one month alter the passing of this Act, the same shall be ascertained by arbitration in like manner as is prescribed in the second section of this Act; And in making their award in the premises it shall be the duty of the arbitrators to take into consideration all the circumstances which have rendered necessary the said reference; Provided always, that, until the settlement of such value and the payment thereof to the said Mayor, Aldermen and Commonalty of the City of Toronto, it shall not be lawful for any person or persons, or other party whomsoever, to enclose or in any wise obstruct the said old line of road under any pretence whatsoever.

IV. This Act shall be deemed a Public Act.