

## THE NORTH AMERICAN COLONIES.

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I hereby certify that the above is a correct description of the [*description of vessel, as ship, brig, &c.*] [*name of vessel*], and a correct list of all the passengers on board the same at the time of her departure from [*place from whence she came*], and that all the particulars therein mentioned are true.

Date

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Signature of Master.

I hereby certify that the foregoing is a true copy of a Bill passed by the Legislative Council and Legislative Assembly of Canada, and assented to by his Excellency the Governor-General, on Friday, the Twenty-second day of April, One thousand eight hundred and fifty-three.

Clerk of Legislative Council.

APPENDIX.

## APPENDIX, No. 2.

(No. 1,258.)

CAP. 159.

Appendix, No. 2.

An Act to amend the Law for the Sale and the Settlement of the Public Lands.

WHEREAS it is expedient to amend the law concerning the sale and settlement of the public lands: 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, that the Act passed in the session held in the fourth and fifth years of Her Majesty's reign, intituled, An Act for the disposal of public lands, and the Act passed in the twelfth year of Her Majesty's reign, and intituled, An Act to amend an Act therein mentioned and to make other provisions for the management and disposal of the public lands, and to limit the period for making free grants, shall be and the said Acts are hereby repealed, together with so much of any other Act or law as may be inconsistent with this Act.

II. Except as herein-after provided, no free grant of public land shall be made to any person whomsoever.

III. Any claim or claims to land arising out of any Act hereby repealed, or out of and under the authority of any order in council or other regulation of the Government heretofore or now in force, shall be adjudged and determined by the Governor, by and with the advice of the Executive Council, or by the Commissioner of Crown Lands in cases or classes of cases referred to his decision by the Governor in Council: provided always, that hereafter no claim for land not now actually located, shall be entertained whether arising from militia, united empire loyalists, or military rights.

IV. The Governor in Council may from time to time fix the price per acre of the public lands, and the terms of settlement and payment.

V. It shall not be lawful for any county or resident agent for the sale of public lands within his division, directly or indirectly to purchase any land which such agent shall be appointed to sell as aforesaid, and if such agent shall offend in the premises he shall forfeit his office.

VI. It shall be lawful for the Commissioner of Crown Lands to issue, under his hand and seal, to any person wishing to purchase and become a settler on any public land, an instrument in the form of a licence of occupation, and such settler may take and occupy the land therein mentioned and described, subject to the terms and conditions specified in such licence, and may maintain actions or suits in law or equity against any wrongdoer or trespasser as fully and effectually as he could or might do under a patent from the Crown, and the said licence of occupation shall be *prima facie* evidence of possession by the settler or his recognized assignee for the purpose of any such action or suit; and every settler or his assignee, upon the fulfilment of the terms and conditions of his licence, shall be entitled to a deed in fee for the land comprised therein, which deed shall, upon his application, be transmitted to him free of expense.

VII. It shall be the duty of the Commissioner of Crown Lands for the time being, to keep a book for the entry, at the option of the parties interested, of the particulars of any assignments made as well by the original nominee, purchaser or locatee, as also by any subsequent assignee or assignees, of any such claim on lands heretofore located or hereafter purchased in respect thereof, such assignment or assignments being first produced or exhibited to the Commissioner aforesaid, together with an affidavit of the due execution thereof, sworn before any justice of the peace, who is hereby fully authorized to administer the oath in this behalf, and such affidavit shall truly express the time of the execution of such assignment or assignments, and thereupon it shall be the duty of the said Commissioner to cause the material parts of every such assignment to be entered or registered in such book of entry or registry, and to endorse on every such assignment a certificate of such entry or registration; and every such assignment so entered or registered shall be valid against any one of a previous date or execution, but not then entered or registered; and in all cases of such assignments being duly registered, it shall and may be lawful that the patent issue in the name of such assignee or assignees; provided always, that in case the subscribing witness or witnesses to any such assignment