

APPENDIX.

LAND PURCHASE ACT, 1875.

(Reserved for Governor-General's assent, 27th April 1875. Proclamation issued by Lieutenant-Governor, 30th June 1875, declaring that the Administrator of the Government of Canada in Council had assented to this Act on 15th June 1875.)

Whereas the Government of Prince Edward Island is entitled to receive from the Government of the Dominion of Canada the sum of Eight Hundred Thousand Dollars, under the terms on which this Island became confederated with Canada, for the purpose of enabling the Government of this Province to purchase the Township Lands held by the Proprietors in this Island. Preamble.

And whereas it is very desirable to convert the Leasehold tenures into Freehold Estates upon terms just and equitable to the tenants as well as to the proprietors.

Be it enacted by the Lieutenant-Governor, Council, and Assembly, as follows :—

I. The terms and expressions herein-after mentioned, which, in their ordinary signification, have a more confined or different meaning, shall in this Act, except where the nature of the provisions in the context shall exclude such construction, be interpreted as follows : "Proprietor" shall be construed to include and extend to any person for the time being receiving or entitled to receive the rents, issues, or profits of any Township lands in this Island (exceeding five hundred acres in the aggregate) in his or their own right; or as Trustee, Guardian, Executor, or Administrator for any other person or persons, or as a husband in right of or together with his wife, and whether such lands are leased or unleased, occupied or unoccupied, cultivated or wilderness, provided that nothing herein contained shall be construed to affect any proprietor whose lands in his actual use and occupation, and untenanted, do not exceed one thousand acres. Definition of the term Proprietor.

II. The Commissioner of Public Lands shall, within sixty days after the publication of the Governor-General's assent to this Act in the *Canada Gazette*, notify any proprietor or proprietors that the Government of this Province intend to purchase his or their Township lands under this Act. The Commissioner of Public Lands to notify Proprietor of intention to purchase his lands.

III. Every such notification may be served upon a proprietor either by delivering the same to him personally, or in his absence from this Island to his known agent or attorney, or in any case by posting the same to such proprietor through the General Post Office in Charlottetown, addressed to him at his last known place of abode, and by publishing a copy of such notice for twelve consecutive weeks in the *Royal Gazette* of this Province, and the posting of such notice and the publication of the same as aforesaid shall be deemed and held to be as good and valid notice as if the same had been personally served on such proprietor or his known agent. What is to be sufficient notification to Proprietor.

IV. The amount of money to be paid to any such proprietor shall be found and ascertained by three Commissioners, or any two of them, to be appointed as herein-after mentioned. Amount to be paid to Proprietor—how ascertained.

V. The Lieutenant-Governor of this Island in Council shall, within sixty days after the publication of the Governor-General's assent to this Act in the *Canada Gazette*, nominate and appoint one Commissioner on behalf of the Government of this Island, for the purposes of this Act. Government of P. E. I. to appoint a Commissioner.

VI. In case of the death, neglect, refusal, or incapacity to act of the Commissioner so appointed by the Lieutenant-Governor in Council, he shall appoint a successor or successors as often as may be. In case of vacancy to appoint a successor.

VII. The Governor-General of the Dominion of Canada in Council shall, within sixty days after the publication of his assent as aforesaid, nominate and appoint the second Commissioner for the purposes of this Act. Governor-General to appoint a second Commissioner.

VIII. In case of the death, neglect, refusal, or incapacity to act of the Commissioner so appointed by the Governor-General in Council, he shall in Council nominate and appoint a successor or successors as often as the case may be. In case of vacancy to appoint a successor.

IX. Any proprietor who shall have been notified under the second section of this Act shall, within sixty days thereafter, nominate and appoint the third Commissioner on his Proprietor to appoint third Commissioner.