

average net annual revenue for the said years, shall constitute the basis of the value in capital of such seignior, fief or *arrière-fief*.

VIII. That from the amount of the value established, as herein lastly provided, one-fifth shall be deducted as a compensation for the *droit de quint* remitted by the Crown, and another fifth shall in like manner be deducted as a compensation for the part and portion of the amount of the value of the said Seigniories, fiefs, and *arrière-fiefs* belonging to the Government, as above mentioned, placed to their credit, and deposited as a sinking fund in the hands of the Receiver General, and for the right of Banality, lands retained as a domain, and other rights remaining and continued to the Seigniors under and by virtue of this Act.

One-fifth to be deducted for *droit de quint* released, and one-fifth for rights retained, share of value of Government Seigniories, &c.

IX. That in case the part or portion of the sinking fund placed to the credit of the Seignior should not be sufficient for the securing and guaranteeing of the payment of the debts and claims of the creditors of the Seignior, such Seignior shall furnish good and sufficient security to his creditor or creditors for the balance of his or their claim, at his or their request; and in case there should be any minors, the proceeds of the commutations hereinafter established shall be deposited by the party commuting in the hands of the Receiver General of this Province, and bear legal interest, payable to the party entitled to receive the same.

Security to be given Seigniors in certain cases.

X. That it shall be lawful for the proprietor of any land held *en fief* or *en roture*, à titre de cens et rentes carrying *lods et ventes*, to release such lands from all seigniorial dues, charges, and seigniorial servitudes generally whatsoever, and to commute for the same; and he shall have power, after having first duly given notice by a notary, to oblige his Seignior to grant him the commutation of his lands, in consideration of the payment of one *lods et ventes* upon the amount of the value of his lands, to be amicably determined between him and his Seignior, or their representatives; or in case a difference of opinion shall arise between them, then upon the report of arbitrators, one of whom shall be appointed by the Seignior and the other by the Censitaire, or such proprietor, at the cost of both parties, with power to the said two arbitrators to choose a third, the decision of the said arbitrators and third arbitrator, who shall have first been duly sworn, shall be final and unappealable, and the opposing party shall be compelled by legal proceedings to submit thereto: Provided always, that from the amount of the value of such lands so commuted, two-fifths shall be deducted for the causes and reasons mentioned and set forth in the eighth section of this Act, and the remaining three-fifths shall be paid, on demand, to the Seignior by the proprietor or Censitaire of such lands

Commutation to be affected on payment of one *lods et ventes*.

Amount how determined in case of difference of opinion.

Proviso. Two-fifths to be deducted as aforesaid.