

over six hundred words, and that if there be more than six hundred words, then and in that case there shall be allowed a sum not exceeding sixpence for every hundred words above six hundred; and that for every search in the said office, without a certificate being required, and where the names of the parties to the act, deed or instrument in writing are given, the registrar shall be entitled to demand and receive one shilling currency, and no more; and where the description of the immovable property is given with a certificate thereof, the said registrar, or his deputy or clerk, shall be entitled to demand and receive one shilling currency for every search and certificate, and no more; and that for every certificate of registry, the said registrar, his deputy or clerk, shall be entitled to demand and receive one shilling currency, and no more; and so much of an Act of the legislature of this province passed in the first year of the reign of his late Majesty King William the Fourth, intituled, "An Act to amend an Act passed in the eleventh year of the reign of his late Majesty, intituled, 'An Act to establish Registry Offices in the Counties of Drummond, Sherbrooke, Stanstead, Shefford and Missiskoui, and to extend the Provisions of the said Act,'" as extends the said provision of the Act passed in the tenth and eleventh years of the reign of his said Majesty King George the Fourth, hereinbefore recited, to the counties of Ottawa, Beauharnois and Megantic—and so much of an Act of the legislature of this province passed in the fourth year of the reign of his late Majesty King William the Fourth, intituled, "An Act to extend the Provisions of the Act to establish Registry Offices in the Counties of Drummond, Sherbrooke, Stanstead, Shefford and Missisquoi, to Lands held in free and common soccage in the Counties of the Two Mountains and Acadie" as extends the said Provision of the Act of the tenth and eleventh years of the reign of his said Majesty King George the Fourth, hereinbefore recited, to the counties of Two Mountains and Acadie, shall be and the same are hereby extended and continued during the continuance of this Ordinance, and the several registers of the said several counties of Drummond, Sherbrooke, Stanstead, Shefford, Missiskoui, Ottawa, Beauharnois, Megantic, Two Mountains and Acadie, who may be appointed under this Ordinance, shall continue to have and enjoy all such fees and emoluments as are sanctioned and authorized by such several Acts. And be it further enacted, That the whole of the rest of the said several Acts of the tenth and eleventh years of the reign of his said Majesty King George the Fourth, the first year of the reign of his said Majesty King William the Fourth, and the fourth year of the reign of his said Majesty King William the Fourth, and also an Act of the legislature of this province passed in the second year of the reign of his said late Majesty King William the Fourth, intituled, "An Act to extend the Period limited by an Act passed in the first year of his Majesty's reign, chapter the third, for enregistering certain Acts or Deeds in Law, or Instruments in Writing therein mentioned," shall be and the same are hereby severally suspended and repealed during the continuance of this Ordinance from and after the day of its coming into operation.

continuance of this Ordinance from the day of its coming into operation.

LXX. And be it further enacted, That whenever the papers of any notary, owing to his death or otherwise, shall be deposited with the prothonotary of any of the superior courts of this province, and any act may be required to be done, or any certificate to be given relating thereto, by such notary, such act may be done and such certificate may be given by such prothonotary, and shall have the like force and effect as if the same had been given by such notary.

Where the papers of a notary are deposited with the prothonotary, all acts to be done and certificates given relating to such papers by the prothonotary.

LXXI. And be it further enacted, That if any register appointed under the provisions of this Ordinance shall neglect to perform his duty in the execution of the duties of the said office, according to the rules and directions in this Ordinance contained, or shall commit or suffer to be committed any undue or fraudulent practice in the execution of the duties of the said office, and be thereof lawfully convicted, no other punishment being expressly imposed by this Ordinance for such offence, then such register shall forfeit his said office, and pay treble damages, with full costs of suit, to every person or persons that may or shall be injured thereby, to be recovered from the said register or his deputy or clerk, jointly or severally, by action in any of Her Majesty's superior courts in this province.

Penalty on register or his deputy or clerk for neglect of duty.

LXXII. And be it further enacted, That whenever the term "immovables" may be made use of in this Ordinance, it shall be taken and held to mean not only lands, houses and tenements, according to the existing laws of this province, and according to the laws of England, but shall also be taken and held to mean and shall comprise all immovables and leases of immovables for a term exceeding three years, and chattel interests issuing from or consisting in the enjoyment of any immovables.

Meaning of the term of "immovables"

LXXIII. And be it further enacted, That whenever the terms "charge or incumbrance" may be made use of in this Ordinance, the same shall be taken and held to include all *privileges, hypothèques, servitudes latentes, usufruits, substitutions* and *rentes foncières*, in such parts of this province as may or shall be held *en fief*, or in *en roture*; and in such parts of the said province as may or shall be held in free and common soccage or other English tenure, the said term shall be taken and held to mean every description of mortgage, lien or other charge or incumbrance to which lands in free and common soccage can or may be subject.

Meaning of the term "charge or incumbrance."

LXXIV. And be it further enacted, That whenever this Ordinance in treating of any person or party, or body, matter or thing intended to be affected by its provisions, may have used words importing the the singular number or the masculine gender only, yet such words shall be understood to include several persons or parties as well as one person or party and several bodies as well as one body, and bodies corporate as well as individuals, and several matters as well, and things as well as one matter and thing, and females as well as males, unless it be otherwise specially provided, or there be something in the subject or context repugnant to to such construction.

Words used in the singular to include the plural number, &c

LXXV. And be it further enacted, That whenever the term Queen's Bench may be made use of in this Ordinance, the same shall be taken to mean and designate the Courts of Her Majesty in this province usually designated as the Courts of King's Bench.

Term Queen's Bench to mean King's Bench.

LXXVI. And be it further enacted, That this Ordinance shall be taken and deemed a public Act, and shall be taken notice of as such in every court in this province without being specially pleaded.

Ordinance to be a public Act.