

ascertain what parties hold or occupy overplus land, and how much such overplus land is held by each such party, to collect from the several parties holding such overplus a rate apportioned upon each such party so holding overplus land in proportion to the quantity of such overplus land so held or occupied, the aggregate or total of which rate shall be a sum of money sufficient to pay the expenses of such survey, the several sums collected from parties in the said concessions for defraying the cost of the survey made by Deputy Surveyor, George A. Stuart, and all such claims for costs, charges, fees, disbursements, retainers, commissioners, agencies, travelling, legislating, and other expenses necessarily incurred in procuring the passing of this Act, as shall have been presented with satisfactory vouchers to the said Surveyor before the completion of such survey, and to pay out of the first collections, to the parties entitled to receive the same, such last aforementioned sums and claims, retaining the last collections for his, the said Surveyor's, services.

Expenses of such survey, &c. &c., to be paid by the parties having overplus of land.

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Surveyor to notify to each such party, and recover from him the amount payable by him.

VI. Each and every the parties so holding or occupying overplus land shall be, and by this Act are, within one month after having been, by the said Surveyor or his agent, served with a written notice stating the quantity of such overplus land so held or occupied, and the sum required to be paid as rated thereon, (such service of notice to be either personal, or by leaving such notice at the residence of such parties respectively,) required to pay severally the sums as stated in such notices; in default whereof the said Surveyor shall, as plaintiff, sue such parties and be admissible evidence in support of such claim.

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Tenants may set the amount so paid against rent.

VII. If any of the parties from whom such rates shall have been collected, hold such overplus land as tenants, and are subject to the payment of rent therefor, it is by this Act declared that the receipt of the said Surveyor for the payment of such rate, shall be a sufficient bar against the collection of rent due or to fall due, to the amount therein stated to have been paid.

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Public Act.

VIII. This Act shall be deemed a public Act.