

sence of the Judge, the Prothonotary or Clerk of the Court having jurisdiction in the premises, shall have all the powers of such Judge as touching the same; save only that all judgments for homologating any award, and for finally ascertaining the rights of the parties, must be rendered by the Judge himself.

20. All judgments rendered under this Act, for homologating any award of experts, and for finally ascertaining the rights of the parties, shall be final and without appeal; Provided only, that if the same shall have been rendered at the instance of a claimant proprietor, and without any admission of the title of such claimant on the part of the settler, such settler shall not thereby be deprived of his right of appeal upon the ground of title only.

Judgments homologating awards to be final.

21. Nothing in this Act contained shall at all effect any right whatsoever of any proprietor, or of any possessor or occupant of land, under any agreement which may have been or hereafter may be entered into between them, or by virtue of prescription, or the course of procedure, or any right of parties, in any suit now pending, or in any suit or proceeding whatsoever not falling expressly within the purview of this Act, or wherein the rights hereby granted shall not have been in effect invoked or set up.

Rights under agreement, &c., not effected.

22. In citing or referring to this Act in any Act or proceeding whatsoever, it shall be sufficient to refer to it as "The Lower Canada Settlers' Protection Act of 1863."

Short title of this Act.

SCHEDULE A.

Form of notice, by proprietor to settler.

To A. B., of (stating sufficiently the address and designation of the settler.)

Take notice that I, C. D., of (stating sufficiently the address and designation of the claimant proprietor), intend to institute a suit against you, to evict you from your possession of (describing sufficiently the land in question), which I claim as my property; and take notice also, that in order to enable you (should you so wish) to serve upon me within one month from this date, an answer to this notice, in terms of "The Lower Canada Settlers' Protection Act of 1863," I hereby elect for my domicile within the district wherein the said land is situate, the house occupied by (describing sufficiently such house). Dated this day of 18

C. D.

SCHEDULE B.

Form of answer to such notice.

To C. D., of (stating sufficiently the address and designation of the claimant proprietor).

In answer to your notice dated the day of , 18 , served upon me, A. B., of (stating sufficiently the address and designation of the settler) I hereby offer to leave the land therein described, upon payment of (stating a precise sum), as being the increased value given thereto by the improvements thereon, and which I hereby claim under "The Lower Canada Settlers' Protection Act of 1863," or in case of your refusal to pay such sum, then upon payment of whatever sum may hereafter be awarded for such increased value under the said Act; and I hereby further name E. F., of (stating sufficiently the address and designation of the proposed expert) to be my expert in the premises, under the said Act. Dated this day of , 18

A. B.