

Compensation  
in land to be  
granted upon  
the report of  
the arbitrators.

III. Upon receipt of any such report, and upon the sale and conveyance by such non-resident proprietor to Her Majesty, her heirs and successors, of all his right, title and interest in the said lands, the Commissioner of Crown Lands, or in his absence the Attorney General for Lower Canada, shall, in Her Majesty's name, grant, sell and convey in Her Majesty's name to such non-resident proprietor, an extent of the ungranted lands of the Crown equivalent to the amount at which his share, title and interest in the said lands shall have been estimated by the said arbitrators in such report, or shall, at his option, deliver to him a certificate entitling him to purchase ungranted lands of the Crown lying in the said Township of Bolton, or elsewhere, to an extent equivalent to such amount; and so soon as the Crown shall have become possessed of all the undivided shares of each of the non-resident proprietors who have disputed, or will persist in disputing the titles of the resident proprietors, the Governor shall appoint three fit and proper persons to enquire into and report upon the best and most equitable mode of dividing or partitioning the lands so granted as aforesaid, between the Crown and the resident proprietors, and of quieting the titles of such resident proprietors to their lawful holdings, with a view to effecting such object by further and final legislation.

Division of un-  
divided shares  
acquired by  
the Crown.

Commission-  
ers not bound  
by strict rules  
of law.

IV. And in investigating the said titles, and in making such enquiry and report, the said Commissioners shall not be bound to follow the strict rules of law either as to the interpretation of the titles or as to the evidence which they may think proper to have adduced before them; but they shall be governed in all matters connected with such investigation and report by broad principles of equity and justice, and by a due regard to the peculiar position in which the parties interested in the said lands so granted as aforesaid, have been placed.

Powers of  
Commission-  
ers under this  
Act.

V. The Commissioners so to be appointed shall have the same powers as the Judges of the Superior Court, within their jurisdiction, to compel the appearance of witnesses and the production of all papers, plans and documents required for the purposes of this Act.

Governor in  
Council may  
award lands,  
in compensa-  
tion of costs.

VI. And the Governor shall by order in Council from time to time, upon the report of the Attorney General for Lower Canada, order the Commissioner of Crown Lands to grant certificates for the purchase of Crown Lands, either in the said Township of Bolton or elsewhere, for the amount of costs incurred by the parties to the proceedings now pending as aforesaid as well as for the costs of the arbitrators and Commissioners to be appointed as hereinabove provided.

Interpretation  
of certain ex-  
pressions in  
this Act.

VII. The term "non-resident proprietor" wherever it is used in this Act, whether in the singular or the plural number, shall apply only to persons who have not, either by themselves or their predecessors, cultivated or improved any portion of the land claimed by them.