

Bill (from the Legislative Council)
for making mortgages special on
all Lands and other real and im-
moveable property which now
are or hereafter may be holden
in free and common Soccage
within this Province, and for es-
tablishing Register Offices for all
Deeds and Mortgages relating
to such Property *Thereto*.

Preamble.

WHEREAS real property is depreciated by being involved in dispute and uncertainty by the creation of general and prospective Mortgages, and also, by the difficulty of coming at a knowledge of the incumbrances thereon, and whereas frauds have been and may be committed by giving mortgages to different persons and concealing the same: Be it therefore enacted by the King's most Excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of *Lower-Canada*, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of *Great Britain*, intituled, *An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's Reign, intituled, 'An Act for making more effectual provision for the Government of the Province of Quebec, in North America,' and for making further provision for the Government of the said Province*: And it is hereby enacted by the authority of the same that from and after the first day of January in the year of Our Lord one thousand eight hundred and twenty seven, no *Acte* or Deed in Law by which a Mortgage or *Hypothèque* is created, Judgments of the Courts of Law only excepted, shall bind or affect as a Mortgage or *Hypothèque* any Lands or other Immoveable Property situate within the limits of this Province, and held in free and common Soccage, unless such *Acte* or Deed be Notarial and shall have been duly enregistered in the manner hereinafter directed.

After the 1st
May 1827 no
Acte to affect as
a Mortgage any
Property held
in Free and
Common Soc-
cage unless
passed before
Notary and en-
registered &c.

Judgments ex-
cepted.

After such time
no *Acte* or Deed
to bear a Mort-
gage on such
Property unless
passed before

II. And be it further enacted by the authority aforesaid, that from and after the said first day of January in the year of our Lord one thousand eight hundred and twenty seven, no *Acte* or Deed whatsoever save and except such Judg-