

ment by him or them of such Purchase price per Acre for the said Land so intruded upon as may be the upset price at which other like Land in the same District shall be offered for Sale by public competition, to issue a Grant in usual form to him or them in Fee-Simple of the said Land or such portion thereof as the Governor or Person administering the Government for the time being may, according to the circumstances of the case, deem just and expedient ; and if such person or persons shall not apply by Petition as aforesaid within the period of Twelve Months next after the passing of this Act, or having so petitioned shall not accede to, and comply with, such terms as are herein prescribed, such Land so intruded upon shall, after Twelve Months' notice from the Surveyor General or his Deputy to the party in possession of the same, be deemed to be unoccupied Land and be subject and liable to be sold and granted to any person or persons desirous to purchase the same, under the general provisions of this Act. Provided nevertheless that in particular cases wherein such Persons so intruding as aforesaid shall, since their intrusion, have made considerable and meritorious improvements upon such Land, it shall be lawful for the Governor or Person administering the Government, by and with the advice and consent of the Council, to impose any lower rate or price per Acre in payment for the said Land than the price above mentioned, or to give a Free Grant thereof, according to the circumstances and merits of the case.

Disposal of Lands  
occupied previous  
to 1840.

XIV.—*And be it further enacted,* That all persons who previous to the 1st January 1840, had been by themselves or their Tenants and since then and until the passing of this Act shall have continued to be in the *bona fide* occupation of any ungranted Land—and who shall have made improvements thereon, and who shall, within the period of Four years from and after the time of the passing of this Act, apply to have the same surveyed by the proper Officer appointed by the Government for that purpose, shall be entitled to hold the same, and they are hereby confirmed in the possession thereof, and shall upon application be further entitled to receive a Grant for the same, subject only to the charge named in the 16th Section of this Act: Provided always that the Quantity of Land so to be given as aforesaid, shall not in the case of any one Person be permitted to exceed Twenty Acres, unless the same shall have been brought into a state of Cultivation: Provided that nothing herein contained shall affect the interest of parties disputing the right to the possession of any such Land as aforesaid; and provided further, that unless the parties occupying such Land as aforesaid, shall within the period of Eight years from the passing of this Act, apply for and take up such Grant as aforesaid, it shall be lawful for the Crown to resume possession of the said Land, upon giving to the Occupant or Person claiming possession thereof, Twelve months' notice in writing of the intention to resume such possession.

Copy of Act to be  
kept in Office of  
Surveyor General

XV.—*And be it further enacted,* that a Copy of this Act, and of all further Rules and Regulations established under its provisions, shall be deposited in the Office of the Surveyor General, and also in the respective Offices of his Deputy Surveyors, and that the same shall be open at all reasonable hours to the free inspection of the Public.

Annual Return to  
be made by  
Surveyor General.

XVI.—*And be it further enacted,* that in all cases where, in accordance with the thirteenth and fourteenth Sections of this Act, Grants of Land are directed to be issued and the necessary Surveys shall be made to perfect the same, the parties for whom such Surveys shall be