

An Act to authorize the establishment of Boards of  
Boundary Commissioners in Upper Canada.

**W**HEREAS the errors or defects in Surveys heretofore made within Upper Canada, occasion disputes and differences, touching the boundaries of Townships, Concessions and Lots, and involve parties in expensive litigation; And whereas it is expedient to provide a remedy for these evils, by the appointment of Commissioners in every County, with the powers and under the restrictions hereinafter expressed: Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

- 10 I. From and after the passing of this Act, it shall and may be lawful for the Governor to appoint, during pleasure, three fit and proper persons in every County in Upper Canada, (one of whom shall be the Judge of the County Court,) to form a Board, to be known by the style and title of "The Boundary Commissioners" of the County for which they shall be so respectively appointed; and the said Commissioners for the time being are hereby empowered and required to hear and determine all matters of dispute touching any line or lines, boundary or boundaries, of any City, Town, Village, Township, Concession or Lot, and of any part or parts thereof within their respective Counties, and to ascertain, fix and determine, such lines, boundaries or divisions, as they shall find to be right according to the Laws of Upper Canada, and to give and pronounce such judgment and decree therein, and to award execution thereupon for such costs as shall, by the said Commissioners, be ascertained to have been reasonably incurred in the case, against the goods and chattels of all and every the person and persons whom they shall decree to pay the same, the whole as to them or any two of them shall seem just; and the acts, orders, judgments and decrees, of the said Commissioners, or any two of them, shall be final and conclusive between the parties, their heirs and assigns, except in cases of appeal, to be brought within the time and in the manner hereinafter mentioned.

Board of three Commissioners to be constituted.

Their general powers.

Decision of two Commissioners to be valid.

- II. The Governor may from time to time appoint a fit and proper person to be Clerk of each Board of Commissioners, who shall attend the sittings thereof and keep minutes of its proceedings, of which he shall have the custody, and countersign all orders, judgments and decisions of the Board, and perform all other acts and duties appertaining to his office.

Clerk of the Board and his duties.

- III. It shall not be lawful for any such Commissioner to act in any case that shall be heard and determined under the provisions

Provision for supplying the