

tions of the Province ; and in and by the said notice all persons having or pretending to have any legal claim to the property so seized, shall be called upon to make known such claim within *sixty* days from the date of such seizure in the manner hereinafter prescribed.

Persons having claims to be called upon.

VIII. And be it enacted, That any person who shall either secretly or openly, with or without force, unlawfully take or carry away, or cause to be taken or carried away, any property seized and detained under this Act, being the property of Her Majesty, shall be deemed to be guilty of a misdemeanor, and liable to punishment accordingly.

Penalty for removing property seized.

IX. And be it enacted, That all timber or other articles seized under the foregoing provisions of this Act, shall be deemed to be forfeited to the Crown at the expiration of sixty days from the day of the date of the seizure, unless it or they be previously claimed in the manner hereinafter prescribed.

To be forfeited at the end of 60 days if not claimed.

X. And be it enacted, That any person disputing the validity of the seizure may, by petition, setting forth in a clear and distinct manner, the grounds of his appeal against the seizure, addressed to a Circuit Judge of Lower Canada, to a County Judge of Upper Canada, or to a Judge of any Superior Court of original civil jurisdiction in civil matters, either in Lower or Upper Canada, according as the seizure may have been made in Upper or Lower Canada, obtain delivery and repossession of the property so seized, on entering into a Bond (in the form C contained in the Schedule annexed to this Act) with at least two good and sufficient sureties, who shall justify as to their sufficiency before such Judge, for the payment of a sum of money equal in amount to double the value of the property so seized.

Proceedings to be had by any person claiming the property seized.

Bond.

XI. And be it enacted, That the said Petition and Bond shall be filed in the Circuit, County or other Court nearest, according to the ordinary travelled road or route, to the place of seizure, and that notice of at least days, of the intention to present such petition, and of the names, addition and residences of the persons to be offered as sureties, shall be served upon the Commissioner of Crown Lands or his Agent nearest the place of seizure by leaving a copy thereof at his Office ; and that no such petition shall be entertained or received, nor such security taken until proof of the service of such notices shall be made : Provided always, that if, on the day appointed for presenting such petition and offering such security, no Judge be present at the time and place indicated by such notice, it shall be lawful for the Sheriff or Clerk of the Court to take the required security, on being satisfied of the sufficiency of the sureties.

How the claim shall be filed and served.

Proviso.