

An Act to amend the Act 23rd Victoria, Chapter 105, intituled, "An Act relating to the Northern Railway of Canada" so far as relates to the construction of the Branch Line into the Town of Barrie, and other matters therein mentioned.

WHEREAS, the Municipal Corporation of the Town of Barrie have, *Preamble.*
 by their Petition to the Legislature represented, that long before the passing of the Act of the twenty-second year of Her Majesty's reign, intituled "An Act relating to the Northern Railway of Canada," to wit :
 5 in the year 1853, the said Corporation entered into an agreement with the Railway Company now called the Northern Railway Company of Canada : but then called the Ontario, Simcoe and Lake Huron Railroad Union Company, with respect to the construction of a switch or branch
 10 Railway from the main line of Railway of the said Company to the said town of Barrie:—that in pursuance of the said agreement, the said Municipal Corporation, on the 27th day of May, 1854, passed a By-law for raising the sum of Three Thousand Pounds to purchase the right of way for the said Branch Railway, and procured an agreement to submit to
 15 arbitration to be executed by all the owners of the land required for the same ; and that in the year 1855 the Legislature, at the instance of the said Municipal Corporation, and of the said Railway Company, passed the Act intituled, "An Act to remove doubts as to the power of the Ontario, Simcoe and Lake Huron Railroad Union Company, to construct
 20 Branch Line into the Town of Barrie," with a view to the carrying out of the said agreement ;" that in the year 1859 the said Act, intituled, "An Act relating to the Northern Railway Company of Canada, was passed, vesting the said Northern Railway and its appurtenances in the Crown, but with the power to the Governor in Council, on certain conditions to retransfer the same to the Company ; and that in the year 1860, another
 25 Act was passed, intituled, "An Act relating to the Northern Railway of Canada," reciting the Act of 1859, and an order in Council made under it, revesting the said Railway and its appurtenances in the said Company, subject to the conditions, clauses and provisions made in and by the said Order in Council ; that during the year 1861 an Act was passed by the
 30 Legislative Assembly, intituled, "An Act to amend the Act 23rd Victoria, Chapter 105, intituled, "An Act relating to the Northern Railway of Canada, so far as relates to the construction of the Branch Line into the Town of Barrie, and other matters therein mentioned," and after reciting as hereinbefore recited, it was therein declared that
 35 it was not the intention of the Legislature, by the said Act of 1860, to prevent or relieve the said Company constituted by the said Act, from being bound by any obligation contracted by the Northern Railway of Canada, with the Corporation of the Town of Barrie :

That while the said lastly mentioned Act of 1861 was before the Legis-
 40 lative Council, and before its final passage, the said Northern Railway and the said Corporation of the Town of Barrie, by an instrument in writing, bearing date the 16th day of May, 1861, agreed that a compromise should take place, whereby the said Act of 1861 should be with-
 45 drawn from the Legislative Council, and the claim of the said Corporation of the Town of Barrie against the said Northern Railway referred to arbitration.