

on the appeal side, at least ten days before the filing of the original petition as hereinafter required :

**Certificate of filing of partition and notice and transmission of papers in the case to the Court of Q. B.** 2. The original petition and notice, with a certificate of service of both annexed, shall within three months from the date of the said judgment in partition be filed in the office of the said Commission, and thereupon the Secretary of the said Commission shall deliver to the appellant or his attorney, a certificate of the filing of the said petition and notice, and shall forthwith certify under his hand, and cause to be transmitted to the Clerk of the said Court of Queen's Bench at Montreal, all claims, titles, depositions, books, documents and other papers relating to the particular claim in which the party appellant is interested, together with an extract duly certified by the Prothonotary of the Superior Court in the said district of Bedford, containing the part or parts of such judgment which relates or relate to the claim concerning which such appeal is made. 5 10

**Other proceeding as usual.** 3. In all other respects all such appeals shall be dealt with in the same manner as appeals from the Circuit Court, except as hereinafter provided. 15

**Copy of judgment to be sent to Commissioner who shall conform his judgment thereto.** 12. A copy of every judgment in appeal from the said judgment in partition, shall be transmitted by the clerk of the Court of Queen's Bench (appeal side) to the said Commissioner, who shall immediately proceed to amend the judgment in partition so as to make it accord with the judgment in appeal. If the judgment in Partition be altered or modified by the said Court of Queen's Bench, and if the said judgment in partition be confirmed as far as appealed from, the Commissioner shall write a certificate to that effect at the foot of the said judgment, so soon as he shall receive a copy of the last judgment pronounced in appeal therefrom. 20 25

**Extracts from judgment to serve as titles.** 13. The Prothonotary of the District of Bedford, after the expiration of three months from the date of the deposit of the said judgment in partition, shall, on demand, grant copies of, or extracts from the said judgment to any person whomsoever, and every such extract, duly certified, shall serve as a title to the person therein mentioned; provided that no such copy of any part of the said judgment which shall have been appealed from as aforesaid shall be granted by the said Prothonotary to serve as such title, except upon certificate of the said Commissioner that the said judgment has been confirmed in appeal, or until after the date of the last amendment made thereto, as hereinbefore provided. And for every such extract so certified, the said Prothonotary shall be entitled to receive *fifty cents*, if the same do not contain more than one hundred words, and *ten cents* more for every additional hundred words. 20 35 40

**Proviso.**

**Fees for such extracts.**

#### CLAIMS FOR PREEMPTION.

**Claims to be investigated by Commissioner.** 14. After pronouncing the said judgment in partition, the said Commissioner shall proceed to investigate and report upon all claims filed at any time before the date of the said judgment in partition, by persons pretending to have a right of preemption to any part of the said lands occupied by them, and assigned to the Crown in such judgment of partition. 45

**Report thereon.** 2. The said report shall state the names of all such claimants, the extent, number and range of the said land claimed by each, the period of its occupation by him and his predecessors, and as nearly as possible the value of the improvements made thereon, together with such recommendation as the Commissioner may deem proper to make for the guidance of the Commissioner of Crown Lands in the final disposal of such lands. 50 55