

An Act respecting the boundary lines of Estates and Lands in the country parts of Lower Canada.

HER Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:—

1. The public, open and peaceable possession during ten consecutive years by any one person or his *auteurs*, of an estate or land in the country parts, enclosed by means of ditches and fences, or by ditches or fences only, kept in repair and maintained by the proprietors, as division lines between the properties, shall be a good defence (*in de non recevoir*) in any action for bornage.

10 2. In any action for bornage, the defendant, on proof being made that there have existed for ten consecutive years, fences or ditches which were made and have been maintained and kept in repair by the parties or their *auteurs*, to serve as the division lines between their contiguous lands, shall procure from the court in which the action has been brought, the dismissal of such action with costs against the Plaintiff.