

XVIII. All proceedings for or in respect of any *expertise* under this Act, may be had, and all orders and judgments thereto relating may be made and rendered, as well in vacation as in term; and in case of absence of the Judge, the Prothonotary or Clerk of the Court having the jurisdiction in the premises, shall have all the powers of such Judge as touching the same, save only that all judgments for homologating any award and for finally ascertaining the rights of the parties, must be rendered by the Judge himself.

Proceedings for *expertise* may be in vacation. Prothonotary to have certain powers.

XIX. All judgments rendered under this Act, for homologating any award of *experts* and for finally ascertaining the rights of the parties, shall be final and without appeal; Provided only, that if the same shall have been rendered at the instance of a claimant proprietor, and without any admission of the title of such claimant on the part of the settler, such settler shall not thereby be deprived to his right of appeal upon the ground of title only.

Judgments homologating reports of *experts* to be final. Proviso.

XX. Nothing in this Act contained shall at all affect any right whatsoever of any proprietor, or of any possessor or occupant of land, under any agreement which may have been or hereafter may be entered into between them, or by virtue of prescription,—or the course of procedure, or the right of parties, in any suit or proceeding whatsoever not falling expressly within the purview of this Act, or wherein the rights hereby granted shall not have been in effect invoked or set up.

Act not to affect rights under agreement, prescription, &c.

XXI. In citing or referring to this Act in any Act or proceeding whatsoever, it shall be sufficient to refer to it as "The Lower Canada Settlers' Protection Act, of 1859."

Short title of Act.

XXII. This Act shall continue in force for five years, and from thence until the end of the then next Session of the Parliament of this Province, and no longer.

Continuance of Act.

SCHEDULE A.

Form of Notice, by Proprietor to Settler.

To A. B., of (stating sufficiently the address and designation of the settler.)

Take notice that I, C. D., of (stating sufficiently the address and designation of the claimant proprietor), intend to institute a suit against you, to evict you from your possession of

(describing sufficiently the land in question), which I claim as my property; and take notice also, that in order to enable you (should you so wish) to serve upon me within one month from this date, an answer to this notice, in terms of "The Lower Canada Settlers' Protection Act, of 1859," I hereby elect for my domicile within the district wherein the said land is situate, the house occupied by (describing sufficiently such house.)

Dated this day of , 18 .

C. D.

SCHEDULE B.

Form of Answer to such Notice.

To C. D., of (stating sufficiently the address and designation of the claimant proprietor).