

nior within whose Seigniory the said Common is situate, and a majority of the Coproprietors interested in the said Common, fixing or establishing the rights of the said Seignior, he shall in the partition of the said Common, to be by him made pursuant to this Act, be guided with respect to the rights of the said Seignior by such agreement or convention; but if there shall have been no such agreement or convention, then he shall be guided by the rights of the parties, as they may be made apparent to him.

VII. And be it further enacted by the authority aforesaid, that when the said Commissioner shall have made his report as aforesaid, it shall be his duty after giving sufficient notice thereof to the persons interested as hereinafter-mentioned, to deposit and file the said Report and Plan in the office of the Court of King's Bench for the District of Montreal, and to sue for and obtain the ratification and confirmation thereof at any of the Superior Terms of the said Court according to the rules of proceeding in the said Court, and it shall be lawful for the Judges of the said Court to order the ratification or amendment of the said Report and Plan according to the nature and circumstances of the case, and in as summary a mode as possible, with power to the said Court to give judgement in vacation if necessary.

VIII. And be it further enacted by the authority aforesaid, that it shall be the duty of the Commissioner aforesaid, before proceeding to prosecute the homologation of the said Report and Plan, to cause to be published and posted at the Church door of Varennes during two successive Sundays, a notice informing all Persons interested in the partition of the said Common, of the day when the said Report and Plan is to be by him filed and deposited in the Office of the said Court of King's Bench, to the end that all persons thinking themselves aggrieved either in the partition or apportionment of the said Common, to them respectively made by the said Report and Plan, or by omission of their respective rights or pretensions in the said Common, or in any other way whatever, may if they see fit have an opportunity of opposing the homologation of the said Report and Plan and obtaining justice therein.

IX. And be it further enacted by the authority aforesaid, that it shall be the duty of the aforesaid Commissioner to cause the said Common to be divided and partitioned by a sworn Land Surveyor, into as many lots as there are Coproprietors concerned and having shares in the said Common, and to assign to each proprietor his lot or share in the said Common, according to the extent or value of his rights in the same as near in local situation, and to the best of his knowledge and judgment as cir-