

charged for the sale and management of lands forming the common school fund, arising out of the one million of acres of land set apart in the Huron tract.

XV. It shall be lawful for the Governor in Council from time to time as he shall deem expedient to declare that the provisions of this Act or any of them shall extend and apply to the Indian lands under the management of the Chief Superintendent of Indian affairs, and the said Chief Superintendent shall, in respect to the lands so declared to be under the operation of this Act, have and exercise the same powers as the Commissioner of Crown Lands may have and exercise in respect to Crown Lands.

XVI. The Commissioner of Crown Lands shall cause lists of the crown, school, and clergy lots for sale in the several townships in Canada, to be made out from time to time, and advertised and exhibited in such manner as he may deem most advisable for giving general information on the subject.

XVII. The Governor may from time to time appoint, during pleasure, all such agents as he shall find necessary to carry out the provisions of this Act and the orders in Council made under it, which agents shall be paid in such manner and at such rates as the Governor in Council may direct.

XVIII. Whenever a patent has been or may hereafter be erroneously issued or which shall contain any clerical error, misnomer, or wrong description of the land thereby granted or intended to be granted, the Governor in Council may upon the report of the Commissioner of Crown Lands, (there being no adverse claim,) direct the defective patent to be cancelled and a correct one to be issued in its stead, which said corrected patent shall relate back to the date of the one so cancelled, and shall have the same legal effect as if it had been issued at the date of such cancelled patent.

XIX. In all cases in which grants or letters patent have issued or may hereafter issue for the same land inconsistent with such other through error or mistake, and in all cases of sales or appropriations of the same land inconsistent with each other, the Governor in Council may order a new grant equivalent to the land of which any grantee or purchaser may thereby be deprived: Provided always, that no such claim shall be entertained unless it be preferred within five years after discovery of the error.

XX. In all cases wherein by reason of false survey any grant, sale, or appropriation of land has been or may be found to be deficient, the Governor in Council may order a free grant equal in value to the ascertained deficiency: Provided always, that no such claim shall be entertained unless application was or shall be made within five years from the discovery of such deficiency, nor unless the deficiency is equal to one-tenth of the whole quantity described to be contained in the particular lot or parcel of land granted.

XXI. It shall and may be lawful for the Court of Chancery in Upper Canada, and for the Superior Court in Lower Canada, upon action, bill, or plaint to be exhibited in either of the said courts respecting grants of land situate within their jurisdiction, and upon hearing of the parties interested, or upon default of the said parties after such notice of proceeding as the said Courts shall respectively order, in all cases wherein patents for lands have or shall have issued through fraud or in error or mistake or improvidence, to decree the same to be void; and upon the registry of such decree in the office of the provincial registrar, such patents shall be deemed void and of none effect to all intents and purposes whatsoever; and that the practice and proceeding in court, in such cases, shall be regulated by orders to be from time to time made and issued by the said courts respectively; and any action or proceeding commenced under the twenty-ninth section of the Act intituled "An Act for the Disposal of Public Lands," may be continued under this section, by which the provisions of the said twenty-ninth section are re-enacted, and which, for the purpose of any such action or proceeding, shall be construed as merely continuing in force the said twenty-ninth section.

XXII. All affidavits required under this Act may be taken before the judge or clerk of any County or Circuit Court, or any justice of the peace, or any commissioner for taking affidavits or agent of the commissioner of Crown lands.

XXIII. The Governor in Council shall require from the Commissioner of Crown Lands and from every agent appointed under him, security for the due performance of his duty: Provided always, that all securities heretofore given under any Act hereby repealed, shall nevertheless continue valid and in full force.

XXIV. The Commissioner of Crown Lands shall transmit in the month of January in each year to the registrar of every county or registration district and secretary-treasurer of any municipality in Lower Canada, a list of the clergy and crown lands heretofore or hereafter sold or for which licences of occupation shall be granted in such county or registration district, and upon which a payment has been made; which said crown, clergy, and school lands shall be liable to the assessed taxes in the townships in which they respectively lie, from the date of such licence or sale; and the Commissioner of Crown Lands shall in like manner apprise each registrar of the cancellation of any licence of occupation or patent.

XXV. It shall and may be lawful for the Governor in Council from time to time to make such orders as may be necessary to carry out the provisions of this Act according to their obvious intent and meaning, or to meet any cases which may arise and for which no provision is made by this Act: Provided always, that such orders shall not be inconsistent with this Act; and provided also, that such orders shall be duly published in the official gazette and in such newspapers as the Commissioner of Crown Lands may direct,