

shall enure to the benefit of the party to whom the same was granted, or to his assignee, in the same manner and to the same extent, as the instrument in the form of a license of occupation mentioned in the next preceding section.

- 5 XL. The Commissioner of Public Lands shall cause to be kept a book for registering all assignments of claims to any land made as well by the original nominee, purchaser or locatee, as by any subsequent assignee of any such claim ;—and shall cause the material parts of every such assignment  
10 to be registered in such book of registry, and the recorder shall endorse on every such assignment a certificate of such registration, stating the day and the hour that such assignment was deposited in the Land Department ;—And every such assignment so registered shall be valid against any one pre-  
15 viously executed, but subsequently registered or unregistered ;—And in all cases of such assignment duly registered and sufficient, the patent may issue in the name of the assignee.
- Registry of assignments of claims.
- Assignment first registered to prevail.

- 20 XLI. If any subscribing witness to any such assignment is deceased, or has left the Province, the said Commissioner may register such assignment upon the production of an affidavit proving the death or absence of such witness and his handwriting.
- If attesting witness be dead.

- 25 XLII. The duties imposed upon the Commissioner of Crown Lands by the preceding section, for the registration of assignments, shall extend to the registration of assignments of claims located before or after the fourteenth day of June, one thousand eight hundred and fifty-three ;—all assignments of locations in Lower Canada executed before Notaries, or before one Notary, and two witnesses, shall be sufficient and shall be registered  
30 accordingly.
- Provisions to extend to certain former assignments.

- XLIII. Every such assignment must contain an absolute grant, not depending for its execution upon any condition to be thereafter performed.
- Assignments must be unconditional.

#### PRE-EMPTION.

- 35 XLIV. Every occupant of any public land, prior to the passing of this Act, who is now in possession of and using it or shall have cultivated any part thereof in the year one thousand eight hundred and fifty-eight, shall have a right of pre-emption in the purchase of such lot of land, containing not more than two hundred acres, if between the date of the passing of this Act and  
40 the putting up at public sale of such lot, he shall enter his name and claim with the Agent for the Land Agency where the lot of land may lie, and shall pay the minimum price fixed for the lands in the said Land Agency, under the conditions and regulations enacted for such Agency.
- Occupants prior to this Act, to have right of pre-emption, and on what terms.