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No. 16.

2nd Session, 7th Parliament, 27 Victoria, 1863.

BILL.

An Act to re-unite the North and South
Ridings of the County of Waterloo for
registration purposes.

Received and read, 1st time, Friday, 27th
February, 1863.

Second Reading, Monday, 2nd March, 1863.

Mr. COWAN.

QUEBEC :

PRINTED FOR THE CONTRACTORS BY
HUNTER, ROSE & LEMIGUN, ST. URSULE ST.

An Act to reunite the North and South Ridings of the County of Waterloo, for Registration purposes.

WHEREAS, by Her Majesty's Proclamation under the Great Seal Preamble.
of this Province, bearing date the sixth day of Decémber, in the year of our Lord one thousand eight hundred and sixty-one, and issued under the power vested in the Governor of this Province by the eighty-ninth chapter of the Consolidated Statutes for Upper Canada, a separate Registry Office was granted, awarded, set apart, and established for the South Riding of the County of Waterloo, for the registration of deeds and other instruments affecting real estate, lands, tenements, or hereditaments within the said Riding, and the Registry Office for the said Riding was appointed to be kept at the village of Preston therein, until the erection of the said Riding into a separate county and the fixing therein of a county town; and Ward Hamilton Bowly, Esquire, was on the fifteenth day of March, 1862, appointed, by His Excellency the Governor General, to be Registrar of the South Riding, and David S. Shoemaker, Esquire, was on the same day appointed, by His Excellency, to be Registrar of the North Riding of the said County; and whereas the Warden and Municipal Council of the said County have by their repeated petitions to the Legislature represented, among other things: that the division of the said County of Waterloo into two Registration Districts, so made as aforesaid, will, if carried into effect, be so great a public inconvenience and so prejudicial to the interests of the people of the County in general, and of the South Riding in particular, that the said Warden and Council are satisfied that the said division could not possibly have been approved by His Excellency if the real facts of the case had been known to him; that a general petition from the said South Riding against the said division was presented to Sir Edmund Walker Head, then Governor General of this Province, about four years ago, and a similar memorial was forwarded to His Excellency the Governor General, dated the thirtieth day of January, in the year 1862; that immediately after the said Proclamation, resolutions remonstrating against the separation were unanimously adopted by all the Councils of the Municipalities composing the County of Waterloo, except the village of Hespeler, in which the local mover of the separation resides, and the village of Preston, in which it is proposed to place the new Registry Office; that the County is small, and that the town of Berlin, where the Registry Office for the County was placed, is well situated with reference to the whole County, while the village of Preston is so placed that the best way to it from a large part of the South Riding, and from the Township of Wilmot in particular, is through the Town of Berlin; and the said Warden and County Council have prayed relief in the premises; and whereas the said Act does not provide any means of setting aside the said Proclamation and affording the relief prayed for as aforesaid, and it is just and necessary that such relief be granted; therefore Her Majesty, etc., enacts as follows:

1. Upon and after the day of next after the passing of this Act, the Proclamation mentioned in the preamble of this Act shall have no further effect, and the whole County of Waterloo shall upon and after the said day form one Registration division, for the purposes of the Act first above cited, as it did before the said Proclamation, and the Registry office for the said County shall be kept as theretofore in the Town of Berlin, and the appointment hereinbefore mentioned of a Registrar for the South Riding of the said County and of a Registrar for the North Riding thereof, shall have no further effect upon and after the said day, on or before which a Registrar may be appointed by the Governor, to be on and after the said day the Registrar for the County of Waterloo.

Proclamation dividing County of Waterloo into two Registration Districts annulled.

2. Upon and after the day last aforesaid all memorials, certificates, register books, calendars, instruments, documents, and papers relating to the registration of deeds, or other instruments or documents affecting real estate in the South Riding of the County of Waterloo, and registered in the Registry Office of the village of Preston, or in any way forming part of the records and muniments of the said Registry Office, shall be transferred to the Registry Office for the County of Waterloo to be kept at the Town of Berlin, and shall make part of the registers, records, and muniments of the said office, and the Registrar of the said County shall have the same powers and duties with respect to them and to all searches, certificates, and other matters relating to them as if the registration of the deeds, instruments, and documents to which they relate had been effected in the said County Registry Office at the Town of Berlin.

Archeves &c. of office recently established, to be transferred to Registry office in Berlin.

3. This Act shall be deemed a Public Act.

Public Act.