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No. 184.
(PRIVATE BILL.)

1st Session, 4th Parliament, 16 Victoria, 1852.

BILL.

An Act for the relief of John Knatchbull
Roche, Esquire, Deputy Provincial
Land Surveyor.

Received and Read a first time, Tuesday, 26th
October, 1852.

Second Reading, Wednesday, 27th October,
1852.

MR. SMITH, of Durham.

QUEBEC:
PRINTED BY JOHN LOVELL, MOUNTAIN STREET.

(184)

BILL.

An Act for the relief of John Knatchbull Roche, of the Town of Port Hope, in the County of Durham, Provincial Land Surveyor.

- W**HEREAS John Knatchbull Roche, Provincial Land Surveyor, did, Preamble
under the direction of the Provincial Government, and by the authority of the Magistrates of the District of Newcastle, in the year of our Lord 1846, make a survey of the Township of Hamilton, in the said District, and did furnish and erect permanent cut stone monuments at each end of the several Concession lines therein : And whereas the said
5 Magistrates in Quarter Sessions, approved of such survey, and allowed the account presented for the said services, to the amount of three hundred pounds, and ordered an assessment of one penny farthing per acre,
10 on each and every acre of land in the said Township, for the payment of the same : And whereas under the said assessment, in consequence of omissions of duty on the part of various officers of the District and Township, the sum of fifty pounds only has been paid to the said John Knatchbull Roche : And whereas no power now exists to direct the levying of
15 such rate, and the said John Knatchbull Roche is without any remedy for the recovery of the residue of the said three hundred pounds, and it is just that the United Counties of Northumberland and Durham, formerly constituting the District of Newcastle, should be rated to pay the same ; Be it therefore enacted, &c.,
- 20 And it is hereby enacted and declared, that the balance of the said debt, being the sum of £250, and interest thereon from the sixth day of July, 1847, to the time of payment, and the costs of a certain action brought by the said John Knatchbull Roche against the Municipality of the said Township of Hamilton for recovery of the said
25 debt, being the sum of £52 11s. 2d., be, and the same is hereby declared to be a debt, due and owing and payable from and by the Municipality of the said United Counties of Northumberland and Durham, to the said John Knatchbull Roche, his executors, administrators and assigns, to be paid out of the general funds in the Treasury thereof, raised or to be
30 raised, for general purposes, or for the special purpose of paying the same provided there be not sufficient funds in hand for that purpose, when this Act shall come in force ; and the same may be sued for and recovered by the said John Knatchbull Roche, from the said Municipality, in the same manner as any other debt due by such Municipality
35 may be sued for and recovered ; and the said Municipality shall and may rate and raise the same, in addition to the other rates required for other legal purposes, or such portion thereof as may be necessary to pay said debt, upon estimate in the usual and legal way, as part of the estimated amount which may be required for the purposes of the said United
40 Counties for the year 1853.
- The sum due to J. K. Roche declared a debt of the said United Counties, and recoverable from the Municipality thereof, with interest and the costs of a certain action.