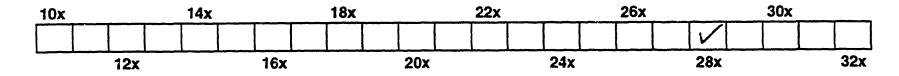
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1st Session, 4th Parliament, 16 Victoria, 1852.

BILL,

An Act to confirm a certain Allowance for Road in the Township of Monaghan, and to provide for the compensation of persons suffering loss by the confirmation of such Allowance.

Received and Read a first time, Saturday, 6th November, 1852.

Second Reading, Tuesday, 15th February, 1853.

HON. MR. ROLPH.

QUEBEC : PRINTED BY JOHN LOVELL, MOUNTAIN STREET.



An Act to confirm a certain Allowance for Road in the Township of Monaghan, and to provide for the compensation of persons suffering loss by the confirmation of such Allowance.

VHEREAS at the period of the Survey of the Township of Monaghan, Preamble. in the County of Peterborough, by Deputy Surveyor, Samuel Wilmot, in the year 1817, the western boundary thereof, by which it was intended that the division lines of the respective Lots should be 5 governed, was run and established on a course of north sixteen degrees west; And whereas in subdividing into Park Lots attached to the Town of Peterboro', the Lots Nos. 13, in the twelfth and thirteenth Concessions of the said Township of Monaghan, Deputy Surveyor Richard Birdsall, the Surveyor employed in the year 1825 on that service, laid off an allowance 10 for Road as the rear boundary of the said Park Lots, on a course of north sixteen degrees thirty minutes west, which in its course from the front to the rear of those Concessions, diverges westerly, and encroaches upon the Lots Nos. 12 in the said twelfth and thirteenth Concessions; and as to disturb the said authorized Survey of the Park Lots, would be productive 15 of serious and injurious consequences, and calculated to impair confidence

in titles to land based upon surveys executed under Official sanction; Be it therefore enacted, &c.,

That the allowance for Road surveyed by Mr. Deputy Surveyor Richard Birdsall's sur-Birdsall, by direction of the Surveyor General of the late Province of vey of allow-20 Upper Canada, as dividing the Park Lots (attached to the Town of confirmed.

Peterboro',) and laid out upon Lots Nos. 13 in the twelfth and thirteenth Concessions, from Lots Nos. 12 in the said twelfth and thirteenth Concessions of the Township of Monaghan, shall be the true and unalterable allowance for Road between the said Lots Nos. 12 and 13 in the above

25 named Concessions, and that the western limit of the said Road allowance shall be deemed to be the eastern limit of the said Lots Nos. 12, and that the eastern limit of the said Road allowance shall be deemed to be the rear boundary of the Park Lots, numbering from number one to number twenty inclusive, in the said twelfth and thirteenth Concessions .30 respectively.

II. And be it enacted, That it shall and may be lawful for the Gover- Compensation nor in Council, after due investigation had, to compensate the proprietors to be granted of land granted as portions of the Lots Nos. 12 in the twelfth and thirteenth to certain Concessions of the said Township of Monaghan, for such losses as they

.35 may prove that they have sustained by the operation of the provisions of this Act, by assigning to them an equivalent in value from the ordinary Public Lands of this Province; anything contained in the 28th Section

parties.

4 and 5 Vic. cap. 100. of the Act passed in the Session held in the 4th and 5th years of Her Majesty's Reign, cap. 100, intituled, "An Act for the disposal of Public "Lands," to the contrary thereof, notwithstanding; provided nevertheless, that the quantity comprised within the said Lots Nos. 12, as bounded on the east by the allowance for Road laid out by Deputy Surveyor Birdsall as aforesaid, shall respectively be reduced through the operation of the provisions of this Act to a less quantity then that for which the said Lots were granted.

Town Council III. And be it enacted. That it shall be the duty of the Town Council to cause monu. of the Town of Peterboro', within one year from the passing of this Act, to 10 ments to be cause permanent monuments to be established, under the direction of a placed. Deputy Surveyor, at the various angles of the several Park Lots abutting in rear upon the allowance for Road herein referred to, and the said monuments shall be placed as nearly as may be in the exact position contemplated in Deputy Surveyor Birdsall's survey; And it shall be lawful for 15 the said Town Council to enforce and levy a rate to defray the expense Rate to be levied. of such survey and of the affixing of monuments, upon the inhabitants of of the Town of Peterboro', or upon such of them, or upon such proprietors of land or their property as they may deem just and right, and a Map and Report of the Surveyor who shall be employed by the said Town Council 20. shall be lodged by him as a Public Record in the Office of the Commissioner of Crown Lands.

Public Act. IV. And be it enacted, That this Act shall be a Public Act.

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