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No. 281.

LOCAL BILL.

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1st Session, 4th Parliament, 16 Victoria, 1853.

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B I L L .

An Act to authorize a new Survey of the Concession Line between the sixth and seventh Concessions of the Township of Hamilton, in the County of Northumberland.

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Received and read a first time, Wednesday, 9th  
March, 1853.

Second reading, Monday, 14th March, 1853.

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Mr. BURNHAM.

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ALBERT

**An Act to authorize a new Survey of the Concession Line between the sixth and seventh Concessions of the Township of Hamilton, in the County of Northumberland.**

**W**HEREAS a Survey was made and monuments were erected by one John K. Roche, at the corners of the several Concessions of the Township of Hamilton, in the County of Northumberland, under the authority of the Act of the Legislature of the late Province of Upper Canada, passed in the thirty-eighth year of the Reign of His late Majesty King George the third, and intituled, "*An Act to ascertain and establish on a permanent footing the Boundary Lines of the different Townships of this Province;*" And whereas doubts have arisen as to the correctness of the said Survey, so far as the Concession line between the sixth and seventh Concessions is concerned, and it has been deemed advisable for the purpose of quieting the minds of the inhabitants and removing all cause of litigation, that a new Survey should take place, whereby it shall be ascertained whether the monuments so erected by the said John K. Roche at the North Eastern and North Western corners of the sixth Concession, and at the South Eastern and South Western corners of the seventh Concession correspond with the original Survey of the said Township; Be it therefore enacted, &c.,

Preamble.

That it shall be the duty of the Municipal Council of the said Township to cause a Survey to be made of the Concession line between the said sixth and seventh Concessions, and that for that purpose three licensed Surveyors shall be employed to make such Survey, and they shall govern themselves by the original Survey of the Township and by the field notes of the same remaining in the office of the Commissioner of Crown Lands, and that they may hear and examine any witnesses on oath touching any original posts of boundary marks, and that they shall run a line across the Township to correspond in every respect with the line as originally surveyed; and that if the line so to be run as aforesaid shall correspond with the monuments so erected by the said John K. Roche, then the said monuments shall be taken to be finally and irrevocably established, but if the said line shall not correspond therewith, then the monuments shall be removed under the directions of the said Surveyors, and the same shall be placed in

New line to be run by three Surveyors, in accordance with the original survey.

accordance with the line so to be run, and the same shall then be taken and considered as the permanent boundaries between the Concessions aforesaid.

Any two out of the three surveyor may act. II. And be it enacted, That it shall be lawful for any two of the three Surveyors so employed to act in the premises and to perform all the duties aforesaid, and to hold and exercise all the powers aforesaid; and that in case of any difference of opinion among the said Surveyors, the decision of any two of them evidenced by a report under their hands, shall be binding and conclusive to all intents and purposes. 5 10

Expenses how to be provided for. III. And be it enacted, That the expense of the said Survey shall be provided for by the Municipality of the said Township in such manner as the Council thereof shall think just and equitable.

Public act. IV. And be it enacted, That this Act shall be a Public Act. 15