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No. 68.

3rd Session, 5th Parliament, 20 Victoria, 1858.

BILL.

An Act to amend the law respecting titles
derived through Aliens.

Received and read, first time, Wednesday, 21st
April, 1858.

Second reading, Monday, 26th April, 1858.

MR. WALLBRIDGE.

TORONTO.

PRINTED BY JOHN LOVELL, YONGE STREET.

An Act to amend the law respecting titles derived through Aliens.

WHEREAS no person can now be disturbed in the possession of, Preamble.
 or precluded from the recovering any hereditaments on the
 ground of his claim being derived from or through an Alien, if such
 claim was so derived before the passing of the Statute 4 & 5 Vic., 4, 5 V., c. 7.
 5 cap. 7, intituled “*An Act to secure to and confer upon certain inhabi-*
 “*tants of this Province the Civil and Political right of natural born*
 “*British Subjects,*” or after the passing of the Statute 12 Vic., cap. 12 V., c. 197.
 197, intituled, “*An Act to repeal a certain Act therein mentioned, and*
 “*to make better provision for the naturalization of Aliens,*” but no
 10 such protection exists in regard to claims so derived during the interval
 between the passing of these two statutes; and it is expedient to place
 on as nearly as may be the same footing, all claims derived before the
 passing of the second statute, whether they were or were not also de-
 rived before the passing of the first statute, hereinbefore respectively re-
 15 ferred to; Therefore Her Majesty, &c., enacts as follows:

I. No person shall be disturbed in the possession of, or shall be pre- Period be-
 cluded from recovering any hereditaments in this Province, on the tween the
 ground of his claim to the same being derived from or through an passing of 4,
 Alien, after the passing of the statute firstly in this Act mentioned, and 5 V., c. 7 and
 20 before the passing of the statute secondly in this Act mentioned. 12 V., c. 197
covered.

II. But if a person claiming an estate as next entitled on account of Exception in
 a person nearer in the line of descent having been an Alien, has, in certain cases
 virtue of such claim taken actual possession of the estate before the of actual pos-
 passing of this Act and has made improvements thereon,—or if he session or sale.
 25 has sold or parted with or contracted to sell or part with the estate be-
 fore the passing of this Act, the estate not being at the time in the ad-
 verse possession of any person whose claim would then have been
 good but for his claiming through an Alien, this Act shall not render
 invalid any right or title to such estate, but such right or title shall
 30 remain as if this Act had not been passed.