

No. 215.

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

BILL.

An Act to confirm certain titles in the
Township of Aldborough, and rectify
difficulties which have arisen from an
erroneous Survey

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HON. MR. ROLPH.

QUEBEC:

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(215)

BILL.

An Act to confirm certain titles in the Township of Aldborough, and rectify difficulties which have arisen from an erroneous Survey.

5 **W**HEREAS in projecting the Survey of the Township of Aldborough, in the County of Elgin, it was intended that the western boundary thereof should abut immediately upon the eastern boundary of the lands originally reserved for the Moravian Indians, and now known as the Township of Orford, but that on carrying the Survey into effect, George Parrin Law, the Surveyor employed on the occasion, surveyed and established a line (which still bears his name) as the west boundary of Aldborough, and of Lots number one through the Broken Front, first and second Concessions, and situated at the distance of about fifty-five chains 10 fifty links eastward of the eastern boundary of Orford, leaving an intermediate space between the Lots number one in Aldborough, and the said boundary of Orford, which space was in or about the year 1803, divided by Deputy-Surveyor William Hambly, into 15 Lots which were marked A. and B., and have been granted by patent under that designation, which designation was maintained through to the rear of the sixth Concession; And whereas, by Surveys of examination conducted by Deputy-Surveyors Peter Carrol and Daniel Hanvey, it has been ascertained that generally the settlers have occupied as though the Lots numbers one in the Broken Front, and first and second Concessions abutted upon the actual eastern boundary of Orford, an impression induced by the description of the metes and bounds inserted in the patents first issued; and further, that in the third, fourth, fifth and sixth Concessions the settlers have occupied, allowing for Lots A. and B. 20 intervening between the said line of Orford, and the Lots numbers one, two, three, four &c., and that in the gore between the sixth and seventh Concession, and likewise in the seventh Concession, the settlers have occupied allowing for lettered Lots A., B., C. and D. intervening between the said boundary of Orford, and the numbered Lots numbers one, two, three, four, &c. And it appears advisable under the circumstances aforesaid and with a view to avoid litigation, to declare and determine by Legislative enactment the designation and position of the numbered and lettered Lots in the said northern part of the Township of Aldborough; Be it therefore enacted, &c.,

Order of Lots
in Broken
Front and 1st
and 2nd Con-
cession, West.

That in the Broken Front, the first Concession, and the second Concession of the western division of the said Township, the westernmost Lot adjoining the eastern boundary of the Township of Orford, in each of those Concessions respectively, shall be and the same is hereby declared to be Lots number one, and that the successive Lots extending eastward thereof shall be numbered continuously from two to number seventeen both inclusive. 5

Order of Lots
in the 3rd,
4th, 5th, and
6th, Conces-
sions, West.

II. And be it enacted, That in the third, fourth, fifth and sixth Concessions of the said western division of the said Township adjoining the eastern boundary of Orford, the following arrange- 10
ment shall be in like manner adopted, that is to say, commencing on the said boundary, and extending eastward.—Lot A., Lot B., Lot one, otherwise C., Lot two, or D., and then continuously numbering from Lot number two to Lot number fifteen both inclu- 15
sive.

Order of Lots
in the Gore
between 6th,
and 7th, and in
the 7th Con-
cession, West.

III. And be it enacted, That in the gore between the sixth and seventh Concessions, and also in the seventh Concession, of the said Township the following arrangement shall in like manner be adopted, that is to say, commencing at the eastern boundary of Orford, with Lot A., Lot B., Lot C. and Lot D., and extending 20
eastward and numbering successively from number one to number thirteen both inclusive on the said gore, and from number one to number twenty-four inclusive in the said seventh Concession.

Order of Lots
in Concessions
A. and B., and
in 1, 2, 3 and
4, East.

IV. And be it enacted, That in Concession B., Concession A., and the first, second, third and fourth Concessions, in the eastern 25
division of the said Township, the following arrangement shall in like manner be adopted, that is to say; the Lot number seven- teen shall be recognized as the westernmost Lot in the said Con-
cessions, the numbers shall then follow consecutively to Lot num-
ber twenty-three inclusive, to which shall then succeed Lots let- 30
tered X., Lot number twenty-four, and then Lots Y and Z.

Municipal
Council to
cause bounda-
ries to be
planted.

V. And be it enacted, That within two years from the passing of this Act, it shall be the duty of the Municipal Council of the said Township of Aldborough, to cause permanent boundaries to be affix- 35
ed by a duly licensed Surveyor, at the angles of all the Lots in that part of the said Township, affected by the provisions of this Act, and it shall and may be lawful for the Municipal Council to defray the expense thereof by assessment to be rated and levied for that purpose.

Governor in
Council may

VI. And be it enacted, That it shall and may be lawful for the 40
Governor in Council to compensate by granting an equivalent in

lands, any person or persons who may be deprived of their lands, or suffer loss in consequence of the provisions contained in this Act, for arranging the difficulties arising from irregular Surveys or for securing the settlers in the lands they occupy; Any thing contained in the 28th Section of an Act passed in the Session of the Provincial Parliament, 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.

grant compensation for lands lost under this Act.

VII. And be it enacted, That nothing in this Act contained shall be construed to have the effect of conferring any title, or perfecting any title now insufficient and imperfect, but its purpose shall be held to be to affix by authority of Parliament, such designation to the various Lots comprehended by this Act, as shall harmonize as far as practicable with the system under which the settlers have generally gone into occupation.

Effect of this Act defined.

VIII. And be it enacted, That it shall be the duty of the County Registrar, County Treasurer and Township officers of the said Township of Aldborough, to adapt their office records to the arrangement provided for by this Act, and the diagram to be furnished to them by the Commissioner of Crown Lands, and to be drawn in conformity to this Act, and to affix the requisite explanation to such records, and likewise to manage the assessment of Lands and the collection of local taxes in accordance therewith.

Duty of the Registrar, &c., to conform to this Act.

IX. And be it enacted, That the external boundaries of the Township of Aldborough, shall be held to be Lake Erie on the South, the River Thames on the North, the Township of Dunwich on the East, and the Township of Orford on the West, the boundary surveyed and marked by Deputy-Surveyor George Parrin Law to the contrary notwithstanding.

External Boundaries of Aldborough.

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

Public Act.