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BILL.

An Act to extend the period for payment of Fees on Crown Patents, and for other purposes therein mentioned.

Received and read a first time, Monday, 16th June, 1851.

Second reading, Tuesday, 17th June, 1851.

Mr. Sol. Gen'l. MACDONALD.

TORONTO: PRINTED BY LOYELL AND GIBSON.

An Act to extend the period for payment of Fees on Crown Patents, and for other purposes therein mentioned.

HEREAS by the fifth section of the Act passed in Preamble. the twelfth year of Her Majesty's Reign, and intituled " An Act to amend an Act therein mentioned, and to "make other provisions for the management and disposal of 5 " the Public Lands, and to limit the period for making "Free Grants," it was declared that all lands upon the grant of which fees are now due, or upon which settlement duties remain to be performed, or the performance to be proved, should be forfeited, unless such fees were 10 paid, and such settlement duty, performed, and the performance thereof proved to the satisfaction of the Govvernor in Council, by the thirtieth day of May, eighteen hundred and fifty-one; And whereas there is good reason for believing, that in consequence of the said Act 15 not having obtained sufficient publicity, many persons are in danger of being injuriously affected by the provisions thereof: Be, it therefore enacted, &c.

The are the second by the second That no forfeiture of such lands shall take place in re- 12 Vict. c. St. gard to any located land with reference to which the to take place 20 Governor in Council may not have already taken action provided cerwith a view, to their resumption in consequence of nonare complied
occupation and improvement, provided that payment of with by 1st such fees be made, and also provided that satisfactory proof as respects the performance of settlement duties, 25 and the fulfilment of the conditions which pertained to

each location having been made, be furnished to the Commissioner of Crown Lands by the first day of August, which will be in the year of our Lord, eighteen hundred and fifty-two: Provided always, that it shall be lawful Proviso.

30 for the Governor of this Province, by Proclamation to be published in the Canada Gazette, to extend from time to time as he may think fit, the provisions of this and the next subsequent section.

II. And be it enacted, That from and after the first day Failure to 35 of August, 1852, such locations as the fees shall not have perform such conditions, to been paid upon, and with regard to which there shall be cancel the failure of proof of performance of settlement duties and location, &c. fulfilment of the conditions, as mentioned in the last clause, shall cease to exist as locations, and such persons as may 40 be in occupation, or may have improved thereon, shall in no other way receive Patents than as purchasers, upon

such terms as to the Governor General in Council, or others duly authorized by the Governor General in Council, shall recommend and adjudge.

Act not to restore locations mentioned in the list of 4th April, 1839, &c.

III. And be it enacted, That nothing contained in the second section of this Act shall be construed to have the effect of restoring or confirming any locations contained in a certain schedule of unpatented lands published by the Commissioner of Crown Lands, and bearing date the fourth day of April, eighteen hundred and thirtynine, which were found upon inspection unoccupied 10 and unimproved, and in regard to which the Governor General has not admitted the claims of any persons who have asserted claims thereto, either as original locatees, or as deriving claim from them, but that such lands shall be set apart for sale, and be disposed 15 of as ordinary Crown Lands, except in cases where the Governor in Council may consider applicants equitably entitled to obtain original locations, or they shall prove themselves to be entitled to pre-emption in purchase.

Right to obtain a Patent declared assignable in certain cases.

IV. And be it enacted, That any person whose right 20 to obtain a Patent for lands has been, or hereafter shall have been established by any commission under and by virtue of the Act passed in the eighth year of Her Majesty's Reign, and commonly known as the "Heir and "Devisee Act," may by an instrument in writing assign, 25 transfer and convey his right and interest to, or in the land to which he has or shall have established his right as aforesaid, and such assignment as well as all subsequent assignments, shall or may be registered, agreeably to the provisions of the thirtieth section of the Act passed in the 30 session held in the fourth and fifth years of Her Majesty's Reign, and intituled "An Act for the disposal of "Public Lands;" and the last assignee shall be entitled to a patent upon proving compliance with all the conditions to which the original location was subject. 35