

No. 22.

2nd Session, 7th Parliament, 26 Victoria, 1868.

BILL.

An Act to amend Chapter 26 of the Consolidated Statutes for Lower Canada, in so far as it relates to rivers and streams.

Received and read, first time, Friday, 27th
February, 1868.

Second reading, Monday, 2nd March, 1868.

Mr. BOURASSA.

QUEBEC:

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An Act to amend Chapter 26 of the Consolidated Statutes for
Lower Canada, in so far as it relates to rivers and streams.

- WHEREAS** it is necessary, for the promotion of agricultural inter- Preamble.
ests, to make further provisions enabling proprietors of low and
swampy lands in the vicinity of streams and unnavigable rivers, and
which are insufficient for the drainage of such lands, to require of and
to authorize the authorities having jurisdiction in these matters to ver-
balise such streams and rivers, Therefore, Her Majesty, &c., enacts as
5 follows:—
- 1.** Whenever it becomes necessary to deepen or enlarge any stream Inspectors to
or unnavigable river for the drainage of lands subject to inundation in regulate work
consequence of the bad state or insufficiency of such streams and rivers, to be done.
10 on any part thereof, the necessary works to be done may be regulated,
on the requisition of one of the parties interested, by two inspectors
having no interest therein, residing in the parish or township in which
the work required is to be done.
- 2.** If there are no disinterested Inspectors in such parish or township, Inspectors
15 the works shall, in such case, be regulated by two disinterested Inspec- from neigh-
tors from the neighboring parish or township, and they shall so act boring parish,
whenever their services are required, in accordance with the provisions &c., to be
of the Act above cited. called in, in
certain cases.
- 3.** Any person interested in such deepening or enlarging, or in the In case the
20 distribution of the works necessary for the maintenance in order of any stream passes
such stream or river, may, if it passes through two or more townships through two
or parishes, apply to disinterested Inspectors in each parish or township or more par-
to regulate and determine, by a *procès-verbal*, the work to be done and ishes, &c.
the parties by whom it is to be done.
- 4.** If the Inspectors are equally divided in opinion on the matter at A third In-
25 issue, they shall call in another disinterested Inspector, and if they pector may
cannot agree on the choice of such other Inspector, he shall be appoint- be called in.
ed by a Justice of the Peace upon the requisition of one of the parties
interested, or of one of the Inspectors, and the decision of the majority
shall be final.
- 5.** The proceedings shall be the same as those prescribed for the Form of pro-
36 establishment of a watercourse in which but one parish or township is ceeding.
interested, and the *procès-verbal* shall be homologated in the same
manner.