

## CHAP. 23

An Act to amend the Revised Statutes respecting the fees of certain public officers

[Assented to 1st April, 1909]

**H**IS MAJESTY, with the advice and consent of the Legislative Council and of the Legislative Assembly of Quebec, enacts as follows :

R.S.Q., 1213, amended. **1.** Article 1213 of the Revised Statutes, as amended by the act 52-Victoria, chapter 28, section 3, is further amended by striking out all the words before the word : " every," in the third line.

52 V., c. 28, s. 3, repealed. **2.** Section 3 of the act 52 Victoria, chapter 28, is repealed.  
Coming into force. **3.** This act shall come into force on the day of its sanction.

## CHAP. 24

An Act to amend the law respecting the administration and sale of public lands and forests

[Assented to 29th May, 1909]

**H**IS MAJESTY, with the advice and consent of the Legislative Council and of the Legislative Assembly of Quebec, enacts as follows :

R.S.Q., 1269, replaced. **1.** Article 1269 of the Revised Statutes, as replaced by the act 4 Edward VII, chapter 13, section 8, is again replaced by the following :

Lands to be sold by Crown Lands agent. **" 1269.** The Crown Lands' agent, if there is no contestation, and if he is not otherwise instructed by the Minister, is bound, upon the conditions and for the price fixed by the Lieutenant-Governor in Council, to sell, in accordance with the classification authorized by article 1268a, lands suitable for cultivation and classified as such, and, before such classification, the lands suitable for cultivation, to any *bona fide* settler who applies therefor.

How much to be sold to one person. No sale of more than one hundred acres shall be made by the agent to the same person, unless the lot applied for contains, according to survey, more than one hundred and not more than one hundred and twenty-five acres, in which case

the agent may sell not more than one hundred and twenty-five acres.

Sales made by such agents take effect from the day on which they are made, but if the location ticket contains any clerical error, misnomer or misdescription of the land, the Minister may annul such location ticket, and order a new and corrected one to be issued, which shall take effect from the date of the first one."

When sales take effect.  
Proviso.

**2.** Article 1269a of the Revised Statutes, as enacted by the act 4 Edward VII, chapter 13, section 8, and amended by the act 5 Edward VII, chapter 16, section 8, is replaced by the following :

Id., 1269a,  
replaced.

"**1269a.** Whosoever has obtained for colonization purposes, either under the previous law or under this act, the number of acres of land permitted to be sold, cannot obtain more until he has procured the issuing of letters-patent for the lands which he holds under location ticket and until at least half of the said lands has been put under cultivation. Nevertheless every grantee, who having obtained a first grant of one hundred acres, makes an affidavit before the agent that he is the father of at least four children under sixteen years of age, shall be entitled to a further grant of one hundred acres."

When more land can be obtained.  
Proviso.

"**1269b.** Before making the sale, the Crown lands' agent shall obtain from the settler an affidavit according to form E of this section; and the Crown lands' agent or a notary may receive the same."

Affidavit by settler.

**3.** Article 1275b, of the Revised Statutes, as enacted by the act 4 Edward VII, chapter 13, section 9, is amended by replacing the third and fourth paragraphs by the following :

Id., 1275b,  
amended.

Transfers of more than three hundred acres of land obtained after the first day of July 1909 by the same person from one or more proprietors, before the issue of letters patent, shall, as to the excess over the three hundred acres, be null and confer no right upon the transferee."

Extent to which transfers valid.

Whosoever applies for the registration of such a transfer, shall make an affidavit, attesting that he has not, at the time when he makes the same, location tickets for more than three hundred acres of Crown lands, obtained either directly from the Crown or by means of transfers already registered."

Affidavit by transferee

**4.** The following article is inserted in the Revised Statutes after article 1281.

Id., 1281a,  
added.

"**1281a.** After the first day of July 1909, lots sold or otherwise granted for settlement, shall not, for five years following the date of the location ticket, be sold by the holder of the

Certain alienations forbidden for certain time.

location ticket, or otherwise alienated, wholly or in part, except by gift *inter vivos* or by will in the direct line ascending or descending or in the collateral line, or by abintestate succession, and in that case the donee, heir, or legatee shall be subject to the same prohibition as the original grantee.

Other transfers to be approved by Minister.

No other transfer of a lot shall be accepted, unless it is previously authorized by the Minister, on proof to his satisfaction, that it is in the interest of settlement that such transfer should be made.

Certain transfers null.

Every transfer made in contravention of this article, is absolutely null between the parties, and involves the revocation of the sale or grant of the lot."

Id., 1287, amended.

**5.** The last paragraph of article 1287 of the Revised Statutes, as replaced by the act 4 Edward VII, chapter 13, section 14, is amended by replacing the word "twenty" in the second line by the word "thirty."

Id., 1303, 1306, repealed.

**6.** Articles 1303 and 1306 of the Revised Statutes are repealed.

Id., 1342, amended.

**7.** Article 1342 of the Revised Statutes, as replaced by the act 4 Edward VII, chapter 13, section 19, and amended by the act 6 Edward VII, chapter 15, section 5, is further amended by replacing the word "ten", in the fifth line, by the word : "fifteen".

4 Ed. VII, c. 13, Form E, replaced.

**8.** Form E of the act 4 Edward VII, chapter 13, is replaced by the following :

### " FORM E.

(Article 1269b.)

I, \_\_\_\_\_ of the \_\_\_\_\_ of \_\_\_\_\_, declare :

1. I am of the age of \_\_\_\_\_
2. I live at present at (*give the name of the municipality, and street and number, if any.*) \_\_\_\_\_
3. I desire to acquire lot No. \_\_\_\_\_ of the range of the township of \_\_\_\_\_
4. I wish to acquire the said lot in my own name, in order to clear and cultivate the same for my own personal benefit.
5. I am not now in possession under a location ticket or location tickets issued to me (*or which has or have been transferred to me, as the case may be*) of a lot or lots of land acquired from the Crown.

6. The lot or lots of land of which I am in possession under letters patent issued to me (*or to some person whose rights I have acquired, as the case may be*), is or are, to the extent of at least one-half thereof, under cultivation.

7. I have not lent my name to any other person for the purpose of acquiring such lot.

8. I am not acquiring the said lot for the sole purpose of exploiting the timber thereon or having it exploited by others, but in order to *bona fide* settle thereon.

9. I declare that the lot is at present unoccupied, and is not improved, except

10. I swear that all the above facts are true.

And I have signed

Sworn before me at }	
this day of 19 }	C. D.
A. B.	

9. This act shall come into force on the day of its sanction. Coming into force.

## CHAP. 25

An Act to amend the act to grant a yearly subsidy to certain municipalities for the making and maintenance of roads

[Assented to 29th May, 1909]

**HIS MAJESTY**, with the advice and consent of the Legislative Council and of the Legislative Assembly of Quebec, enacts as follows :

1. Section 4 of the act 7 Edward VII, chapter 3, is amended 7 Ed. VII., s. 4, amended. by replacing the first paragraph thereof by the following :

“ 4. In order to entitle a rural municipality to the subsidy, How subsidy to be earned. its roads must be made and maintained in good order, in accordance with the Municipal Code.”

2. Article 6a of the said act, as enacted by the act 8 Ed-Id., s. 6a, ward VII, chapter 10, section 4, is amended, by adding thereto amended. the following paragraphs :

“ Such municipality shall deliver to the Minister of Agri- By-law, &c., re ; culture a by-law or *procès-verbal* ordering :

1. The macadamising or gravelling of roads or parts of Macadamising, &c. ; roads as to which the subsidy is applied for ;

2. The maintaining of such roads or parts of roads, as Maintenance of roads, &c ; macadamised or gravelled roads, as the case may be ; ”