

ORDERS IN COUNCIL  
AND  
REGULATIONS, &c.,  
HAVING FORCE OF LAW  
IN THE  
PROVINCE OF QUEBEC.



HIS HONOR  
THE HONORABLE THÉODORE ROBITAILLE,  
LIEUTENANT-GOVERNOR.

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# ORDERS IN COUNCIL, &c., &c.

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GOVERNMENT HOUSE,

Quebec, 23rd May, 1883.

PRESENT :

HIS HONOR THE LIEUTENANT-GOVERNOR IN COUNCIL.

Whereas it is expedient to cause certain portions of the vacant Crown Lands comprised in the Province of Quebec, to be set apart as Fire districts, pursuant to the Act 46 Victoria, chapter 10;

It is therefore ordered by His Honor the Lieutenant-Governor in Council, that the divisions established in the descriptions herein-after mentioned, be set apart as Fire districts, viz. :

No. 1.—All the unsold Crown lands in the county of Pontiac, west of the river DuMoine and of a line due north, prolonged from the sources of the said river to the height of land.

No. 2.—All the remainder of the unsold Crown lands in the county of Pontiac, situate east of the river DuMoine and of a line due north, prolonged from the sources of the said river to the height of land.

No. 3.—All the unsold Crown lands in the county of Ottawa, situate west of the height of land between the waters of the rivers Gatineau and DuLièvre, and of that part of the counties of Montcalm, Joliette, Berthier and Maskinongé, watered by the rivers Ottawa and Gatineau, and their tributaries.

No. 4.—All the unsold Crown lands in that portion of the counties of Ottawa, Montcalm, Joliette, Berthier and Maskinongé, situate east of the height of land dividing the waters of the DuLièvre from those of the Gatineau, and bounded to the east by the division line between the counties of Ottawa and Argenteuil, and from the northernmost point of the last named county by the line dividing the waters of the river Rouge from those of the rivers Devil, Mattawin and Manouan.

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*Fire Districts—constituted.*

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No. 5.—All the unsold Crown lands in the counties of Montcalm, Joliette and Berthier, situate south of the waters of the river Rouge.

No. 6.—All the unsold Crown lands in the counties of Maskinongé, (less that portion watered by the tributaries of the Ottawa) St. Maurice, Champlain, and that portion of the counties of Quebec and Chicoutimi watered by the tributaries of the river St. Maurice.

No. 7.—All the unsold Crown lands comprised in the counties of Portneuf, Quebec (less that portion watered by the waters of the river St. Maurice), Montmorency and Charlevoix.

No. 8.—All the unsold Crown lands in the county of Chicoutimi (less that portion of the said county watered by the tributaries of the St. Maurice.)

No. 9.—All the unsold Crown lands in the county of Saguenay.

No. 10.—All the unsold Crown lands in the counties of Wolfe, Richmond, Arthabaska, Megantic, Compton and Beauce.

No. 11.—All the unsold Crown lands in the counties of Dorchester, Bellechasse, Montmagny and l'Islet.

No. 12.—All the unsold Crown lands in the counties of Kamouraska and Témiscouata.

No. 13.—All the unsold Crown lands in the county of Rimouski, less that portion of the said county watered by the rivers flowing into the Baie des Chaleurs.

No. 14.—All the unsold Crown lands in the county of Gaspé, less that portion of the said county watered by the rivers Bonaventure, Little Cascapédia and Grande Cascapédia.

No. 15.—All the unsold Crown lands in the county of Bonaventure, together with that portion of the counties of Rimouski and Gaspé watered by the rivers flowing into the Baie des Chaleurs.

JOS. A. DEFOY,  
Clerk of the Executive Council.

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*Regulations under Fisheries' Act.*

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GOVERNMENT HOUSE,

Quebec, 25th May, 1883.

PRESENT :

HIS HONOR THE LIEUTENANT-GOVERNOR IN COUNCIL.

Whereas, in carrying out the provisions of the Act of this Province, 46 Victoria, chapter 8, it is necessary to adopt certain regulations respecting the lands affected thereby and the leases to be granted thereunder ;

It is therefore ordered by His Honor the Lieutenant-Governor in Council, that the following regulations be approved, viz. :

1st. The Commissioner of Crown Lands may, at his discretion, reserve from sale or location any public lands adjoining non-navigable rivers and lakes, such reserve to be for a depth of five chains from the water's edge in the case of lands fronting on rivers, and ten chains in that of lands adjoining lakes, or such other depth as may be found expedient ; and leases granted under the provisions of the Act of this Province, 46 Victoria, chapter 8, for the purpose of conveying the fishing rights pertaining to such lands, shall be for the depth so reserved.

2nd. Such leases shall be granted, as far as practicable, to responsible parties, able and willing to improve the lakes and rivers and guard them well. Applicants having in view the personal use and enjoyment of the fishing rights to be generally preferred to such as may offer higher rents, with a view to farming or sub-letting the right to fish. Care to be taken that residents in the Province be allowed to enjoy a due proportion of the fishing rights.

3rd. The valuation of the lands for rent shall be based on the character and condition of the lakes or rivers which they adjoin, as made known to the Department of Crown Lands by reports of official inspectors or private individuals. All such reports shall be considered confidential, not to be communicated to other parties without the express authorization of the Commissioner or Assistant-Commissioner of Crown Lands.

4th. In case of different parties making application for a lease of the same lands, they shall be asked to state in writing the amount of rent they are severally disposed to pay therefor, and the Commissioner of Crown Lands may, at his discretion, accept such offer as he shall deem most advantageous. Offers made by applicants for leases are not to be communicated to other applicants.

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*Forest Reserve—constituted.*

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5th. Leases of lands made and granted under the provisions of the Act 46 Victoria, chapter 8 (Quebec), shall not be held to convey the right to work any mine that may be found on such lands, or to cut any timber thereon.

6th. Parties holding leases, under the provisions of the above mentioned Act, shall not have any recourse against the Government of this Province for any hindrance to their use and enjoyment of the fishing rights pertaining to the lands leased, by the operation of any law enacted or that may be hereafter enacted by the Parliament of Canada, or by any action of the Federal Government or any person employed thereunder.

7th. Leases of lands to convey fishing rights shall be made subject to a general right of passage to and from the water, in favor of the occupants, if any, under title from the Crown, of the lands immediately in rear of those leased.

JOS. A. DEFOY,

Clerk of the Executive Council.

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GOVERNMENT HOUSE,

Quebec, 10th September, 1883.

PRESENT :

HIS HONOR THE LIEUTENANT-GOVERNOR IN COUNCIL.

Whereas it is advisable that the provisions of the Act 46 Victoria, chapter 9, be now applied to the territory comprised in the upper and lower Ottawa agencies, to be recognized in future as a forest reserve;

It is therefore ordered by His Honor the Lieutenant-Governor in Council, that the territory comprised in the upper and lower Ottawa agencies, be recognized in future as a forest reserve, and be described as hereunder:

Such forest reserve to comprise the surveyed and unsurveyed vacant lands, *i.e.*, bounded to the north by the height of land dividing the waters of the Ottawa river and its tributaries from those flowing into Hudson's Bay; to the west by the boundary line dividing the

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*Forest Reserve—constituted.*

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Province of Quebec from that of Ontario, and by the easterly shore line of Lake Temiscamingue and of the Ottawa river, including the islands therein situated belonging to this Province, to a point opposite the river Mattawin; to the south and southwest by the Ottawa river, as far as the intersection of the line dividing the townships of Esher and Sheen, thence by the northerly line of the 7th range of the townships of Sheen and Chichester, by the northerly line of the townships of Waltham, Mansfield, Litchfield, Thorne, Onslow, Masham, Wakefield, Gore of Templeton, Buckingham, Lochaber, Ripon, and that of the seigniorie of Petite Nation; to the east by the line dividing the counties of Ottawa and Argenteuil, as far as the northernmost angle of the township of DeSalaberry, by the southerly line of Grandison, by the westerly and northerly lines of the township of Wolfe, and by the prolongation of the last named line, to the westernmost angle of the township of Doncaster, by the northwesterly limits of the townships of Doncaster, Chertsey, Cathcart, Joliette and Brandon; northeasterly, by the line dividing the counties of Maskinongé and Berthier, to the height of land dividing the waters of the L'Assomption and Maskinongé rivers from those of the St. Maurice; and lastly, by the height of land dividing the waters of the St. Maurice from those of the Ottawa, prolonged to a point where it will intersect the northerly boundary of this Province;

Save and except all lots situate in the following townships, which hereafter may be found (from inspection made by competent and authorized persons), fit for settlement and destitute of merchantable timber, *i.e.*, in the townships Guigues, Duhamel, part of Sheen and Chichester, Bryson, Pontefract, Huddersfield, Leslie, Clapham, Aldfield, Cawood, Alleyn, Dorion, Church, Low, Aylwin, Wright, Bouchette, Egan, Lytton, Sicotte, Aumond, Kensington, Cameron, Northfield, Hincks, Portland east and west, Derry, Mulgrave, Denham, Bowman, Bigelow, Blake, Wabasse, Boutillier, Kiamika, Dudley, McGill, Wells, Villeneuve, Lathbury, Hartwell, Suffolk, Ponsonby, Preston, Addington, Amherst, Clyde, Labelle, LaMinerve, Joly, Loranger, Marchand, Grandison, Archambault, Lussier, Chilton, Cartier, Courcelle and Brassard.

JOS. A. DEFOY,  
Clerk of the Executive Council.

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*Timber dues—Stumpage—Registrars' Tariff.*

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GOVERNMENT HOUSE,

Quebec, 6th December, 1883.

PRESENT :

HIS HONOR THE LIEUTENANT-GOVERNOR IN COUNCIL.

*(Extract.)*

..... Represented that they (certain limit owners) have taken off, from their timber limits, very small logs, tops and limbs of trees, upon which the payment of the full dues established by the regulations is demanded, and that they will, in consequence, be heavy losers, should such a course be adopted and maintained.

That the above representations having been corroborated by the Crown Timber Agent, at Ottawa, and also by his employees, who are perfectly conversant with these facts.

In view of meeting cases of that category, it is therefore ordered by His Honor the Lieutenant-Governor in Council, that the present tariff be now so amended that the stumpage dues to be levied on such wood goods be calculated on a standard measure per log at 21 cents of 200 feet board measure.

JOS. A. DEFOY,

Clerk of the Executive Council.

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EXECUTIVE COUNCIL CHAMBER.

Quebec, 6th December, 1883.

PRESENT :

[HIS HONOR THE LIEUTENANT-GOVERNOR IN COUNCIL.

It is ordered by His Honor the Lieutenant-Governor in Council, under the authority of the 106th section of chapter 37, of the Consolidated Statutes for Lower Canada, that the tariff of fees for registrars in the Province of Quebec, made and established by an order in council dated the fifth June, 1883, be revoked, and that the following tariff of fees, for the several services and duties of the registrar of each registration division in this province, is and shall be made and established under the law aforesaid, and this tariff shall come into force on the first day of February next, (1884).

*Registrars' Tariff.*

Art.	<i>Registration.</i>	\$ cts.
1.	For the registration at length of any title or document, or for registration by memorial of a summary of the same, if the number of words does not exceed 400.....	50
	For every additional 100 words (any number less than 100 to count as 100).....	10
2.	For the certificate of registration on each document presented for registration at full length, or by memorial, excepting on the notice of renewal, if the registrar receives a written notice not to furnish such certificate.....	50
3.	For the entry in the margin of the registry of the title, document or memorial creating a debt, or establishing the existence of a debt, of any notice of renewal, or of any transfer, conveyance, subrogation, or any deed whatever conveying any sum of money or right whatever already registered, or presented for registration ; or for any marginal entry required by law.....	25
4.	If the number or date of registration is not given, for the making of such entry :—for each year of search from the date of the title or document.....	10
5.	For the entry in the index to immoveables of each registered title or document containing the official number of an immoveable affected, to wit :	
	For the first or the only official number or the first or the only subdivision of a number.....	20
	For each of the 24 subsequent numbers or subdivisions.....	10
	And for each number or subdivision over 25.....	02
	If the title or document registered does not contain the official number of an immoveable, but that the number of the immoveable affected be given by a notice under article 2168 of the Civil Code of Lower Canada, or by a declaration having that effect, the title or document and the notice or declaration shall, with respect to the entry in the index to immoveables, be counted as one deed.	
	In those offices where the index to immovables is kept according to 43-44 Vict., cap. 17, these fees shall apply also to transfers and discharges.	
6.	For the registration of declarations relating to partnerships, C. S. L. C., Cap. 65 (under the Statute) :	
	If the declaration do not contain more than 400 words.....	50
	And for every additional 100 words.....	05



*Registrars' Tariff.*

Art.	§ cts.
And for the registration of declarations relating to incorporated companies, 40 Vict., Cap. 15, and 45 V., Cap. 47. (under the Statute).....	1 00

*Deposits and Cancellations.*

7. For the deposits required by the Act 43-44 Vic., Cap. 25, section 15 (under the Statute) :	
Notice of sheriff's sale,—for each lot.....	10
Creditor's address.—For each address.....	50
Notice of municipal sale,—for each lot.....	10
8. For the deposit of any discharge, release, certificate of discharge or judgment having that effect, or for the deposit of any confirmation of title, forced licitation, sheriff's sale, sale in bankruptcy, or other sale having the effect of discharging property from hypothecs .....	50
9. For all entries in the margin of the office register, necessary to effect the cancelling of a registration, provided such entries to be made in the margin be not more than three in number, and provided they relate to the same debt or to the same right.....	50
And for each marginal entry beyond three.....	15
10. For the search required to make the cancellations or marginal entries, when the number or date of registration is not given : for each year subsequent to the date of the deed...	10
11. For the deposit and entry of the certificate of release from seizure required by the Act 43-44 Vict., cap. 25, sect. 15 (under the Statute).....	20

*Searches and certificates of hypothecs or registration in the registration divisions where official plans and books of reference are filed and in force.*

12. For each official number or subdivision of the same mentioned in a requisition for a certificate, to wit :	
For the first or the only official number or the first or only subdivision of a number.....	20
For each of the 24 subsequent numbers or subdivisions .....	10
And for each official number or subdivision of number, over 25.....	20

*Registrars' Tariff.*

Art.	\$	cts.
13. For each entry in the certificate of a hypothec or of any registered documents whatsoever affecting each and every official number or subdivision of a number contained in the requisition, including the search and the writing of the entry, to wit :		
In those offices in which the index to immoveables is kept after the new method, that is to say, in accordance with the act 43-44 Vict., cap. 17 .....	40	
And in those offices in which the index to immoveables is kept after the method in use prior to the act 43-44 Vict., cap. 17.....	60	
And, moreover, in both cases, for the entry in the certificate for each and every renewal or partial payment mentioned in the margin of the register, relating to such deed or document so entered in the certificate, and if it relate to a mutation, for the entry in the certificate of the total radiation .....	15	
14. For each entry of a total or partial radiation attested on a certificate already delivered .....	20	
15. In those offices in which the index to immoveables is not kept according to the Act 43-44 Vict., cap. 17.		
For the search and examination in the Register, of any registered document whatsoever entered in the index to immoveables, which document has affected every official number or subdivision of a number contained in the requisition but which, having been cancelled, discharged, or become extinct subsequent to the entry, is, in consequence, not to appear on the certificate to be delivered by the Registrar .....	20	
16. For the Registrar's certificate or certified statement containing the entries referred to in article 13, without regard to the number of words therein contained.....	50	
If the fees for a certificate of search, in accordance with the rules hereinabove given, amount to less than \$1.00, the Registrar shall nevertheless be entitled for such certificate to .....	1	00
17. The eight following articles, 18, 19, 20, 21, 22, 23, 24 and 25 shall apply to the searches and certificates which the registrar is called upon to make and deliver from the index to names and not from the index to immoveables.		

*Registrars' Tariff.*

Art.	\$	cts.
<i>Searches and certificates of hypothecs or of registration in those registration divisions in which the cadastre has not yet been proclaimed, or in which the delay, granted for renewal, has not expired.</i>		
18. For the search in the index to names, against the name of any person, or for the name of the proprietor of a particular immovable : For each year of search.....	10	
19. When the registrar cannot find the name sought for, should he be obliged to leave his office to ascertain it, he shall be entitled as and for travelling expenses, for each mile necessarily travelled in going and coming, over and above his tolls and ferries, to .....	10	
20. When the registrar is necessarily absent from his office, he shall be entitled to a fee of \$3.00 per day, for the first two days of absence only. (A day begun shall count as a whole day) .....	3	00
21. For preparing any affidavit to find the name sought for, the oath included.....	50	
22. For each entry found against the name whether cancelled or not.....	20	
23. For each entry in the certificate of a hypothec, or of any registered document whatsoever affecting the name or property described in the requisition, including the writing of the entry .....	40	
And for the entry in the certificate of each and every renewal or partial payment mentioned in the margin of the register, relating to such deed or document so entered in the certificate, and if it relate to a mutation for the entry in the certificate of the total radiation .....	15	
24. For each entry of partial or total radiation attested on a certificate already delivered.....	20	
25. For the Registrar's certificate or certified statement containing the entries referred to in article 23, without regard to the number of words therein contained.....	50	
If the fees for a certificate of search, in accordance with the rules above given, amount to less than \$1.00, the registrar shall nevertheless be entitled for such certificate to .....	1	00

*Registrars' Tariff.**Various services.*

Art.		\$	cts.
26.	Searching for and giving the official number of an immoveable or the subdivision of the same, or searching for and giving communication of any document deposited .....	25	
27.	For giving communication of the index to immoveables, according to 39 Vict., cap. 25, for each number.....	25	
28.	For exhibiting the register, in accordance with article 2179 of the Civil Code, for each document exhibited.....	25	
29.	For the reading by the registrar, if requested to do so, of the entries against any official number in the index to immoveables.....	25	
30.	For the reading by the registrar, if he be requested to do so, of any document deposited or registered in his office.....	25	
31.	For all verbal information stating whether a particular deed is registered or not, or whether an immoveable is affected or not, when the registration date or number is given.....	25	
	Moreover, for every year of search, when the registration date or number is not given.....	10	

*Copies and extracts.*

32.	For each copy or extract from the register, of any document transcribed, or from any document deposited:		
	If the number of words contained in the copy or extract does not exceed 400.....	50	
	For each additional 100 words (any number of words less than 100 to count as 100).....	10	
	For the certificate on any such copy or extract.....	50	
33.	The registrar shall give, free of charge, to any person asking for it, a statement or memorandum of his fees and charges, and of the stamps and taxes paid.		

JOS. A. DEFOY,

Clerk of the Executive Council.

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