

the Indians, having regard as far as practicable to applying the proceeds of the several Reserves in accordance with the terms in which such Reserves have been made in the following manner, viz: First, towards the relief of the indigent and infirm Indians of the several Tribes: Second, towards procuring seeds, implements of husbandry, and domestic animals, in such manner and proportion as His Excellency the Lieutenant Governor shall direct, which money shall be drawn from the Treasury by Warrant under the hand and seal of His Excellency the Lieutenant Governor, in favor of the Local Commissioner or Commissioners, as required for the purposes aforesaid: Provided always, that the amount to be annually drawn from the Treasury of these monies, shall not exceed the amount of the rent, issues and profits realized from the Reserves the preceding year, and the annual interest of the purchase money of the Lands sold and placed in the hands of the Treasurer, under the provisions of this Act.

VIII. And be it enacted, That all the monies so paid into the hands of the Treasurer shall be on Interest from one month after they are so paid into the Treasurer's hands until they are again paid out, which Interest shall be provided for by an annual grant of the Legislature.

Monies paid to the Treasurer to bear Interest.

IX. And be it enacted, That in the leasing, sale and disposal of the Indian Lands or portions thereof, due regard shall in all cases be had to the improvements made by the person or persons who may be in possession of the Lands to be sold, whether under sale or lease from the Indians or otherwise, so as to secure to the person or persons who shall have made such improvements, a fair and just remuneration for the same.

Improvements made by persons in possession of Land to be protected in sales or leases.

X. And be it enacted, That it shall and may be lawful for the local Commissioners, or the major part of them, under the direction of His Excellency the Lieutenant Governor, to lay off any Tract or Tracts of the Indian Reserves, or any part or parts of the same, into Villages or Town Plats for the exclusive benefit of the Indians of the County in which such Town Plat shall be situate, and to apportion such Villages or Town Plats into allotments of not more than fifty nor less than five acres, Location Tickets of which shall be granted from time to time by His Excellency the Lieutenant Governor to such Indians as His Excellency may deem fit objects for such exclusive appropriations, and to any or all of whom it shall and may be lawful for His Excellency the Lieutenant Governor, by and with the advice aforesaid, to make absolute grants after the Indians to whom such Location Tickets have issued shall have resided upon and improved the same for a period of not less than ten years.

Lands may be laid off in Villages or Town Plats, and Grants made to Indians.

XI. And be it enacted, That all Grants and Location Tickets made under the provisions of this Act shall issue to the parties free of expense.

Grants to be free of expense.

XII. And be it enacted, That in order to cause proper surveys to be made and otherwise to carry into effect the provisions of this Act, it shall and may be lawful for His Excellency the Lieutenant Governor or Administrator of the Government, to draw by Warrant from the Treasury a sum not exceeding one hundred and fifty pounds, to be refunded to the Treasury from the proceeds of the Indian Lands.

An advance of £150 from the Treasury authorized to carry on the Surveys.

XIII. And be it enacted, That this Act shall not come into operation until Her Majesty's Royal approbation shall be thereunto first had and declared.

Suspending clause.

[This Act was finally enacted, ratified and confirmed by order of Her Majesty in Council, dated 3d September, 1844.]

CAP. XLVIII.

An Act to enable Her Majesty's Government to carry into effect within the Province the provisions of the Fourth Article of the Treaty of Washington.

Passed 13th April 1844.

WHEREAS by the Fourth Article of the Treaty of Washington made and entered into between Her Most Gracious Majesty and the United States of America, it is stipulated "That all Grants of Land made by either party within the Territory which by Treaty falls within the Dominions of the other party, shall be held valid, ratified and confirmed to the persons in possession under such Grants, to the same extent as if such Territory had by this Treaty fallen within the Dominion of the party by whom such Grants were made; and all equitable possessory claims arising from a possession and improvement of any Lot or Parcel of Land by the person actually in possession, or by those under whom such person claims, for more than six years before the

Preamble.