

(Not to interfere with the right to cut Timber under Licenses applied for previous to this application.)

Agreeably to the Regulations passed in Council, on the 22nd day of April 1861.

And as in duty bound will ever pray.

County.	Parish.	Acres.	If Vacant.	If Surveyed.	If Improved.

5. Tracts of Land fit for cultivation, and to be reserved exclusively for actual settlement, will also be surveyed in lots of one hundred acres each, with suitable lines for roads, in different parts of the Province, as occasion may require, and will be disposed of under the following conditions:—

Lands sold under condition of actual settlement, and without competition.

1st. Price sixty cents per acre, payable one fourth part at the time of purchase, and the balance in three equal annual instalments, the amount to be expended in opening or improving the Public Road leading to or through the Land; or the purchaser, if he chooses, may pay for the Land by labour, at least one fourth part yearly; such labour to be performed as above, and at such time and place as the Commissioners shall direct; the Commissioners' remuneration to be five per cent.

2nd. Lands will be reserved for Schools.

3rd. No application is to be considered approved until the Land is surveyed, and the same is announced in the Royal Gazette; application can be made at the Crown Land Office, or to any of the County or District Deputies.

4th. No Petition shall be received at the Crown Land Office until the allegations therein set forth be first verified on oath before a Justice of the Peace, and no approval shall continue in force longer than one year from its date, unless the applicant shall sooner have paid in labour or money, at least one fourth part together with the Commission, and have cleared up at least two acres of the land.

5th. If any one shall remove or suffer to be removed from his Land, any Timber, Logs, or other Lumber, except that cut in clearing the Land for cultivation, before he shall have complied with all the conditions necessary to entitle him to a Grant, the sale to him shall be cancelled, and the Timber, &c. seized and forfeited to the use of the Province.

6th. If any applicant shall be guilty of any misrepresentation, deception, or fraud in his transactions with the Government, he shall not be entitled to participate in the benefit of these Regulations, and any approval of Land to him shall be cancelled.

7th. No person shall be entitled to a Grant under these Regulations, unless within five years after approval of his Petition, he shall prove to the satisfaction of the Government, that he has paid the full amount of the purchase in labour or money, and the Commission thereon; that he is then residing upon the lot approved to him, and has continued to do so for the previous twelve months; and that he has cleared and cultivated not less than five acres of the same.

8th. If the foregoing settlement conditions be not fulfilled within the said five years, the Land may then be declared vacant and the payments forfeited.

9th. All previous applications for Land for actual settlement under the Labour Act, shall be entitled to the advantages conferred by these Regulations.

10th. If any number of persons, not less than six, desirous of emigrating to New Brunswick, apply to one of Her Majesty's Emigration Officers in the United Kingdom, setting forth that they are desirous of obtaining Land in New Brunswick for actual settlement, and naming an Agent in this Province to select the same; so soon as such Emigration Officer shall communicate the name of such Agent, he shall be authorized by the Surveyor General to select Land, not exceeding one hundred acres, for each of such applicants; and the Land so selected shall be reserved for such applicants for a period of one year.

11th.—Form of Petition.

To His Excellency The Honorable John Henry Thomas Manners-Sutton, Lieutenant Governor and Commander in Chief of the Province of New Brunswick, &c. &c. &c.
The Petition of _____ of the Parish of _____ in the County of _____

Humbly sheweth,

That he is a British subject, over 18 years of age, and is not at present interested in, nor the owner of any other Land;

That he is desirous of purchasing for actual settlement, acres of Wilderness Crown Land, situate as follows:—

[Here describe the Land.]

(Not to interfere with the right to cut Timber or other Lumber under Licenses applied for previous to this application.)

And prays leave to pay for the same agreeably to the Regulations for land sold under conditions of actual settlement.

County.	Parish.	Acres.	If Vacant.	If Surveyed.	If Improved.

Before me _____ one of Her Majesty's Justices of the Peace for the County of _____ personally appeared the above named _____ and made oath that all the statements set forth in the foregoing Petition are just and true.

E. F., J. P.

6. Lands reserved for actual settlement may also be sold at auction under the following conditions:—

1st. All applications to be addressed by Petition in the annexed form, to His Excellency the Lieutenant Governor, and transmitted to the Surveyor General.

2nd. If the application be approved of, and the land applied for be not already surveyed, a Warrant will forthwith issue to authorize the survey to be made at the expense of the applicant: no lot to exceed one hundred acres.

3d. On the return of the survey, the description of the Land, the time and place of sale, and the upset price, will be announced in the Royal Gazette, and also by hand-bills publicly posted in the County where the Land lies, at least twenty days previous to the day of sale.

4th. If the Land applied for shall have been previously surveyed, the like notice of the time and place of sale shall be given, and the cost of survey by the Crown announced.

5th. The upset price of such Lands shall not be less than sixty cents per acre, exclusive of the charge for surveying; twenty five per cent. to be paid down, and the remainder in three equal annual instalments, with interest at six per cent. per annum from and after the date the same becomes due. If the whole amount of purchase money be paid down at the time of sale, a discount of twenty per cent. shall be allowed. In all cases of competition, the lot offered for sale shall be struck off to the highest bidder, who shall forthwith pay the purchase money in full, or the first instalment thereof, otherwise the same lot shall be immediately offered for sale again at the upset price, excluding bids from the defaulter.

6th. The sale of any lot of such Land may be cancelled, and the instalments forfeited, unless the applicant shall, within one year after the date of the purchase, have cleared at least two acres of the land.

7th. No person shall be entitled to a grant under these Regulations, unless, within five years after the date of the sale, he shall prove to the satisfaction of the Government, that he has paid the full amount of the purchase, that he is then residing upon the lot approved to him, and has continued to do so for the previous twelve months, and that he has cleared and cultivated not less than five acres of the same.

8th. If the foregoing settlement conditions be not fulfilled within the said five years, the Land may be declared vacant, and the payments forfeited.