

An Act for the Relief of Daniel Erb and other Persons

Whose Names are Therein Mention

March 31, 1828

Whereas David Erb, Jacob Wissler, Benjamin Eby, John Eby, Joseph Eby, Jacob Brubacher, Henry Brubacher, David Horst, Samuel Weaver, Christian Martin, Christian Stauffer, John Buckwalter, Jacob Eby the younger, John Eby Junior, James Weaver, Samuel Shirk, David Weaver, Christian Zimmerman, Mrtin Oberholtzer, and Francis Weaver have by their Petition set forth that some of them, the said Petitioners many years ago intending to become settlers in this Province, became purchasers from the Grantees of the Crown of Lrge portions of Land in the Townships of Waterloo and Woolwich; that many of their friends at the same time, bought tracts in the said Townships and having from time to time removed into Upper Canada as they could dispose of their property in the United States, have resided on and cultivated their Lands in the said Townships; that of the said Petitioners who still reside in the United States, some purchased from the original proprietors in Upper Canada many years ago, and others have, more recently acquired their Titles by purchase devise or descent, from such purchasers that they have hitherto been prevented from removing into Upper Canada, by their inability to dispose of their property in the United States and other causes; and are desirous of having their Titles to their Lands in Upper Canada confirmed, in order that they may remove into the Province and occupy them so soon as it may be in their power or that they may sell them to their friends now there, or to such other persons, either in the United States or in Canada, as may be legally capable of holding them; that the Petitioners as well as their Friends in Canada, formerly supposed, that they could legally hold the Lands so acquired, but understanding that American Citizens are required like other Foreigners to be naturalized by express Law therefore the said Petitioners pray that they may have a liberal and favorable consideration given to their case, and that they and their Heirs may be allowed to hold such Lands in the Province as they are at present possessed of, and to convey them if they shall prefer it, to such Persons as may be capable by Lw of holding Lands in Upper Canada and whereas it is expedient to secure the Petitioners in their Title to their Lands in this Province Be it therefore enacted by the King's most Excellent Majesty by and with the advice and consent of the Legislative Council and Assembly of the Province of Upper Canada, constituted and assembled by virtue of, and under the authority of an act passed in the Parliament of Great Britain, entitled "an act to repeal certain parts of an act passed in the fourteenth year of His Majesty's Reign entitled 'an act for making more effective provision for the Government of the Province of Quebec in North America and to make further Provision for the Government of the said Province and the authority of the same. That the Titles of Daniel Erb, Jacob Wissler, Benjamin Eby, John Eby, Joseph Eby, Jacob Brubacher, Henry Brubacher, David Horst, Samuel Weaver, Christin Mratin, Christian Stauffer, John Buckwalter, Jacob Eby the Younger, John Eby Junior,

James Weaver, Smuel Shirk, David Weaver, Christian Zimmerman, Martin Oberholtzer and Francis Weaver, or any or either of them, or the heir or Heirs of any or either of them respectively to any real Estate in this Province, shall not be impeached, or held invalid, or such Estate held liable to be resumed by His Majesty His Heirs or Successors, on account of His or their being an alien or aliens, but that all and every of them the said Daniel Erb, Jacob Wissler, Benjamin Eby, John Eby, Joseph Eby, Jacob Brubacher, Henry Brubacher, David Horst, Samuel Wever, Christin Martin, Christian Stauffer, John Buckwalter, Jacob Eby the younger, John Eby Junior, James Weaver, Samuel Shirk, David Weaver, Christian Zimmerman, Martin Oberholtzer and Francis Weaver and the Heirs of every of them, shall be deemed, djudged and taken to be, and so far as respects their Capacity at any time heretofore, to take hold possess, enjoy claim recover convey devise impart or transmit any real Estate, in the said Township of Waterloo and Woolwich, or any right title privilege or appurtenance thereto, or any interest therein; to have been natural born Subjects of His Majesty to all intents, constructions and purposes whatsoever s if they nd every of them had been born within this Province in

Commons House of Assembly
tenth day of March 1828.

John Willson
Speaker

Legislative Council Chamber 19th
March 1828

William Campbell
Speaker

I reserve the Bill for the
Signification of His Majesty's
Pleasure.
P. Maitland

I do hereby certify the foregoing
to be a true copy
of the original Bill deposited in
this office.

Secretary's Office York
31 March 1828 Samuel
Jarvis Dpy. Secy.