

BILL.

An Act to vest certain lands in the Rector and Churchwardens of St. James' Church, Toronto.

WHEREAS the Rector and Churchwardens of St. James' Church, Toronto, have by their petition prayed that certain lands purchased by the congregation of St. James' Church, Toronto, may be vested in the Rector and Churchwardens of the said church, and their successors, for the purposes hereinafter mentioned, and it is expedient to grant the prayer of the petitioners; Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:—

1. The lands mentioned and described in Schedules A and B to this Act annexed, and which shall be taken and read as part of this Act shall be, and the same are hereby declared to be vested in the Rector and Churchwardens of St. James' Church, Toronto, and their successors forever, to be held by them for the purposes of a Cemetery. And it is hereby declared that it shall and may be lawful for the said Rector and Churchwardens to grant and convey parcels of the said lands to such persons as have already purchased the same, and to all persons desirous of purchasing the same, to be used for burial grounds, under such terms and conditions as to such Rector and Churchwardens for the time being may seem necessary and proper the conveyances of such parcels as have been already purchased to be prepared, under the directions of the Rector and Churchwardens and to be delivered to the grantees thereof, requiring the same upon payment of the sum of five shillings for each deed. And it is hereby declared that it shall not be necessary for the grantees of such parcels to register the conveyance of the same. And further that all burials in the said Cemetery shall be according to the rites and ceremonies of the United Church of England and Ireland.

Presbiterian.

Lands described in Schedules A & B vested in Rector and Churchwardens for a cemetery.

2. The lands mentioned and described in Schedule C to this Act annexed, and which shall be taken and read as part of this Act, shall be and the same are hereby declared to be vested in the Rector and Churchwardens of St. James' Church Toronto, and their successors, forever, subject nevertheless, to all incumbrances now existing thereon with power from time to time to lease the same at such rents and upon such conditions as to the said Rector and Churchwardens and their successors may seem proper. Provided always, that no lease shall be granted for a longer time than twenty-one years, from the commencement thereof; but it shall and may be lawful for the said Rector and Churchwardens and their successors to agree in any such lease that upon the expiration of the term first created by any such lease, a further term, not exceeding twenty-one years, shall be granted to the lessee, his executors, administrators and assigns, upon such terms as to the said Rector and Churchwardens may seem proper. All rents reserved by such leases and received from any lessees shall be applied by the Rector and Churchwardens and their successors, in payment of any incumbrance, now existing on the said lands, and after the payment thereof, such rents shall be applied in the maintenance and improvement of the said Cemetery and the chapel and buildings erected thereon, or appurtenants thereto, and any surplus thereof in such manner as may be directed by the Vestry of the said Church of St. James.

Lands described in Schedule C vested in same for the maintenance and improvement of the cemetery.

Proviso.