CHURCH SOCIETY OF THE DIOCESE OF TORONTO.

[We are requested to publish the following documents, the conveyance of Land or Real Estate for Church pur-

TRUSTS AUTHORIZED BY THE CHURCH TEMPORALITIES

proper construction be divided, as the preceding head, into two; namely, to be applied towards the support of that Church in such manner as the Bishop to whom the deed shall be given may direct; or to be applied towards the support of such Church otherwise than at the discretion of the Bishop, and under such par-ticular direction as may be inserted in the deed. 4th. For the use of any particular Church to be after-wards erected in Upper Canada, to be applied towards the support of such Church, as the Bishop to whom Sec. 16:)

the deed shall be given and his Successors may direct; or to be applied towards the support of such Church otherwise than at the discretion of the Bishop, and under such particular direction as may be inserted in

5th. For the endowment of a parsonage, rectory, or living, to be applied (as it is conceived) to that object, under the direction of the Bishop, unless other provision for the appropriation of the rents and profits shall be made in the deed.

6th. For other uses, or purposes appurtenant to the Church in Upper Canada; that is for some specified use or purpose, or uses or purposes pertaining to the Church generally,—the proceeds to be applied in promoting that object in the discretion of the Bishop, unless other provision shall be made in the deed.

onless other provision shall be made in the deed.

7th. For other uses or purposes appurtenant to any particular Church (in Upper Canada,) to be named in such deed; that is, for some specified use or purpose, or uses or purposes pertaining to such particular Church,—the proceeds to be applied in promoting such uses or purposes, according to the discretion of the Bishop, to whom the conveyance shall be made, unless other provision shall be made in the deed.

8th. For some use or purpose appurtenant to some par-

8th. For some use or purpose appurtenant to some par-ticular parish (in Upper Canada,) which use or pur-pose should be specified in the deed, and should be some use or purpose connected with the Church, in that parish,—the rents and profits to be applied in promoting such use or purpose in such manner as the Bishop to whom the deed is to be made shall appoint, unless other provision shall be made in the deed. The same Act, 3 Vic. ch. 74, in the same Section, makes

valid any deed or conveyance of land, or of personalty, that may be made to any Parson or Rector, or other Incumbent, and his successors,-1st. For the endowment of such parsonage, rectory, or

2nd. For other uses or purposes appurtenant to such Parsonage, Rectory, or living, (which uses or purposes are to be expressed in the deed, or may be left to the discretion of the Incumbent, or left to be pointed out and promoted through the agency of some third party, as may be directed in the deed.)

Forms of Conveyances to be made to the Bishop, or to the Rector or other Incumbent of any Church or living, are FORMS OF TRUSTS to meet the several objects specified in this minute, and marked with corresponding numbers.

FORM OF CONVEYANCE TO THE BISHOP, WITH BAR OF DOWER.

THIS INDENTURE, made the --- day of --- in the year of our Lord one thousand eight hundred and

Between — of the — of — in the — District —
in the Province of Canada, — and — his wife, of the one part; and the Right Reverend John, Lord Bishop of

Now this Indenture witnesseth, that the said the purpose aforesaid, hath given, granted, and conveyed, and by these presents doth give, grant, and convey unto the said John, Lord Bishop of Toronto, and to his Successors, for ever, all and singular that certain Parcel or Tract of Land and Premises situate and being in the Town — of — in the County of — in the District of — in the said Province of Canada, containing — be the same more or less, and being composed of — which said Parcel or Tract of Land is bounded and described as follows, that is to say: — subject to the reservations and conditions expressed in the original grant of the said

Land from the Crown.

Together with all and singular the appurtenances to the said Parcel or Tract of Land belonging, to have and to hold the said Parcel or Tract of Land and Premises, with their appurtenances, unto the said John, Lord Bishop of Toronto, and his Successors, for ever, to the uses and upon the trusts following, that is to say:

[Here insert the Trusts.]

And the said — doth hereby for himself, his Heirs, Executors and Administrators, covenant with the said John, Lord Bishop of Toronto, and his Successors, that the said — and every person rightfully claiming, or to claim, any interest at law or in equity in the said Premises, or any part thereof, under or in trust for him or his Heirs, shall at all times hereafter, on every reasonable request, and at the sole expense in all things of the said John, Lord Bishop of Toronto, or his Successors, make and do, or cause to be made and done, all such further acts and assurances in the law, for more fully and satisfactorily assuring the said premises, with the appurtenances, to the said John, Lord Bishop of Toronto, and his Successors, in manner aforesaid, and according to the intent of these presents, as by him, or them, or his or their Counsel in the Law, shall be lawfully and reasonably advised and required.

And this Indenture further witnesseth, that the said —

with the approbation and consent of her said husband, in consideration of the Premises, and in further consideration of the sum of — of lawfal money of Canada, to her by the said John, Lord Bishop of Toronto, in hand paid, at or before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, hath remised and released, and by these premises doth remise and release, unto the said John, Lord Bishop of Toronto, and his Successors, all Dower, and right and title to Dower, which she, the said — now hath, or in the event of her surviving her said husband, can or may have,

in the Province of Canada, - of the one part; and the Right Reverend John, Lord Bishop of Toronto, in the said Province of Canada, of the other part: Whereas the said —— is desirous of conveying the Parcel or Tract of cessors, to the uses and upon the trusts hereinafter declared, according to the provisions of an Act of the Parliament of the Province of Upper Canada, passed in the fifth year of the reign of Her Majesty Queen Victoria, intituled,

Now this Indenture witnesseth, that the said - for the purpose aforesaid, hath given, granted, and conveyed, and by these presents doth give, grant, and convey unto the said John, Lord Bishop of Toronto, and to his Suc-

[Here insert the Trusts.]

And the said - doth hereby for himself, his Heirs, The Church Temporalities Act (Statutes of Upper Canada, *3 Vic. ch. 74.) in its 16th Section, makes valid any deed, or conveyance of land, or of personalty that may be made to any Bishop of the United Church of England and Ireland in Upper Canada, and to his Successors, for any of the following purposes:—

1st. For the endowment of his See.

2nd. For the general uses of the Church in Upper Canada, as the Bishop to whom the deed shall be given, and his Successors may appoint; or as may be appointed otherwise in the deed, (that is, for the general uses of the Church in Upper Canada,) to be applied ral uses of the Church in Upper Canada, to be applied under such particular direction as may be given in the intent of these presents, as by him, or them, or his or

Signed, Sealed, and Delivered, in the presence of -

PROPOSED FORMS OF TRUSTS To be inserted in Conveyances of Lands to the Bishop of Toronto and his Successors, to the use of the Church of England, made in accordance with the Church Temporalities Act, (Statute of Upper Canada, 3 Vic. ch. 74,

[Note.—The following Forms are intended to suit respectively some one of the purposes expressly authorised by the 16th Section of the Statute. But where the donor desires to convey land "to the general uses of the Church," or "for the use of any particular Church erected, or to be "erected," if, instead of leaving the proceeds of the estate to be applied "as the Bishop may appoint," it shall be his wish to provide some other mode of appropriation, the States will precisely and effectually meet his object.

So also, where the donor desires to convey land "for "some specific use appurtenant to the Church in general, "or to any particular Church or Parish," the Statute allows him to do so; but he must be careful to specify the particular use or purpose in the deed, in such terms as will express his object clearly and precisely; and in deeds of this latter description, he has in like manner the option of leaving the proceeds of the estate to be applied to the specific use "in such manner as the Bishop of the Diocese may "appoint," or to make some other provision in regard to the mode of appropriation, in which case also great care must be taken so to express the direction in the deed, as to leave no ground for doubt or controversy hereafter.

As these specific uses, and specific modes of appropria-tion, depend entirely on the will of the donors, no forms can be given for them; but it is earnestly recommended that whenever the donor may desire to point out some specific use or some specific mode of appropriation, in pre-ference to adopting any of the forms which have been framed to meet the general purposes of the Act, he should be careful to see that the use is one which the Statute

for no other use or purpose whatsoever.

for the general uses of the United Church of England and Ireland, within that part of the Province of Canada which formerly composed the Province of Upper Canada; to the intent and upon the trust that the rents, issues, and profits thereof may be appropriated and applied to the general uses of the said Church* in such manner as the said John, Lord Bishop of Toronto, and his Successors, shall from time to time appoint.

(See the note at the head of these forms.)

No. 3. Upon trust to hold the same for ever hereafter, for the use of that certain Church of the United Church of Eng-Toronto, in the said Province of Canada, of the other part: Whereas the said — is desirous of conveying the Parcel or Tract of Land and Premises hereinafter particu-- Church, [or if the Church cannot be otherwise dis-

(See the note at the head of these forms.)

No. 4. Whereas the said A. B. is desirous of conveying the Parcel or Tract of Land and premises hereinafter particularly described, to the said E. F. and to his Successors in the according to the intent and upon the trust that the rents, issues and profits thereof may be appropriated and applied to the use of such Church, * in such manner as the said John, Lord Bishon of Toronto, and his Successors, shall from time to such Church, * in such manner as the said John, Lord Bishop of Toronto, and his Successors, shall from time to time appoint.

Province, and for other purposes therein mentioned."

Now this Indenture witnesseth, that the said A. B. for the purpose aforesaid, which given, granted and conveyed, the purpose aforesaid, which given, granted and conveyed the purpose aforesaid, which given grant and conveyed.

No. 5.

Upon trust to hold the same for ever hereafter, for the scribing it in full as before]; or if it be not a Rectory endowment of the Parsonage [Rectory or Living, as the case may be,] in the Township of — in the said District of — within the said Diocese of Toronto; [describing the same either by its name or boundaries, in such manner as may within the Diocese of Toronto, and to his Successors, for sufficiently and accurately distinguish it] to the intent and upon the trust that the rents, issues and profits of the said ever, being Incumbents of the said Rectory, (or if it be upon the trust that the rents, issues and profits of the said rectory), of the said Church, Mission, or Living, land and premises shall be from time to time appropriated and applied,* under the direction of the said John, Lord Bishop of Toronto, and his Successors, to the support of the Incumbent of the said Parsonage, [Rectory or Living, as the case may be,] for the time being.

the doctrines and discipline of the said United Church of England and Ireland), all and singular that certain parcel or tract of land and premises situate and being in the

as the case may be,] for the time being.

(See the note at the head of these forms.)

No. 6.

Upon trust to hold the same for ever hereafter, for the use of the United Church of England and Ireland, within that part of the Province of Canada which formerly composed the Province of Upper Canada; and to the intent and upon the trust that the rents, issues and profits of the said land and premises shall be appropriated and applied from time to time, towards defraying the charge of — [here specify the particular object connected with the Church in Upper Canada generally, for which the donor wishes to pro-

No. 7. Upon trust to hold the same for ever hereafter, for the and his Successors, all Dower, and right and title to Dower, which she, the said — now hath, or in the event of her surviving her said husband, can or may have, or claim, either at Common Law or otherwise howsoever, of, in, to, or out of the Lands, Tenements, Hereditaments, and Premises hereby conveyed.

In witness whereof the parties to these presents have hereunts, set their hands and seals, the day and year first.

No. 8. use of the Parish of — in the Township of — in the District of — within the said Diocese of Toronto; to the appurtenances, to the said E. F. and his Successors. charge of — [here specify the particular object connected with the Church in the parish mentioned in the deed, for which the donor wishes to provide] * in such manner as the hereunto set their hands and seals, the day and year first hands are described hands and seals, the day and year first hands are "An Act to make provision for the management of the Temporalities of the United Church of England and Ireland, in this Province, and for other purposes therein (See the note at the head of these forms.)

(See the note at the head of these forms.)

A LIVING, WITH BAR OF DOWER.

This Indexture, made the — day of — in the cessors, for ever, all and singular that certain Parcel or Tract of Land and Premises situate and being in the Town — of — in the Country of — in the District of — in the said Province of Canada, containing — be the same more or less, and being composed of — which said Parcel or Tract of Land is bounded and described as follows, that is to say: — subject to the reservations and conditions expressed in the original grant of the said rown.

A more of the one part: And the Reverend E. F. of the Township, and for the District of — in the said Township, and within the Diocese of Toronto, in the said Province of Canada, of the other part: [describing the Rectory carefully in accordance with the Church of a Rectory or Other Incumbent, in accordance with the Church Temporalities Act, (Statutes of Upper Canada 3 Vic. cap. 74, sect. 16.)

No. 1.

Upon trust to hold the same for ever hereafter, for the clowring, as the case may be hereinbefore mentioned and described, and for no other use or purpose whatsoever.

This Indentity, with Bar of Dower.

This Indentity and the — day of — in the District of — in the Said Province, Clerk Rectory of — in the Said Province, Clerk Rectory of — in the Said Province of Canada, of the one part; And the Reverge E. F. of the Township of — in the District of — in the Said Province of Canada, of the one part; And the Reverge E. F. of the Township of — in the District of — * The Statute is here referred to as a Statute of 3 Vic. Section 76, because it is numbered with the Statutes of the Session in that year; but it is truly referred to in the Deed, as passed in the 5th Vic., in which year it received the Royal assent.

fully in accordance with the Patent constituting the Rectory; or, where the Church of a Rectory or Parish, say—a Clergyman in holy orders of the United Church of England and Ireland, serving and doing duty in the Church of England and Ireland, serving and doing duty in the Church which year it received the Royal assent.

the said Rectory, [Church, Mission, or Living.] to the uses, and upon the trusts hereinafter declared, according to the provisions of the Act of the Parliament of the Pro vince of Upper Canada passed in the fifth year of the reign of Her Majesty Queen Victoria, intituled "An Act to make provision for the management of the Temporali-ties of the United Church of England and Ireland in this

rovince, and for other purposes therein mentioned."

Now this Indenture witnesseth, that the said A. B. for the purpose aforesaid hath given, granted and conveyed, and by these presents doth give, grant and convey unto scribing it in full as before]; or if it be not a Rectory, (serving and doing duty as aforesaid in the Church called — situated upon Lot number — in the — Concession of the Township of — in the said District of — within the Diocese of Toronto, and to his Successors for ever, being Incumbents of the said Rectory, (or if it be under such particular direction as may be given in the deed, and not in the general discretion of the Bishop.

3rd. For the use of any particular Church (in Upper Canada,) erected at the time of the deed being made,—and this, it is conceived, may by reasonable and proper construction be divided, as the preceding head,

1. In witness whereof the parties to these presents have hereunto set their hands and seals, the day and year first above written.

2. In witness whereof the parties to these presents have hereunto set their hands and seals, the day and year first above written.

3. In witness whereof the parties to these presents have hereunto set their hands and seals, the day and year first above written.

4. In witness whereof the parties to these presents have hereunto set their hands and seals, the day and year first above written.

5. In witness whereof the parties to these presents have hereunto set their hands and seals, the day and year first above written. or tract of land and premises situate and being in the Township of — in the County of — in the District of — in the said Province of Canada, containing — be the same more or less, and being composed of Lot number of the same more or less, and being composed of Lot number of the same more or less, and being composed of Lot number of the same more or less, and being composed of Lot number of the same more or less, and being composed of Lot number of the same more or less, and being composed of Lot number of the same more or less, and being composed of Lot number of the same more or less, and being composed of Lot number of the same more or less, and being composed of Lot number of the same more or less, and being composed of Lot number of the same more or less, and being composed of Lot number of the same more or less, and being composed of Lot number of the same more or less, and being composed of Lot number of the same more or less, and being composed of Lot number of the same more or less, and being composed of Lot number of the same more or less, and being composed of Lot number of the same more or less, and being composed of Lot number of the same more or less, and being composed of Lot number of the same more or less, and being composed of Lot number of the same more or less. r — in the — Concession of the said Township of —, which said parcel or tract of land is bounded and described as follows, that is to say: —— subject to the reservations and conditions expressed in the original grant

of the said Land from the Crown.

Together with all and singular the appurtenances to the said Parcel or Tract of Land belonging: to have and to hold the said Parcel or Tract of Land and Premises, with their appurtenances, unto the said E. F., Rector of the said Rectory of — [describing it in full as before]—or, if it be not a Rectory, (serving and doing duty as aforesiad in the Church called — situated upon Lot number tute gives him the power of doing so; and he must be cateful in that case to insert in the deed, such a provision as will precisely and effectually meet his chieft. and to his Successors forever, Incumbents of the said Rectory, (or if it be not a Rectory) of the said Church, Mission, or Living, being in full communion with the United Church of England and Ireland, and serving therein in accordance with the doctrines and discipline of the said United Church of England and Ireland,) to the uses and upon the trusts following, that is to say :-

[Here insert the Trust.]

And the said A. B. doth hereby for himself, his Heirs, Executors and Administrators, covenant with the said E. F. and his Successors, as aforesaid, that he, the said A. B. and every person rightfully claiming, or to claim, any interest at law or in equity in the said premises, or any part thereof, under or in trust for him or his heirs, shall at all times hereafter, on every reasonable request, and a the sole expence in all things of the said E. F. or hi Successors, make and do, or cause to be made and done all such further acts and assurances in the law for more fully and satisfactorily assuring the said premises, with the appurtenances, to the said E. F. and his Successors in manner aforesaid, and according to the intent of these Presents, as by him or them, or his or their Counsel in clearly authorises, and that it is declared in such terms as the law, shall be lawfully and reasonably advised and

clearly authorises, and that it is declared in shall leave no room for doubt or uncertainty either as to the purpose intended, or the mode of applying the funds.

In deeds which are to contain such specific directions in regard to the mode of applying the proceeds, the forms hereafter given may be followed as far as the (*) asterisk.]

No. 1.

Upon trust to hold the same for ever hereafter for the adowment of the said See, or Bishoprick of Toronto, and or no other use or purpose whatsoever.

No. 2.

No. 2.

We this Indenture further witnesseth, that the said C. D. with the approbation and consent of her said husband, in consideration of the premises, and in further consideration of the said E. F. in hand paid, at or before the sealing and delivery of these Presents, the receipt whereof is hereby acknowledged, hath remised and released, and by these presents doth remise and release, unto the said E. F. and his Successors, as aforesaid, all Dower, and right and title to Dower, which she, the said C. D. now hath, or in the event of her surviving her said husband can or may have or claim, either at common law or otherwise howsoever, or claim, either at common law or otherwise howsoever, or claim, either at common law or otherwise howsoever, of, in, to, or out of the lands, tenements, hereditaments nd premises hereby conveyed.

In witness whereof, the parties to these presents have

hereunto set their hands and seals, the day and year first

Signed, Sealed, and Delivered, in presence of -

THE SAME WITHOUT BAR OF DOWER, THIS INDENTURE, made the - day of - in the

— in the Province of Canada, — of the one part:

And the Reverend E. F. of the Township of — in the District of — in the said Province, Clerk, Rector of the Rectory of — in the said Township, and within the Diocese of Toronto, in the said Province of Canada, of the Parcel or Tract of Land and Premises hereinalter particularly described, to the said John, Lord Bishop of Toronto, and to his Successors, to the uses and upon the trusts and to his Successors, to the uses and upon the trust and to his Successors, to the uses and upon the trust and to his Successors, to the uses and upon the trust and to his Successors, to the uses and upon the trust and to his Successors, to the uses and upon the trust and upon the trust that the provision of an Act of the Parliament of the Province of Upper Canada, passed in the fifth year of the reign of Her Majesty Queen Victoria, initialed, "An Act to make provision for the management of the Temporalities of the United Church and premises may be appropriated and applied to the use of the said Township, and within the Diocese of Toronto, in the said Township, and within the Epistory of Canada, of the content of the Rectory carefully in accordance with the Patent constituting the Rectory; or, where the Patent constituting the Rectory; or, where the Patent constituting the Rectory of Parish, say—a "single and Times of St. Cyprian, by George Clergyman in holy orders of the United Church of England and Ireland, in this Province, and for other province, and for other particular and premises may be appropriated and applied to the use of the Protestant Epistory of Canada, of the content in the Rectory of Parish, say—a "cliently describing the Rectory or Parish, say—a "subject and the Rectory of Parish, say—a "subject and the Rectory of Toronto, in the said Township, and within the Epistory of Canada, of the Epistory of Canada, of the ease of Toronto, in the said Township, and within the Epistory of Canada, of the Ectory or Parish, say—a "subject and the Rectory of Parish, say—a "subject and the Rectory of Parish, say—a "subject and the Rectory of Canada, of the Evictory and subject and the Rectory of Canada, of the Evictory and subject and the Rectory of Canada, of the Evictory and subject and the Rectory of Canada, of the Rectory of Parish, say—a name) situated upon Lot number — in the — Concession of the Township of — in the said District of — within the Diocese of Toronto.]

Whereas the said A. B. is desirous of conveying the

and by these presents doth give, grant and convey un the said E. F., Rector of the said Rectory of — [d and in full communion with the United Church of England and Ireland, and serving therein in accordance with

their appurtenances, unto the said E. F., Rector of the vide,]* in such manner as the said John, Lord Bishop of Toronto, or his Successors, shall from time to time appoint.

(See the note at the head of these forms.)

No. 7. and to his Successors, for ever, Incumbents of the said Rectory, (or if it be not a Rectory), of the said Church, Mission, or Living, being in full communion with the United Church of England and Ireland, and serving therein in accordance with the doctrines and discipline of the said United Church of England and Ireland), to the uses and upon the trusts following, that is to say:—

and Premises hereby conveyed.

In witness whereof the parties to these presents have hereunto set their hands and seals, the day and year first above written.

Signed, Sealed, and Delivered, in the presence of—

THE SAME, WITHOUT BAR OF DOWER.

THE SAME, WITHOUT BAR OF DOWER.

The same day of— in the said John, Lord Bishop of Toronto, or his Successors, shall from time to time appoint.

The same for power in the said John, Lord Bishop of Toronto, or his Successors, shall from time to time appoint.

And the said A. B. doth hereby for himself, his Heirs, Executors and Administrators, covenant with the said A. B. and his Successors as a foresaid, that he, the said A. B. and the said A. B. an at all times hereafter, on every reasonable request, and at the sole expence in all things of the said E. F. or his Successors, make and do, or cause to be made and done, Upon trust to hold the same for ever hereafter, for the all such further acts and assurances in the law for more Land and Premises hereinafter particularly described, to the intent and upon the trust that the rents, issues and the said John, Lord Bishop of Toronto, and to his Sucprofits of the said land and premises may be appropriated and applied from time to time towards defraying the law, shall be lawfully and reasonably advised and The Gospel History of our Lord and Saviour Jesus

Signed, Sealed, and Delivered, in presence of -

PROPOSED FORMS OF TRUSTS, To be inserted in Conveyances of Lands made to any Parson, Rector, or other Incumbent, in accordance with the Church Temporalities Act, (Statutes of Upper Canada,

Upon trust to hold the same for ever hereafter, for the endowment of the said Rectory [or Church, Mission, or Living, as the case may be] hereinbefore mentioned and

Upon trust to hold the same for ever hereafter, for the

Together with all and singular the appurtenances to the said Parcel or Tract of Land belonging, to have and to hold the said Parcel or Tract of Land and Premises, with their appurtenances, unto the said John, Lord Bishop of Toronto, and his Successors, for ever, to the uses and upon the trusts following, that is to say:

Together with all and singular the appurtenances to the said Parcel or Tract of Land and Premises, with the Township of — in the said District of time, towards defraying the charge of [here specify the particular object connected with the particular Parsonage, Rectory, or Living, mentioned in the deed, for which the donor wishes to provide in such manner as may seem best to the said E. F., and to his Successors, as aforesaid, for

[See Note at the head of the Forms of Trusts to be inserted in Deeds to the Bishop. The same caution will be necessary to be observed in specifying any particular object of appropriation in these Deeds to the Rector, &c.]

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the very liberal support received since he commenced business in this city, begs leave to intimate that he has No. 4, VICTORIA ROW, (his former Shop having been partially destroyed by the late fire in King Street), where he hopes, by close diligence and

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KING STREET. Toronto, February 5, 1842. J. W. BRENT, CHEMIST AND DRUGGIST, KING STREET, KINGSTON.

AND FAMILY PRESCRIPTIONS CAREFULLY COMPOUNDED. July 14, 1842. MR. HOPPNER MEYER, ARTIST,
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