

clergy within the said Provinces, and to apply the rents, profits and emoluments which might at any time arise from such Lands, so allotted and appropriated, solely for the maintenance and support of a Protestant clergy within the Province in which the same might be situated and to no other purpose whatever.

That subsequently thereto, in pursuance of the said Acts, certain Lands of the Crown were from time to time reserved for the purposes mentioned therein, which said lands were known, and were and are commonly designated by the name of the "Clergy Reserves."

That the Governor, Lieutenant-Governor, and Administrator of the heretofore Provinces of Upper and Lower Canada, respectively, were empowered with the<sup>10</sup> consent of the Executive Council of such Provinces, respectively, and in pursuance of His Majesty's instructions, to sell and convey a part of the said "Clergy Reserves" in each of the said Provinces, and to invest the proceeds of such sales in the Public Funds of the said United Kingdom, and to appropriate the dividends and interests of the moneys so invested for the support and maintenance of a Protestant clergy within the said Provinces, solely and to no other purpose whatever.

That by another Imperial Act, the sale of the entire Clergy Reserves in the Province of Canada and the investment of the proceeds of such sale, and the distribution of the interests and dividends of such investment, subject to certain 20 conditions, were authorized for the purposes hereinbefore mentioned.

That by another Imperial Act the Legislature of the heretofore Province of Canada was authorised to dispose of said Clergy Reserves and to make such investment of the proceeds thereof as to the said Legislature might seem meet, subject to the proviso, that it should not be lawful for the said Legislature of the Province of Canada, by any Act or Acts thereof as aforesaid, to annul, suspend or reduce any of the annual Stipends which had, previously thereto, been already assigned and given to the clergy of the Churches of England and Scotland, or to any other religious bodies or denominations of Christians in Canada (to which the faith of the Crown was pledged) during the lives or incumbencies of the parties then 30 receiving the same, or to appropriate or apply to any other purpose, any part of the said proceeds, investments, interests, dividends, rents and profits that might be required for the payment of the stipends and allowances due or accruing to the Ministers and Missionaries of the said churches of England and Scotland during their lives or incumbencies.

That the Imperial Acts, to wit, the Acts of the Parliament of Great Britain and of the United Kingdom of Great Britain and Ireland hereinbefore referred to, the whole of which are herein invoked, are specifically referred to in the Act passed by the heretofore Province of Canada, in the eighteenth year of the reign of Her Majesty Queen Victoria, entitled, 18 Victoria, Chapter 2. 40

That under and by virtue of the said last mentioned Act, it was enacted and declared that the moneys arising from the sale and disposal of the said Clergy Reserves in the said Province of Upper Canada should continue to form a separate fund, which should be called the "Upper Canada Municipalities' Fund," and that the moneys arising from the sale and disposal of the Clergy Reserves in the said Province of Lower Canada should continue to form a separate fund, which should be called the "Lower Canada Municipalities' Fund," and that after deducting the