

belong to Her Majesty; and other two sections thereof, bearing the numbers twenty-one and twenty-seven, in the said last mentioned township and range, belong to the said company;

And whereas it has been further agreed between the said parties that another section of land shall be set apart to constitute the town of Virden which section, bearing the number 22 in Township 10, in Range 26, west of the first principal Meridian, belongs to Her Majesty; And whereas it has been further agreed between the said parties that the said town sites respectively shall be laid out in town lots, streets and squares, with certain reserves and appropriations for public and other purposes, and for railway purposes, and for sites for Government offices and buildings, and that the said town lots, exclusive of the said reserves, shall be sold for the benefit of Her Majesty, Her heirs, successors or assigns, and the said company and its assigns, and that Her Majesty, Her heirs, successors or assigns, shall receive one-half of the proceeds of the sale of such town lots after deducting from such proceeds the expenses of laying out the said towns and the streets and squares thereof, and of laying out, administering and settling such town lots, and that the said company shall receive the remaining one-half of such proceeds;

And whereas it has been further agreed between the parties hereto that the administration and sale of the town lots composing the said sites respectively shall be committed to the said trustees, and whereas Her Majesty has issued letters patent for the said several even numbered sections and tracts of land to the said trustees in trust to be dealt with and accounted for as hereinafter furnished, and the said company has conveyed the said odd numbered sections and tracts of land to the said trustees in trust similarly to be dealt with and accounted for;

Now, therefore, these presents witness that Her Majesty, the said company and the said trustees have covenanted and agreed each with the others in the terms following, that is to say:—

First—That Her Majesty, Her heirs or successors shall be entitled to take, and shall have such and so many tracts of land as the said Minister or his successors in office shall consider necessary for sites for Government and other public offices, buildings and purposes within the limits of the said several town sites, without any charge therefor; and the company or its assigns shall be entitled to take, and shall have such and so many tracts of land as it shall consider necessary for its station buildings, offices and other works for railway purposes within the limits of the said several town sites; also, without any charge therefor, such tracts as have not already been selected or designated to be selected from the unsold portions of such towns respectively.

Second—That the laying out, adjustment and arrangement of all the said several reserves and appropriations, the laying out of the said town lots, streets and squares and the sale of the said town lots, and the administration thereof, and all duties and services connected with the placing the same on the market for sale shall be entrusted to and performed by the said trustees.

Third—That the said trustees or any two or more of them acting in person and holding authority in writing from the absent trustee or trustees to act for him or them, shall have the power to make and execute, and shall make and execute good and valid conveyances of the reserved lots and property to the parties entitled thereto, and of the town lots sold in the several town sites to the purchasers thereof, the latter for such price and consideration and upon such terms of payment as the said trustees shall deem expedient, and after deducting from the gross proceeds of the sale of such town lots such sums of money as shall have been lawfully expended by the said trustees in and about the formation, encouragement and establishment of the said several towns or either of them, and in and about the laying out, administration and sale of the said town lots, they, the said trustees, shall pay over every half year, as hereinafter mentioned, the one-half of such net proceeds to Her Majesty, Her heirs, successors or assigns, rendering at the same time to Her Majesty, Her heirs, successors or assigns, detailed accounts of all expenditures and receipts made and received by them, the said trustees in the premises.