

No. 107.

4th Session, 6th Parliament, 24 Victoria, 1861.

BILL.

An Act to authorize the Incumbent and Church Wardens of the Protestant Parish of Drummondville, in the County of Drummond, to dispose of certain real estate therein mentioned.

[PRIVATE BILL.]

Received and read, first time, Tuesday, 9th April, 1861.

Second reading, Wednesday, 10th April, 1861.

Mr. DUNKIN.

QUEBEC:

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An Act to authorize the Incumbent and Church Wardens of the Protestant Parish of Drummondville, in the County of Drummond, to dispose of certain real estate.

Preamble.

WHEREAS the Incumbent and Churchwardens of the Protestant Parish of Drummondville, in the County of Drummond, by their Petition have set forth, that by indenture duly executed, and bearing date of the Sixth day of April, in the year one thousand eight hundred and forty-two, between the late Major General Frederick George Heriot, Companion of the Bath, then of Drummondville aforesaid, and the late Reverend George M'Leod Ross, then Rector of Drummondville aforesaid, the real estate therein described, theretofore the property of the said Major-General Frederick George Heriot, was in due form of law granted, bargained, sold and confirmed unto the said Rector of Drummondville, and his successors in office forever, in trust, for the exclusive use in perpetuity of the Church of England,—that the church of the said Parish stands upon part of the said real estate, and other part thereof has been used as and is a duly consecrated burial-ground, adjacent to the said church,—and that it would be much to the advantage of the said Parish, and of the Church of England therein, that certain other parts of the said real estate should be sold, but they are advised that they are not in law capable of alienating the same; and whereas they have therefore prayed for the passing of an Act to enable them so to do, and it is expedient to grant their prayer; Therefore, Her Majesty, &c.

I. The Incumbent and Churchwardens for the time being of the Protestant Parish of Drummondville, in the County of Drummond, with the consent of the Lord Bishop of the Diocese wherein the said Parish is situate, signified by his becoming party to such sale, may sell to any person the whole or any part or parts of the real estate which, by the said indenture of the sixth day of April, in the year one thousand eight hundred and forty-two, between the said late Major-General Frederick George Heriot and the said late Rector of the said Parish, was granted, bargained, sold and confirmed unto the Rector of Drummondville and his successors in office forever, in trust as aforesaid, with the exception always of so much thereof as is or may be the site of the church or parsonage house, or the burial-ground of the said Parish, and may execute all needful deeds of conveyance therefor, for such price, in such lots, at such times, and on such terms as regards payment and otherwise, as to them may seem meet; but no such sale shall be valid unless either expressly approved beforehand, or ratified thereafter, by the Vestry of the said Parish, at a meeting to be called in due form for that purpose.

Incumbent and Church Wardens may sell certain property.

II. All purchase money accruing from any such sale shall be duly invested by the said Incumbent and Churchwardens in and about the erection, repairing, improvement and maintenance of the said church, parsonage and burial-ground of the said Parish, or otherwise as so much of capital or endowment fund thereof; but no person paying money to them under any deed duly executed in pursuance hereof, shall be required to see to the proper application of such monies.

Appropriation of purchase money.

III. This Act shall be a Public Act.

Public Act.