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No. 126.

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

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BILL.

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An Act to incorporate "Morrin College,"  
at Quebec.

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PRIVATE BILL.

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Received and read, first time, Wednesday,  
10th April, 1861.

Second reading, Friday 12th April, 1861.

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Hon. Mr. ALLEYN.

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QUEBEC:  
PRINTED BY THOMPSON, HUNTER & CO.,  
ST. URSULA STREET.

## An Act to Incorporate "Morrin College," at Quebec.

**WHEREAS** Joseph Morrin, of the City of Quebec, Physician and Surgeon, by a certain Deed of Gift, passed before William Bignill, and his colleague, Notaries Public, residing at the said City, and bearing date the twenty-sixth day of September, in the year of our Lord, one thousand eight hundred and sixty, gave, assigned, and made over into the Reverend John Cook, Doctor in Divinity, William Stewart Smith, Doctor of Laws, and James Dean, senior, Merchant, all of the said City, and to the survivor or survivors of them, and the heirs and assigns of such survivor or survivors, certain immoveable properties and sums of money therein described and mentioned: And whereas by another Deed, executed by the same parties, on the same day and before the same Notaries, the said parties,—after reciting that the said Joseph Morrin was desirous of leaving some permanent memorial of his regard for the City of Quebec, of which he had been a citizen for more than fifty years, and over which he had twice the honor of presiding as Chief Magistrate, and at the same time of marking his attachment to the Church in which he was reared, and to which he had always belonged, and considered that none could be more suitable for both purposes than a provision for increasing and rendering more perfect the means of obtaining for the youth generally, and especially those who may devote themselves to the Ministry of the said Church, the means of obtaining a liberal and enlightened education,—declared that the said Deed of Gift was made in trust for the purpose of carrying into effect the wishes of the said Joseph Morrin, by founding and establishing, within the City or *Banlieue* of Quebec, under an Act of Incorporation for which the said Donees should apply at the then next meeting of the Provincial Parliament, and which should contain among others, certain provisions hereinafter made, a College for the instruction of youth in the higher branches of learning, and especially for young men intended for the Ministry of the Church of Scotland, in Canada: And whereas the said Donees have accordingly applied to the Legislature for such Act of Incorporation, and it is expedient to grant their prayer: Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:—

**Preamble.**

**I.** There shall be and there is hereby constituted and established in the City or *Banlieue* of Quebec, in Lower Canada, a body politic and corporate, under the name of "Morrin College," which corporation shall consist of the following Members, who shall be called Governors of the said College, that is to say:—

Morrin College Incorporated.

**First.** The said Reverend John Cook, the present Minister of St. Andrew's Church at Quebec, who shall, during his pleasure, and whether he be or be not then such Minister, be the first Principal of the said College, with the right to choose for himself, and hold any Professorship therein, and shall when present at any meeting of the Governors be the Chairman thereof.

Corporation to consist of Members to be called Governors of the College, Who shall be such Governors.

*Secondly.* The Minister of St. Andrew's Church aforesaid for the time being.

*Thirdly.* The said William Stewart Smith, who shall be the first Professor of Classical Literature in the said College.

*Fourthly.* Daniel Wilkie, of Quebec, Esquire, who shall be Secretary-Treasurer of the said College, with such remuneration as the Governors see fit. 5

*Fifthly.* Two Ministers from the Synod of the Presbyterian Church of Canada in connexion with the Church of Scotland, to be chosen by the Synod on the second day of its annual meeting, and to hold office one year, and until others are appointed in their stead. 10

*Sixthly.* An Elder of St. Andrew's Church aforesaid, to be elected by the Session, and to hold the office for life, or so long as he remains such Elder.

*Seventhly.* A Trustee of St. Andrew's Church aforesaid, to be elected by the Trustees of the said Church, for life, or so long as he remains such Trustee. 15

*Eighthly.* James Dean, Senior, Esquire, Alexander Rowand, M.D., James Dean, Junior, Esquire, Frost Wood Gray, Esquire, Andrew Thompson, Esquire, and John Wilson Cook, Esquire, who shall be Governors for life. 20

Vacancies among Governors who are not so *ex officio*, how to be filled.

II. Vacancies among the Governors who are not such *ex officio*, and for the election of whose successors no other provision is herein made, shall, as they occur, be filled up by the said corporation, who shall appoint proper persons as Governors to fill such vacancies, but such persons shall be members of the Presbyterian Church of Canada in connexion with the Church of Scotland, or in the event of the union of that Church with any other Presbyterian body or bodies, then members of the United Church; and the number of Governors shall never exceed fourteen. 25 30

Total number limited.

Governors ceasing to hold the requisite office or resigning.

III. Any Governor *ex officio*, shall cease to be such on his ceasing to hold an office to which such Governorship is attached; and any other Governor may resign his office as such, by a resignation in writing under his hand addressed to the corporation.

Temporary vacancies not to invalidate Acts of the Corporation.

IV. The Governors for the time being shall form the Corporation, whose acts shall not be invalidated by any temporary vacancy therein; and the said Corporation shall have perpetual succession, and a common seal, with power to alter or amend the same at pleasure, and to sue and be sued in all Courts in this Province,—and shall have full power from time to time, to make and establish such By-laws, and Rules and Regulations, (not being inconsistent with the laws of Canada, or with this Act), as they shall think proper, as well concerning the system of education in, as for the conduct and government of the said College, and of any other School or Institution connected with or dependent on the same, and of the corporation thereof, and for the superintendence and management of all the property, moveable or immoveable, belonging to said Corporation, and shall have power to take under any legal title whatever, and to hold for the use of the said College, without any fur- 35 40 45

Corporate Powers.

By-laws.

Property.

ther authority, license, or letters of mortmain, all lands and other property, moveable or immovable, which may hereafter be sold, ceded, given, bequeathed, or otherwise granted to the said Corporation, and the same to sell, alienate and convey, let or lease, whenever need shall be: And the said Corporation shall further have power to appoint an Attorney or Attorneys, and all the powers and rights which by the Interpretation Act are vested in corporations generally.

Appointing  
Attorneys.

General  
Powers.

V. The property, moveable and immovable, conveyed by the said Joseph Morrin, to the said John Cook, William Stewart Smith, and James Dean, Senior, by the Deed of Gift hereinbefore mentioned, shall be, and is hereby transferred to, and vested in the said Corporation, subject to the following conditions:—

Property ves-  
ted in Corpo-  
ration.

Conditions.

*First.* The said Trustees, John Cook, William Stewart Smith, and James Dean, Senior, shall purchase for the Corporation within the City or *Banlieue* of Quebec, a site for the erection of proper buildings for the said College; and the purchase money shall be paid out of the property aforesaid; but the Corporation shall determine the amount to be laid out in such buildings;

Purchase of  
Site.

*Secondly.* Ample accommodation shall be provided in the College building for the High School of Quebec, free of all charge, on condition that the said High School shall be subject to the government of the Corporation of the said College, and ancillary to it; but the Governors of the said College may, at any future time, have the School and College in separate buildings, if they deem it for the advantage of the said Institutions;

Accommoda-  
tion for High  
School.

*Thirdly.* In case the said William Stewart Smith should, from ill health, or otherwise, be prevented from fulfilling the duties and receiving the emoluments of the office of first Professor of classical literature of said College, the Governors thereof shall, in accordance with the wish of the said Joseph Morrin, make such reasonable allowance for his support, as his circumstances and the funds at their disposal may warrant.

Provision for  
W. S. Smith.

VI. The quorum of Governors, at meetings of the Corporations, may be from time to time fixed by the By-laws thereof, but shall not be less than five, which number shall be the quorum, unless and until it is otherwise provided by By-law; and a majority of such quorum may exercise all the powers of the Corporation, except in so far as it is otherwise expressly provided by this Act or by By-law.

Quorum of  
Governors.

VII. All the property at any time belonging to the said Corporation, and the Revenues thereof, shall at all times be exclusively applied and appropriated to the advancement of education in the said College and to no other object, institution or establishment whatever, unconnected with or independent of the same.

Application  
of College  
Revenues.

VIII. The said Morrin College may at any time become affiliated to the University of Queen's College, Kingston, upon such terms as the Corporations of the two Colleges may agree upon.

The College  
may be affilia-  
ted to Queen's  
College,  
Kingston.

IX. This Act is a Public Act, and the Interpretation Act applies to it.

Public Act.