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No. 186.

2nd Session, 5th Parliament, 19 Victoria, 1856.

(LOCAL BILL.)

BILL.

An Act to vest certain lands granted for
Agricultural purposes, in the Agricultural
Societies of Middlesex and Elgin, with
power to dispose of the same.

Received and read, first time, Wednesday, 9th
April, 1856,

Second reading, Monday, 14th April, 1856.

MR. SOUTHWICK.

TORONTO :

PRINTED BY JOHN LOVELL, TORONTO.

An Act to vest in the Agricultural Societies of Middlesex and Elgin, certain lands in the City of London granted for Agricultural purposes. with power to dispose of the same.

WHEREAS the Agricultural Society of the County of Elgin have by Preamble.
 their petition set forth,—that on the third day of September, 1845, Letters Patent were issued granting ten acres of land in the then Town and now City of London to the then Municipal Council of the District of
 5 London which comprised the tract of land now forming the Counties of Middlesex and Elgin, in trust for the use of the inhabitants of the said District of London as a site for holding Free Fairs according to law,—that after the passing of the Act substituting Counties for Districts in Upper Canada the said Counties were united but have since been disunited, and that
 10 as the said land was granted as aforesaid for the use of inhabitants of the now Counties of Middlesex and Elgin, and as at the time of the disuniting of the said Counties as aforesaid, the subject in question was expressly excluded from the proceedings had for adjusting the respective liabilities of the said Counties to each other, and was left as an open question for future
 15 settlement, the inhabitants of the County of Elgin are entitled to an equitable share of the said land or of the proceeds thereof,—and they therefore pray that an Act may be passed vesting the said land in the Agricultural Societies of the Counties of Middlesex and Elgin, and empowering and requiring them to sell the said land and to apportion the proceeds thereof
 20 between the Counties of Middlesex and Elgin in proportion to the population of each: And whereas certain portions of the said lands have been disposed of by the Municipal Council of the County of Middlesex to the Great Western Railway Company and to the London and Port Stanley Railway Company, and it is desirable that the proceeds of the parts so dis-
 25 posed of should be apportioned in like manner and the titles of the said Companies thereto confirmed: Be it therefore enacted, &c., as follows:

I. So much of the said land as was not sold as aforesaid by the Municipal Council of the County of Middlesex to the said Railway Companies or either of them, shall be and is hereby vested in the Agricultural Society of the
 30 County of Middlesex and the Agricultural Society of the County of Elgin, as tenants in common, in trust to sell and dispose of the same to the best advantage, by Public Auction, or in such other manner as may be agreed upon by a majority of the President, Vice-President and Directors for the time being of each of the said Societies, and to convey the same in fee to
 35 the purchaser or purchasers under the corporate seals of the said Societies and the hands of their respective Presidents for the time being; and such purchaser or purchasers shall hold the same quit and clear of any trust to which the said land was subject, and shall not be bound to see to the execution of any such trust, or to the application of the purchase money.

Land vested in the said Agricultural Societies to be sold and the proceeds divided.

Division of the proceeds between the said societies.

II. The proceeds of such sale, and all proceeds that may have arisen or may arise by reason of the disposal of any part of the said lands as aforesaid to either of the said Railway Companies, shall be apportioned and divided between the Agricultural Societies the said Counties of Middlesex and Elgin, in proportion to their respective populations by the last census; and the amount (if any) so ascertained to belong to each of the said Societies out of any monies arising from the said land and received by the Municipal Council of the County of Middlesex shall be paid over forthwith, or so soon as it shall be received by the said Council, to the Society to which it shall belong, and until it shall be so paid shall be a debt due by the said County to such Society and recoverable accordingly, and the monies so apportioned shall be invested or applied by the said Societies respectively, in such manner as to them shall seem best for the promotion and encouragement of Agriculture, and for no other use or purpose whatsoever.

Deeds to or contracts with the Railway Companies confirmed.

III. All deeds, contracts and agreements heretofore *bona fide* made or entered into as aforesaid by the said Municipal Council of the County of Middlesex to or with the said Railway Companies or either of them, for the disposal of any part of the said lands, are hereby confirmed and declared to be binding and effectual on all the parties thereto, according to the true intent and meaning thereof; And the said Railway Companies shall hold any portion of the said lands so conveyed to them quit and clear of all trusts, in like manner as purchasers under this Act, and shall pay to the said Municipal Council for the purposes of this Act, any portion of the purchase money of the said land which may be unpaid at the passing of this Act.

Public act.

IV. This Act shall be deemed a public Act.