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No. 119.

1st Session, 8th Parliament, 27 Victoria, 1863

BILL.

An Act to authorize the Church Society of the Diocese of Toronto to sell certain parts of the Rectory Lands of Peterborough, and for other purposes.

PRIVATE BILL.

Received and read, 1st time, Thursday, 10th September, 1863.

Second reading, Monday, 14th September 1863.

Mr. SHUTER SMITH.

QUEBEC:

PRINTED FOR THE CONTRACTORS BY HUNTER
ROSE & LEMIEUX ST. URSULE STREET.

An Act to authorize the Church Society of the Diocese of Toronto to sell certain parts of the Rectory Lands of Peterborough, and for other purposes.

WHEREAS the Rector of the Town of Peterborough and Church Wardens of St. John's Church in Peterborough have, by petition set forth, That the lands of which the said Rectory is composed, lying without the Town of Peterborough, and being Lot Number Seventeen in the 5 Second Concession, and Lot Number Forty in the Thirteenth Concession of the Township of Smith, and Park Lots Numbers Fifteen and Sixteen in Lot Number Thirteen, in the thirteenth Concession of the Township of North Monaghan, are unproductive in a great degree in consequence of the inability of any party to convey the same, or make a satisfactory title or lease thereof; and not only are they thus unproductive, but the adjoining properties of private individuals are injured and deteriorated in value in consequence thereof: That the lands lying within the said Town being composed of all that block of land bounded on the West by Water Street, on the East by Sheridan's Terrace, on the North by 15 Brock Street, and on the South by Hunter Street, are not nearly so productive or valuable as they would be if leases renewable for twenty-one years or upwards, could be made by the incumbent for the time being of the said Rectory: That at a vestry meeting held at St. John's Church, in the said Town of Peterborough, on Monday the 24th 20 day of August, in the year of our Lord 1863, a Resolution was unanimously adopted and passed, that a petition should be presented to Parliament praying for an Act to enable the said Church Society, with the consent of the said Rector and Church Wardens, to sell those parts of the said lands lying without the Town of Peterborough, and to lease 30 by permanent leases those parts lying within the Town, belonging to the said Rectory, and to invest the proceeds of such sale or sales for the same purposes for which the land was then, and is now, held; the investment to be subject to the approval of the said Rector and Church Wardens:

25 And whereas the said Rectors and Church Wardens have, in accordance with the terms of the said Resolution, prayed that an Act may be passed for the purposes aforesaid, and it is expedient to grant their prayer; Therefore, Her Majesty, &c., enacts as follows:

1. The Church Society of the Diocese of Toronto, with the consent 35 of the Rector of Peterborough and the Church Wardens of St. John's Church in the said Town for the time being, shall and may, and they are hereby authorized to, sell and convey absolutely in fee simple all those parts of the said Rectory lying without the Town of Peterborough, being Lot Number Seventeen in the Second Concession, and Lot Number 40 Forty in the Thirteenth Concession of the Township of Smith, in the said County of Peterborough, and Park Lots Numbers Fifteen and Sixteen, in Lot Number Thirteen, in the thirteenth Concession of the said Township of North Monaghan, to any person or persons, bodies politic or corporate, that be willing to purchase the same.

Preamble.

Church Society, with consent of Rector and Church Wardens may sell the Rectory land outside the town.

Rector may lease the land within the town. **2.** The incumbent of the said Rectory for the time being shall and may, and he is hereby authorized and empowered to, make leases of all or any part of the said lands forming part of, or belonging to, the said Rectory, within the said Town of Peterborough, for such term or terms of years as he may think fit, which leases so made shall be binding and valid against all parties or persons whatsoever for the full term thereof

Investment of money from sale, &c. **3.** The moneys raised by such sale as in the first section of this Act mentioned, shall be invested by the said Church Society upon such securities as the said Rector and Church Wardens may approve of, and be held in trust for the benefit of the said Rectory and the incumbent thereof; and no purchaser shall be liable or obliged to see to the application of any money paid by him upon any sale under the provisions of the Act.

Purchaser not bound to see to application. **4.** No party paying any money to such incumbent and Church Wardens, by way of rent, in virtue of any leases granted or made under the authority of this Act, shall be required to see to the proper application of the money.

Lessees not bound to see to application of rent. **5.** This Act shall in no respect affect or interfere with the rights of any party or parties under existing leases of any part of any of the said lands.

Existing rights of lessees not affected. **6.** This Act shall be deemed a public Act.