

## CAP. XLV.

An Act to authorize and empower the Rector, Church Wardens and Vestry of Saint Thomas' Church, in the Parish of Saint James, in the County of Charlotte, to sell and convey certain Glebe and Church Lands in said Parish, and vest the proceeds in other Lands more productive.

*Passed 30th March 1848.*

Preamble.

**W**HEREAS certain tracts of Land, situate in the Parish of Saint James, in the County of Charlotte, heretofore granted by Letters Patent under the Great Seal of this Province, to the Rector, Church Wardens and Vestry of Saint Thomas' Church, in said Parish of Saint James, in part for the use, benefit and behoof of the Rector for a Glebe, and in part for the use of the Church, now yield no income either to the Rector or the Church: And whereas it is believed that the several tracts of Glebe and Church Lands could now be sold in Farm Lots, at fair prices, and that the money arising from said sales might be invested in the purchase of other Lands, for the use and benefit of the said Rector, and of the said Church, which would be more productive to each respectively;

Corporation of Saint Thomas' Church, in Saint James, authorized to sell certain Church and Glebe Lands.

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That the Rector, Church Wardens and Vestry of Saint Thomas' Church, in the Parish of Saint James, be and they are hereby authorized and empowered to sell, in Farm Lots, all or any of said Glebe and Church Lands, and make good and sufficient deeds of conveyance of the same, with the concurrence of the Lord Bishop of the Diocese, or in his absence, of the Archdeacon or Ecclesiastical Commissary of the Province, one or other of whom shall be a party to every such deed of conveyance, and sign and seal the same.

Proceeds to be re-invested in other Lands.

II. And be it further enacted, That the amounts arising from such sales of Glebe and Church Lands respectively, shall be re-invested by the said Rector, Church Wardens and Vestry, in the purchase of other Freehold Property, that is to say, the amount arising from the sales of Glebe Lands in Glebe Property to them and their successors, for the use, benefit and behoof of the Rector of the said Church of Saint Thomas, in the Parish of Saint James, for the time being, and the amount arising from the sales of the Church Lots in Freehold Property to them and their successors, for the use of the Church.

## CAP. XLVI.

An Act to amend an Act, intituled *An Act to authorize the granting of a Tract of Land as a Mill Reserve to the Honorable John Robertson.*

*Passed 30th March 1848.*

Preamble.

19 V. c. 86.

**W**HEREAS the Mill Reserve mentioned in an Act made and passed in the tenth year of the Reign of Her present Majesty, intituled *An Act to authorize the granting of a Tract of Land as a Mill Reserve to the Honorable John Robertson*, was originally granted on a certain condition, not mentioned in the said recited Act, but attached to the said Mill Reserve, as well as to all other Mill Reserves granted in this Province, and the same was omitted to be inserted in the said recited Act;

Act 19 V. 86, not to prevent the sale of any part of the Reserve for actual settlement.

Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That nothing in the said recited Act made and passed in the tenth year of the Reign of Her present Majesty, intituled *An Act to authorize the granting of a Tract of Land as a Mill Reserve to the Honorable John Robertson*, shall extend or be construed to extend to prevent the Government from selling or disposing of such Mill Reserve, or any part or portions thereof, for actual settlement, in like manner as if such Reserve had not been made, or authorized to be granted,

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as in the said recited Act mentioned, and in like manner as in the case of all other Mill Reserves in this Province, any thing in this Act, or the said recited Act to which this is an amendment, to the contrary notwithstanding.

## CAP. XLVII.

An Act to authorize the Exploration and Survey of a Line for a Rail Road between Shediac and the City of Saint John.

Passed 30th March 1848.

**‘** WHEREAS it is deemed expedient to make a Survey and Exploration Preamble.  
 ‘ of a Line for a Rail Road between Shediac and the City of Saint  
 ‘ John;’

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That it shall and may be lawful for the Lieutenant Governor or Administrator of the Government for the time being, by and with the advice of the Executive Council, and he is hereby authorized to employ competent Engineers and Surveyors for the performing, surveying, determining and reporting upon the most favourable Line for the construction of a Rail Road between Shediac, in the County of Westmorland, and the City of Saint John. Governor in Council authorized to employ Engineers and Surveyors to survey, &c. a line of Rail Road between Shediac and Saint John.

II. And be it enacted, That the Engineers and Surveyors so to be appointed under and by virtue of this Act, shall have power and authority by themselves, assistants, workmen and labourers, to enter in and upon any granted or ungranted Lands, for the purpose of making Surveys and Explorations, doing as little damage as possible thereto. Entry on Lands authorized.

III. And be it enacted, That for the purpose of completing the said Survey and Exploration, and paying the expenses thereof, it shall and may be lawful for the Lieutenant Governor or Administrator of the Government for the time being, to draw by Warrant upon the Province Treasury a sum not exceeding one thousand pounds. £1000 may be drawn from the Treasury to defray the expense.

## CAP. XLVIII.

An Act in addition to and amendment of an Act further to amend and extend the provisions of an Act, intituled *An Act to incorporate the Saint Andrews and Quebec Rail Road Company.*

Passed 30th March 1848.

I. **BE** it enacted by the Lieutenant Governor, Legislative Council and Assembly, That in determining the amount of damages or compensation to be paid by the said Saint Andrews and Quebec Rail Road Company to the proprietors or occupiers of any land or premises, which the said Company may require for the purposes of the said Rail Road, or which may be damaged in any way by the construction of the same, regard shall be had to the value of such land or premises before the present year, and not to the increased value which the construction of the said Rail Road will occasion, and that such damages or compensation, in case of disagreement, shall be ascertained and determined in such manner and form, and by such ways and means, as shall be directed and prescribed by any Act now in force or to be passed at the present or any future Session of the General Assembly of this Province. Damages or compensation on account of Land not to be determined according to the value as increased by the Rail Road

II. And be it enacted, That at the next annual general meeting of the said Saint Andrews and Quebec Rail Road Company, and at every subsequent annual general meeting thereafter, it shall and may be lawful for the shareholders present, or appearing by proxy, instead of thirteen Directors as heretofore, to choose by a majority of votes, twenty Directors, being proprietors of at least ten shares each in the said Company; which Directors so chosen, shall remain in office one year, And in cases of disagreement, to be ascertained as directed by Law.

*Amended by 12 Oct 1848*  
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Twenty Directors to be chosen at the annual meetings.

Ten shares to be the qualification.