

Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1845. Fredericton, NB: John Simpson, Printer to the Queen's Most Excellent Majesty, 1845.

8 Victoria – Chapter 1

An Act relating to certain Lands belonging to Her Majesty, and for vesting the Title to the same in the Principal Officers of Her Majesty's Ordnance Department. Passed 11th February 1845.

Whereas divers Messuages, Lands, Tenements, Estates and other Hereditaments in this Province, have, at various times, been set apart from the Crown Reserves and Estates, and placed under the charge of the Officers of the Department of Her Majesty's Ordnance, or of the Governor or Lieutenant Governor respectively for the time being, for Military Defence: And whereas divers other Messuages, Lands, Tenements, Estates and other Hereditaments in this Province, have, at various times, been purchased for the use of the Department of Her Majesty's Ordnance, or for Military Defence, and have been conveyed to, or to several different persons in trust for, Her Majesty and Her Royal Predecessors, and Her and Their Heirs and Successors, and the same have been placed under the charge of the said Department, or of the Governor, Lieutenant Governor or Commander of Her Majesty's Forces in this Province: And whereas it may be expedient that such parts of the said Messuages, Lands, Tenements, Estates and other Hereditaments as may not be wanted for the service of the said Department, or for Military Defence, should from time to time be sold and disposed of: And whereas for effecting such Sales it is necessary that all and every the said Messuages, Lands, Tenements, Estates and other Hereditaments so already set apart, or placed under charge, or purchased, or used and occupied, by or for the service of the said Ordnance Department, and all other Messuages, Lands, Tenements, Estates and other Hereditaments that may be hereafter purchased, or set apart, or in any manner used and occupied by or for the service of the said Department, should be vested in the Principal Officers of Her Majesty's Ordnance for the time being;

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That immediately from and after the passing of this Act, all Messuages, Lands, Tenements, Estates and other Hereditaments, which have been heretofore set apart from the Crown Reserves and Estates, and placed under the charge of the Officers of the said Ordnance Department, or of the Governor, or Lieutenant Governor, or Commander of Her Majesty's Forces respectively for the time being, for Military Defence, or which have been heretofore taken or purchased by, or in the name of, or by any person or persons in trust for, Her Majesty or Her Royal Predecessors, and Her or Their Heirs and Successors, for the uses or service of the Ordnance Department, or for Military Defence, or which have been used or occupied for those services (by whatever mode of conveyance the same shall have been so purchased or taken) either in fee or for any life or lives, or any term or terms of years, or any other or lesser interest, and all erections and buildings which now are or which shall or may be hereafter erected and built thereon, together with the rights, members, easements and appurtenances to the same respectively belonging, shall be and become and remain and continue vested in the Principal Officers of Her Majesty's Ordnance in Great Britain, for the time being, and their Successors in the said Office, according to the respective nature and quality of the said Messuages, Lands, Tenements, Estates and other

Hereditaments, and the several Estates and Interests of and in the same Hereditaments respectively, in trust for Her Majesty, Her Heirs and Successors, for the service of the said Ordnance Department, or for such other Public Service or Services as to the said Principal Officers, or their Successors in the said Office, shall from time to time order and direct.

II. And be it enacted, That from and after the purchase and conveyance, grant or demise, or taking thereof, all other Messuages, Lands, Tenements, Estates and other Hereditaments which shall at any time or times hereafter be purchased, or by any other mode obtained by the Principal Officers of Her Majesty's Ordnance for the time being, or by any other person or persons by their order, or be placed under their charge for the service of the said Ordnance Department, and all erections and buildings which shall then or which may be hereafter erected and built thereon, with the rights, members, easements and appurtenances to the same respectively belonging, by whatever mode of conveyance, either unto, or in the name of, or in trust for, Her Majesty, Her Heirs and Successors, or howsoever otherwise the same shall be purchased or taken, shall in like manner be, and become, and remain, and continue vested in the said Principal Officers of Her Majesty's Ordnance for the time being, by the style and title of the Principal Officers of Her Majesty's Ordnance in Great Britain, and their Successors in Office, according to the nature and qualities of the said Messuages, Lands, Tenements, Estates and other Hereditaments, and the several and respective Estates and Interests of and in the same respectively, in trust as aforesaid.

III. And be it enacted, That the said Principal Officers of Her Majesty's Ordnance in Great Britain for the time being, by the style and title of the Principal Officers of Her Majesty's Ordnance in Great Britain, shall be able and capable to accept, receive and obtain Title to any Lands that may hereafter be granted or otherwise conveyed to them for the purposes aforesaid, and again in the same style and title to convey the same as they may find necessary for the purposes aforesaid, and also in the same style and title to bring and maintain any action of trespass or ejectment or other action at Law or in Equity, for, of or concerning any the Messuages, Lands, Tenements, Estates and other Hereditaments hereby vested or hereafter to become vested in them, under and by virtue of the provisions of this Act.

IV. Provided always, and be it enacted, That nothing herein contained shall be held or be construed to confer upon, or vest in, the said Principal Officers, by the title aforesaid, any greater or better Estate or Interest in any Lands in this Province than was vested in and remained in the Crown, or in any person or persons in trust for the Crown, at the time of the passing of this Act.