

Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1850. Fredericton, NB: John Simpson, Printer to the Queen's Most Excellent Majesty, 1850.

13 Victoria – Chapter 61

An Act to authorize the Trustees of Saint Andrew's Church in the City of Saint John to re-convey to the Crown a certain tract of Land, in the County of Albert, and for other purposes. Passed 26 April 1850.

Whereas it appears that in May one thousand eight hundred and thirty seven, there was granted to the Trustees of Saint Andrew's Church in the City of Saint John, for the use and behoof of the said Church, a certain tract of five hundred acres of Land, situate in the County of Albert, formerly Westmorland, and which was surveyed for, and granted to the said Trustees as vacant and Wilderness Land: And Whereas it appears that prior to the time of said survey and grant, one Andrew M'Farlane had settled on a portion thereof, paid a part of the purchase money at the Crown Land Office, cleared the same, and had erected buildings thereon and made other considerable improvements: And Whereas in consequence of such settlement by the said Andrew M'Farlane, the said Trustees of Saint Andrew's Church have been deprived of the use thereof;

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That the Trustees of Saint Andrew's Church in the City of Saint John named and appointed for the time being, under and by virtue of the powers contained in the Act Second William the Fourth, Chapter eighteen, shall have full power and authority to re-convey and set over unto the Crown the said tract of Land, being lots number five and six on the east side of the Road leading from Upper Salmon River to the Shepody Road, as more particularly described in the said grant.

II. And be it enacted, That it shall be lawful for the said Trustees, as the Corporation of Saint Andrew's Church in the City of Saint John, to use and have a Common Seal for the uses of the said Corporation, and that in all Leases of their Lands or other obligations made by the said Body, the signature of the Chairman of the said Trustees with that of the Secretary for the time being, with the said Common Seal attached, shall be deemed to be lawful, and taken and used as such in all Courts and other places whatsoever within this Province, and shall be binding on their successors in office as such Trustees.

III. And be it enacted, That the said Trustees of Saint Andrew's Church in the City of Saint John aforesaid, are hereby empowered to re-convey to the Crown, the said tract of Land situated in the County of Albert as aforesaid, by the deed of the Chairman and Secretary of the said Body for the time being, with their Common Seal attached, which shall be taken and considered as the act and deed of the said Corporation for the re-conveyance of the said Lands.

IV. And be it enacted, That upon such re-conveyance being made as is provided for by the third section of this Act, it shall and may be lawful, notwithstanding the provisions of the fifth section of the Act for the Civil Government of this Province, for His Excellency the Lieutenant Governor, by and with the advice of the Executive Council, to grant free of expense, and without public notice

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thereof, to the Corporation of Saint Andrew's Church in the City of Saint John, five hundred acres of Wilderness Crown Land, to be selected in any County in this Province by such Corporation of Saint Andrew's Church in the City of Saint John, in lieu of the Land so re-conveyed.

V. And be it enacted, That this Act shall not come into operation or be in force until the first day of September next.