

*Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1853.* Fredericton, NB: John Simpson, Printer to the Queen's Most Excellent Majesty, 1853.

16 Victoria – Chapter 6

**An Act to authorise the Roman Catholic Episcopal Corporation for the Diocese of New Brunswick to sell, dispose of, and mortgage Lands in the City and County of Saint John, and to reinvest the proceeds thereof. Passed 14th April 1853.**

Whereas the Roman Catholic Episcopal Corporation for the Province of New Brunswick is seized and possessed of a certain lot and parcel of land and premises situate, lying and being in King's Ward, in the City of Saint John, described as follows in the conveyance to the said Corporation, that is to say:— All that lot, piece or parcel of land situate, lying and being in King's Ward, in said City, on the eastern line of a Road or Street sixty feet in width, laid out by the Honorable Ward Chipman for a public Road or Street in continuance of Coburg Street at the northern end thereof, and passing along the western line of lands there belonging to Charles Jeffery Peters, Esquire, and to the heirs of the late Doctor Adino Paddock; the said lot hereby conveyed beginning at a stake set up on the eastern line of the said Road or Street, distant one hundred and sixty feet from the northwestern corner of the lot owned by the heirs of the said Adino Paddock, thence running northerly on the line of the said Road or Street one hundred and fifty feet to a stake, thence easterly on a line parallel with the said side line of the said lot belonging to the heirs of Adino Paddock, two hundred and eighty feet to a stake, thence southerly on a line parallel with the line of the said Road or Street one hundred and fifty feet to a stake, thence westerly on a line again parallel with the side line of the said lot of the heirs of the said Adino Paddock, two hundred and eighty five feet to the place of beginning:

And whereas it is deemed desirable to grant unto the said Corporation full power and control to sell, dispose of and convey, whether by mortgage or by absolute sale, all and singular the said lands and premises, and to re-invest the proceeds thereof in the purchase of other land, and in the erection of a Cathedral Church for the use of the Roman Catholic congregation of the City of Saint John;

Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, as follows:—

1. That the said Roman Catholic Episcopal Corporation for the Diocese of New Brunswick, and successors, be and they are hereby authorised and empowered to sell, dispose of, mortgage and convey the said land and premises with the appurtenances either absolutely or conditionally, in one lot or in separate parcels, in such manner, and under and subject to such conditions, covenants and agreements, as by the said Corporation and successors may be deemed necessary and proper, and thereupon to make good, legal and sufficient conveyances of the same, by and under the Seal of the

said Corporation; and that the respective purchasers and mortgagees thereof shall not be bound to see to the application of the purchase moneys therefor.

2. And whereas it appears that it would tend much to the benefit of the Roman Catholic inhabitants of the City and County of Saint John, if the said Corporation were authorised and empowered from time to time, by and with the advice of the Vicar General or senior Clergyman of the Diocese for the time being, to mortgage to the extent of one third part of their estimated value any lands hereafter to be purchased or otherwise acquired by the said Corporation in the said City and County, and to apply the proceeds thereof for the general use and uses, eleemosynary, ecclesiastical or educational, as occasion may require, of the Church of Rome in the said City and County; It therefore shall and may be lawful for the said Roman Catholic Episcopal Corporation for the Diocese of New Brunswick, and successors, from time to time, as circumstances may require, to raise moneys on mortgage of any lands and premises hereafter to be purchased or otherwise acquired by the said Corporation within the City and County of Saint John, to an extent not exceeding in the whole one third part of the estimated value of such lands and premises, and thereupon, for the purposes aforesaid, to execute good and legal conveyances of the same, under the Seal of the said Corporation, by and with the approbation of the Vicar General or Senior Clergyman of the Diocese for the time being, to be signified by either of them being made a party to such conveyance and executing and acknowledging the same.