

Provincial Statutes of Canada, passed in the year 1845. Montreal: Stewart Derbishire & George Desbarats, 1845.

8 Victoria – Chapter 79

An Act to authorize the conveyance of certain real estates to the College of Regiopolis, and to enable the said College to acquire and hold real property to a certain amount. (29th March, 1845.)

Whereas by the petition of “The College of Regiopolis,” and the documents laid before the Legislature by the said Corporation, it appears that the late Honorable and Right Reverend Alexander M'Donell, Roman Catholic Bishop of Kingston, now deceased, by his last Will, devised to the Right Reverend Remigius Gaulin and the Very. Reverend Angus M'Donell, their heirs and assigns (after sundry devises) all the rest and residue of his property, both real and personal, in trust to sell and dispose of the same, and apply the proceeds in their discretion for the benefit of the poor, and towards the erection and maintenance of the said College; and whereas the said Remigius Gaulin and Angus M'Donell, the said Trustees, are desirous of conveying to the said College certain of the real estate so held by them in trust, instead of selling the same and applying the proceeds thereof to the erection and maintenance of the said College as aforesaid; and whereas also, the success and usefulness of the said College would be greatly increased, if it were allowed to take, hold and purchase real as well as personal property: Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act of the Parliament of the United Kingdom of Great Britain and Ireland, intituled, “An Act to Re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada,” and it is hereby enacted by the authority of the same, That the said Remigius Gaulin and Angus M'Donell, their heirs and assigns shall have full power and authority at any time or times hereafter to convey by any sufficient conveyance or conveyances in the law, to “The College of Regiopolis” aforesaid, such parts and portions of the said real estate so held by them in trust for the purposes aforesaid as in their discretion they may deem proper.

II. And be it further enacted, That “The College of Regiopolis” aforesaid, shall be able and capable in law, and have full power to take, purchase and hold, in fee simple, or other legal title, by conveyance, gift, devise, or otherwise, not only all such lands, buildings, hereditaments and possessions, as may be from time to time exclusively used and occupied for the immediate purposes of the said College, but also any other lands, buildings, hereditaments and possessions whatsoever situate in the Province of Canada, and that the said College shall be able and capable in law to grant, demise, alien, or otherwise dispose of all or any of the Property, real or personal, belonging to the said College: Provided always, that the net rents, issues and profits accruing from the said real-property shall not at any time exceed the yearly sum of three thousand pounds current money of this Province.

III. And be it enacted, That it shall be incumbent on the said College to submit annually to each of the Three Branches of the Legislature, if so required, a detailed statement of the real property held by them under this Act, and of the annual revenue arising therefrom.

IV. And be it enacted, That this Act shall be deemed and taken to be a public Act by all Judges and Officers of Justice, and by all other persons whomsoever, and shall be judicially taken notice of by them, without being specially pleaded.