

Laws of Her Majesty's Province of United Canada, passed in the year 1856. Quebec: Stewart Derbyshire and George Desbarts, 1856.

20 Victoria – Chapter 127

An Act to authorize the Reverend Henry Patton to convey in fee simple a portion of a certain Glebe. Assented to 1st July, 1856.

Whereas the Station House, Engine House and all the other buildings connected with the Station on the line of the Grand Trunk Railway of Canada, at the Town of Cornwall in the County of Stormont in Upper Canada, and also the said Railway for the distance of about one mile, are situate on that part of the Glebe of the Rectory of Cornwall aforesaid, situate immediately in rear of the said Town and in front of the second concession of the Township of Cornwall, in the County aforesaid, and which in the Patent granting the same is described as containing sixty-four acres, more or less; And whereas, heretofore on the thirteenth day of June in the year of Our Lord one thousand eight hundred and fifty-three, a certain provisional agreement was made between the Reverend Henry Patton, the then and present Incumbent of said Rectory, and Messieurs Jackson, Peto, Brassey and Betts, the Contractors for the construction of that portion of said Railway affecting the said Lands, for the sale of the said portion of the said Glebe above described; And whereas the said parties desire to have the said agreement carried out, and that power should be given to the said Henry Patton to convey in fee simple the said portion of the said Glebe so agreed to be conveyed to the parties in the said agreement mentioned, and that the moneys arising from the sale should be reinvested in a manner more advantageous and profitable to the said Rectory than the land now is, and it is expedient to grant such power; Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

I. The said the Reverend Henry Patton, the Rector of Cornwall aforesaid, may and he is hereby empowered to convey in fee simple the said lands above mentioned and hereinafter described, in pursuance of the said agreement in the Preamble of this Act referred to and according thereto, that is to say: all that portion of the Glebe of the Rectory of Cornwall situate immediately in rear of the said Town of Cornwall, and in front of the second concession of the Township of Cornwall in the County of Stormont, and which in the original grant thereof from the Crown, is described as containing by admeasurement sixty-four acres, be the same more or less; and such conveyance may be made by the usual and ordinary deed of bargain and sale to the said parties named above in the Preamble of this Act or their certain Attorney, and such deed when executed by the said Henry Patton in his own name in the usual manner, shall vest in the grantees therein named, their heirs and assigns, the fee simple of the said lands and tenements in this section above described, as fully and effectually as if the same had been granted by the Crown in the first instance to the said Henry Patton, his heirs and assigns, to his and their own use forever; Provided always, that there shall be reserved from the east and west end of the said Glebe, for the public use, the usual road allowance.

II. Upon and after the delivery of the said deed in the preceding section mentioned, the grantee or grantees therein named shall and may hold, possess and deal with the said lands therein and in

the preceding section hereinabove mentioned, in all respects freed from all trusts, charges or limitations other than those incidental to the ordinary grants of lands in fee simple from the Crown to purchasers.

III. The said the Reverend Henry Patton may receive from the said parties to the said agreement the amount agreed by them to be paid as purchase money, on the execution of the said deed, and the said money shall be invested for the benefit of the said Rectory in the manner hereinafter mentioned; and the said grantee or grantees in the said deed of conveyance, or the said parties paying the purchase money, shall not be bound to see to the disposal thereof, nor shall they after payment of the purchase money to the said Henry Patton, be further liable in respect thereof, and the receipt of the said Henry Patton for the same shall, as against all persons whomsoever, relieve the persons paying the same, or the said grantee or grantees, from all claims and demands connected with the said lands or the purchase money therefor.

IV. The said purchase money in the last preceding section mentioned, shall be invested for the benefit of the said Rectory and for the support of the present Incumbent and his successors, in the name of such Incumbent the said the Reverend Henry Patton and the Churchwardens of Trinity Church in the said Town of Cornwall, in Provincial Securities, the interest only to be received by the said Incumbent and his successors, and to be applied to his and their use as such Incumbent: Provided always nevertheless, that nothing in this Act contained shall extend to supersede or interfere with any legal proceedings now pending in any Court of Law or Equity in this Province, in which the legality of the Patent constituting the said Rectory is involved, or with any legislation affecting the Rectories generally; and in the event of any such legislation or of any such judicial decision being adverse to the said Patent, then and in such case the said purchase money invested as aforesaid shall stand in place of the said lands, and shall be affected in the same manner as the said lands would have been but for the passing of this Act.

V. This Act shall be deemed a Public Act.