



CHAPTER 50.

An Act respecting Christ Church Trust.

[27th February, 1912.]

WHEREAS a petition has been presented by the Very Reverend Preamble
 Alexander John Doull, Rector of the Parish of Christ Church,
 and Arthur Douglas Crease and Alexis Martin, churchwardens of the
 same parish, by and with the knowledge, concurrence, and consent
 of the Venerable Augustine Scriven, Archdeacon of Vancouver, the
 Honourable Paulus Emilius Irving, Alfred Cornelius Flumerfelt,
 and Cuyler Armstrong Holland, on behalf of the trustees of the
 Christ Church Trust, for an Act enabling the trustees for the time
 being of the Christ Church Trust to deal more freely with the real
 and personal property comprised in the said trust, or hereafter to
 be comprised therein, and to convey a good title to any of the lands
 vested in such trustees, and to apply the proceeds of any sales of
 trust property for any of the general purposes of the trust, and to
 erect buildings and to invest moneys with the powers and subject to
 the provisions therein set forth:

And whereas it is expedient to grant the prayer of the said
 petition:

Therefore, His Majesty, by and with the advice and consent of
 the Legislative Assembly of the Province of British Columbia, enacts
 as follows:—

1. It shall be lawful for the trustees for the time being of the
 Christ Church Trust to sell, lease, mortgage, exchange, or otherwise
 dispose of and to manage all lands and property now or hereafter
 vested in or held by them as such trustees, and to apply and use all
 moneys produced thereby and to hold any lands or property taken
 in exchange to or for any of the purposes of the trusts declared by
 the deeds of trust specified in the Schedule hereto, or any of them,
 or any subsequent deed or deeds of a similar character, without

Trustees may deal
 with trust property
 for general purposes
 of trust

respect to the source from which the said property or moneys may be derived or to the particular trusts upon which the lands or property so sold, leased, or mortgaged or otherwise disposed of or given in exchange may have been held respectively, and also to apply any of them, the said property or moneys, in erecting buildings suitable to be used for any of the purposes of the said trusts upon any lands now or hereunder to be vested in such trustees: Provided, however, that before any sale, lease, or mortgage or other disposal or exchange be contracted for, in all cases where the interests of the Lord Bishop of British Columbia shall be directly affected, his consent in writing shall first be had and obtained, and in all cases where the interests of the rector of the said parish shall be directly affected, his consent in writing shall first be had and obtained, and where the interests of the parishioners of the said parish shall be directly affected, then the consent of the rector and churchwardens (if any) of the said parish shall first be had and obtained in writing: and provided further that, notwithstanding anything in the said deeds contained, none of the powers or authorities conferred upon the said trustees by the said deeds, or any of them, or by this Act shall be exercised by less than three of the trustees for the time being acting together.

May invest in first mortgages in British Columbia.

2. The said trustees shall be at liberty to invest any trust funds upon the security of first mortgages of real estate situate in British Columbia.

Present title confirmed

3. Save as modified by this Act, the said trustees shall be and they are hereby confirmed in all powers at present vested in them by virtue of the said trust deeds and the laws of this Province, and all lands of which they shall be registered as owners or entitled to be registered as such at the time of the passing of this Act shall be and they are hereby vested in them absolutely, subject to the trusts upon which the same shall be held respectively, and to any registered charges, and subject also to any existing rights in the streets intersecting either wholly or in part of the said lands.

Short title.

4. This Act may be cited as "Christ Church Trust Act, 1912."

SCHEDULE.

Indenture dated the sixt' day of May, 1864, between the Governor and Company of Adventurers of England trading into Hudson's Bay of the first part; His Excellency Arthur Edward Kennedy, Companion of the Bath, the Governor of Vancouver Island, of the second part; and the said Arthur Edward Kennedy (as such Governor as aforesaid), the Most Reverend Charles Thomas, Lord Archbishop of Canterbury, and the Right Reverend George, Lord Bishop of British Columbia, of the third part.

Indenture made the fourteenth day of June, 1876, between the Right Honourable Sir Frederick Temple, Earl of Dufferin, the Most Reverend Archibald Campbell, Lord Archbishop of Canterbury, and the Right Reverend George, Lord Bishop of Columbia, of the first part; the Reverend George Mason, Rector of Nanaimo, of the second part; and the said George, Lord Bishop of British Columbia, the said George Mason, Montague William Tyrwhitt Drake, barrister-at-law, and registrar of the Diocese of British Columbia, Peter O'Reilly, County Court Judge, William Curtis Ward, manager of the Bank of British Columbia, and William Charles, manager of the Hudson's Bay Company, all of Victoria, and members of the Church of England, of the third part.

Indenture made the fifth day of June, 1897, between the Honourable Montague William Tyrwhitt Drake, the Honourable Peter O'Reilly, William Curtis Ward, and William Charles of the first part; the Right Reverend William Willcox Perrin, Lord Bishop of British Columbia, of the second part; and the said the Right Reverend William Willcox Perrin, the Honourable Montague William Tyrwhitt Drake, the Honourable Peter O'Reilly, William Charles, and the Venerable Augustine Scriven, Archdeacon of Vancouver, and Thomas R. Smith, of the City of Victoria, in the Province of British Columbia, of the third part.

Indenture made the tenth day of October, 1907, between the Right Reverend William Willcox Perrin, Lord Bishop of British Columbia, and the Venerable Augustine Scriven, Archdeacon of Vancouver, of the first part; the Honourable Montague William Tyrwhitt Drake and Thomas Robert Smith, both of the City of Victoria, British Columbia, of the second part; George Alan Kirk, of Victoria aforesaid, of the third part; and the said the Right Reverend William Willcox Perrin, Lord Bishop of British Columbia, the Venerable Augustine Scriven, Archdeacon of Vancouver, George Alan Kirk, the Honourable Paulus Emilius Irving, Cuyler Armstrong Holland, and Alfred Cornelius Flumerfelt, all of Victoria aforesaid, of the fourth part.

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