

3 The affairs and business of the corporation shall be managed by such officers and committees, and under such restrictions, touching the powers and duties of such officers and committees, as by by-laws in that behalf, the corporation may, from time to time, ordain; and the corporation may assign to any such officers such remuneration as they may deem necessary.

Officers and committees of corporation.

Salaries.

4 The corporation may make such by-laws as they shall deem expedient, for the administration and government of the corporation, not contrary to law and to this act, and may repeal or amend the same, from time to time, observing always, however, such formalities as by such by-laws may be prescribed to that end, and generally shall have all the corporate powers necessary to the ends of this act.

By-laws for a administration.

Corporate powers.

5 The by-laws of the said association, not being contrary to law or to this act, shall be the by-laws of the corporation hereby constituted, until they shall be repealed or altered as aforesaid.

Present by-laws.

6 Until others shall be elected according to the by-laws of the corporation, the present officers of the association shall be those of the corporation.

Present officers.

7 The said corporation shall have full powers to collect and enforce by suit at law or other legal process, the payment of all subscriptions or instalments of subscriptions, with legal interest thereon, from the time said payments are demanded or may become due.

Recovering of subscriptions with interest thereon.

8 The corporation shall make to the Legislature, an annual return of their property, real and personal, and of their receipts and expenditure.

Return to Legislature.

9 This act shall come into force the day of its sanction.

Act in force.

### C A P . X L I V .

An Act to amend the act respecting the Methodist Church of Canada (38 Victoria, cap. 60.)

[Assented to 9th March, 1878.]

WHEREAS the Methodist church of Canada has by its petition prayed that the provisions of the act of the Province of Canada (28 Victoria, cap. 55), should be

Preamble

expressly extended to the said church, and that the provisions of the act 38 Victoria, cap. 33, should be extended for the period of two years for such congregations as may not have complied with the terms thereof; And whereas it is also represented in said petition, that doubts have arisen whether the provisions of the act of this Province 38 Victoria, cap. 60, apply to certain property originally held in trust for the English Wesleyan conference, and held and used by the heretofore "Wesleyan Methodist church of Canada in connection with the English conference", from the year eighteen hundred and fifty-four (1854), when the missions in Lower Canada of the said English Wesleyan conference were transferred to the said Wesleyan Methodist church in Canada, with the formation of the said Methodist church of Canada, in eighteen hundred and seventy-four, (1874) and since the said latter date by the last named church, and have prayed that the said doubts be set at rest, and it is expedient to grant the said prayer of the said petition; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

Powers of Trustees of each congregation, to dispose of property thereof;

Or to acquire other property.

Consent required for any sale.

Certificate to that effect, sales confirmed.

1. It shall and may be lawful for the Trustees, for the time being, of each of the religious congregations of the said Methodist church of Canada, and the said Trustees of each respective congregation are, as such Trustees, hereby authorized, from time to time, to lease, hypothecate, sell and convey or exchange such of the lands and tenements and immovable property held, or to be held by any of the respective Trustees, in such portions and in such manner as, from time to time, may be deemed by the Trustees thereof necessary and useful, for the purposes connected with the particular trust; and the said Trustees of each such respective congregation are, as such Trustees, hereby further authorized, from time to time, on the purchase of any lands, tenements or immovable property, to hypothecate the same for any part of the purchase money which may not be paid, or to acquire the same, subject to the reservation in favor of the vendor of any hypothec or privilege for such unpaid purchase money; provided always, that it shall not be in the power of such Trustees absolutely to sell any such lands, tenements or immovable property, without the express consent of the annual conference of the said Methodist church of Canada, within the limits of which said property is situated, first had and obtained; which consent shall be certified by the president or secretary of the conference, with the conference seal affixed, and any sale heretofore made with such consent is hereby ratified and confirmed.

**2.** Any moneys received by the Trustees, in respect of any such lease, sale, hypothec or exchange, shall be held by the said Trustees upon the same trust as the properties whence, or in respect whereof, the same arose, or may be applied in the purchase of other lands to be held upon similar trusts, or in the erection of buildings on the same or other lands for the purposes of the said Methodist church, or in the improvement of the same or other lands held by such Trustees, or other Trustees of the said church, and such application to any, either or all of the purposes aforesaid shall, in the case of an absolute sale or conveyance, be made with the consent of the annual conference of the said Methodist church, testified as aforesaid.

Keeping and appropriation of moneys received.

Consent required.

**3.** No purchaser, hypothecary creditor or lessee shall be bound to enquire into the propriety or validity of any sale, hypothec or lease made by the Trustees, or to take notice as to whether it may be affected by the want of such consent as aforesaid; nor shall any purchaser, hypothecary creditor, lessee or other person paying moneys to any such Trustees as aforesaid, by reason of any such sale, exchange, hypothec or lease as aforesaid, be bound to see to the application of such money, but shall be absolutely discharged by the receipt of the Trustees to whom such money shall be payable.

Discharge of creditors. Lessees or other persons paying moneys to Trustees.

**4.** It shall and may be lawful to declare the trust of any property held by the said Trustees by reference to another deed registered in the Province of Quebec, and such reference shall be held to incorporate the provisions of the deed referred to, in the deed wherein such reference is made, *mutatis mutandis*, and subject to the exclusion of any clauses, that may be expressly excluded.

**5.** The Trustees of the religious congregations aforesaid may acquire lands for the purposes of their trust to the same extent as is allowed, in Lower Canada, by the nineteenth chapter of the Consolidated Statutes for Lower Canada, and the provisions of the act of this Province, 38 Victoria, cap. 33, are extended for a further period of two years from the date of the passing of this act, to any congregations or Trustees of the said church, who may not have hitherto complied therewith.

Purchase of lands in virtue of ch. 19 of C. S. L. C. 38 V., c. 33, extended.

**6.** The real and other property in the Province of Quebec, held by or in trust for the British Wesleyan Methodist conference, until the year eighteen hundred and fifty-four, and since said date occupied and used by the heretofore Wesleyan Methodist church in Canada, in

Declaration respecting certain property already possessed.

connection with the English conference, is hereby declared to have become vested in trust for the use of the Methodist church of Canada, by the said act of this Province, 38 Victoria, cap. 60, sec. 1.

Act in force. **7.** This act shall come into force from the day of its sanction.

C A P. X L V .

An Act to enable the Minister and Trustees of St. Andrew's Church, Montreal, to borrow money, and hypothecate the property of said Church.

[Assented to 9th March, 1878.]

Preamble.

**W**HEREAS the Minister and Trustees of St. Andrew's Church, in the city of Montreal, in whom the lot of land on which the said church is built, and the said church, and other buildings thereon erected are vested ; have by their petition prayed for authority to borrow a sum or sums of money not exceeding in the whole the sum of nine thousand dollars and to hypothecate said lot of land, church and other buildings thereon erected as security therefor ; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

Loan authorized.

**1.** It shall be lawful for the said Minister and Trustees of St Andrew's church, in the city of Montreal, to borrow a sum not exceeding in the whole nine thousand dollars, from such party or parties as may be willing to lend the same, at such rate of interest and on such terms and conditions as may be agreed upon, and to apply the said sum or sums to the payment of the indebtedness due by the said Minister and Trustees, in such manner as they shall deem expedient ; and for securing the repayment of the sum or sums so borrowed, they may hypothecate that certain lot of land known and designated on the official plan and in the Book of Reference for the St. Antoine ward of the said city of Montreal, as lot eleven hundred and forty-eight, on which the said church is erected and the said church and other buildings thereon erected ; and in default of due payment of any sum for securing which the said lot of land, church and buildings shall be hypothecated as aforesaid, the said lot of land, church and buildings may be seized in execution, in satisfaction of

Appropriation.

Hypothec.