

they have of, in, and to the premises upon which the rent may be so redeemed as last aforesaid, to the person or persons so redeeming the same rents, his, and their heirs and assigns, freed and discharged from any rent whatever: provided that the said rents are so redeemed by the payment of a sum, or sums of money in gross, before the making of any such grants or conveyances reserving rent.

III. *Provided always and be it further enacted,* That there shall always be excepted from and out of any deeds or conveyances to be made by the said Governor and Trustees under and by virtue of this Act, the street in the rear of the Town Plat of Fredericton, now called Charlotte Street, and all cross Streets, that are laid down, in the plan of the said Town of Fredericton annexed to the Grant thereof.

IV. *And be it further enacted,* That it shall and may be Lawful to and for the said Governor and Trustees of the College of New-Brunswick, and they are hereby authorized and required either to invest and lay out all such sum and sums of money as shall be paid to them for redemption of rents under and by virtue of this Law, in the purchase of other Land for the use of the said Governor and Trustees, and their Successors for the trust, intents and purposes of the Institution, or to put the same out at interest from time to time upon good and sufficient Landed securities, the annual income and interest arising therefrom, to be expended as aforesaid, to and for the trusts, intents and purposes of the Institution as to the said Governor and Trustees shall seem most expedient.

V. *And be it further enacted,* That all deeds and conveyances of the said Governor and Trustees of the College of New-Brunswick, made under and by virtue of this Act, and according to the true intent and meaning hereof, when duly made and executed, shall be, and the same are hereby declared to be good and effectual in the Law to transfer to, and vest in the several and respective Tenants and Grantees therein named and mentioned, the several and respective premises, estates and interests therein expressed and contained, subject to the rent, charges and conditions therein respectively reserved and mentioned or freed and discharged therefrom (as the case may be) the said Statute or Act of Parliament made in the thirteenth Year of the Reign of Queen Elizabeth or any Statute or Act of Parliament, or of the General Assembly of this Province, or any Law, custom or usage, to contrary notwithstanding, saving nevertheless, the right and title of our Sovereign Lord the King, his Heirs and Successors, and of all other person or persons, bodies politic and corporate, excepting the said Governor and Trustees of the College of New-Brunswick and the said Trustees for an Academy or Free-School at Fredericton.

VI. *And be it further enacted,* That this Act shall be deemed and taken to be a public Act, and shall be judicially taken notice of by all Judges, Justices and others, without being specially pleaded.

VII. *And be it further enacted,* That this Act shall not be in force until His Majesty's Royal approbation be thereunto had and declared.

SCHEDULE A.

LIST of Grants in Fee (subject to Rent Charges) passed before the Grant was made to the Governor and Trustees of the College of New-Brunswick, on the 18th of July 1800, of part of the Lands included in that Grant.

| No. of Lots | Names of original Grantees                  | Names of Grantees, or others claiming under them in possession on 2d August, 1799.   | Quantity granted. |    |    | Annual Rent. |    |    | Situation.                         |
|-------------|---|--|-------------------|----|----|--------------|----|----|------------------------------------|
|             |   |  | Ac.               | R. | P. | £            | S. | D. |                                    |
| 1           | Isaac Hedden,                               | Isaac Hedden.  | 8                 | 2  |    | 4            | 3  |    |                                    |
| 2           | Thomas Henderson,                           | William Bailey,  | 15                |    |    | 7            | 4  |    |                                    |
| 3           | William Bailey,                             |  |                   |    |    |              |    |    |                                    |
| 4           | William Fowler,                             | Caleb Fowler,  | 15                |    |    | 7            | 6  |    |                                    |
| 5           | Thomas Marten,                              | C. Fowler & L. Wilmot,   | 3                 | 2  |    | 1            | 7  |    |                                    |
| 6           | Lemuel Wilmot,                              | Lemuel Wilmot,   | 21                | 2  |    | 10           | 9  |    |                                    |
| 7           | John Lawrence,                              |  |                   |    |    |              |    |    |                                    |
| 8           | Jacob Segee,                                | John Segee,  | 4                 | 2  |    | 2            | 3  |    |                                    |
| 9           | Daniel Lounsbury,                           | Daniel Lounsbury,  | 8                 | 2  |    | 4            | 3  |    |                                    |
| 10          | Joseph Cunliffe,                            | Jesse Hicks,   | 8                 | 2  |    | 4            | 3  |    |                                    |
| 11          | John M'Kay,                                 | John M'Kay,  | 12                |    |    | 7            |    |    |                                    |
| 12          | George Cox,                                 |  | 2                 |    |    | 1            |    |    |                                    |
| 13          | Benjamin Ingraham,                          | Benjamin Ingraham,   | 21                |    |    | 10           | 6  |    |                                    |
| 14          | Peter Clements,                             | Jacob Ellegood,  | 8                 | 2  |    | 4            | 3  |    | Below the Town.                    |
| 15          | Thomas Barker, sen. & Thomas Barker, junar. | Thomas Barker, senr.   | 14                | 2  |    | 7            | 3  |    |                                    |
| 16          | Monson Hayt,                                |  |                   |    |    |              |    |    |                                    |
| 17          | Garret Clopper,                             | Garret Clopper,  | 10                |    |    | 5            |    |    |                                    |
| 18          | Garret Clopper, Peter Doran & 6 others,     | Garret Clopper, and Daniel Bass,   | 15                |    |    | 7            | 6  |    |                                    |
| 19          | Daniel Lyman,                               | Daniel Bass,   | 14                |    |    | 7            |    |    |                                    |
| 20          | Andrew Maxwell,                             | John Saunders,   | 9                 |    |    |              |    |    |                                    |
| 21          | Philip Weade,                               | Henry Smith,   | 3                 |    |    |              |    |    |                                    |
| 22          | Do.   | Henry Smith,   | 1                 | 3  |    | 7            |    |    |                                    |
| 23          | Richard Cooper,                             | Charles Earle,   | 3                 |    |    | 1            | 6  |    |                                    |
| 24          | Charles Earl,                               |  |                   |    |    |              |    |    |                                    |
| 25          | Solomon Whitlock, Joseph Haines & 29 others | James Ackerman, Samuel Buchanan, & sundry others.  | 56                |    |    | 1            | 8  |    |                                    |
| 26          | George Lambert,                             | Charles Earle,   | 6                 |    |    | 3            |    |    |                                    |
| 27          | Philip Weade,                               | Do.  | 3                 | 3  |    | 18           | 1  |    |                                    |
| 28          | George Lambert,                             | Daniel Rivers & others,  | 4                 | 3  |    | 15           | 8  |    |                                    |
| 29          |   | Jacob Ellegood. The quantity included in the new Grant to Jacob Ellegood, dated 6th Dec. 1793, of 26 acres herein after mentioned, |                   |    |    |              |    |    |                                    |
| 30          | Benedict Arnold,                            | James Bell,  | 1                 |    |    | 3            |    |    | Below and next adjoining the Town. |
| 31          | Nehemiah Rogers,                            | Ackerman & Vanderbeck,   | 1                 |    |    |              |    |    |                                    |
| 32          | Cornelius Ackerman, & Abraham Vanderbeck,   |  |                   |    |    |              |    |    |                                    |
| 33          | Gabriel Van Horne,                          | Gabriel Van Horne,   | 2                 | 16 |    |              |    |    |                                    |
| 34          | John M'Leod and Duncan M'Leod,              | Duncan M'Leod & Robert Smith,  | 1                 | 8  |    |              |    |    |                                    |
| 35          | Adam Allan,                                 | Darius Dickenson,  | 1                 | 2  |    | 1            | 7  | 6  |                                    |
| 36          | James Sutter,                               | William Anderson,  | 26                |    |    | 9            | 2  |    |                                    |
| 37          | Jacob Ellegood,                             | Jacob Ellegood,  | 30                |    |    | 10           | 10 |    |                                    |
| 38          | Adam Allan,                                 | Escheated to the Crown,  |                   |    |    |              |    |    |                                    |
| 39          |   |  |                   |    |    |              |    |    |                                    |
| 40          | Isaac Hedden                                | Hon. Thomas Carleton,  | 156               |    |    | 27           | 10 | 7  |                                    |
| 41          |   |  |                   |    |    |              |    |    |                                    |
| 42          | Benjamin Atherton,                          | Ditto.   | 26                |    |    |              |    |    | Above the Town.                    |
| 43          | James Forman,                               | Ditto.   | 17                |    |    | 1            | 5  | 4  |                                    |
| 44          | Winslow, Everitt, and Jenkins,              | Ditto.   | 1                 | 2  |    | 5            |    |    |                                    |
| 45          | Isaac Hedden,                               | Ditto.   | 282               |    |    | 7            | 1  |    |                                    |
| 46          | Samuel Ferris,                              | Samuel Ferris,   | 34                |    |    | 1            | 7  |    |                                    |
| 47          | John Saunders,                              | John Saunders,   | 7                 | 11 |    | 3            | 7  |    |                                    |
| 48          | Ephraim Betts,                              | Ditto.   | 40                |    |    | 2            | 10 |    |                                    |
| 49          | Lewis Dunham,                               | John Saunders & R Smith,   | 40                |    |    | 2            | 10 |    | Rear of the Town.                  |
| 50          | William Bailey,                             | Do.  | 66                |    |    | 1            | 13 |    |                                    |
| 51          | Isaac Hedden,                               | Hon. Thomas Carleton,  | 22                |    |    |              |    |    | Below the Town. Above the Town.    |
|             |   |  | 1021              | 1  | 3  | 277          | 13 | 7  |                                    |

SCHEDULE B.

LIST of Allotments made by order of the Lieutenant-Governor in Council previous to the passing of the Grant to the Governor and Trustees of the College of New-Brunswick on the 18th July 1800, of part of the Lands included in that Grant.

| No. of Lots | Names of Persons to whom Allotments were made. | Quantity allotted |     |    | Annual Rent. |     |    | Names of those in possession on the 18th July 1800 | Situation  |
|-------------|--|-------------------|-----|----|--------------|-----|----|--|--|
|             |  | Ac.               | R.  | P. | £            | S.  | P. |  |  |
| 1           | Stephen Jarvis,                                | 18                | 2   |    | 1            | 8   |    | Stephen Jarvis,                                    |  |
| 2           | George Lambert,                                | 23                |     |    | 4            | 8   |    | Jonathan Odell,                                    |  |
| 3           | Jonathan Odell,                                | 8                 | 2   |    | 2            | 10  |    | John Saundets,                                     |  |
| 4           | William Garden,                                | 40                | 2   |    | 3            | 6   |    | George Sproule,                                    |  |
| 5           | George Sproule,                                | 75                |     |    | 1            | 6   |    | H. W. Hailes,                                      | Rear of the Town and including the fourth range of Town Blocks |
| 6           | Harris Wm. Hailes,                             | 29                |     |    | 1            | 5   |    | James Taylor,                                      |  |
| 7           | James Sise,                                    | 6                 |     |    | 2            | 7   |    | John Saunders,                                     |  |
| 8           | Richard Williams,                              | 34                |     |    | 1            | 6   |    | Charles Earle,                                     |  |
| 9           | Charles Earle,                                 | 32                | 2   |    | 1            | 6   |    | Isaac Hedden,                                      |  |
| 10          | Isaac Hedden,                                  | 32                | 2   |    | 1            | 6   |    | Vanderbeck and Ackerman,                           |  |
| 11          | Abraham Vanderbeck,                            | 29                |     |    | 1            | 9   |    | John Saunders,                                     |  |
| 12          | Cornelius Ackerman,                            | 23                | 2   |    | 1            | 9   |    | John Cox,  |  |
| 13          | Ephraim Betts,                                 | 23                | 2   |    | 1            | 9   |    | James Fraser,                                      |  |
| 14          | Calvin Turner,                                 | 23                | 2   |    | 1            | 9   |    | John M. Wilmot,                                    | Above the Town.  |
| 15          | Christopher Hanson,                            | 24                |     |    | 1            | 2   |    | Ezekiel Siont,                                     |  |
| 16          | John Cox,                                      | 24                |     |    | 1            | 2   |    | Charles Earle, Peter Fraser and R. Smith,          |  |
| 17          | Robert Ogden,                                  | 6                 |     |    | 3            |     |    | John Saunders,                                     |  |
| 18          | Thomas Farrington,                             | 9                 |     |    | 4            |     |    | Daniel Bass,                                       |  |
| 19          | Charles Earle,                                 | 24                |     |    | 1            | 5   |    | Garret Clopper,                                    |  |
| 20          | Philip Weade,                                  | 14                |     |    | 1            | 5   |    | Thomas Barker,                                     |  |
| 21          | Eleazer Melvin,                                | 16                |     |    | 1            | 5   |    | John S. Ellegood,                                  | Below the Town.  |
| 22          | Garret Clopper,                                | 50                |     |    | 6            | 18  |    | Benjamin Ingraham,                                 |  |
| 23          | Thomas Barker,                                 | 30                |     |    | 6            | 18  |    | Dennis Coombes,                                    |  |
| 24          | Lawrence Willsey,                              | 26                |     |    | 6            | 18  |    | Philip Shea,                                       |  |
| 25          | Benjamin Ingraham,                             | 77                |     |    | 1            | 5   |    | Daniel Lounsbury,                                  |  |
| 26          | John Segee,                                    | 64                |     |    | 1            | 5   |    | L. Wilmot,   |  |
| 27          | Philip Shea,                                   | 11                |     |    | 4            |     |    | John Segee,  |  |
| 28          | Daniel Lounsbury,                              | 76                |     |    | 6            | 17  |    | Caleb Fowler.                                      |  |
| 29          | Lemuel Wilmot,                                 | 50                |     |    |              |     |    |  |  |
| 30          | John Segee,                                    | 8                 |     |    |              |     |    |  |  |
| 31          | William Fowler,                                | 35                |     |    |              |     |    |  |  |
|             |  |                   | 979 |    |              | 233 | 3  | 6  |  |

A BILL Supplementary to an Act, intituled, An Act to confirm and perfect and to carry into effect an agreement made between the Governor and Trustees of the College of New-Brunswick, and certain Tenants of the said Governor and Trustees.

WHEREAS by an Act made and passed on the 22d day of March in the year of our Lord one thousand eight hundred and twenty, intituled, "an Act to confirm and perfect, and to carry into effect an agreement made between the Governor and Trustees of the College of New-Brunswick and certain Tenants of the said Governor and Trustees," it is among other things provided and enacted, that it shall and may be lawful for the said Governor and Trustees of the College of New-Brunswick, to grant, convey and confirm in perpetuity, subject to certain rents therein specified, to certain persons therein named, their heirs and assigns, certain parts and parcels of Land contained in a Grant from the Crown, to the said Governor and Trustees, bearing date the 18th day of July, in the year of our Lord one thousand eight hundred, which had been granted by the Crown prior to the passing of the same Grant to the said Governor and Trustees, to those persons; and also to grant, convey and confirm to certain other persons, their heirs and assigns in perpetuity, subject to certain increased rents, as in the same Act is also specified, certain other parts and parcels of the Lands contained in the said Grant to the said Governor and Trustees, which had been allotted to those persons prior to the passing of the same Grant, And whereas no provision is made by the same Act for adjusting and settling the rights and interests of the Heirs and Assigns of the said several and respective persons so entitled in cases of any conflicting claims to any of the said Lands which the said Governor and Trustees are so authorized and empowered to grant, convey, and confirm as aforesaid, subject to certain rents as aforesaid, the want of which provision may lead to injustice towards some of the claimants, and undue partiality towards others: For remedy whereof,

I. *Be it enacted by the Lieutenant-Governor, Council and Assembly,* That before any of the said Lands shall be granted, conveyed and confirmed to any person or persons claiming the same, either as the heirs or assigns of any of the persons to whom the

same were originally granted and conveyed by the said Governor and Trustees after the passing of the said Royal Grant to them in the year one thousand eight hundred, or otherwise notice shall be given and published in the Royal Gazette of this Province, and continued for three months by or by the authority of the said Governor and Trustees requiring the several and respective claimants of the same Lands, to deliver to the said Governor and Trustees, by a certain day to be in the same notice prefixed, their several and respective claims to the parts and parcels of the same Lands so claimed by them, specifying therein the several quantities so claimed, and the means by which they derive title thereto: And if it shall appear in any case there be two or more opposite claimants for the same piece or parcel of Land, the said Governor and Trustees shall forbear to execute any grant or conveyance of such Land mentioned in such conflicting claims, until the right thereto shall be settled and adjudged by the Court of Chancery of this Province, which said Court is hereby authorized upon the Petition of either party, to summon the other or others, and to examine into the claims of the said parties and to determine and decide the same in a summary way, making such order as orders in each case, as the same may require.

II. *And be it further enacted,* That in order to give full opportunity to all persons who may have claims to any of the said Lands, to exhibit and prosecute the same if necessary, before the said Court of Chancery, no Grant or conveyance of confirmation of other Grant or Deed which by the said part recited Act, the said Governor and Trustees, are empowered to make and give, shall be executed by them the said Governor and Trustees until after the expiration of one month from the day prefixed in and by such notice for preferring the said claims, and any Grant or conveyance which may be made by the said Governor and Trustees during the pendency of any such litigated or conflicting claims, or contrary to the decision and direction of the said Court of Chancery, shall be and be deemed and taken to be absolutely void and of no effect in Law or equity.

III. *And be it further enacted,* That this Act shall not be in force until His Majesty's Royal approbation shall be thereunto had and declared.

Confirmed, finally enacted and ratified by an order of His Majesty in Council, dated 10th March 1824.