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Province of Canada

L. H. La Malina
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Great

Victoria by the Grace of God of the United Kingdom of Great
Britain and Ireland Queen Defender of the Faith

To all to whom these presents shall come or whom the same may concern
Greeting

Enrolled in the Office
of Enrollments, at
Montreal on Saturday
the twenty first day
of October 1848-

8. sold.
Seal.

Whereas it has been represented unto Us that the present
site of the Protestant Episcopal Church in the Town of Aubigny in the Parish of
Saint Joseph de la Pointe Levi, is ineligible and inconvenient and that it hath been
proposed by the Missionary and Churchwardens of the said Church and Congregation to
surrender unto Us the lot or lots of ground whereon is erected the said Church, with
all the Land to the said Church belonging or appertaining and that in lieu thereof We
should be graciously pleased to grant unto the said Protestant Episcopal Congregation
for the purposes of Public Worship in the said Parish of Saint Joseph de la Pointe
Levi, certain other lots, tracts, or parcels of ground in the said Town of Aubigny ^{view} in
the said lot or lots of ground to the present and subsisting Church belonging as aforesaid
the surrender of which said last mentioned lot or lots of ground, unto Us, Our Heirs
and Successors shall be in due form of Law executed within three months from the date
hereof and possession given so soon as a new Protestant Episcopal Church shall have
been built and erected on the said lot or lots of ground hereby granted

And whereas it has been deemed advisable by Our Governor General of Our
Province of Canada, by and with the advice and consent of Our Executive Council of
Our said Province, that We should grant certain lots tracts or parcels of ground
situated in the said Town of Aubigny, in the said Parish of Saint Joseph de la Pointe
Levi and Seignory of Longue in Our District of Quebec hereinafter described to the
Reverend John Torrance, Missionary in charge of the Protestant Episcopal Congregation
in the Parish of Saint Joseph de la Pointe Levi aforesaid and George Chapman and Joseph
Sample Esquires Church wardens, in the name and on the behalf of the said Protestant
Episcopal

Recorded in the Registrar's
Office of the Records at
Montreal the Eighth day of
December 1848, in the 11th
Register of Letters Patent
of Land Letter L-1010/183.

Registrar

Episcopal Congregation in the said Parish of Saint Joseph de la Pointe Levi
and to their Successors, the Missionary, Rector or Curate and Churchwardens
of the said Protestant Episcopal Congregation, in lieu of the Present site of the
Protestant Episcopal Church at the said place as aforesaid, in trust to be by
them and their Successors as aforesaid appropriated and applied to the purposes
of erecting a Church thereon and performing and maintaining therein Divine Worship
according to the Doctrine and discipline of the established Church of England and
also to serve as a Protestant burying ground together with all and every the
appurtenances of such Church and burying ground.

Now know Ye that We of Our especial grace certain knowledge and mere motion have given,
granted and confirmed and by these presents do give grant and confirm unto the said Reverend
John Torrance Missionary as aforesaid and to the said George Chapman and Joseph Sample
Churchwardens as aforesaid and to his and their Successors, in the name and on the behalf of the
said Protestant Episcopal Congregation in the said Parish of Saint Joseph de la Pointe Levi all
those certain lots, tracts or parcels of ground situated in the said Town of Aubigny in the said
Parish of Saint Joseph de la Pointe Levi being four lots, linear distinguished and described as follows
that is to say "The said four lots, being numbers One, two, three and four on the south east side
of Wolfe Street being collectively bounded and abutted as follows, to wit; on the north west by
Wolfe Street, on the south west by Henry Street, on the south east by the rear line of the said
lots and on the north east by the lot number five. Beginning at the intersection of Wolfe and
Henry Streets, on the south east side of Wolfe Street as at the point A on the annexed plan,
thence along the said Wolfe Street, astronomically north twenty one degrees East two hundred and
forty feet, French forming the front of the said four lots, to a stone boundary as at the Point B;
thence south sixty nine degrees East, one hundred and fifty feet, French, to a stone boundary as at the
point C; and thence along the rear of the said lots, south twenty one degrees west or parallel
to the said Wolfe Street, three hundred and five feet, French, to a stone boundary planted at the
intersection of Henry Street as at the Point D; thence northwesterly along the north easterly
line of the said Henry Street to the place of beginning; the said four lots containing in the aggregate
forty thousand eight hundred and seventy five feet, French, in superficies, equal to forty six thousand
four hundred and twenty seven superficial English feet, more or less."

To have and to hold the said lots, tracts or parcels of ground hereinbefore described unto and to
the use of the said Reverend John Torrance Missionary as aforesaid and the said George Chapman
and Joseph Sample Churchwardens as aforesaid and his and their Successors, the Missionary, Rector
or Curate and Churchwardens as aforesaid in mortmain for ever upon the trusts nevertheless, and
to and for the interests and purposes hereinafter expressed and declared of and concerning the same
that is to say upon trust that they the said Reverend John Torrance George Chapman and Joseph
Sample

Sample ^{Missionary and} Churchwardens aforesaid and his and their Successors the Missionary Rectors or Curates and Churchwardens of the said Protestant Episcopal Congregation do and shall appropriate and apply the said lots, tracts or parcels of ground and premises hereby granted to and for the purpose of keeping up and maintaining thereon a Protestant Church for the performance of Divine Worship according to the Doctrine and discipline of the Established Church of England with its appurtenances and dependencies and to serve as a Protestant burying ground as aforesaid and for no other purpose or use whatsoever.

Provided always and We do hereby expressly reserve to Us Our Heirs and Successors all mines of gold and silver which now are or shall be found upon the aforesaid lots, tracts or parcels of ground hereby granted or any part thereof, so that the said mines and each of them shall belong to Us, Our Heirs and Successors in as full and ample manner as if this grant had never been made. And We do hereby expressly reserve to Us Our Heirs and Successors, full power, right and authority, to make and use all such roads, ways and passages over the said lots, tracts or parcels of ground hereby granted or any part thereof and also to take stop, over and use all such rivers, streams, ponds and bodies of water as shall by us or them be judged necessary or convenient for the working or improving of the said mines or any of them. And further provided if any mine or mines of gold or silver be found on the said lots, tracts or parcels of ground hereby granted, the said Reverend John Torrance Missionary aforesaid and George Chapman and Joseph Sample Churchwardens aforesaid and his and their Successor or Successors the Missionary Rector or Curate and Churchwardens of the said Protestant Episcopal Congregation in the said Parish of Saint Joseph de la Pointe Levi, possessing such lots, tracts or parcels of ground aforesaid, shall within the space of six months after the discovery of such mine or mines give notice of the discovery thereof to Our Governor Lieutenant Governor or person administering the Government of Our said Province for the time being and if they shall make default therein the present grant of the said lots, tracts or parcels of ground at the end of the said six months next ensuing after such discovery, shall become void, and the said lots, tracts or parcels of ground hereby granted shall revert and escheat to Us, Our Heirs and Successors in the same manner as if the present grant had never been made; And We do hereby also expressly reserve to Us, Our Heirs and Successors full power, right and authority to erect and build any Forts or Fortresses or to make any other works of Military defence on any part of the said lots, tracts or parcels of ground hereby granted, that may by Us Our Heirs and Successors be deemed necessary for the peace and safety of Our said Province, whenever We or they shall signify it to be Our or their pleasure so to do by an order given by Us or them or Our or their Privy Council in Great Britain or whenever it shall be judged advisable or expedient so to do by Our Governor Lieutenant Governor or person administering the Government of Our said Province by and with the advice and

consent of Our Executive Council of Our said Province; And We do hereby enact
and appoint that within six months from the date of these presents, a Copy of
this Our grant shall be registered in Our Registrar's Office in Our City of
Montreal in Our said Province of Canada and that in default thereof the said
lots, tracts, or parcels of ground hereby granted, shall revert and escheat to Us
Our Heirs and successors, and become the absolute property of Us or them, in the
same manner as if the present grant had never been made any thing herein contained
to the contrary in any wise notwithstanding.

In Testimony Whereof We have caused these Our Letters to be
made Patent and the Great Seal of Our said Province of Canada
to be hereunto affixed. Witness Our Right Trusty and Right Well
beloved Cousin James Earl of Elgin and Kincardine Knight of the Most
Ancient and Most Noble Order of the Thistle Governor General
of British North America and Captain General and Governor in Chief
in and over Our Provinces of Canada, Nova Scotia, New Brunswick
and the Island of Prince Edward and Vice Admiral of the same
te — te — te. At Montreal in Our said Province this
Nineteenth day of October in the year of Our Lord one thousand
Eight hundred and forty eight and in the Twelfth year of Our Reign.

By Command —

J. Salis
Secy.

Episcopal Church
For Town of
Berkeley

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