

11th mo To postage on a Letter from one of the committee concerning the property case [illegible] 9

13 10 4

5th [mo] To postage on a Letter from one of the property committee [illegible] the case 9

1832 Cash Received

Quota for yearly meeting [Stock]

[To x]

	[illegible]						
From Yonge Street	4	0	8	[illegible]			[illegible]
Do [illegible]	4	0	8	8	0	16	[illegible]
[illegible]	[illegible]						
[illegible] people							
From Yonge Street	12	0	0				7 14 41/2
[Illegible] Letter	[illegible]			[30	8	9]	
Do [illegible] Norwich	1	7	5				16 0
							£10 11 2

Recd Pelham to yearly meeting [Stock]

Tor Boarding school

from Yonge Street 2.9 5 16 0

Do from Norwich 2 s [ill] 3 2 0

[illegible] Pelham and to yearly meeting

[Stock] 6 0

added for [illegible]

people from [illegible] 38.5

5th month 1832

forwarded [illegible] Quota of yearly mtg [Stock] 12 0 0

and the other sums above Making

in all 49 Dollars 94 Cents

11th mo To postage on a Letter from England concerning Banks sent 2/8 by [illegible]

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Dt the Half years meeting [Halifax Coy]

1832

[3 mo] To postage on a letter to Samuel Parsons on property business 11

[4 mo 4] To postage on a letter from S Parsons 11

6 mo To postage on a letter from [illegible] 9

[11] of the Committee on the property [illegible]			
[11] To postage on a letter [illegible] said Committee			9
[11] To postage on a letter from England			
[11] concerning Books sent		2	8

1833

8 mo To freight cartage & storage on Books received from England	3	3	5
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Carried to Book B

1832 Balance brought forward	26	2	10
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[11]

from Yonge Street	1	14	0
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from Norwich	1	2	0
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from Pelham		5	0
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[11] from Norwich monthly meeting on the property concern	4	16	0
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9 mo Do	1	3	4
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Do 1 sovereign

[11] from Do toward Pickering meeting house	2	10	0
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Carried to Book B

[18b]

[Money] [cut off]

Thomas Linvills Will

£ s d

1847 9 month 17 th paid to Eliane [illegible] [Gorham] two pounds nineteen s ten pence	2	19	10
1849 [9 th] mo 9 th Received of Amos Tool when dew six pound five shillings	6	5	0
1852 [3] mo 3 A Receipt of Elizah Heacock	20	0	0
1854 11 mo 28 A Receipt of Martha Hand Joel Hollinshead	20	0	0
1854 12 mo paid ten shillings for riting a release for the [illegible] [lageteers]			
1855 first mo 6 th Thomas [Gosford] brought an [acoumpt aganst the Estate to balance his note of 18 & [illegible] 7 ½	18	0	7 ½

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£ s d

8 th	17 th	to two pound one shilling for time and Expences for attending to Thomas Linvill's Will	2	1	0
9 th mo	13 th	to one pound ten shillings for prasens and Clark and [Excens] Changes	1	10	0
23 rd	23 rd	[illegible] five pound in Cash	5	0	0
9	29 th	To three pound five Shillings paid to [Chuct] and Blake	3	5	0
9	29	to two pound five Shillings for time and Expences	2	5	0
10 mo	9 th	by Cash four pound ten shillings	4	10	0
10 mo	11 th	to seven an sixpence for Memoarel to the will and a half to [illegible]	0	7	6
11 ml	19 th	to fifteen shillings for going to tronto to take the probate to		15	0
	20	to ten shillings for [Regerston] the Memoarel	0	10	0

1842					
1 st mo	5 th	to ten shillings for going and taking the Probate to the Bank	0	10	
10 th mo	24 th	by one pound ten shillings in Cash	1	10	-
			10	0	0
10 th month					
	28 th	paid to Samuel E Phillip ten shillings	0	10	
[1844]					
9	1	Paid for printing advertisement		7	6
	4	for [praising] and attending to the affairs		15	0
			[ill]	[10]	[3]

Pay [cheque]

[Mr.] Eleazar Lewis [Jr]
Newmarket

[18f]

Thomas Linvill
accounts

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[18b]

1841

[illegible]

8 mo	17 th	to two pound one shilling for time and Expences	2	1	1
9 mo	23 th	by Cash five pound. Carried back to page No. 1	5	0	0
		[illegible] to ten sillings for inventory [Bo]	0	10	0
		[5 1]			
	29 th	to [two] pound paid to [Chuct] and Blake	3	5	0
	29	to two pound four and Eight pence	2	4	8
		Elijah [Heacock] 7 day of 11 month 1837			
		Martha Hollingshead 29 of 8 month 1833			
		Edward Heacock 7 of 10 month 1836			
		[Jared] Heacock 24 of 6 month 1838			

Thomas Linvill
accounts

[Stamp]: NEWMARKET
5 P 17
1866

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[18b]

1847

8	24	Paid for coffin for Martha Linvill	1	11	0
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		for digging grave for Martha Linvill		6	3
9	11	Paid the Auctioneer	1	5	0
		for clarking and my time		12	6
9	11	by cash	1	3	10
9	11 th	Thomas [illegible] to 14 ½ yards of Cloth [illegible]	4	10	7 ½
1848					
2 mo	22 nd	paid to JD Phillips	1	13	0
1849		joint stock Bank			
10 mo	23 rd	stag fare and other Exspences for attending to the farmers	0	17	6
10 mo	23	I obtained at the sam tim ninteen pound 2s 6	19	2	6
1849 [illegible]					
month	6 th	A Recept of Levi and Mary Heacock	22	0	0
1850					
third mo	6 th	A Recept of Mary and Thomas Webb	20	0	0
1850					
third mo	6 th	A Recept of Albert Webb	20	0	0
1850					
third mo	6 th	A Recept of Thomas Linvill Webb	20	0	0
[1849]					
third mo	13 th	A Recept of Eli [James] for seventeen shillings and 7 [illegible]	0	17	7
[1848]					
fifth mo	11 th	paid to Joseph Gibson fifteen Shillings and sixpence		15	6
			29	9	8

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[18c]

Not having seen any of the Deeds mentiond in the accompanying abstract from the Registry, I can only to take it for granted that what appears in the Memorials is all that is said in the several deeds, respecting the trusts & without seeing the deeds, I can not speak with certainty

Supposing that nothing more is said in the deeds respecting the trusts than is contained in the Memorials – then I think that with regard to No. 1 - the Statute passed last [illegible] for enabling religious societies to hold lands, has no effect upon the title to this land - It is conveyed to trustees in fee simple, without any provision for a discension of trustees except by the natural descent to the hier of the survivor.

[All] the present trustees are devized as joint tenants, & each has an equal interest – the last trustee will hold the estate and it will descend to his hier - unless the [illegible] trustees should join, (which they ought to do) in making

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[18c]

[Note: This page appears to be a duplicate of the previous one.]

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[18c]

a conveyance to trustees, with a provision for appointing Successors by the Society – such a conveyance would be effectual under the new Statute.

As to No. 2

I think if any of the trustees has seceded from this Society, they should appoint others in their room – an equal number – I would recommend it to be done in writing, and after the regular manner of transacting business by the Society at their monthly meeting observing all the usual form.

No. 4 stands on precisely the same footing.

No 3 and No. 5 are not on so favourable a footing the future appointment of trustees

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[18c]

not being so clearly provided for – I think however that by implication it will be understood that the Successors are to be appointed as the first trustees were which I suppose was at the Monthly meeting, & I would recommend the same course to be pursued.

As to No. 6 – I would advise the appointment of trustees to fill the vacancies of those who had seceded from the Society as in the other cases.

[A.B. Robinson]

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[18c]

Opinion of the Attorney General Respecting the Titles for the lands and premises within the Compass of Yonge Street Monthly Meeting

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[18d]

There are many difficulties which present themselves in the way of establishing the right of the Society of Quakers to their property from the want of a Court of Chancery, by whom the trustee [cant] be controlled or compelled to act – At present however it appears important to establish the rights of the present [illegible] to the name of the Society of Quakers, ~~to the name of the Society~~ which is equally claimed by the Seceder, and which of course to a very great extent will settle the whole question – With a view to this point only – I am of opinion that it would be adviseable to institute an action to try the right to the premises described as No. 2 – or No. 4 – these being on a precisely similar footing – In recommending this course, I wish to be distinctly understood as assuming that an appointment of a similar number of trustees to those who have joined the Seceders, has taken place according according to the regular mode of proceeding of the Society and proper vouchers of such appointment kept, as also that those trustees who seceded have in like manner been discharged from their trust and declared to be no longer members of the society – The evidence which will be required to sustain such action must of course be matter of future consideration when the Society have made up their mind whether they will commence an action or not.

Opinion for Society of friends by [Wm Draper]

An act for the relief of religious Societies therein named
[Passed March 25th 1828]

Whereas religious societies of various denominations of Christians find difficulty in securing the title of land requisite for the site of a Church, meeting houses, or Chapel, or burying ground, for want of a corporate capacity to take and hold the same in perpetual succession; ~~and hold the same in perpetual succession;~~ be it therefore enacted by the King's most excellent Majesty, by and with the advice and consent of the legislative council and assembly of the Province of Upper Canada, constituted and assembled by virtue of and under the authority of an act passed in the Parliament of Great Britain, entitled "An act to repeal certain parts of an act passed in the fourteenth year of his Majesty's reign, entitled An act for making more effectual provision for the government of the province of Quebec, in North America, and to make further provision for the government of the said province [illegible] and by the authority of the same, That whenever any religious congregation or society of Presbyterians, Lutherans, Calvinists, Methodists, Congregationalists, Independents, Anabaptists, Quakers, Menonists, Tunkers, or Moravians, shall have occasion to take a Conveyance of land for any of the uses aforesaid, it shall and may be lawful for them to appoint Trustees, to whom and their successors to be appointed in such manner as shall be specified in the deed, the land requisite for all or any of the purposes aforesaid may be conveyed; and such Trustees, and their successors in perpetual succession, by the name expressed in such deed, shall be capable of taking, holding, and possessing such land, and of commencing and maintaining any action or actions in law or equity for the protection thereof, and of their right thereto.

2nd And be it further enacted by the authority aforesaid, That there shall not be held in trust for for the purposes aforesaid more than five acres of Land for any one congregation.

3d And be it further enacted by the authority aforesaid, that such Trustees shall within twelve months after the execution of such deed, cause the same to be registered in the office of the register in the county in which the land lies.

4th And be it further enacted by the authority aforesaid, that all conveyances made before the passing of this act, for all or any of the purposes aforesaid, shall be good and valid in law, in like manner as if the same had been made after the passing of this act, and subject to the provisions of this act; provided such conveyance shall have been already registered, or shall be hereafter registered as aforesaid, within twelve months after the passing of this act.

Act of Parliament concerning Titles for Land for the use of Religious Societies