



ST. CHRISTOPHER AND NEVIS

CHAPTER 10.05

EXCHANGE OF GLEBE LANDS (SAINT CHRISTOPHER) ACT

Revised Edition

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CHAPTER 10.05

EXCHANGE OF GLEBE LANDS (SAINT CHRISTOPHER) ACT

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CHAPTER 10.05**EXCHANGE OF GLEBE LANDS (SAINT CHRISTOPHER) ACT**

AN ACT TO PROVIDE FOR THE EXCHANGE OF GLEBE LANDS IN THE ISLAND OF SAINT CHRISTOPHER.

Short title.

1. This Act may be cited as the Exchange of Glebe Lands (Saint Christopher) Act.

The glebe lands of the parish of St. Mary, Cayon, settled upon Daniel Mathew, and his heirs for ever.

2. All that piece or parcel of land, situate, lying and being in the said parish of Saint Mary, Cayon, containing by estimation five acres (be the same more or less), abutting and bounding to the east with the common road, to the north, south, and west with lands of the said Daniel Mathew, being the glebe lands of the said parish of Saint Mary, Cayon, and on some part whereof the parsonage house formerly stood, shall from henceforth be, and the same is hereby vested, and settled in and upon the said Daniel Mathew, his heirs and assigns to the only proper use and behoof of the said Daniel Mathew, his heirs and assigns for ever, freed and absolutely discharged from all incumbrances whatsoever.

Lands of Daniel Mathew situate in St. Mary, Cayon, settled upon the Church-Wardens of the parish, in trust for the then Minister and his successors.

3. All that piece or parcel of land, of him the said Daniel Mathew, situate, lying, and being in the said parish of Saint Mary, Cayon, containing by estimation three acres (be the same more or less), abutting and bounded to the east with the lands of Daniel Mathew, Esquire, to the west with Cayon river, to the north with the upper high road leading round the Island, and the lands of Daniel Mathew, Esquire, and to the south with the lands of Daniel Mathew, Esquire, or howsoever the same is abutted and bounded, and which said piece or parcel of land was late in the tenure or occupation of William Davis, deceased, and now of the said Daniel Mathew, shall from henceforth be, and the same is hereby vested and settled in and upon the said Zacharias Bull and John Julius, and their heirs and successors, Church-Wardens of the said Parish of Saint Mary, Cayon, for the time being, absolutely for ever, freed and discharged of and from all incumbrances whatsoever, upon trust nevertheless, and to and for the uses hereinafter mentioned (that is to say), to the use of the said Benjamin William Hutchinson, and his assigns, for and during so long a time as he the said Benjamin William Hutchinson shall continue to be the Minister or Incumbent of the said parish of St. Mary, Cayon, and from and immediately after the said Benjamin William Hutchinson, shall, by death or otherwise, so cease to be the Minister or Incumbent of the said parish, to the use of each and every succeeding Minister or Incumbent of the said parish, and their several and respective assigns, during the term of their several respective incumbency as aforesaid:

Provided that the water-course, or stream of water, now running through the last mentioned piece or parcel of land, shall be and is hereby reserved for the use of the said Daniel Mathew, his heirs and assigns for ever; and that he and they, or his or their agents or workmen, shall and may, at all times hereafter, have free ingress, egress, and regress through and out of the said piece or parcel of land, for the reparation or cleansing of the said water-course, as he or they shall see occasion:

Provided also that the incumbent of the said parish for the time being, shall and may have the benefit of the said stream of water for the use of himself and family, such incumbent not diverting or causing the same to be diverted in any manner whatever.

Daniel Mathew, and his heirs for ever to pay yearly to the Church-Wardens \$153.60 to the use of the minister for the time being.

4. Whereas the lands so given in exchange by the said Daniel Mathew, for the aforesaid glebe lands, are computed to fall short of the quantity of the said glebe lands by two acres, or thereabouts, and it is but just and reasonable that a proper equivalent should be given and allowed by the said Daniel Mathew, to the Minister of the said parish for the time being, in respect thereof; the said Daniel Mathew, his heirs, executors, administrators, or assigns, shall once in every year hereafter, for ever, pay into the hands of the Church-Wardens of the said parish of St. Mary, Cayon, for the time being, the full and entire rent-charge or sum of one hundred and fifty-three dollars and sixty cents, which said yearly sum of one hundred and fifty-three dollars and sixty cents shall be, by the Church-Wardens for the time being, paid to, and to the use of the Minister and Incumbent of the said parish for the time being, and that the receipt of the said Church-Wardens shall be, and the same is hereby declared to be, a full discharge and acquittance to the said Daniel Mathew, his heirs, executors, administrators, and assigns, for the same, the first payment of the said rent-charge to begin and be made at the end of twelve calendar months next after the date of this Act.

Recovery of rent-charge.

5. (1) If the said yearly rent-charge, or sum of one hundred and fifty-three dollars and sixty cents, shall be behind, unpaid, or in arrear, by the space of ten days next over or after any of the days whereon the same ought to be paid as aforesaid, then it shall and may be lawful to and for the Church-Wardens of the said parish of St. Mary, Cayon, for the time being, to enter into, and upon all, and every lands, tenements, and hereditaments now of the said Daniel Mathew, situate in the said parish of St. Mary, Cayon, into whose hands or possessions the same shall hereafter come, or any part thereof and thereto distrain, and the distress or distresses then and there found, to load, drive, carry away, and impound, and the same in pound to detain and keep, or otherwise to dispose of the same as the law shall allow, until the said rent-charge, or sum of one hundred and fifty-three dollars and sixty cents, and all arrears thereof, and all costs and damages to be sustained by the reason of the non-payment thereof, shall be fully paid and satisfied.

(2) Also, that in case the rent-charge, or yearly sum of one hundred and fifty-three dollars and sixty cents, shall be behind or unpaid, by the space of twenty days next over or after the day whereon the same ought to be paid as aforesaid (although no demand be actually made thereof), that then, and in that case, it shall and may be lawful to and for the Church-Wardens of the said parish, for the time being, into and upon the before-mentioned lands, tenements, hereditaments, and premises, or any part or parts thereof, to enter and to have, hold, possess, and enjoy the same, and to take and receive the rents, issues, produce, and profits thereof, to the use aforesaid, until the rent-charge, or sum of one hundred and fifty-three dollars and sixty cents, and all arrears thereof, and all costs, expenses, and damages sustained by the non-payment thereof, shall, by public sale of such produce, or otherwise, be fully paid and satisfied.

Minister or his executors in case of promotion or death to receive a proportional part of the yearly sum.

6. When the present or any future Minister of the said parish, shall, by promotion or death, cease to be such Minister, then the Minister, or his executors or administrators, as the case shall be, shall be entitled to have and receive a proportionable part of the yearly sum of one hundred and fifty-three dollars and sixty cents, up to the time when he shall have so ceased to be Minister of the said parish as aforesaid
