

The Presbyterian Witness,

AND EVANGELICAL ADVOCATE.

THE BIBLE IS OUR GREAT CHURCH DIRECTORY, AND STATUTE BOOK....Dr. Chalmers.

VOL. VIII.

HALIFAX, N. S., SATURDAY, AUGUST 18, 1855.

NO. 33.

The Christian.

The Christian, like sweet summer's sun,
Advancing in the path of duty,
Still shining with the brighter beauty,
Till, reaching his meridian blaze,
He all his light and heat displays.

In grief or joy, in storm or calm,
A cheering hope inspires his bosom,
And he, like to the beauteous palm,
On Judah's verdant hills shall blossom;
His bough shall wave with holy fruit,
While firm and sure he strikes the root.

With child-like faith and fearless soul,
While others sink oppress with sadness,
He presses onward to the goal—
His final home—the world of gladness;
And steadfast looks into the prize—
A glorious crown above the skies.

Though vexing cares and clouds of gloom,
With threatening aspects round him gather,
And racking pain his strength consume,
He firmly trusts his heavenly Father
Will still direct, sustain, defend,
And prove a comfort and friend.

The Christian, in that trying hour,
When every earthly prop is falling,
When round his head death's shadows lower,
And human love is unavailing,
Finds pure religion can impart
Sweet solace to his sinking heart.

Deed of St. James' Church, Dartmouth.

[COPY.]

To all to whom these presents shall come—
We whose hands and seals are respectively
set to this Deed being all inhabitants in
or near to Dartmouth in the County of Halifax
and Province of Nova Scotia, send greeting.

Whereas in and by an Act of the General
Assembly of Nova Scotia passed in the Year
of Our Lord One thousand eight hundred and
twenty eight, and entitled, "An Act concerning
Religious Congregations and Societies,"
The several powers and privileges in that Act
contained are conferred upon all Congrega-
tions and Societies of Christians throughout
the Province who shall think proper to avail
themselves thereof. And whereas we the se-
veral parties hereto are desirous under the
authority of the said Act to form ourselves into
a Society or Congregation pursuant to the
terms and provisions of the same. Now know
ye, that we the several and respective persons
executing these presents as well for the
advancement of religion and piety among our-
selves and our families and the community
wherein we reside as for the more convenient
tenure, management, and disposition of our
lands, monies, estate, and property to us
for religious purposes now or from time to time
belonging, and for the conduct of all the civil
affairs of our Congregation, do pursuant to the
said statute by this Deed or writing under our
respective hands and seals duly executed and
signed by each of us in presence of two wit-
nesses, associate and connect ourselves and
each and every of us together, and declare
and constitute ourselves severally and respec-
tively members of a Society and Congregation
of Christians—for the public worship of Al-
mighty God and other religious services and
purposes therewith connected in and at the
town of Dartmouth aforesaid. And we do
hereby declare and agree that this our Society
and Congregation is and shall be settled
and established in Dartmouth aforesaid and
its immediate vicinity, and that we do adopt
as the proper name and designation of our
Congregation, and declare that the same
shall henceforth be known and designated as
the congregation of the Church of St. James
in Dartmouth. And that we and every of us
in our said Church, Society, or Congregation,
do recognize, adopt, and stand connected
with, and do principally observe, the doc-
trines, rules, ceremonies, belief, and religious
observances of the Church connexion on
persuasion of Christians known and denomi-
nated the Kirk or Church established in that
part of Great Britain called Scotland. And
we do also hereby nominate, constitute, and
appoint, John Farquharson, the Elder, Far-
mer, Andrew Shiels, Blacksmith, Alexander
McNab, Farmer, and John Farquharson, the
Younger, all of Dartmouth aforesaid, who are
also parties to these presents, and their se-
veral and respective successors in office, to be
so long as they respectively continue mem-
bers of this Society, and until their respective
deaths, resignations of office, or removals
from the Province, the Trustees of and for
the use and benefit of the Society or Congre-
gation hereby established. And we do fur-
ther consent, agree, and declare, that the
name of the Elder, Andrew Shiels, Alexander
McNab, Farmer, and John Farquharson, the
Younger, as Trustees aforesaid, their successors
in office, whomsoever shall henceforth be
and adopt in all deeds, contracts, and writings,
and in all affairs and business whatsoever
relating to or concerning our said Society or
Congregation and in all places, and the title
by which they are to be known shall be the
Trustees of the Congregation of the Church of St. James
in Dartmouth, and by this name the said Trust-
ees and their successors in office shall in our
behalf sue and be sued, impleaded, be im-
pleaded, grant, convey, contract, and man-
age, and conduct in all courts with all
persons and on all occasions whatsoever: And
that all lands, tenements, real estate
and property belonging to or held in
trust for our said Congregation may as by the
said Act is provided be transferred to and be-
come absolutely vested in the said Trustees
for the use and benefit of our said Congre-
gation, and to be disposed of according as may
be consented to and agreed upon, we do hereby
severally and respectively set forth, testify,
and declare the particular description and
situation of the lands, tenements, and property
conveyed to or held by any persons in trust
or now enjoyed by our said Society or

Congregation, either for the site of our Church,
Chapel, or place of meeting for public worship,
or for a place of Internment, or for the House,
Manor, residence of our Pastor, Minister, or
Clergyman, or for or as a glebe, or for the support
and maintenance of the said Congregation
and the Ministers, Officers, and members
thereof, or in support of other lawful objects
connected with such our religious establish-
ment in manner following, that is to say, all
that message and lot of land described as
lot number four in division letter II in the
town plot of Dartmouth commencing on King's
Street at the north-west corner of lot number
one in the said division conveyed to Josiah
Ash, and running thence northwardly on
King's Street aforesaid one hundred and twenty
feet to North Street, thence eastwardly on
North Street one hundred and sixteen feet,
or to a stone wall dividing said lot from lot
number five, thence southwardly on said stone
wall one hundred and twenty feet, or to the
rear line of lot number two in said division,
thence westerly on the rear line of said lots
numbers two and one to the place of begin-
ning, together with all and singular the houses,
buildings, and appurtenances thereto belong-
ing, being the property which by deed dated
the first day of November now last was con-
veyed by Andrew Malcolm of Dartmouth,
Blacksmith, to the said John Farquharson,
senior, and Andrew Shiels, in trust, for the
use and benefit of the Presbyterian Congre-
gation at Dartmouth, as by reference to the
said deed will at large appear. Also all that
message and lot of land described as lot num-
ber five in division letter II in the town plot
of Dartmouth commencing on Wentworth
Street at the north-west corner of lot number
three in the said division conveyed to James
Coleman, and running thence northwardly on
Wentworth Street aforesaid one hundred and
twenty feet to North Street, thence westwardly
on North Street one hundred and twenty-
four feet, or to a stone wall dividing said lot
from lot number four, thence southwardly on
said stone wall one hundred and twenty feet,
or to the rear line of lot number two in said
division, thence eastwardly on the rear line
of said lots numbers two and three to the place
of beginning, together with all and singular
the houses, buildings, and appurtenances
thereto belonging, being the property which
by deed dated the twenty-fourth day of Janu-
ary now last was conveyed by Peter Don-
aldson of Halifax, Gentleman, to John Far-
quharson, senior, and Andrew Shiels, in
trust as aforesaid. And for the more effectually
vesting and confirming all and singular
the said described lands and premises
in the said John Farquharson, senior,
Andrew Shiels, Alexander McNab, and
John Farquharson, the Younger, and their
successors in office, as Trustees under these
presents, We and each of us and every of
us the parties hereto have granted, bargained,
sold, aliened, enfeoffed, released, and confirmed,
and by these presents do fully, clearly,
and absolutely grant, bargain, sell, alien, con-
fess, release, and confirm, unto the said John
Farquharson, senior, Andrew Shiels, Alexan-
der McNab, and John Farquharson, junior,
as the Trustees of the Congregation of the
Church of St. James, in Dartmouth, and their
successors in office for ever, all and whatso-
ever estate, right, title, interest, use, trust,
claim, property, or demand, we or either of
us can or may in any wise have, claim, chal-
lenge, or demand in, to, or out of the said
lands and tenements above described, or any
part or parcel thereof with their and every
of their appurtenances; to hold the same unto
and for the absolute use of the said John Far-
quharson, senior, Andrew Shiels, Alexander
McNab, and John Farquharson, the younger,
as trustees as aforesaid, and their successors
in office for the benefit and common advan-
tage of the Society or Congregation hereby
established henceforth forever. And more-
over for declaring and setting forth so much
and such parts of the constitution of our said
Congregation and Society as we deem it
necessary or expedient to insert herein. We
and each of us do and doth hereby consent,
agree, and declare that the following articles
and rules are and shall always be observed as
part of the fundamental rules and constitution
of the said Congregation for the management
of the civil affairs thereof, that is to say, every
person who desires to join this Society as a
member, and to exercise the civil privileges
of a member, must be of the full age of twenty
years, and to obtain the consent of the
Minister and of the Elders or Deacons to be
a connexion therewith, and such person must
execute this instrument in the presence of two
witnesses. These requisites being observed,
the party shall for all legal and civil purposes
be deemed a member of this Society. Second,
Every member is entitled, with his wife, chil-
dren, and household, to participate in the public
and private services and ordinances of this
Church, but under and subject to the particu-
lar rules and discipline thereof. Third, The
right of voting at all congregational meetings
for civil purposes is vested in and shall be
enjoyed by such of the male members thereof
present at the meeting who shall annually pay
towards the purposes of the congregation the
sum of ten shillings at the least, or upwards.
No vote shall be received at any meeting from
any member then in arrears for any part of the
amount by him payable to the Congregation.
Fourth, The vote of every member present
shall be given *in voce* upon the question,
measure, or person proposed to the meeting.
Fifth, The majority of the whole members
may dismiss any member from the Society.—
Any member may withdraw from the Congre-
gation and cease to be a member thereof by
giving a written notice of such intention to
the Minister or to the Trustees for the time
being. Such notice shall take effect and the
party cease to be a member at the expiration
of six calendar months from the delivery
thereof. The member so leaving the Congre-
gation remains nevertheless liable to the pay-
ment of his or her rateable proportion of or
assessment for any debts contracted by the
Congregation previous to the day of ceasing
to be a member. Sixth, Every meeting of

the members of the Congregation shall be
called by a written notice of the time and
place of meeting affixed to the door of the
Church on the Sabbath preceding the time of
holding the meeting, and a like notice read
to the Congregation at some suitable time on the
same day. The meeting shall be held not
sooner than the second day after its notifica-
tion, and if not convened by seven members,
must be adjourned by seven members, and
the next meeting shall be convened by a new
notice. Seventh, At every meeting some
competent person shall be chosen as Moderator
and preside over its deliberations, and a
Clerk to take down and enter the minutes of
the proceedings. After these are entered in
the books of the Society the same shall be
signed by the Moderator and Clerk of the
meeting, and shall not be thereafter ques-
tioned. Eighth, The property of this Congre-
gation shall be vested in and held, and all the
civil affairs thereof shall be managed, by a
Trust consisting of four persons, members of
the Congregation. The first Trustees are ap-
pointed by this Deed of Settlement. The
powers, office, and duties of the Trustees are
declared and contained in the Act of the Pro-
vince concerning Religious Congregations and
Societies, and subject thereto by the rules and
regulations from time to time in force or ad-
opted by the Society. Ninth, A vacancy in the
Trust arises by the death of a Trustee, his re-
moval from the Province, his ceasing to be a
member, or his resignation of his office. Vacan-
cies in the said office shall be filled by the
majority in writing to the Minister or Elders
or Deacons and entered on the books. Tenth,
Upon the happening of any vacancy in the
Trust the same shall be supplied by the elec-
tion of one or more persons being members of
the Congregation, to fill the same, a meeting of the members to
make such election shall be called in manner
as before prescribed, and the purpose thereof
shall be expressed in the notice. Upon the
election being made the person or persons
chosen shall within ten days therefrom signify
their consent to accept the office of Trustee
by subscribing his or their respective names
to such consent written in the books of the
Society. On failure thereof the election of
the party who omits to subscribe such consent
shall be deemed void and a new election shall
be made. The like course shall be adopted
until the vacancy in the Trust shall be sup-
plied. And we the several parties to these
presents do hereby severally and respectively
promise to and engage and agree with the
said Trustees and their successors in office,
and with each other that we will at all times
use our utmost and sincere exertions for the
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