

in open Court destroy the same, and no double ballot shall be counted.

3. On the day to which the Court has been adjourned, the Sheriff shall publicly break the seals of the envelopes enclosing the check lists, and written statement or declaration sent him as aforesaid; shall open the said lists or statements or declaration, and separately announce the votes delivered to each candidate; shall add up from all the said lists, statements or declarations, the total number of votes given to each candidate; shall ascertain and declare the state of the poll, and return the Members chosen for the County or City for which such election was held.

4. That all parts of the said Act inconsistent with the provisions of this Act are hereby repealed.

5. In incorporated Counties, the register of electors when completed and signed by the Warden, shall be deposited with the Secretary Treasurer, and dealt with in all respects as is provided by the said recited Act.

CAP. XXXIV.

An Act appointing a Polling place in Queen's County.

Polling place for Parish of Cambridge.

Passed 6th April 1858.

WHEREAS a place for taking the Poll at contested elections, to be held for Members to serve in the General Assembly in this Province, for the Parish of Cambridge, in Queen's County, has not been provided;—

Be it enacted by the Lieutenant Governor, Legislative Council, and Assembly,—That for the Parish of Cambridge, in Queen's County, "At or near Gilbert Dykeman's," in the said Parish, shall be and is hereby declared to be the place for taking the poll at all contested elections hereafter to be held for Members to serve in the General Assembly in this Province.

CAP. XXXV.

An Act to suspend the Grant to King's College.

Section.

1. Certain moneys discontinued after 1st February next;
2. To be paid to the Provincial Treasurer.

Section.

3. Investment and appropriation of such moneys.
4. Commencement of Act.

Passed 6th April 1858.

WHEREAS the large amount now payable to King's College from the Provincial funds is not expended so as to give satisfaction to the people of this Province;—

Be it therefore enacted by the Lieutenant Governor, Legislative Council, and Assembly, as follows:—

1. All sums of money payable to the Chancellor, President, and Scholars of King's College, Fredericton, and their successors, by any law or usage, from the Provincial funds, shall, from the first day of February next, be discontinued.

2. All sums of money now payable from the Provincial funds to the Chancellor, President, and Scholars of King's College, Fredericton, and their successors, by any law or usage, shall be paid to the Provincial Treasurer, to be known as "The College Fund."

3. All such sums of money so paid to the Provincial Treasurer, shall be invested in such securities and on such conditions as shall be prescribed by the Governor in Council, and may hereafter be appropriated for the purposes of Education as the Legislature may direct.

4. This Act shall not come into operation until the first day of February in the year of our Lord one thousand eight hundred and fifty nine.

CAP. XXXVI.

An Act to divide the Parish of Carleton, in the City of Saint John, and to erect a separate Parish for Ecclesiastical purposes.

Section.

- Preamble; 5 G. 4, c. 19.
1. Parish of Victoria erected for Ecclesiastical purposes.
2. Certain persons declared Church Wardens and Vestrymen; and Corporation of St. Jude's Church created.

Section.

3. Persons named to continue in office until the Church be erected and others elected.
4. Qualification of voters and officers.

Passed 6th April 1858.

WHEREAS in and by an Act made and passed in the fifth year of the Reign of His late Majesty King George the Fourth, intituled *An Act for erecting a separate Parish in the City of Saint John*, that part of the City of Saint John lying on the western side of the Harbour, comprehending Guy's Ward and Brooks' Ward, was erected into a separate Parish for all matters and purposes Ecclesiastical or relating to the Established Church of England, by the name of "The Parish of Carleton, in the City of Saint John;" and whereas many of the inhabitants of that part of the said City have petitioned that the said Parish should be divided, and that that part of the said City so lying on the western side of the Harbour aforesaid, known and distinguished by the name of Brooks' Ward, should for all Ecclesiastical purposes be set off, constituted, and established a separate and distinct Parish by the name of "The Parish of Victoria," in order that a separate Rectory or Mission may be there appointed; and whereas it is deemed expedient that the same should be so divided;—

Be it therefore enacted by the Lieutenant Governor, Legislative Council, and Assembly, as follows:—

1. That from and after the first day of May in the present year, that part of the City of Saint John on the western side of the Harbour, comprehending, known, and distinguished by the name of Brooks' Ward, shall and the same is hereby declared to be a separate and distinct Parish within the said City of Saint John, for all matters and purposes Ecclesiastical or relating to the Church of England, by the name of the Parish of Victoria in the City of Saint John.

2. Joseph B. Whipple and James Stackhouse shall be and are hereby declared to be Church Wardens, and Stephen P. Wetmore, Joseph Coram, Robert Stackhouse, John C. Littlehale, Edwin J. Wetmore, William H. Olive, Joseph Beatteay, Charles Ketchum, James Lane, and Sergeant L. Littlehale, Vestrymen of the said Parish, and they are hereby constituted a body politic and corporate, and shall, together with the Rector for the time being, by the name of "The Rector, Church Wardens, and Vestry (according to the designation of the Church to be erected in the said Parish, to be agreed upon by the said Church Wardens and Vestry,) of Saint Jude's Church," in deed and in name be a body politic and corporate, and shall have succession for ever by the name of the Rector, Church Wardens and Vestry of "Saint Jude's Church, (according to the designation of the Parish Church as aforesaid,) in the Parish of Victoria, in the City of Saint John," and shall have a common seal, and shall have power to purchase, lease, receive, hold and take lands for the purpose of building a Church thereon, and to build a Parish Church in the said