

Gazette of the granting of such certificate, with the terms thereof.

5. Upon the granting such certificate, and the publication thereof in the Royal Gazette, the said Company shall have power so to increase its capital stock.

6. The fees, on filing memorandum, and for granting and publishing certificate, shall be the same as specified in the before recited Act relating to Corporations.

7. All provisions of the said Act relating to Corporations, referring to liability of stockholders for calls and the transfer of stock, and to the liability of joint stock and property of the Corporation, for debts and engagements of the said Corporation, shall be and remain in full force and effect, with reference to this Act, and to the additional capital stock issued by virtue hereof, as though the same had been specially enacted herein, or in the same way as if this Act had been incorporated with and had formed part of the said Act relating to Corporations.

#### CAP. XXXVI.

An Act in further amendment of the Law relating to Courts of Probate.

Sec. 1 When Judge shall not grant Probate.	Sec. 3 When Judge shall not act as Attorney or Counsel.
2 When Judge <i>pro hac vice</i> may be appointed.	4 Sections 4 and 5 of Chapter 136 repealed.

Passed 21st April, 1869.

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

1. The Judge of Probates shall not grant Probate or Letters of Administration, or take any other proceedings as such Judge in any Estate in which he is interested as next of kin, heir, executor, administrator, legatee, or otherwise howsoever.

2. When the Judge of Probates is so interested, the Governor in Council, on the application of the Judge of Probates, or of the party entitled to Probate or Administration, or of any other person or persons interested in such Estate, may specially appoint some other person in the County in his stead, *pro hac vice*, to act as Judge of Probate in such matter, who in respect thereto shall have all the powers incidental to the office of Judge of Probates, for all purposes connected with such Estate for which he shall be specially appointed; provided that nothing in this Act shall interfere with the regularly appointed Judge of Probates in respect to any other Estate.

3. No Judge of Probates, or his professional partner, shall act as Attorney or Counsel for the collection of any debt, claim, or demand, relating to any Estate in the County of which he is such Judge, and upon the allowance of which he shall or may be called upon to adjudicate.

4. Sections four and five of Chapter 136, of the Revised Statutes, are hereby repealed.

#### CAP. XXXVII.

An Act to authorize and empower the Justices of the Peace for the County of Northumberland to sell and convey a certain piece of School Land in the Parish of Chatham, and dispose of the proceeds thereof.

Sec. 1 Justices authorized to sell.	Sec. 3 Deed, how executed.
2 Proceeds of sale, how applied.	4 Deed to be evidence of sale.

Passed 21st April, 1869.

WHEREAS one Catherine Doe and Robert Blake, by Deed bearing date the sixteenth day of October, in the year of our Lord one thousand eight hundred and thirty two, for the

consideration therein mentioned, sold and conveyed to the Justices of the Peace for the County of Northumberland, in fee simple—"all that certain piece or parcel of Land being part of lot number eight, situate and being on the south side of the River Miramichi, in the Parish of Chatham, and abutted and bounded as follows:—Beginning on the lower side of the King's highway as it now runs through said lot number eight, at the upper or westerly side line of said lot; thence easterly along the said highway fifty feet; thence on a line parallel with the said upper side line to the bank of the River; thence along the said bank to the said upper side line; thence along the said upper side line to the place of beginning." And whereas the inhabitants in the District had erected a School-house thereon, and which is now too small for that purpose; and from the changes which have taken place in the neighbourhood of the said School-house since its erection, the situation is now found to be unsuitable, a more desirable and convenient situation is desired by the inhabitants on which to erect a new building to be used as a School-house; and the said Justices of the Peace are desirous of being authorized to sell and convey the said piece of land, in order that the proceeds may be applied towards the purchasing of another piece of land and the erection of a new School-house in a more convenient situation;—

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

1. That the Justices of the Peace for the County of Northumberland, in General or Special Sessions, be and they are hereby authorized and empowered to sell by public auction, (after giving at least thirty days public notice of the time and place of such sale) the lands and premises above particularly described, with the appurtenances; and to make and execute to the purchaser or purchasers thereof, a good and sufficient conveyance in fee simple.

2. The proceeds arising from such sale shall be re-invested by the said Justices of the Peace for the said County, in the purchase of another piece of land in the said Parish of Chatham, in the neighbourhood of the present School-house, whereon to erect a new School-house; and the balance (if any) to be applied towards the erection and completion of the same.

3. Every deed of conveyance under the authority of this Act shall be sealed with the seal of the Sessions, and signed by the presiding Justice of the said Sessions, and countersigned by the Clerk of the Peace of the said County; and on proof before the Registrar of Deeds for the said County, that the said seal is the seal of the Sessions, may be registered as any other Deed.

4. All such Deeds and Conveyances so made, executed, and registered, shall be *prima facie* evidence that the said lands were regularly advertised and sold as required by the provisions of this Act.

#### CAP. XXXVIII.

An Act for the election of the first Trustees of the New Saint Stephens Church in the City of Saint John, to be in connexion with the Established Church of Scotland.

Sec. 1 Name of Church.	Sec. shall take place; notice to be given; proviso.
2 Persons entitled to vote at election of Trustees.	4 Trustees to elect Chairman.
3 When and where first election	5 Lands to be vested in Trustees.

Passed 21st April, 1869.

WHEREAS the Commissioners appointed under and by vir-