



BY AUTHORITY.

ANNO TRICESIMO OCTAVO VICTORIÆ REGINÆ.

CAP. VII.

An Act to amend an Act intituled "An Act to prevent Frauds on Creditors by Secret Bills of Sale."

Passed 10th April, 1875.

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

That in addition to the mode of discharge of a Bill of Sale, as provided by Section four of an Act made and passed in the thirty seventh year of Her present Majesty's Reign, intituled *An Act to prevent Frauds on Creditors by Secret Bills of Sale*, a Bill of Sale may be discharged as follows:—The holder of the Bill of Sale may appear before the Registrar of Deeds and sign a memorandum of discharge in presence of the Registrar, either on the Bill of Sale, or the copy filed, or on a separate paper, and such Registrar shall subscribe the same as a witness; and the said certificate shall be indorsed and entered in the list of Bills of Sale kept by the Registrar.

CAP. VIII.

An Act in further amendment of "The Common Schools Act 1871."

Sec.

- 1 Additional powers to Board of Education.
- 2 Amendment to 36 Vic. c. 12, s. 5.
- 3 Power of Board to grant authority to Trustees to borrow money.
- 4 Board to appoint Inspector for Madawaska.
- 5 By consent of Governor in Council Trustees, St. John, may issue Debentures in excess of amount allowed.
- 6 Salary of Clerk Assistant in Office of Chief Superintendent.
- 7 Land required for School lot belonging to infant, &c. how taken; proviso.
- 8 Land under mortgage required for School lot, how taken; proviso.

Sec.

- 9 Owners of Island land in Kingsclear, Douglas, and Bright, how and where assessed.
- 10 Persons assessed in two or more districts may send children to either district.
- 11 Persons who pay rates, having children under their care, may send them to School in such district.
- 12 Persons assessed as owners of real estate to be deemed owners till new list made.
- 13 Maximum of Bond of County Treasurer.
- 14 Persons exempted from School Poll Tax.

Passed 10th April, 1875.

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

1. The Board of Education shall have power to direct the Inspector to exercise the powers conferred on him by Section thirty seven of The Common Schools Act 1871, and Section forty four of The Common Schools Amendment Act 1873, in respect of the appointment of a Trustee or Trustees, even though no requisition of ratepayers shall have been transmitted to him in this behalf; and in cases where the succession of Trustees required by law shall not have been duly observed in their election or appointment, it shall be competent for the Board of Education to make such orders, from time to time, as it may deem necessary respecting the constitution of any such Trustee Corporation.

2. After the words "Board of Education" in Section five of The Common Schools Amendment Act 1873, there shall be inserted the words "or the Chief Superintendent."

3. In cases where the estimate of the Trustees, submitted to the Board of Education under the provisions of Section forty of The Common Schools Amendment Act 1873, shall include objects for which money may be borrowed under

the provisions of sub-section three of Section forty one of The Common Schools Act 1871, the Board of Education shall have power to grant authority to the Trustees to borrow money for such objects, under the provisions cited, as fully as the School meeting.

4. The Board of Education may, in its discretion, appoint an Inspector for the County of Madawaska, at an annual salary of two hundred dollars.

5. The Board of School Trustees of Saint John, with the consent of the Governor in Council, may issue debentures in excess of the sum authorized and limited by Section fifty six of The Common Schools Amendment Act 1873.

6. The salary of the Clerk or Assistant in the Office of the Chief Superintendent of Education should be twelve hundred dollars per annum, payable quarterly.

7. When the land of any infant, *feme covert*, or lunatic, is required for a School lot, if the Trustees cannot agree with the guardian of such infant for the purchase thereof, or with such *feme covert* and her husband, or with the Committee of such lunatic, the Trustees may lay out such School lot and cause the same to be appraised as in other cases where appraisements are made for a School lot taken under The Common Schools Act 1871, provided that notice of the taking of any inquisition shall be personally served on the guardian of such infant, the Committee of such lunatic, or the said *feme covert* and her husband; or in case the said infant have no guardian, or the said lunatic have no Committee, then the Clerk of the Peace shall act as guardian for such infant and as Committee for such lunatic, and in either of these events it shall be imperative to value such land by a Jury, and the damages found by the jury shall be paid to the County Treasurer, and remain in the County funds on interest at five per cent. until application is made therefor by such guardian or Committee, or such infant himself when of full age, or in case of his death, his representatives.

8. Where land required to be taken for a School lot is under mortgage, if an agreement for purchase cannot be made with the mortgagor, with the consent of the mortgagee or mortgagees, it shall be lawful for the Trustees to lay out such school lot and cause the same to be appraised as in other cases where appraisements are made for a School lot taken under The Common Schools Act 1871, provided that notice of the taking of any inquisition shall be served on the mortgagee or mortgagees as well as the mortgagor, and in such case the damages found by the Jury shall be paid to the mortgagee or mortgagees, according to their priority, and be by him credited on such mortgage, and the land so taken shall be held to be thereupon released from any such mortgage or mortgages.

9. In reference to any Island property in the River Saint John in the Parishes of Douglas or Kingsclear, attached to or included within the bounds of any district, and the owner of which may reside in any Parish in the Province other than in the Parishes of Kingsclear, Douglas, or Bright, such non-resident owner shall be liable to be assessed for district purposes on such Island land in the district to which such land is attached, or in which such land is situate; and the School Trustees of any district to which such Island property is attached, or in which it is situate, may in writing call upon the Assessors of the Parish in which such land is situate, to value such property, which it shall be the duty of the Assessors forthwith to do, making return thereof to the Clerk of