

the said Quarterly Meeting, or by a majority thereof, in the form set out in the fourth Schedule hereto, to be registered in the Registry Office of the County in which the lands held under the deed under which said appointment is made are situate; and upon such registration the said new Trustee, or successor, shall have in perpetual succession the same capacities, powers, rights, duties, estates and interests as are given to the Trustees in and by such deed.

3. That when a deed of real property in New Brunswick, made according to the forms set forth in the first Schedule to this Act, or any other such deed expressed to be made in pursuance of this Act, or referring thereto, contains any of the forms or words contained in column one of the second Schedule to this Act, and distinguished by any number therein, such deed shall be taken to have the same effect and be construed as if it contained the form of words contained in column two of the said Schedule, and distinguished by the same number as is annexed to the form of words used in such deed, but it shall not be necessary in any such deed to insert any such number, and the said deed shall be taken to contain all the recitals set out in a deed enrolled in the Court of Chancery of this Province on the sixth of August in the year of our Lord one thousand eight hundred and thirty nine.

4. Any deed or part of a deed which fails to take effect by virtue of this Act, shall nevertheless be as effectual to bind the parties thereto, so far as the rules of law and equity will permit, as if this Act had not been made.

5. Every such deed, unless an exception be specially made therein, shall be held and construed to include all houses, outhouses, edifices, barns, stables, yards, gardens, orchards, trees, woods, hedges, fences, ditches, ways, waters, water-courses, lights, liberties, privileges, easements, profits, commodities, emoluments, hereditaments and appurtenances whatsoever, to the land therein comprised, belonging or in any wise appertaining, or with the same demised, used, held, occupied, and enjoyed, or taken or known as part and parcel thereof; and if the same purports to convey an estate in fee, also the reversion and reversions, remainder and remainders, rents, issues and profits of the same land and of every part and parcel thereof, and all the estate, right, title, interest, inheritance, use, trust, property, profit, possession, claim and demand whatsoever, both at law and in equity, of the grantor, in, to, out of or upon the same lands and every part and parcel thereof, with their and every of their appurtenances.

6. In the construction of this Act and the Schedules thereto, unless there be something in the subject or context repugnant to such construction, the word "lands" shall extend to all freehold tenements whether corporeal or incorporeal, or any individual part or share therein respectively; and the word "party" shall mean and include any body politic or corporate as well as an individual, and words in the singular number may be construed in the plural, or words in the plural in the singular, so as they give effect to the same.

7. The Schedules, and the directions and forms therein contained, shall be deemed and taken as parts of this Act.

SCHEDULES TO WHICH THIS ACT REFERS.

THE FIRST SCHEDULE.

This Indenture made this day of one thousand eight hundred and in pursuance of the Act of Assembly in such case made and provided, between [here insert the names, places of residence and description of the grantors, parties

barring dower or other estates, describing the grantees, in addition to their usual additions, as the Trustees of the Congregation of the Wesleyan Methodist Church in , in the Province of New Brunswick, in connexion with the Methodist Church of Canada]

witnesseth, that in consideration of the sum of , of lawful money of the Dominion of Canada, now paid by the said Trustees to the said part of the part, (the receipt whereof is hereby acknowledged,) the said part of the part do grant and assign unto the said Trustees and their successors in the said trusts, all &c. [describe parcels] to have and to hold the said parcel and tract of land and premises unto and to the use of the said Trustees and their successors in the said trusts for ever, upon the following trusts, [here set out the trusts, provisoes, covenants and other provisions as in column one of the second Schedule to this Act.]

In witness whereof the said parties hereto have hereunto set their hands and seals.

Signed, sealed and delivered }
in presence of }

THE SECOND SCHEDULE.

Directions as to the Forms in this Schedule, in cases of Sale and Conveyance of Real Property.

I. Parties who use any of the Forms in the First Column of this Schedule, may substitute the feminine gender for the masculine, or the plural number for the singular, in any of the Forms of the First Column of this Schedule, and corresponding changes shall be taken to be made in the corresponding Forms in the Second Column.

Column One.

Upon Trust to erect a Church and other buildings.

Column Two.

1. Upon trust that they, the said parties hereto of the part, and their successors, or the Trustee or Trustees for the time being, acting in the trusts of these presents, shall and do, with and out of the moneys now or which may hereafter be possessed by them or him for that purpose, and as soon after the execution of these presents as conveniently may be, erect and build upon the said parcel or tract of land, or upon some part thereof, and from time to time, and at all times hereafter, whenever it shall be necessary for the due accomplishment of the trusts of these presents, or of any of them, to repair, alter, enlarge and rebuild a Church or place of religious worship, and a dwelling house or dwelling houses, Vestry room, School room, and other Offices and conveniences, as and in such manner as the Trustees for the time being of these presents shall from time to time deem necessary and expedient.

To permit buildings to be used as a church by the Wesleyan Methodists.

2. And upon further trust from time to time, and at all times after the erection thereof, to permit and suffer the said church, with the appurtenances, to be used, occupied and enjoyed as and for a place of religious worship by a congregation of the Methodist Church in New Brunswick in connexion with the Methodist Church of Canada as aforesaid, and for public and other meetings and services held according