

be Bishop of the said See of Fredericton, and it was further provided, that the said Bishop should be a body corporate, and the said Bishop was ordained, made, and constituted to be a perpetual Corporation, and to have perpetual succession, and that he and his successors should be forever thereafter called and known by the name or title of "The Lord Bishop of Fredericton," and by the name or title aforesaid, should be able and capable in the law to have full power to purchase, have, take, hold, and enjoy manors, messuages, lands, rents, tenements, annuities, and hereditaments, of what nature or kind soever, in fee and in perpetuity, or for a term of life or years, and also all manner of goods, chattels, and things personal whatsoever, of what nature or value soever, and that he and his successors, by and under the said name or title might prosecute, claim, plead and be impleaded, defend and be defended, answer and be answered, in all manner of Courts and elsewhere, in all things, causes and matters whatsoever; and that the said Bishop of Fredericton and his successors should and might forever thereafter have and use a corporate seal, and the said seal from time to time at his and their will and pleasure break, change, alter, or make new, as he or they should deem expedient as by the said Letters Patent, reference being thereunto had, will among other things more fully and at large appear: And whereas the said Right Reverend John Medley was duly consecrated Bishop of the said See of Fredericton, and hath so continued to the present time: And whereas valuable property consisting of both real and personal estate, money and securities for money, has by certain deeds, gifts, grants, and devises, and also under and by virtue of sundry Acts of Assembly of this Province, both for the purposes of the said See, and also for certain trusts for ecclesiastical and charitable purposes, from time to time been and become, and now is or is likely to be vested in the said Lord Bishop of Fredericton, incorporated by the Letters above recited: And whereas by Act of Assembly made and passed in the thirty fourth year of Her present Majesty's Reign, it is provided that the Bishop, clergy and laity, members of the said Church of England in this Province, may meet, and by such proceedings as they shall adopt, frame a constitution and make regulations for enforcing discipline in the said Church, for the appointment, deposition, deprivation or removal of any person bearing office therein, of whatever order or degree, any rights of the Crown to the contrary notwithstanding, and for other purposes of a like nature, connected with the order and management of the said Church: And whereas the said Bishop, clergy and laity have duly accepted the said recited Act, and have met and formed a Diocesan Synod in and for the said See of Fredericton, and have amongst other things adopted a Canon making provision for the choice, election or appointment of a Bishop of the said Diocese from time to time, and so often as the said See may happen to become vacant: And whereas it is not probable that any successor to the said Right Reverend John Medley, the present occupant of the said See, will be appointed by Letters Patent, as aforesaid; but that the next successor of the said present Bishop of Fredericton will be elected or appointed under and by virtue of the said Canon, or some other Canon duly made of and by the said Diocesan Synod: And whereas doubts have arisen whether the several lands, tenements and hereditaments, goods, chattels, and property, real and personal, now held by and vested in the said Lord Bishop of Fredericton, would pass to and vest in a successor elected

or appointed under the said Canon of the said Synod, and not by Letters Patent as aforesaid;—

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

1. From and after the passing of this Act, the said Right Reverend John Medley, and his successor and successors in the office of Bishop of Fredericton, in whatever manner appointed or elected, so long as he or they, and each of them, be duly and lawfully appointed or elected, and be also duly and in accordance with the rites of the said Church of England, consecrated Bishop of the said See of Fredericton, shall be and he is, and they are hereby declared to be a body corporate in deed and in name, under the name and title of "The Lord Bishop of Fredericton," during the incumbency of the present Bishop, and under the name and title of "The Bishop of Fredericton," upon the appointment of his successor, but notwithstanding such change of name, such Corporation shall in all other respects continue the same, and shall have all the powers incident to a Corporation in this Province by Act of Assembly or otherwise.

2. All lands, tenements, and hereditaments, and all moneys and securities for money, real or personal, and all other property and estate whatsoever, which now are or at the time of the death of the said Right Reverend John Medley may be vested in him as such Bishop of Fredericton, shall be deemed and treated as if vested in him in his corporate capacity, under and by virtue of this Act, and shall continue, and go to and be vested in his successor and successors in office, as fully and effectually to all intents and purposes, as if he and they were or had been appointed such successor or successors under and by virtue of the said Letters Patent.

3. And whereas the late Sarah Maria DeWolfe did, by a Codicil to her last Will and Testament, dated the thirtieth day of March in the year of our Lord one thousand eight hundred and fifty, which said Will and Testament, and Codicil, having been duly admitted to Probate, are registered in the Records of the City and County of Saint John, *inter alia*, demise certain lands and real estate to the "Lord Bishop of Fredericton, or other ecclesiastical head of the Protestant Episcopal Church in the Diocese, and his successors forever," upon certain trusts therein contained, subject to a life estate in her husband, Edward DeWolfe, and the said Edward DeWolfe hath lately departed this life;—Be it therefore further enacted, that the said lands and real estate, so demised as aforesaid, and the title thereto, are hereby declared to vest and be vested in the Corporation incorporated by this Act, to all intents and purposes, subject nevertheless to the trusts declared in and by the said last Will and Testament; and the said Corporation is hereby empowered to execute and acknowledge all necessary deeds, conveyances, and leases, for the disposition and sale of the said real estate.

4. During any vacancy in the said See of Fredericton, the whole control and management of the property and estate which may at the time of such vacancy be vested in or be held in trust by the said Bishop of Fredericton in his corporate capacity, shall be and remain in the Diocesan Synod of Fredericton, or in any Committee thereof duly appointed for the purpose, subject to all such regulations, orders, and canons, not inconsistent with this Act, as the said Synod may from time to time pass and adopt for the management of such property and estate, which regulations, orders and canons the said Synod is hereby fully empowered and authorized to make and adopt.