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TERMS
OF
AMALGAMATION
OF THE
MINISTERS' WIDOWS' AND ORPHANS' FUNDS OF THE
LATE PRESBYTERIAN CHURCH OF THE LOWER
PROVINCES, AND OF THE LATE SYNOD
OF THE MARITIME PROVINCES IN
CONNECTION WITH THE
CHURCH OF SCOTLAND:
AND
Rules for the Management of the New Fund,
AS AMENDED JUNE 1888.
WITH
Act of the Dominion Legislature
COMPLETING THE AMALGAMATION.

1888:
S. M. MACKENZIE, STEAM PRINTER,
New Glasgow, N. S.
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Act of the Dominion Legislature COMPLETING THE AMALGAMATION.

1888:
S. M. MACKENZIE, STEAM PRINTER,
New Glasgow, N. S.
TERMS OF AMALGAMATION

OF THE PRESbyterian Ministers' WIDOWS' AND ORPHANS' FUND OF THE LATE PRESbyterian Church of the LOWER PROVINCES, and the Fund of the Late Synod of the MARITIME PROVINCES in Connection with the Church of SCOTLAND.

1. Those ministers now on the fund of the Ministers' Widows' and Orphans' Fund of the late Presbyterian Church of the Lower Provinces, shall continue to pay the same amounts per annum as at present, viz:

Class 1. $8.  
Class 2. $12.  
Class 3. $16.

2. Those ministers now upon the fund of the late Synod of the Maritime Provinces in connection with the Church of Scotland, who have been paying the ministerial rate of $12 per annum, with a rate from their congregations, may continue to pay in the same manner; or, if they prefer, they may pay at the rate of $16 in lieu of both. Those ministers of that body who have been paying only the ministerial rate of $12, may continue to pay at the same rate and shall be in the same position as those on the second class of the fund of the late Presbyterian Church of the Lower Provinces; but it shall be open to them up to 1st July, 1883, to join the higher class paying thenceforward at the rate of $16 per annum.

3. Widows and Orphans now upon the Ministers' Widows' and Orphans' Fund of the late Presbyterian Church of the Lower Provinces, and any who may come upon it when amalgamated, shall, (subject to such changes as may be made in a regular way) receive the following amounts per annum:

Widows  
Class 1. $75.00  
Class 2. $112.50  
Class 3. $150.00

If a widow be on the highest class, she shall receive in addition, for one child, $20, for two, $36, for three, $50, and $10 for each additional child, and, if she be on either of the other classes, in the same proportion. In the event of the decease of both parents,
if there be one orphan, the Board shall pay for the benefit of such orphan, two-thirds of the amount payable to widows in each class, and for the highest class, if there be two orphans, $25 shall be added to the amount, if there be three, $20 more, if there be four, $17.50 more, and $12.50 for each additional orphan, and the other classes in proportion, to be continued in each case till they reach the age of 18.

4. Widows and orphans now upon the fund of the late Synod of the Maritime Provinces receiving on account of both ministerial rates and congregational contributions, and those who hereafter may come upon the fund when amalgamated entitled to receive on account of both, shall receive at the highest rate received by the widows and orphans on the other fund.

5. Widows and orphans on said fund now entitled to receive the rate allowed for ministerial contributions alone, shall hereafter receive at the same rate as widows and orphans on the second class of the fund of the late Presbyterian Church of the Lower Provinces.

6. In all other respects, all connected with either fund shall be subject to the rules that may be adopted now or hereafter for the future management of the fund.

7. Ministers under 40 years of age now on the roll of the Synod of the Maritime Provinces and those ministers of the late Synod of the Maritime Provinces in connection with the Church of Scotland, who did not enter the union, (and any ministers now in connection with them) not now upon either of the funds shall have the privilege of joining the united fund up till 1st July, 1883, on the following terms:

That they pay the arrears due according to the class on which they choose to enter, from the time they should have entered up till four years rates, and thenceforward the annual rate, but they may pay the amount of arrears in instalments of $10 per annum for the higher class and $5 for the lower with interest on the balance due.

8. The cases of those 40 years of age and over, not now on the fund, as in No. 7, shall be made the subjects of special arrangement.

The fund, when amalgamated, shall be called "The Ministers' Widows' and Orphans' Fund of the Synod in the Maritime Provinces of the Presbyterian Church in Canada."
RULES FOR THE MANAGEMENT OF THE FUND.

I. The management of the fund shall be entrusted to a committee of 12, five of whom shall be a quorum, who shall elect their Chairman, Secretary and Treasurer, and who shall be the Trustees of the fund, in whose name all obligations shall be taken; the said committee to be nominated by the Synod of the Maritime Provinces and appointed by the General Assembly annually, the ministerial members of the Committee to be contributors to the fund.

II. The Trustees shall meet by notice from the chairman, through the Post Office, to each member, at least one week before the time of meeting, or by regular adjournment from one meeting to a specified date.

III. It shall be the duty of the Secretary to keep a regular minute of all the proceedings of the Trustees, and also a record book in which shall be inscribed a correct record from the schedules forwarded to him, of the names and dates of birth, of all ministers contributing, the names and dates of birth of their wives and children, the names of widows and orphans in receipt of aid, and such other statistics as may be required, and he shall also prepare an annual statement to be submitted to the Synod and General Assembly of such changes as may have taken place during the year preceding in the statistics of the ministers contributing, and their families, through admissions, marriages, births, deaths, or the like.

IV. The Treasurer shall every year prepare an account to be laid before the Synod and General Assembly, of the sums of money received and expended since the previous statement, and also a general statement of the funds and effects in the hands of the Trustees.

V. Ministers ordained by any Presbytery of the Synod of the Maritime Provinces or ordained over congregations which did not enter the union, may be admitted to the benefits of the scheme by entering on or previous to the second 1st July following ordination and paying the regular rates from that date. But should any one neglect doing so at that time he may join any time within three years after, by paying arrears from that date with interest.
VI. Each applicant shall be required to furnish the committee in writing, with a statement of the date of his birth, and if married of the date of his wife's birth, and also a statement of the name and date of the birth of each of his children under 18 years of age.

VII. There shall be two classes of beneficiaries, and every person on becoming a member shall signify which class he chooses; and the choice being once made, he shall not afterwards have the power of rising to the higher class; but he shall at any time have the liberty of taking the lower class, it being understood that no part of the sum already paid or due by him can be returned or abated to him, and that his widow or orphan children will henceforth be entitled only to the annuity of the class then chosen by him.

VIII. Every person coming on the scheme shall pay annually, on or before the 1st July in each year, at the following rates:

<table>
<thead>
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<th>Class 1</th>
<th>Class 2</th>
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<tr>
<td>Ministers under 35 years of age,</td>
<td>$7.00</td>
</tr>
<tr>
<td>&quot; between 35 and 45,</td>
<td>8.75</td>
</tr>
<tr>
<td>&quot; 45 and 50</td>
<td>10.50</td>
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The application of any minister over fifty years of age shall be made the subject of special consideration. In all future cases there shall also be chargeable a marriage equalizing tax for every year exceeding five, that the minister's age exceeds that of his wife.

<table>
<thead>
<tr>
<th>Class 1</th>
<th>Class 2</th>
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<tbody>
<tr>
<td>Under 45</td>
<td>$2.00</td>
</tr>
<tr>
<td>Under 60</td>
<td>4.00</td>
</tr>
<tr>
<td>Over 60</td>
<td>6.00</td>
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The same to be paid on every subsequent marriage, except when he marries a widow already on the fund, with the understanding that the committee shall have power in special cases to remit or reduce the amount. In all cases he shall be bound to furnish a statement of the date of his own birth and of that of his wife.

IX. Members not making payment of their annual rates on or before the 1st July in each year, shall be subject to the following fines:

<table>
<thead>
<tr>
<th>Class 1</th>
<th>Class 2</th>
</tr>
</thead>
<tbody>
<tr>
<td>10 cts.</td>
<td>20 cts.</td>
</tr>
</tbody>
</table>

For each month thereafter until payment be made; and those who neglect payment for four full years, shall from that period cease to be members, and shall forfeit all privileges connected with the fund, and shall have no claim to the money they have
paid into it. Intimation shall in all cases be sent to ministers in arrears before they shall be set off from the benefits of the fund.

X. As soon as correct tables for the purpose can be prepared, members shall be entitled at any time to redeem their annual rates, payable for life, by the payment of a single sum at once, or to commute them into an increased annual payment to cease on their completing the 60th or 65th year of their age.

XI. The annuities for widows shall be as follows:

<table>
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<tr>
<th>Class 1</th>
<th>Class 2</th>
</tr>
</thead>
<tbody>
<tr>
<td>$75.00</td>
<td>$150.00</td>
</tr>
</tbody>
</table>

But in order to enable the widow to recover an annuity, six payments of annual rates shall be made, such payments so far as they have not been made, to be deducted yearly from the annuity.

XII. Annuities to widows shall be payable half-yearly on the 1st January and 1st July of each year, commencing at the first of these dates succeeding the husband’s death, and ending at the term succeeding the death of the widow or her subsequent marriage.

XIII. There shall also be payable to each orphan child of any member the sum of twenty dollars, when on the highest class, until such child shall reach the age of 18, and for those on the other class in the same proportion. In the event of the decease of both parents, if there be one orphan, the Board shall pay for the benefit of such orphan $100 for those on the highest class, and $20 for each additional orphan, and for those on the other class in proportion, to be continued in each case till they reach the age of 18. In the case of orphans over eighteen years of age whose fathers died while paying into the fund, incapacitated either physically or mentally for earning their own living, the committee shall have the power of continuing annuity for such time and to such an amount as they may see fit.

XIV. The funds, so far as they are not received for immediate application or expenditure, shall be invested in security upon real estate or in Savings Banks or Government or city securities, or in any of the chartered banks of the Dominion in the name of the trustees.

XV. There shall be an investigation of the funds of the Institution every fifth year, and a revision of the rates, when the amount of annuities to widows and orphans may be increased or diminished as the state of the funds will warrant, or the amount of the annual rates may be altered. But no alteration in these shall take place at other times.

XVI. No alteration in these rules shall be made, until con-
sidered by the Committee and the proposed alterations be submitted to a meeting of those in full standing as contributors, and adopted by a majority of those present, and afterwards submitted to Synod and Assembly and approved by them.

XVII. All differences or disputes that may arise in regard to sums due shall be referred to arbitrators, of whom the Trustees shall name and elect one, the other party one, and if necessary a third to be chosen by these two, being persons not beneficially interested directly or indirectly in the funds of the Institution.

XVIII. In the case of any minister a widower or unmarried, having made 40 payments and having reached the age of 70 years, on his agreeing to relinquish all claim upon the fund, he shall be entitled to receive the sum of $300 when on the highest class, and $150 when on the lowest.

XIX. In the event of any minister or professor ceasing to be a minister or professor of the church by resignation, deprivation, or in any other way, it shall nevertheless be in his power to uphold and continue the right and interest of his widow and children to participate in the benefits of the fund, by making regular payment of all sums payable under these regulations.

XX. Every minister on the fund shall be required to furnish annually to the Secretary a notice of the changes in his family, by birth, death, or marriage, which shall be duly entered on the Record Book.

XXI. The annuities payable to widows and orphans being intended as alimentary provisions, form no part of the estate of the contributor, and shall not be assignable or subject to arrestment or other legal proceedings at the instance of creditors, but shall be paid only to the widows, and the tutors and guardians of the children, and in case the widow shall be under any legal or natural disability, or in case the children shall have no tutors or guardians, it shall be competent for the Trustees of the Widows' Fund to name two or more persons as trustees to manage and apply the annuities in such a manner, as shall appear to them to be most for the benefit of such widows or children.

XXII. Ministers ordained elsewhere and being inducted in congregations of the Synod of the Maritime Provinces, or in congregations of the late Synod of the Maritime Provinces in connection with the church of Scotland which did not enter the union, or entering the service of either church as missionaries or professors, shall have the privilege of joining the scheme on the terms laid down for ministers at present inducted, but not now upon the fund. See No. 7 and 8 of terms of amalgamation. Provided that application be made on or before the second 1st July after their induction in this part of the Church.
AN ACT

To Amalgamate the Presbyterian Ministers' Widows' and Orphans' Fund in connection with the Presbyterian Church of the Lower Provinces, and the Widows' and Orphans' Fund of the Presbyterian Church in the Maritime Provinces, in connection with the Church of Scotland, and to create a corporation to administer such Funds.

Whereas by petition it hath been represented that by chapter fifty-seven of the Acts of the Province of Nova Scotia, passed in the twenty-eighth year of Her Majesty's reign, intituled: "An Act to incorporate the Trustees of the Presbyterian Ministers' Widows' and Orphans' Fund," certain persons were created a body corporate for the purposes mentioned in the said Act, which said corporation was by the said Act made subject to the control of the Synod of the Presbyterian Church of the Lower Provinces of British North America, and certain sums of money are now vested in the said Trustees for the benefit of the widows and orphans of the ministers of the said Church, and that in the year of Our Lord one thousand eight hundred and seventy-four the Synod of the Presbyterian Church of the Maritime Provinces in connection with the Church of Scotland, created a fund for the benefit of the widows and orphans of the ministers of the said church which fund was designated "The Widows' and Orphans' Fund of the Presbyterian Church of the Maritime Provinces in connection with the Church of Scotland," and the said fund is now vested in and held by James J. Brenner and George Mitchell, of the city of Halifax, merchants, as trustees thereof for the purpose aforesaid, and that the said two Synods together with the Synod of the Presbyterian Church of Canada in connection with the Church of Scotland and the General Assembly of the Canada Presbyterian Church, have united together and have formed one body or denomination of Christians under the name of "The Presbyterian Church in Canada," and that by chapter one hundred of the Acts of the Province of Nova Scotia passed in the thirty-eighth year of her Majesty's reign, intituled: An Act concerning the Presbyterian Church of the Lower Provinces of British North America," it was among other things enacted that the said Presbyterian Ministers' Widows' and Orphans' Fund
should bear the same relation in all respects to the General Assembly of the Presbyterian Church in Canada that it then bore to the Synod of the Presbyterian Church of the Lower Provinces, and until such General Assembly should provide or otherwise direct, the said fund should be managed by the board then having charge thereof, and that such General Assembly should have power to unite the said fund with the fund held by any other of the said uniting churches for similar objects; and that at the meeting of the Synod of the Presbyterian Church of the Maritime Provinces in connection with the Church of Scotland, held on the tenth day of June in the year of Our Lord one thousand eight hundred and seventy-five and prior to the consummation of the said Union, it was (among other things) resolved that the committee having in charge the said Ministers' Widows' and Orphans' Fund in connection with such Synod should hold such fund in charge until the consolidation shall take place of such Fund with the Widows' and Orphans' Fund of the other negotiating churches, and that the relation of ministers or congregations of the Presbyterian Church in the Maritime Provinces in connection with the Church of Scotland, who might defer entering or might not enter the United Church, should be similar in all respects to that of ministers and congregations who should become members of the United Church, it being understood that such ministers and congregations should comply with the terms of the constitution of such Fund: and that a scheme has been arranged and agreed upon by and between the committees or trustees having charge of the said respective funds, by which the same may be amalgamated and hereafter managed by one board, and such scheme having been submitted to the General Assembly of the Presbyterian Church in Canada, such General Assembly approved of such scheme and authorized all necessary steps to be taken by legislation or otherwise to carry such proposed amalgamation into effect, and nominated the persons hereinafter named as the corporators in any Act of Parliament that might be obtained for that purpose: Therefore, Her Majesty, by and with the advice and consent of the Senate and House of Commons, of Canada, enacts as follows:

1. The Reverend Allan Pollok, Doctor in Divinity, the Reverend George Patterson, Doctor in Divinity, the Reverend Duncan B—— Blair, the Reverend Alexander Maclean, the Reverend James Maclean, the Reverend Thomas Sedgewick, the Reverend Edward A. McCurdy, the Reverend Robert Laing, James J. Bremner, Esquire, George Mitchell, Esquire, Howard Primrose, Esquire, and George Murray, Doctor of Medicine, and
their successors, to be appointed in the manner hereinafter provided, shall be and they are hereby declared to be a body corporate and politic in name and in deed, and by the name of “The Trustees of the Ministers' Widows' and Orphans' Fund of the Synod in the Maritime Provinces of the Presbyterian Church in Canada,” for the purpose of maintaining and administering a fund for the support of the widows and orphans of Presbyterian Ministers; and they and their successors by the name aforesaid shall be able and capable in law to purchase, take, have, hold, receive, enjoy, possess and retain all messuages, lands, tenements, money, goods, chattels and effects which have been or shall hereafter be paid, given, granted, purchased, appropriated, devised or bequeathed in any manner or way whatsoever, to, for, and in favor of the said “The Trustees of the Ministers' Widows' and Orphans' Fund of the Synod in the Maritime Provinces of the Presbyterian Church in Canada” to and for the uses and purposes of such Corporation.

2. At the close of the annual meeting of the General Assembly of the Presbyterian Church in Canada, all the members of the said Corporation shall retire, their places being supplied at each meeting by twelve persons who shall be then and there chosen for that purpose by such General Assembly, the retiring members being eligible for re-election: provided, however, that the General Assembly shall not appoint as a member of such Corporation, any minister who is not a contributor to the funds thereof, or any person who has not been previously nominated therefor by the Synod in the Maritime Provinces of the Presbyterian Church in Canada, or who is not a member of such Church; and if the General Assembly should at any time fail to appoint the members of the said Corporation, the old members shall continue to act until their successors are duly appointed.

3. All the messuages, lands, tenements, moneys, goods, chattels, choses in action and effects now held, possessed or owned by, on behalf of, or in trust for the said “The Trustees of the Presbyterian Ministers' Widows' and Orphans' Fund,” and also all messuages, lands, tenements, moneys, goods, chattels, choses in action and effects now held, possessed, standing in the name of or owned by the said James J. Bremner and George Mitchell as trustees of the “Widows' and Orphans' Fund of the Presbyterian Church of the Maritime Provinces in connection with the Church of Scotland,” or by any other person or persons for or on behalf of such fund are hereby transferred to and vested in the Corporation hereby created, subject however to any lien, charge, incumbrance or obligation that may exist on or in respect to the same
or any part thereof; and the said Corporation are hereby declared to be entitled to ask, demand and receive from any person or persons holding the same, all such property and effects as are hereby vested in or transferred to such Corporation; and the said two funds are hereby amalgamated and shall henceforth continue to be one fund under the management and control of the Corporation created by this Act.

4. Forthwith after the passing of this Act any four members of the said Corporation may call a meeting of the members thereof at such time and place as they may see fit to appoint, at which meeting the members of the said Corporation or the major part of such of them as shall be then and there present shall choose, one chairman, one secretary, and one treasurer, who shall hold their respective offices during the pleasure of the said Corporation; the same individual may be appointed to more than one office in the Corporation.

5. The members of the said Corporation or the major part of such of them as shall be present at any general meeting duly convened shall, subject to the limitation hereinafter contained, have power and authority to frame and make by-laws, rules and orders touching and concerning the good government of the said Corporation and the income and property thereof, and the collection, administration, investment, application and management of the funds aforesaid and any other matter or thing which to them may seem fit or expedient for the effectual attainment of the objects of the said Corporation and the administration of its concerns, and for fixing, ascertaining and establishing the scales or rates of contribution to the said fund by the ministers or others entitled to contribute thereto under the provisions of this Act, and the scales or rates of annuities payable to the widows and orphans of such contributors; and also from time to time by such new by-laws, rules and orders as to them shall seem meet, to alter or repeal those so made as aforesaid; but all such by-laws, rules and orders so made shall be in force only when and after the same shall have been submitted to and approved of by the General Assembly of the Presbyterian Church in Canada and by the Synod of such Church in the Maritime Provinces.

6. All by-laws, rules or orders which may hereafter be made by the said Corporation in relation to persons already interested either as contributors or as annuitants in either of the two funds by this Act amalgamated, shall be subject to the following provisions, that is to say:

1. Those ministers now contributing to the fund of the Ministers' Widows' and Orphans' Fund of the late Presbyterian Church
of the Lower Provinces shall continue to pay the same amounts per annum as heretofore, that is to say: those in the first class, eight dollars, those in the second class twelve dollars, and those in the third class, sixteen dollars.

2. Those ministers now contributing to the said other fund who have been paying the ministerial rate of twelve dollars per annum, with a rate from their congregations, may continue to pay in the same manner, or if they prefer they may pay at the rate of sixteen dollars in lieu of both, and those who have been paying only the ministerial rate of twelve dollars, may continue to pay at the same rate, and shall be in the same position as those in the second class of the Presbyterian Ministers' Widows' and Orphans' Fund, but it shall be open to them to the first day of July next to join the higher class, paying thenceforward at the rate of sixteen dollars per annum.

3. Widows and orphans now annuitants upon the Presbyterian Ministers' Widows' and Orphans' Fund shall (subject to such diminution as the Corporation hereby created may find it necessary hereafter to make) receive the following amounts per annum: widows in the first class, seventy-five dollars; widows in the second class, one hundred and twelve dollars and fifty cents; widows in the third class, one hundred and fifty dollars; if a widow be in the highest class, she shall receive, in addition, for one child, twenty dollars, for two children, thirty-six dollars, for three children, fifty dollars, and ten dollars for each additional child, and if she be in either of the other classes, in the same proportion.

In the event of the decease of both parents, if there be one orphan, the said Corporation shall pay for the benefit of such orphan, two-thirds of the amount payable to widows in each class, and for the highest class, if there be two orphans, twenty-five dollars shall be added to the amount; if there be three, twenty dollars more, if there be four, seventeen dollars and fifty cents more; and twelve dollars and fifty cents for each additional orphan, and the other classes in proportion; to be continued in each case until they reach the age of eighteen years.

4. Widows and orphans now annuitants upon the said other fund, receiving on account of both ministerial rates and congregational contributions and those who may hereafter be annuitants upon the amalgamated fund entitled to receive on account of both, shall receive at the highest rate received by the widows and orphans of the other fund; and those only entitled to receive the rate allowed for ministerial contributions alone, shall hereafter receive at the same rate as widows and orphans in the second class of the said other fund.
5. In all other respects all connected with either fund shall be subject to the rules that may hereafter be adopted for the management of the amalgamated fund.

6. It shall be the duty of the officers and members of the said Corporation, for the time being, to prepare annually, and to cause to be laid before the said Synod and General Assembly at their annual meeting, a full account of the receipts and disbursements of the said Corporation during the year next preceding such meeting, and also a general statement of its funds and property.

7. Until by-laws for the management thereof are framed and passed by the said Corporation and approved of by the said General Assembly and Synod, the proposed rules for the management of the said amalgamated fund agreed upon by the Joint Committee appointed to arrange the terms of such amalgamation, shall, so far as the same are not inconsistent with this Act, be the by-laws of such Corporation.

8. All provisions contained in any Act of the Legislature of Nova Scotia inconsistent with the provisions of this Act relating to the said Presbyterian Ministers' Widows' and Orphans' Fund are hereby repealed.