

heritance of the same, in the most upright and careful manner, and shall moreover have perpetual succession in law, fact and name, as herein after prescribed, and shall, by reason of its incorporation, have full power and lawful authority to sue and to be sued, to implead and to be impleaded, to answer and to be answered unto, in any court or courts of law or equity within this state, before any judge or judges, justice or justices, in all manner of suits and pleas whatever, and of what nature or kind soever such suits, pleas or actions may be, in as full and effectual a manner as any other persons or persons, bodies politic or corporate, may or can do.

3. AND BE IT ENACTED, That every such body politic shall be chosen, and the succession kept up, at such times and places as are ordinarily used for public meetings of the said church, society or congregation, and by such persons as are allowed to have a voice in the management and direction of congregational or temporal concerns, according to the known custom and usage of their respective denominations; or the said body politic or corporate shall be chosen, and the succession kept up, according to the rules, regulations and practice, that may have been heretofore adopted and used, or that shall be at the first of electing adopted and agreed upon, by any particular church, society or congregation, for ordering, directing or managing, their congregational or temporal concerns; *Provided always*, that every trustee or member of any corporation aforesaid shall be of the same religious sect or denomination with the church, society or congregation, by which he is chosen to this trust; *And provided also*, that the minister for the time being, or senior minister where there are more than one settled in any church, society or congregation, shall always, in virtue of his ministry, be a member of the body politic or corporate belonging to the same, exclusive of the number heretofore prescribed.

When and where every body politic shall be chosen.

Proviso.

4. AND BE IT ENACTED, That in case any debate shall arise in any church, society or congregation, about the right of voting, or whether the election aforesaid hath been fairly conducted, agreeably to the true intent and meaning of this act, the parties contending shall each of them choose one discreet and reputable person from amongst the members or trustees of some neighbouring church, society or congregation, of the same religious persuasion, if any such there be, and if none such, then of any other christian society, which two persons shall choose a third, qualified in like manner, and the said three persons shall meet at the place where the difference has arisen, and hear and determine upon the matter, and their judgment or award, or the judgment or award of a majority of them, certified under their hands and seals to the contending parties, shall be final.

In case of debate about the right of voting, parties contending to choose each one person.

5. AND BE IT ENACTED, That at the first election or appointment of every body politic or corporate aforesaid, every church, society or congregation, assembled as already directed, shall determine and fix on their plan, agreement or regulation, mentioning and specifying distinctly the time and manner of electing trustees, and the manner in which the succession shall be perpetuated, and containing an exact description of the powers, of the persons severally electing and elected, and to elect and to be elected thereafter, and also the name, style or title, of the corporation, by which

At the first election, plan of electing trustees and keeping up the succession, to be determined.