

section ought to be construed strictly as it is creating a class of voters who are not ratepayers within the definition of ratepayer as used in the Act or within the meaning of the term ratepayer as generally understood. And it seems to me he must literally fill all the requirements of this section before he can assert a right thereunder. These annual school meetings are held before the expiration of the current school year, and I think the section contemplates a person who has been paying poll taxes—at least one who has paid that of the then current year. It reads, in effect, “On depositing \$1 any person who is liable to pay poll tax, and has paid all poll taxes previously imposed, including that of the current year, shall be qualified to vote.” This does not give any person liable to poll tax a vote on depositing \$1, but only those liable and who have paid a poll tax previously. It seems to me clear a person who had never paid a poll tax previously cannot qualify under the plain terms of the section, and I do not think it was ever intended by the Legislature, as disclosed by the terms of this section, to open the door simply to all those who may happen to reside in the section at the time of a meeting who are not ratepayers and who had never before contributed. Had this been the intention it would have been easy to say so, and then the section would have stopped with the simple declaration that on depositing \$1 any person residing in the school section at the time of the meeting should have a vote. I cannot so read the section and I think the vote of Louis Landry properly rejected.

I think the motion of the relator fails and should be dismissed with costs.

GRAHAM, E.J.:—I agree with the opinion of Mr. Justice Drysdale that Bond and Sampson were entitled to vote for the election of trustees. The vote would thus have stood 38 for and 37 against the defendant's election.

But I am sorry not to be able to concur as to the right of Louis Landry to vote and his vote being rejected.

These are the conclusions in respect to the right to vote of Louis Landry. The following is shown in the affidavits: Joyce says:—

“One Louis Landry who is a resident of the said school section and who had previously deposited with me as such secretary at said meeting the sum of one dollar, and who then was a person liable to pay a poll tax, and against