

an Act of Parliament made and passed in the forty-third year of the reign of His Majesty King George the Third, due provision has been made for the disposal of the Estates of persons found lunatic in England and Ireland; and similar provisions are found necessary with respect to Lunatics in this Province, more especially as regards the welfare of such Lunatics, in as much as all estates both real and personal being by Law applicable to the payment of debts, much needless expense and loss will be incurred if the property of such unfortunate persons, for want of power to make the same available in the hands of their respective Committees, is left to be seized and sold under Execution, or the Mortgages on their Estates left to be foreclosed, or the said Estates entered upon by the Mortgagees: And whereas the care and commitment of the custody of the persons and Estates of persons so found lunatic or of unsound mind within this Province, are by the Royal Commission and Instructions intrusted to the Governor, Lieutenant Governor or Commander in Chief for the time being, who is also constituted and appointed Chancellor of the Province; and it would be beneficial to such persons and their Creditors if power were given to dispose of their property for payment of their debts and performance of their engagements under the control of the Governor, Lieutenant Governor or Commander in Chief as such Chancellor in the Court of Chancery for the said Province, and by the order of such Court;

I. Be it therefore enacted by the Lieutenant Governor, Council and Assembly, That it shall and may be lawful for the Governor, Lieutenant Governor, or Commander in Chief of this Province, holding also and exercising the office of Chancellor of the same, and being intrusted by virtue of the Royal Commission or Instructions with the care and commitment of the custody of the persons and Estates of persons found lunatic or of unsound mind, and incapable of managing their affairs by Inquisition taken, in this Province, under a Commission issued under the Great Seal of the said Province, in nature of a Writ de lunatico inquirendo, by an order made in the Court of Chancery on the Petition of the Committee or Committees of any person so found lunatic, or of unsound mind, and incapable of managing his affairs, or of any Creditor or Creditors of such person, to order the freehold and leasehold estates of such persons respectively to be sold, or charged and incumbered by way of Mortgage, or otherwise, as shall be deemed most expedient for the purpose of raising such sum or sums of money as shall be necessary for payment of the debts, and for performing the contracts or engagements of any such persons respectively and the costs and charges attending the same, and attending such Sale, Mortgage or incumbrance respectively; and to direct the Committee or Committees of the Estate of such persons respectively to execute, in the name and on behalf of such persons respectively, conveyances of the Estates to be sold, mortgaged or incumbered, and to do all such acts as shall be necessary to effectuate the same, in such manner as such Governor, Lieutenant Governor or Commander in Chief and Chancellor shall direct; which conveyances so to be made in pursuance of any such order as aforesaid, and the proof or acknowledgment and registry of the same, shall be as good and effectual in law as if the same had been executed and acknowledged by every such person so found lunatic, or of unsound mind respectively, when in his or her sound mind, and registered pursuant to any Act or Acts now in force for the registering of deeds in the said Province.

II. And whereas persons so found lunatic or of unsound mind may be seized and possessed of freehold lands, tenements and hereditaments, either for the term of their natural lives, or for some other estate, with power of leasing for life or lives, or term or terms of years; Be it further enacted, that in every such case all and every power of leasing such lands, tenements and hereditaments, which is or shall be vested in such person so found lunatic or of unsound mind, having a limited Estate only, shall and may be executed by the Committee or Committees of the Estate of such persons, under the direction and order of the Governor, Lieutenant Governor or Commander in Chief of the Province so being Chancellor of the same, and duly intrusted by the Royal Commission or Instructions with the care and commitment of the custody of the persons, and estates of such persons; and such lease or leases so to be executed by the said Committee and Committees, under and by virtue of such order, shall be as good and effectual in law as if the same were executed by the said person so found lunatic or of unsound mind, in his or her sound mind.

III. And whereas persons so found lunatic or of unsound mind may be seized or possessed of and entitled to freehold Estates in fee, or in tail, and an absolute interest in leasehold Estates, and it may be for the benefit of such persons that leases or under leases should be made of such Estates for terms of years, and especially to encourage the erection of buildings thereon, or repairing buildings actually being thereon, or otherwise improving the same; Be it further enacted, that it shall and may be lawful for the Governor, Lieutenant Governor or Commander in Chief of this Province so being Chancellor of the same, and duly intrusted with the care and commitment of the custody of the persons and estates of such persons respectively, to order and direct the Committee or Committees of the Estates of such persons respectively to make such leases of the freehold or leasehold Estates of such persons, according to his or her interest therein respectively, and to the nature of the tenures of such estates respectively for such term or terms of years, and subject to such rents and covenants as shall in that behalf be directed or allowed; and such lease or leases made by such Committee or Committees under and by virtue of such order, shall be as good, valid, and effectual in the law as if the same had been executed by the persons so found lunatic or of unsound mind respectively, in his or her sound mind.

IV. Provided always and be it further enacted, That no absolute sale shall be made of the freehold Estate of any person so found lunatic, or of unsound mind, without at least thirty days public notice of the time and place of such sale, by advertisement in one or more of the Newspapers published in this Province; provided also that in case there shall be any surplus of money to be raised by any such sale as aforesaid, after answering the purposes for which such sale may be directed, the same shall be applied and disposed of in the same manner as the Estate sold would have been applied if this Act had not been made; or the same may be applied by the Committee or Committees of such person under the order and direction of the Governor, Lieutenant Governor or Commander in Chief of this Province being Chancellor of the same, and so intrusted as aforesaid, for the support keeping and maintenance of such lunatic.

V. And be it further enacted, That it shall and may be lawful for any person or persons, being Idiot, Lunatic, or of unsound mind, or for the Committee or Committees of such person or persons in his, her or their name or names, by the direction of the Governor, Lieutenant Governor, or Commander in Chief of this Province, being Chancellor of the same, and duly intrusted with the care and commitment of the custody of the persons and estates of such Idiots or Lunatics, signified by an order made on hearing the parties concerned, on the petition of the person or persons for whom such Idiot or Lunatic shall be seized or possessed in trust, or of the Mortgagee, or Mortgagees, or of the person or persons entitled to the monies secured by or upon any lands, tenements or hereditaments, whereof such Idiot or Lunatic is or shall be seized or possessed, by way of Mortgage, or of the person or persons entitled to the redemption thereof, to convey or assure any such lands, tenements, or hereditaments, or assign or discharge any such Mortgage in such manner as the said Governor, Lieutenant Governor, or Commander in Chief and Chancellor may direct; and such conveyance, assurance, assignment or discharge, shall be as good and valid in the law, as if the same had been made by the person or persons so being Idiot, Lunatic or of unsound mind, in his or her sound mind.

VI. And be it further enacted, That all and every such person and persons being Idiot, Lunatic, or of unsound mind, and only Trustees or Trustees, Mortgagee or Mortgagees as aforesaid, or the Committee or Committees of all and every such person and persons being Idiot, Lunatic or of unsound mind, and only such Trustee or Mortgagee as aforesaid, shall and may be empowered and compelled by such order so as aforesaid to be obtained, to make such conveyance or conveyances, assurances, assignments or discharges as aforesaid, in like manner as Trustees or Mortgagees of same memory are compellable to convey, surrender, assign or discharge their Trust Estates or Mortgages.

VII. And be it further enacted, That all and every act to be done by such Committee or Committees of the Estate of any person being Idiot, Lunatic or of unsound mind, under and by virtue of

this Act, and the Order of the Governor, Lieutenant Governor or Commander in Chief of the said Province, so being Chancellor of the same, and intrusted as aforesaid, shall be as valid and binding against the said persons so being Idiot, or found lunatic and of unsound mind, respectively, and all persons claiming by, through or under him or her respectively, as if the Person so being Idiot, or found lunatic, or of unsound mind respectively, had been in his or her sound mind, and had personally done such act or acts respectively.

VIII. And be it further enacted, That this Act shall not be in force until His Majesty's Royal approbation be thereto had and declared.

Finally enacted, ratified, and confirmed, by Order of His Majesty in Council, 15th August, 1834.

Peter Fraser and William Tyng Peters, Esquires, to be Commissioners for taking Bail for the County of York. Pro. Office.

His Majesty's Government, we have heard with sincere pleasure, has concluded an arrangement with the Society for the Propagation of the Gospel, securing to the Society's Missionaries in these Provinces the greater part of the stipends to which they were originally entitled. In New Brunswick the reduction, we are informed, will not exceed 15 per cent.

In communicating this intelligence to the Clergy, the Bishop of the Diocese expresses his great regret at the impediments which had prevented his visitation of this Province during the past summer, and his full intention to visit it early in the next.

We would beg leave to call the attention of the Public to the advertisement of Mr. WALLACE in to day's Gazette. As a Miniature Painter, we think we can confidently recommend him. His specimens are few in number, but as far as we can judge, in point of beauty and execution they are seldom surpassed. We saw only one likeness taken since his arrival in Fredericton, and although not entirely finished we immediately recognized it, and can bear testimony to the correctness of the resemblance. The features are delineated with great exactness, and the expression of the countenance true to the original.

For several days past the weather has been intensely cold, and the ice in the river, opposite this place, is of sufficient thickness to admit of persons crossing it on foot, although we by no means consider it safe to do so. The steamers Henrietta and Woodstock left on Saturday—the former had a large raft in tow, which we are sorry to hear she had to abandon.

From the City Gazette, Nov. 13.

At a Meeting of the Stockholders of the Commercial Bank of New Brunswick, held at the Masonic Hall yesterday, which was very numerously attended, the following Gentlemen were chosen Directors:—

Daniel Ansley,	Ralph M. Jarvis,
John M. Wilmot,	William Leavitt,
John Wishart,	Charles Ward,
Henry Gilbert,	John Kinnear,
Benjamin Smith,	Charles Simonds,
Aug. W. Whipple,	John Kerr,
M. H. Perley,	

At a meeting of the Directors, which took place this morning, Henry Gilbert, Esq. was chosen President, and M. H. Perley, Esq. appointed Solicitor to the Bank.

BOARD OF HEALTH.

Tuesday morning, 11th Nov.

The Board have much pleasure in announcing, that only three new cases of Asiatic Cholera have been reported since Saturday morning, two of which promptly yielded to Medical treatment, and the other is doing well.

Two deaths have occurred from among these then remaining.

By order of the Board of Health,
J. R. PARTELOW, Clerk.

Married.

On the 28th ult. by the Rev. Dr. Gray, Mr. William Belmain, of Queen's County, to Miss Margaret Bailey, of Saint John.

On the 9th inst. by the Rev. Dr. Gray, Mr. Stephen Bamford Hennigar, to Ann Amelia, youngest daughter of Mr. Samuel Purdy, all of Saint John.

At Miramichi, on the 6th inst. by the Rev. Mr. Archibald, James Caie, Esq. Postmaster, to Miss Ann Barbara Hawbolt, both of Chatham.

At Richibucto, on the 6th inst. by the Rev. James Hannay, Mr. William Murray, to Miss Margaret Hamilton, both of the Parish of Richibucto.

At Charlotte Town, P. E. Island, on Wednesday, the 22d ult. by the Rev. L. C. Jenkins, the Rev. Henry Daniel, Wesleyan Missionary, Sussex Vale, N. B. to Miss Honor Brandwell Edmunds, of Plymouth, England.

Died.

In the Parish of Portland, on Tuesday evening last, after a short illness, Mrs. Jane

Dalton, in the 69th year of her age, one of the earliest inhabitants of that parish.

In Chatham, Miramichi, on the 31st ult. Mr. Robert B. Martin, a native of Bridport, Dorsetshire, England, in the 50th year of his age, proprietor of the Royal Hotel, Chatham.

THE Committee appointed from the Board of Health, to examine and report upon Accounts, request all Persons having demands, to deliver the same to JAMES TAYLOR, Esq. one of the Committee, on or before MONDAY the 24th instant.

Monday, 17th November.—1w.

To be sold by Public Auction, on Thursday the twenty-first day of May next, between the hours of twelve and five o'clock in the afternoon, at the Court House in Dorchester:

ALL the right, title, and interest of Anthony Fields and George O. Fields to two certain lots of Land, situate in the Parish of Botsford, in the County of Westmorland, known in the Grant to them as Lots, Nos. 1 and 2, and containing 500 acres, more or less: The same having been seized and taken by virtue of an Execution issued out of the Supreme Court.

W. P. SAYRE, Sheriff.
Dorchester, 13th Nov. 1834.



EXHIBITION BALL.

MR. JOHNSTON most respectfully informs the LADIES and GENTLEMEN of FREDERICTON, that his EXHIBITION BALL will take place on TUESDAY the 25th November instant. He hopes from the liberal patronage he has received since his arrival in Fredericton, that it will be extended to him on this occasion. Mr. J. assures those Ladies and Gentlemen who may honor him with their company that nothing on his part shall be wanting to render the Evening's entertainment agreeable. He would likewise intimate that the assembly will be select.

In the course of the evening, the Spanish Waltz will be danced by two of his Pupils, and also the Sailor's Hornpipe or Jack is the Lad, by a Pupil.

Tickets may be had of Mr. Johnston, at Mr. Sloop's Boarding House. Gentlemen purchasing Tickets will have the goodness to apply for them early, to prevent confusion at the door.

* * Dancing to commence at eight o'clock precisely. Nov. 18.

Miniature Painting.

MR. WALLACE, lately from Glasgow and New York, begs to inform the Ladies and Gentlemen of Fredericton, that he has taken apartments in the Albion Hotel, where he will remain a short time for the purpose of taking MINIATURES for such as may be desirous of availing themselves of this opportunity. Mr. W. will be happy to submit for the inspection of Ladies and Gentlemen, favoring him with a call, a few specimens of his skill in the above art.

Fredericton, 17th Nov. 1834.

NEW BRUNSWICK ALE.

Saint John, 8th November, 1834.

THE Subscribers beg to inform their friends and the public, that they have now on hand at their BREWERY, in Brussels street,

OCTOBER ALE and BEER.

of a superior quality, in wood and bottles.

KELTIE & YOUNGER.

N. B.—2000 Bushels good BARLEY wanted, for which the highest price will be given.

K. & Y.

CAUTION TO TRESPASSERS.

NOTICE is hereby given, that any person who may hereafter be found trespassing on the Lands belonging to Captain Thomas Moses, situate between the River Nashwaak and the Tay Creek Road, and surrounded by Lands belonging to the New Brunswick and Nova Scotia Land Company, will be prosecuted according to Law.

29th Oct. 1834.

FOR SALE.

PERSONS who may be desirous of purchasing Land in the immediate vicinity of the NEW TOWN of STANLEY, can be accommodated with any quantity from a Rod to a Thousand Acres, by application to Mr. ROBERT GOWAN, of Fredericton; who is likewise authorised to dispose of the Timber now growing on the said Land, and with whom a plan of the Property is lodged.

29th October, 1834. THOMAS MOSES.

FOR SALE BY AUCTION.

ON Tuesday the 10th day of February, if not previously disposed of at private sale, that well known farm on the upper part of Kingsclear, belonging to the late William Smith, containing 200 acres more or less, with a good House and Barn, and considerable other improvements thereon. Possession will be given immediately.

The Subscribers also request those persons who have any legal demands against the Estate of the late William Smith, to render the same for settlement; and those indebted are required to make immediate payment.

WILLIAM SMITH, Ex'rs.

THOMAS T. SMITH.

October 7th, 1834.

FALL Mackerel; Flour; prime Mess Irish

Fork; Net Herring; Nails; Window Glass; &c. &c. just received and for sale low for Cash and Country Produce.

To let till 1st of May 1835.

A comfortable Parlour with two Bed Rooms, and the use of a Kitchen, and part of a good Cellar. Also—Two or three Barns, near the Barracks.

M. MACKINTOSH.

Fredericton, 13th October, 1834.

A CARD.

FRANCIS BEVERLY returns his grateful acknowledgements to the town and country for the very liberal support he has met with since he opened his establishment in this place. As it is his intention to wind up his present business, he would politely request those who are indebted to him to settle their accounts as early as possible.

Fredericton, 30th September, 1834.

REMOVAL.

M. MACKINTOSH has removed from Regent Street, to the Store lately occupied by Mr. Daniel Johnston, in Queen Street, second store below Mr. Moulton's Tin Ware Shop.

Queen Street, Fredericton, }
2d September, 1834. }

THE TWOPENNY MAGAZINE;

Weekly Museum of Literature, Amusement and Instruction.

AMONG all the periodical publications of New Brunswick and the sister Province, there is none devoted exclusively to general instruction and amusement. The very nature of Newspapers prevents their affording to readers much interesting matter, unconnected with politics and the daily occurrences of life; and more especially are they unadapted for the indiscriminate perusal of youth. The writer has had repeated opportunities of discovering, that something of a different nature is very desirable: many parents wish for the establishment of a small publication, exclusively composed of such instructive and entertaining matter, as they may safely furnish for the regular perusal of their children; while country residents, by whom a frequent accession to books is unobtainable, greatly desire an opportunity of obtaining a periodical supply of useful and amusing information, at a cheap rate. To accomplish this desideratum, and thus to afford an agreeable companion for the leisure hours of such persons, it has been determined to commence the publication above named.

The work will consist of a pleasing and varied succession of brief articles, comprising every description of useful information, (exclusive of politics and daily news,) in LITERATURE, SCIENCE and the ARTS; original and selected TALES, SKETCHES, BIOGRAPHIES, ANECDOTES, ESSAYS, REFLECTIONS, Notices of New Publications, Poetry, &c.; in short it is intended to form a complete Museum of useful and interesting reading, such as may be acceptable to all ages and classes, and which, while it will occupy the mind with varied subjects, will in every thing be auxiliary to the promotion of religion and morality.

The TWOPENNY MAGAZINE will be printed on good paper, with new type; each number will contain eight handsome octavo pages, which will be *paged successively*, so as to form a neat volume at the end of the year.—From its exceedingly low price, (only two pence per weekly number,) it will be within the reach of all, and it is therefore to be presumed that it will meet with an extensive circulation; which, alone, can ensure its continuance. The first number will appear on Wednesday, December 3d, after which it will be published on every succeeding Wednesday and sold at the store of the Editor and Proprietor.

GEORGE BLATCH.

Market Square, St. John, Oct. 4.

Editors of Newspapers will confer a favour by bestowing a friendly notice on the above; and they as well as other respectable individuals, are respectfully requested to act as Agents for the work.—Every Agent obtaining and guaranteeing subscriptions for twenty copies, will receive an additional copy gratis.—Liberal allowance to Booksellers, &c. purchasing quantities.—It is desirable, that as far as practicable, orders should be forwarded to the Editor previous to the publication of the first No.; for the purpose of regulating the number of copies to be struck off.

Notice.

THE Subscriber hereby informs his friends and the public, that he has for sale a variety of British Merchandise, very low for Cash, at his Store in Queen's Street, and solicits a share of their patronage.

JOSEPH SUTHERLAND.

Fredericton, 25th February, 1834.

STAGE.

THE Subscriber grateful for the patronage he has obtained as a Carrier on the road to Fredericton, returns his sincere thanks to the public for the support he has hitherto received; and begs to inform them, he intends in future to run a Stage during the Summer as well as Winter months. Due attention will be paid to the comfort of passengers, and any orders entrusted to his care, will be promptly and faithfully executed. He will leave Newcastle every alternate Thursday, at 10 A. M. and Fredericton every alternate Tuesday, at 3 P. M. Fare—4s.

JACOB CARVELL.

Fredericton, June 30, 1834.

BEAUTIFUL RESIDENCE

FOR SALE.

IT being the intention of the Subscriber to remove into the new Building, which he is now erecting, early in the ensuing Spring, he will dispose of the House and Premises, which he at present occupies, at a moderate price and on favorable terms of payment.—This property possesses every requisite convenience, and is so well known and so generally admired, that any further description is unnecessary.

JOHN SIMPSON.

Fredericton, 15th July, 1834.

FOUND.—A Cloth CLOAK, in the month of June last. The Owner can have the same by applying at this Office. Oct. 14.

WANTED.—A Boy for a Dispensary.

Apply to Drs. EMERSON & PERRIN.

Fredericton, 27th October, 1834.