

Poetry.

THE BRITISH MAN OF WAR.

She reclines upon the billow, in her grace and pride alone,
Like a maiden on her pillow—like a monarch on his throne:
A hundred mouths of thunder show along her mighty side,
And a hundred works of wonder in her lofty rigging ride;
Her keel is deeply laying in the sea-god's darksome bed,
Whilst amidst the clouds is waving her banner, brightly spread:
Oh! armed with death and terror, clad in beauty and in awe,
What noble sight or fairer than a British Man of War!

There is silence deep on board her, as her freight were of the dead,
Ata whis le's magic order, all her vast white wings are spread
Like a bird through daylight swimming—like a meteor through the night—
Like a steed the desert skimming, she pursues her pathless flight;
And the thousand souls within her, who with English ardour burn,
What glories they will win her, ere we shout on her return!
For though in no dread quarrel the flaming sword they draw,
Fair Peace hath many a laurel for the British Man of War.

Go forth! heaven guide thy thunders, and grant thee well to speed,
Whilst midst undreamt-of wonders, bright valour's star shall lead.
Go! giant child of science—her aid and champion free,
And bid sublime defiance to the terrors of the sea.
Go! messenger of glory, with Old England's flag unturned,
And proudly tell her story abroad to all the world;
Show earth's admiring numbers, in their envy and their awe,
All the might that slumbers in a British man of war.

From the St. John City Gazette, June 13.

The Annual District Meeting of the Wesleyan Missionaries in the New Brunswick District began in Fredericton, May 31st; twenty-two Missionaries were present: from communications read at the board, it appears to be the intention of the managing committee in London to send out two or three more young men, with an intent on of supplying some destitute settlements in the Province, the inhabitants of which have earnestly solicited religious instruction, by means of the Society's Missionaries. A visiting Missionary has been appointed, to commence this necessary and benevolent work; he is wholly unconnected with a circuit; and is intended to visit as many remote and neglected places as may be practicable during the ensuing year. We subjoin their address to His Excellency Sir John Harvey presented by a deputation of their number and His Excellency's answer thereto.

To His Excellency Major General Sir JOHN HARVEY, K. C. H. & C. B. Lieutenant Governor of the Province of New Brunswick, &c. &c. &c.

May it please Your Excellency,—

We, the Missionaries appointed by the Wesleyan Conference in Great Britain, to labour in the Province of New Brunswick, take the opportunity afforded by our first Annual Meeting in Fredericton, after your Excellency's assumption of the Provincial Government, personally to pay our respects to your Excellency.

During the twelve months your Excellency has administered the Government of this Province, events have occurred which have occasioned feelings—a monarch justly esteemed for his solicitude to promote the welfare of his subjects, and whose memory will be long cherished by a grateful people, has in the order of Providence, given place to our Sovereign Lady, Queen Victoria, whose many virtues have awakened an enthusiastic and substantial loyalty, which promises to uphold in its moral splendour the throne of her ancestors.

We, may it please your Excellency, have participated in the feelings of our loyal fellow subjects in these events—and, while we have endeavoured to bow in humanity before the Arbiter of the Universe, we adore his wise interposition in placing upon the British Throne another beloved member of the illustrious House of Hanover. Our prayers for Her Majesty's long and happy and prosperous reign on that Throne shall not cease to be offered to him "by whom Princes reign," while by our personal instructions and example, we shall persevere in including the great duties of religion and loyalty among our people, than whom we are happy in believing, Her Majesty has not more affectionate and loyal subjects.

Recent events in the neighbouring Provinces of Canada, may it please Your Excellency, though calculated to awaken our sorrow that any should be found so wicked as to raise or so inflamed as to join the standard of revolt in so favoured a portion of the Empire, as British America, did not occasion to us any alarm. That Almighty hand, which, as Christians and as Christian ministers, we wish ever devoutly to acknowledge, has graciously interposed, and His blessing on the loyal efforts of Her Majesty's subjects has signally foiled the wickedness of rebellion and the cruelty of brigandage, to awaken, we trust a more grateful, more holy regard, for the privileges and the securities of Britons, accorded by the British constitution.

Your Excellency's promptitude and foresight contributed to the result that has gladdened the hearts of Her Majesty's subjects in these Provinces, and we trust that Your Excellency will be long spared to administer in Her Majesty's name the affairs of New Brunswick, whose whole population, we believe, appreciate your Excellency's administration as highly advantageous to their interests.

May it please Your Excellency, we should accuse ourselves of negligence were we to allow the present opportunity to pass without expressing the grateful sense we entertain of Your Excellency's endeavours to remove from us the onerous effects of the Marriage Law of this Province. In those endeavours we recognize an enlightened estimate of the circumstances of Ministers and people not in the pale of the National Establishment, which cannot fail of having that influence on Her Majesty's Government that will effectually remove our grievance.

Most earnestly desiring that every blessing

may be conferred on Your Excellency, on Lady Harvey, and Your Excellency's family.

We have the honor to be Your Excellency's obedient and humble Servants.

Signed in behalf of the District Meeting.

WILLIAM TEMPLE, CHAIRMAN.

Answer of His Excellency the Lieutenant Governor to the Wesleyan Missionary Address.

REVEREND GENTLEMEN:—

Believing that the Queen has no more faithful subjects, nor society more peaceable, orderly and valuable members, than those of the Wesleyan Community, I receive with feelings of the utmost pleasure your Loyal and Dutiful Address, and in corroboration upon my assumption of the Government of New Brunswick, and am much gratified that my endeavours to discharge my duties towards Her Majesty's Subjects in this Province, have hitherto afforded satisfaction to so highly respectable a portion of them.

The last twelve Months have indeed been productive of important events,—but in their issues we trace the hand of a protecting Providence—the recent outbreak in the Sister Colonies, instigated by a comparatively inconsiderable number of wicked and disloyal men, has been promptly suppressed, and the mild and benignant character of British Rule has been displayed in extensive acts of mercy towards the deluded, thereby restoring them to their Families and to their forfeited places in the community, and replacing them in the ranks of Her Majesty's Loyal and Faithful Subjects and Defenders,—and I will add heaping confusion upon the heads of their seducers.

Our late excellent and beloved King has been succeeded by a Sovereign who has already endeared herself to all classes of Her Subjects, and in whom the nation may be truly said to "rejoice."

Again I thank you Reverend Gentlemen for your address, and I beg you to be assured that it will at all times be a gratifying part of my duty to assist the objects and to promote the interests of your loyal and respectable community.

J. HARVEY, LT. GOVERNOR.

Government House, June 6, 1838.



By Authority.

AT THE COURT AT BUCKINGHAM PALACE, The 20th day of December, 1837. PRESENT.

The Queen's Most Excellent Majesty. Lord Chancellor. Lord John Russell. Lord President. Viscount Palmerston. Lord Privy Seal. Viscount Melbourne. Lord Steward. Viscount Howick. Lord Chamberlain. Lord Hill. Earl of Albemarle. Lord Glenelg. Earl of Minto. Sir John Hobhouse, Bart.

Whereas the Governor of Her Majesty's Province of New Brunswick, with the Council and Assembly of the said Province did in the month of March, 1837, pass three Acts which have been transmitted, intituled as follows, viz.:

No. 1080. "An Act in addition to and in amendment of the Laws now in force for regulating Elections of Representatives to serve in General Assembly in this Province."

No. 1081. "An Act for continuing the General Assembly in this Province in case of the Demise of the Crown."

No. 1082. "An Act to erect part of the County of Gloucester, into a separate and distinct County."

And whereas the said Acts have been referred to the Committee of the Lords of Her Majesty's Most Honourable Privy Council appointed for the consideration of all matters relating to Trade and Foreign Plantations, and the said Committee have reported as their opinion to Her Majesty that the said Acts should receive Her Majesty's special confirmation; Her Majesty was thereupon this day pleased by and with the advice of Her Privy Council, to declare Her special confirmation of the said Acts, and the same are hereby specially confirmed, ratified, and finally enacted accordingly. Whereof the Governor, Lieutenant Governor or Commander in Chief of Her Majesty's Province of New Brunswick, and all other persons whom it may concern are to take notice and govern themselves accordingly.

W. L. BATHURST.

ANNO SEPTIMO GEORGE IV. REGIS.

CAP. LV.

An Act in addition to and in amendment of the Laws now in force for regulating Elections of Representatives to serve in General Assembly in this Province.

Passed 1st March 1837.

WHEREAS it is desirable to lessen the number of polling days in holding Elections in this Province, and also to define the several places for polling in the respective Counties;

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That the tenth section of an Act made and passed in the thirty first year of the reign of His Majesty King George the Third, intituled "An Act for regulating Elections of Representatives in General Assembly, and for limiting the duration of Assemblies in this Province" be and the same is hereby repealed; and in lieu thereof—

II. Be it further enacted, That every Poll which at any Election hereafter holden in any County of this Province shall be demanded, shall commence on the day the same shall be demanded, and shall be duly and regularly proceeded in from day to day, (Sundays and intervening days as hereinafter provided excepted,) without delay or other adjournment in order that all voters present may have an opportunity of being polled; and in case any Candidate or two Electors, at such Election, shall on the first day of holding the Poll, so require, the Poll shall be removed and held at the several places hereinafter appointed in each County; and if the said Poll shall continue unto the eighth polling day inclusive, the same shall on that day be finally closed at or before the hour of three o'clock in the after-

noon, and the Sheriff at every such election shall immediately on or on the day next after the final close of the Poll, truly and publicly declare the name or names of the person or persons who shall have the majority of votes or such Poll, and shall forthwith make a return of such person or persons unless the Sheriff upon a scrutiny being demanded by any Candidate or any two or more Electors, shall deem it necessary to grant the same, in which case it shall and may be lawful for him so to do, and to proceed hereupon, but so as that in all cases of an Election every Sheriff having the return of a Writ of Election shall close such scrutiny and make his return upon such Writ on or before the day on which such Writ is returnable.

III. And be it further enacted, That the following places in the respective Counties shall be and the same are hereby declared to be the places at which the Poll in the respective Counties shall be held (in case the removal of the Poll be demanded as hereinbefore provided) to wit:

IN THE COUNTY OF YORK.

First day—At the County Court House in the Shire Town.

Second day—In the upper part of the Parish of Kingsclear.

Third day—In the upper part of the Parish of Queensbury.

Fourth day—In the upper part of the Parish of Southampton.

Fifth day—On the Keswick Ridge in the Parish of Douglas.

Sixth day—On the Nashwaak in the Parish of Saint Mary's.

Seventh and eighth days—At the County Court House in the Shire Town.

IN THE COUNTY OF WESTMORLAND.

First day—At the Court House in the Shire Town.

Second day—(Allowing one week day to intervene) at or near William Hamilton's in Hopewell.

Third day—In Moncton near the Bend of Peticodiac River.

Fourth day—In Barachois Settlement in Shediac Parish.

Fifth day—At Bay Verte.

Sixth day—In the upper part of Sackville Parish.

Seventh and eighth days—At the Court House in the Shire Town.

IN THE COUNTY OF KENT.

First day—At the Court House in the Shire Town.

Second day—At or near the Ferry over the Great Buctouche River.

Third and fourth days—At or near the Ferry over Cocagne River.

Fifth day—At Kichibouguac near Raymond's mills.

Sixth, seventh and eighth days—At the Court House in the Shire Town.

IN AND FOR THE CITY OF SAINT JOHN.

First and second days—At the Court House in the said City.

Third day—In Carleton.

Fourth, fifth, sixth, seventh and eighth days—At the Court House in the said City.

IN AND FOR THE COUNTY OF SAINT JOHN.

First and second days—At the Court House in the City of Saint John.

Third day—In Carleton.

Fourth day—At Loch Lomond.

Fifth day—At Quaco.

Sixth day—(Allowing one week day to intervene) at the Court House in the said City.

Seventh and eighth days—At the same place.

IN AND FOR THE COUNTY OF SUNBURY.

First and second days—At the Court House in Burton.

Third day—At or near Tilley's in Sheffield.

Fourth day—At or near Thomas Hart's on the north branch of the Oromocto.

Fifth, sixth, seventh and eighth days—At the Court House in Burton.

IN AND FOR KING'S COUNTY.

First day—At the Court House in Kingston.

Second day—At or near Harding's in the Parish of Westfield.

Third day—At or near Gillis' in the Parish of Springfield.

Fourth day—At or near Roache's in the Parish of Sussex.

Fifth day—At or near DeBoo's in the Parish of Upham.

Sixth day—At or near Hampton Ferry.

Seventh and eighth days—At the Court House in Kingston.

IN AND FOR THE COUNTY OF CHARLOTTE.

First day—At the Court House in Saint Andrews.

Second day—At or near the Head of Oak Bay in the Parish of Saint David's.

Third day—In the Parish of Saint Stephen's.

Fourth day—(Allowing one week day to intervene) At or near Digdegash mills in the Parish of Saint Patrick.

Fifth and sixth days—At or near the lower Falls in the Parish of Saint George.

Seventh and eighth days—At the Court House in Saint Andrews.

IN QUEEN'S COUNTY.

First day—At the Court House in Gagetown.

Second day—At or near White's Point on the Grand Lake.

Third day—At or near O'Leary's, mouth of Salmon River.

Fourth day—At or near White's Point on the Washademoak.

Fifth day—At or near Robert Golding's Parish of Wickham.

Sixth day—At the half way House Nerepis Road.

Seventh and eighth days—At the County Court House in Gagetown.

IN AND FOR THE COUNTY OF GLOUCESTER.

First day—At the Court House in Bathurst.

Second and third days—(Allowing one week day to intervene) At or near the French Chapel at Carraquet.

Fourth and fifth days—(Allowing two week days to intervene) In the Town of Dalhousie.

Seventh and eighth days—(Allowing one week day to intervene) At the Court house in Bathurst.

IN AND FOR THE COUNTY OF NORTHUMBERLAND.

First day—At the Court House in Shire Town.

Second day—At Lower Negowack.

Third day—(Allowing one week day to intervene) At Bay du Vin at or near Williston Settlement.

Fourth day—At the Town of Chatham.

Fifth day—At or near Cuppage and White's in Northeast.

Sixth day—At or near Bartholemew's River in the Parish of Blackville.

Seventh day—At or near Robert Donk's present residence in the upper part of the Parish of Blissfield.

Eighth day—(Allowing one week day to intervene) At the Court House in the Shire Town.

IN AND FOR THE COUNTY OF CARLETON.

First day—At the Court House in the Shire Town.

Second day—At or near Beacuinick in the Parish of Brighton.

Third day—At or near Munquat in the Parish of Kent.

Fourth day—At or near Everitt's in the Parish of Andover.

Fifth day—(Allowing one week day to intervene) At or near Thibideau near Green River in the Parish of Madawaska.

Sixth day—(Allowing two week days to intervene) At the Court House in the Shire Town.

Seventh and eighth days—At the same place.

IV. And be it enacted, That when any new County shall be erected in this Province, either wholly or in part from any of the said Counties, the Election for such new County shall be held at the Shire Town during the whole number of Polling days, until otherwise provided for by Law, and if any of the places hereinbefore established for taking the Poll, should happen to fall within the limits of such new County, the same shall cease to be placed for such Polling, and the Poll instead thereof shall be held in the Shire Town of the County for which such days and places were originally fixed. Provided always, that when any such Polling days revert to the Shire Town in manner aforesaid the same shall be held from day to day without any week day intervening.

V. Provided always and be it enacted, That if at any time in the course of holding such Poll, all opposition should be withdrawn by consent or resignation of Candidates, then the said Sheriff shall and may finally close such Poll, after giving one hour's public notice or proclamation thereof.

VI. And be it enacted, That this Act shall not come into force or effect until His Majesty's Royal approbation be thereunto had and declared.

CAP. LVI.

An Act for continuing the General Assembly in this Province, in case of the demise of the Crown.

Passed 1st March 1837.

WHEREAS some inconvenience might arise, if the General Assembly of this Province should be dissolved by the death or demise of the King, (whom may God long preserve,) or by the death or demise of any of His Majesty's Heirs and Successors; for remedy thereof,

Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the General Assembly, or any other General Assembly of this Province, which shall have been summoned and called by our present Sovereign Lord King William, or His Heirs and Successors, shall not determine or be dissolved by the death or demise of His said Majesty, His Heirs and Successors, but such General Assembly shall, and it is hereby enacted to continue and may meet, convene, and sit, proceed and act, for the period of six months, notwithstanding such death or demise, in the same manner, as if such death or demise had not happened: Provided always, and it is hereby enacted, that nothing in this Act contained shall extend or be construed to extend to alter or abridge the power of the King, His Heirs and Successors, to prorogue or dissolve the General Assembly of this Province: Provided that nothing in this Act contained, shall be of any force or effect, until His Majesty's pleasure therein shall be had and declared.

CAP. LVII.

An Act to erect part of the County of Gloucester into a separate and distinct County.

Passed 1st March 1837.

WHEREAS from the great extent of the present County of Gloucester, it is necessary and expedient that the same be divided into two Counties;

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That all that part of the said County of Gloucester, which lies to the northward and westward, and is included within the line drawn due south, from the mouth of Beldune River until it strikes the line dividing the Parishes of Beresford and Bathurst in the said County, thence westerly by the line dividing the Counties of Northumberland and Gloucester until it strikes the line dividing the County of Carleton from the present County of Gloucester, thence by said line a northerly course until it strikes the line of the Province of Lower Canada, be, and the same is hereby erected into a County, separate and distinct from the said County of Gloucester, to be called and known by the name of the County of Restigouche, and that part of the present County of Gloucester, not included within the limits of the said new County above described, shall henceforth comprise the County of Gloucester.

II. And be it further enacted, That the like Courts of Justice shall be erected and established, and the like Justices and other Officers be constituted and appointed in the said new County, as are now erected and established, constituted and appointed, in the said County of Gloucester, and with the like powers and authorities.

III. And be it further enacted, That the Courts of General Session of the Peace and Inferior Courts of Common Pleas shall be holden in the Shire Town of the said new County twice in every year at the times following: (that is to say,) on the first Tuesday in January and second Tuesday in July, and con-

tinue until the business shall be finished, not exceeding five days; and that two additional Terms of the said Inferior Courts of Common Pleas for the said County shall be holden as follows; (that is to say,) on the second Tuesdays in April and second Tuesdays in October, and continue until the business be finished, not exceeding five days, at which additional Terms no Jury shall be summoned.

IV. And be further enacted, That the Town of Dalhousie, in the said County of Restigouche, shall be for ever hereafter the Shire Town of the said County, and that a Court House and a Gaol shall be erected in the said Shire Town, in like manner and by such and the like ways and means as such buildings have been or may be erected in other Counties in the Province, and in such place within the said Shire Town as the Lieutenant Governor or Commander in Chief for the time being shall direct, and that all the Public Offices in the said new County, shall be kept at the places to be directed and determined upon by the said Lieutenant Governor or Commander in Chief for the time being.

V. And be it further enacted, That in the said Shire Town shall be erected and established a Registry of Deeds, Conveyances, Wills, Mortgages, Memorials of Judgments or Recognizances for the said County, to be managed and executed by a Registrar, to be constituted in like manner, and under and subject in all respects to the like Laws, Rules and Regulations as any other Registry in any other County of the Province, and that all Deeds, Conveyances, Wills, Mortgages, Memorials of Judgments or Recognizances, which may affect any Lands, Tenements, or Hereditaments in the said County, shall be entered and registered at full length in the said Registry, provided the same Deeds or other documents have not been before registered in the said County of Gloucester.

VI. And be it further enacted, That the several Parishes of the said County of Gloucester, in whole or in part comprised within the said new County, shall continue by their respective names to be the Parishes of the said new County, until altered by the General Assembly, and that the Town or Parish Officers to be hereafter annually appointed for the said new County, shall in all respects possess the same powers as the like Officers in any other County: Provided always, that the powers and authorities of the present or any other Officers appointed or to be appointed by the Court of General Sessions of the Peace for the said County of Gloucester, shall continue until after the first General Session of the Peace shall be holden in and for the said new County.

VII. And be it further enacted, That all actions now depending, or which hereafter may be brought in the Inferior Court of Common Pleas for the said County of Gloucester, and all writs or processes which may or shall be issued and delivered to the Sheriff of the County of Gloucester before this Act shall go into operation, shall be there proceeded in and finally determined, although the parties may reside, or the causes of action may have arisen in the said new County, and that all rates and assessments which have been or hereafter may be made, on the Inhabitants of that part of the said County of Gloucester hereby erected into a separate County, before the commencement of the operation of this Act, shall be proceeded in and collected, and paid, and the accounts finally settled, as if this Act had not been made, notwithstanding; Provided always, that no assessment shall be made upon the Inhabitants of the said new County for the purpose of erecting a Court House, Gaol, or other public buildings within the said County of Gloucester.

VIII. And be it further enacted, That the said new County shall be entitled to send one Member to serve in the General Assembly of this Province, to be elected by the Freeholders, in like manner, and subject to the like Laws, Rules and Regulations under which other Members are elected in any other County, and that all such Freeholders whose Title Deeds may have been registered in the County of Gloucester before this Act shall go into operation, shall be entitled to vote without having their Deeds registered anew in the said new County.

IX. And be it further enacted, That the said new County shall not be deemed to be erected and established until the commissions shall be issued for erecting the said Courts of Justice and appointing the several Justices and other Officers for the said new County, and the same shall be notified by Proclamation of the Lieutenant Governor or Commander in Chief for the time being: Provided always, that this Act shall not be in force until His Majesty's royal approbation be thereunto had and declared.

NOTICE.

THE Subscriber is closing all his accounts to this date, and requests those persons having unsettled accounts with him to call and settle them forthwith; and all persons indebted to him by Bond, Note or Book accounts, are required to make immediate payment.

F. E. BECKWITH, Fredericton, May 1, 1838.

Partnership Notice.

THE Subscribers will transact business at F. E. Beckwith's old stand, under the firm of J. & F. BECKWITH, and they respectfully solicit a share of public patronage.

JOHN A. BECKWITH, F. E. BECKWITH, Fredericton, May 1, 1838.

NOTICE.

THE Subscriber returns his sincere thanks to his friends and the public, for the liberal patronage he has experienced from them for many years past, and respectfully solicits a continuance thereof to the firm of J. & F. Beckwith.

F. E. BECKWITH, Fredericton, May 1, 1838.

NOTICE.

THE Subscriber begs leave to intimate to his friends and the public generally, that he has resumed business at his well known Establishment in WATERLOO ROW, where he will be most happy to receive their calls, and execute their orders as usual.

OLIVER SMITH, Fredericton, 1st May, 1838.