

one calendar month of the time of making the said complaint; and the owner or keeper of the Liquor seized as aforesaid, if he shall be known to the Officer seizing the same, shall be summoned forthwith before the Justice or person by whose Warrant the Liquor was seized, and if he fail to appear, and it appears to the satisfaction of the said Justice or person who issued the warrant that the said Liquor was kept or intended for sale or barter, in contravention of this Act, it shall be declared forfeited with any package in which it is contained, and shall be destroyed by authority of the written Order to that effect of the said Justice, Reeve, Mayor, Police Magistrate, Recorder or Judge, and in his presence, or in the presence of some person appointed by him to witness the destruction thereof, and who shall join with the Officer by whom the said Liquor shall have been destroyed, in attesting that fact upon the back of the Order by authority of which it was done; and the owner or keeper of such Liquor shall pay a fine of Ten Pounds and costs, or be committed to prison for three calendar months in default thereof.

VII. If the owner, keeper or possessor of Liquor seized under the provisions of this Act shall be unknown to the Officer seizing the same, it shall not be condemned and destroyed until the fact of such seizure shall have been advertised, with the number and description of the package as near as may be, for two weeks, by posting up a written or printed notice and description thereof in at least three public places, and if it shall be proved within such two weeks to the satisfaction of the Justice, Reeve, Mayor, Police Magistrate, Recorder or Judge by whose authority such Liquor was seized, that it was not intended for sale or barter in contravention of this Act, it shall not be destroyed, but shall be delivered to the owner, who shall give his receipt therefor upon the back of the Warrant, which shall be returned to the said Justice or person who issued the same; but if after such advertisement as aforesaid, it shall appear to such Justice, Reeve, Mayor, Police Magistrate, Recorder or Judge, that such Liquor was intended for sale or barter, in contravention of this Act, then such Liquor, with any package in which it is contained, shall be forfeited, condemned and destroyed.

VIII. Any payment or compensation for Liquor sold or bartered in contravention of this Act, whether in money or securities for money, labor or property of any kind, shall be held and considered to have been received without consideration, and against law, equity and good conscience, and the amount or value thereof may be recovered from the receiver by the party making, paying or furnishing the same, and all sales, transfers, conveyances, liens and securities of every kind which either in whole or in part shall have been given for or on account of Intoxicating Liquor sold or bartered in contravention of this Act, shall be utterly null and void against all persons and in all cases, and no right of any kind shall be acquired thereby, and no action of any kind shall be maintained either in whole or in part for or on account of Intoxicating Liquor sold or bartered in contravention of this Act.

IX. It shall be lawful for any Justice of the Peace, Reeve, Police Magistrate, Recorder, or Judge authorized to hear and determine offences against this Act, to summon any person who may be represented to him as a material witness in relation to any offence against this Act, and if such a person shall refuse or neglect to attend, pursuant to such Summons, the Justice, or person authorized to try the offence, may issue his Warrant for the arrest of the person so summoned, and such person shall be brought before the Justice or person issuing the Warrant, and if he shall refuse to be sworn or to affirm, or to answer any question touching the matter under investigation, he may be committed to the common goal, there to remain until he shall consent to be sworn or to affirm and answer; And all the provisions of any Act or Acts for the protection of Justices of the Peace when acting as such, or to facilitate proceedings by or before them, in matters relating to summary conviction and orders, shall in so far as they may not be inconsistent with this Act, apply to every Functionary mentioned in this Section, or empowered to try offenders against this Act, and such Functionary shall be deemed a Justice of the Peace within the meaning of any such Act, whether he be or not a Justice of the Peace for other purposes.

X. That whenever judgment shall be rendered for costs, there shall be included therein fees for such prospective services as shall be necessary to enforce such judgment.

XI. Upon judgment or affirmance of any appeal, and for any other proceeding under this Act which shall be had before a Justice, Reeve or other Functionary, the costs shall be the same

as are now by law allowed for proceedings of a like nature, and in actions and proceedings in any higher Court, the costs shall be the same as are usually allowed in such Court.

XII. No action or other proceeding, Warrant, Judgment, Order or other Instrument or Writing, authorized by or which may be necessary to carry out the provisions of this Act shall be held void, or be allowed to fail for defect of form, but all Justices, Municipal Councils, Judges and Courts, and all Public Functionaries or Officers who may be required to perform any duty under this Act, shall regard the same as a remedial Statute, and shall so construe its provisions as to advance the remedy, and suppress the mischief mentioned in the Preamble thereof.

XIII. And be it enacted, That so much of each and every Act and provision of law now in force in any part of this Province as shall be inconsistent with any provisions of this Act, shall be and is hereby repealed.

Female Influence and Energy.

I have noticed, says Washington Irving, that a married man falling into misfortune, is more apt to retrieve his situation in the world, than a single one, chiefly because his spirits are softened and relieved by domestic endearments, and self-respect kept alive by finding that, though all abroad be darkness and humiliation, yet still there is a little world of love at home, of which he is monarch: whereas a single man is apt to run to self-neglect and waste; to fall to ruin like a deserted mansion, for want of inhabitants. I have often had occasion to mark the fortitude with which women sustain the most overwhelming reverses of fortune. Those disasters which break down the spirit of a man and prostrate him in the dust, seem to call forth all the energies of the softer sex, and give such intrepidity and elevation to their character, that at times it approaches to sublimity.

Nothing can be more touching than to behold a soft and tender female, who had been all weakness and dependence and alive to every trivial roughness, while treading the prosperous path of life, suddenly rising in mental force to be the comforter and supporter of the husband under misfortune, abiding with unshrinking firmness the bitter blast of adversity. As the vine which has long twined its graceful foliage about the oak, and has been lifted by it into sunshine will, when the hardy plant has been rifted by the thunder-bolt, cling around it with its caressing tendrils, and bind up its shattered boughs; so, too, it was beautifully ordained by Providence that woman, who is the ornament and dependent of man in his happier hours, should be his stay and solace when smitten with dire and sudden calamity, winding herself into the rugged recesses of his nature, tenderly supporting his drooping head, and binding up his broken heart.

Little Things.

'Tis little I can do;
But oh! in sharp extremities of fortune,
The blessings which the weak and poor can scatter
Have their own season. 'Tis a little thing
To give a cup of water; yet its draught
Of cool refreshment drain'd by favored lips,
May give a shock of pleasure to the frame
More exquisite than when nectarean price
Renews the life of joy in happiest hour.
It is a little thing to speak a phrase
Of common comfort, which by daily use
Has almost lost its sense; yet on the ear
Of him who thought to die unmourn'd, 'twill fall;
Like choicest music fill the glazing eye
With gentle tears; relax the knotted hand
To know the bonds of fellowship again:
And shed on the departing soul a sense
More precious than the benison of friends
About the honour'd death-bed of the rich,
To him who else were lonely, that another
Of the great family is near and feels.

SERGEANT TALFOURD.