

taken or to be taken and returnable into Our Courts of Chancery, and thereupon to make and pass Grants and Commitments under Our Public Seal of Our Province of New Brunswick of the Custodies of all and every such Idiots and Lunatics and their Estates to such Person or Persons, Suitors in that Behalf, as according to the Rules of Law and the Use and Practice in those and the like Cases you shall judge meet for that Trust:

And We do by these Presents authorize and empower you the said John George Earl of Durham to collate any Person or Persons to any Churches, Chapels, or other Ecclesiastical Benefices within Our said Province of New Brunswick, as often as any of them shall happen to be void:

And it is Our further Will and Pleasure that all Public Monies raised by any Act made or hereafter to be made as aforesaid within Our said Province be issued out by Warrant from you, by and with the Advice and Consent of Our said Executive Council, and disposed of by you for the Support of the Government of Our said Province, or for such other Purposes as shall be particularly directed in and by such Act, and not otherwise:

And We do likewise give and grant unto you full Power and Authority, by and with the Advice and Consent of Our said Executive Council, in Our Name and on Our Behalf, to grant and dispose of, under the Public Seal of Our said Province, such Lands, Tenements, and Hereditaments within the said Province as now are or hereafter shall be in Our Power to grant or dispose of: Provided nevertheless, and We do hereby require, that in granting and disposing of all such Lands, Tenements, and Hereditaments, you do conform to and observe the Provisions in that Behalf contained in any Act or Acts made or to be made by the Governor, Legislative Council, and Assembly of Our said Province for regulating the Sale and Settlement thereof: And We do hereby declare Our Pleasure to be that all such Grants shall be entered upon Record by such Officer or Officers as shall be appointed thereunto, and shall be good and effectual in Law against Us, Our Heirs and Successors:

And We do hereby declare, ordain, and appoint that you the said John George Earl of Durham shall and may hold, execute, and enjoy the Office and Place of Our Captain General and Governor-in-Chief in and over Our said Province of New Brunswick, with all the Rights, Members, and Appurtenances whatsoever, together with all and singular the Powers and Authorities hereby granted unto you, for and during Our Will and Pleasure:

And in case of your Death, or Absence out of Our said Province of New Brunswick, We do by these Presents give and grant all and singular the Powers and Authorities herein to you granted to Our Lieutenant Governor for the Time being of Our said Province, or, in the Absence of any such Lieutenant Governor, to such Person as We may by Warrant under Our Sign Manual and Signet authorize and appoint to be the Administrator of the Government of Our said Province, such Powers and Authorities to be by him executed and enjoyed during Our Pleasure; but if upon your Death, or Absence out of Our said Province of New Brunswick, there be no Person upon the Place commissioned and appointed by Us to be Our Lieutenant Governor, or specially appointed by Us to administer the Government within Our said Province, Our Will and Pleasure is, that until your Return from any such Absence, or until Our further Pleasure shall be known, the senior Military Officer for the Time being in command of Our Forces within Our said Province of New Brunswick shall take upon him the Administration of the Government thereof, and shall execute in Our said Province this Our Commission, and the aforesaid Instructions, and the several Powers and Authorities therein contained, in the same Manner and to all Intents and Purposes as other Our Captain General and Governor-in-Chief should or ought to do:

And We do hereby command all Our Officers and Ministers, Civil and Military, and all other the Inhabitants of Our said Province, to be obedient, aiding, and assisting unto you the said John George Earl of Durham in the Execution of this Our Commission, and of the Powers and Authorities herein contained. In witness, &c. Witness, &c.

Dated at Westminster, 30th March 1838.

The Right Hon. the Earl of Durham, G. C. B.  
Commission, Province of New Brunswick.